

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

SENATE DAILY JOURNAL

SEVENTEENTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, February 22, 2010

The Senate met at 2:13 p.m.
Hon. Gloria Romero, of the 24th District, presiding.
Secretary Greg Schmidt at the Desk.
Assistant Secretary Zachary L. Twilla reading.

ROLL CALL

The roll was called and the following Senators answered to their names:

Aanestad, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee—39.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

An ancient sage gave this advice to one who wants to live a life of meaning. He said: Get yourself a teacher; and acquire a friend to study with you. When you judge people, give them the benefit of the doubt. (Joshua ben Perachya, Pirke Avot 1.6)

May we always have the humility to know that there is something to be learned from someone more experienced than ourselves, may we always know the pleasure of studying with a peer, and may our studies teach us to act with compassion for others. May this be God's will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Padilla led the Senate in the pledge of allegiance to the Flag.



REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing, February 22, 2010

Madam President: The Committee on Appropriations, to which was referred:

SB 26

Reports the same back with the recommendation: Do pass as amended.

KEHOE, Chair

Above measure ordered to second reading.

Committee on Energy, Utilities and Communications

Date of Hearing, February 22, 2010

Madam President: The Committee on Energy, Utilities and Communications, to which was referred:

SB 34

Reports the same back with the recommendation: Do pass.

PADILLA, Chair

Above bill ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT (SB 34)

Senator Padilla asked for, and was granted, unanimous consent to take up SB 34 at this time, without reference to file.

Consideration of Senate Bill 34

Senate Bill 34—An act to add Sections 2069 and 2099 to the Fish and Game Code, to amend Sections 11430.30, 11430.70, and 11430.80 of the Government Code, and to add Section 25524 to the Public Resources Code, relating to energy, and making an appropriation therefor.

Roll Call

The roll was called and the measure was adopted by the following vote:

AYES (33)—Senators Aanestad, Alquist, Ashburn, Calderon, Cogdill, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Romero, Runner, Steinberg, Strickland, Wiggins, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

MOTION TO SUSPEND JOINT RULES

Senator Ducheny moved to suspend Joint Rule 10.5 on the following measures: **AB 5**, **AB 11**, and **AB 12** in order that they may be considered at this time.



Roll Call

The roll was called and the motion carried by the following vote:

AYES (35)—Senators Aanestad, Alquist, Ashburn, Calderon, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Romero, Runner, Steinberg, Strickland, Walters, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

**CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS**

Assembly Bill 5—An act to amend Section 22954 and 22955 of the Education Code, to add Section 16324 to, and to add and repeal Sections 16325, 16325.5, and 16326 of, the Government Code, and to amend Section 2103.1 of the Streets and Highways Code, relating to state finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Ducheny.

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES (37)—Senators Aanestad, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, and Wyland.

NOES (2)—Senators Correa and Yee.

Roll Call

The roll was called and the bill was passed by the following vote:

AYES (37)—Senators Aanestad, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, and Wyland.

NOES (2)—Senators Correa and Yee.

Bill ordered transmitted to the Assembly.

Assembly Bill 11—An act to add Section 14533.2 to the Government Code, relating to transportation.

Bill read third time and presented by Senator Ducheny.

Roll Call

The roll was called and the bill was passed by the following vote:

AYES (39)—Senators Aanestad, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu,



Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

Assembly Bill 12—An act to amend Section 8879.53 of the Government Code, relating to port and maritime security, and making an appropriation therefor.

Bill read third time and presented by Senator Ducheny.

Roll Call

The roll was called and the bill was passed by the following vote:

AYES (39)—Senators Aanestad, Alquist, Ashburn, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Harman, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Padilla, Pavley, Price, Romero, Runner, Simitian, Steinberg, Strickland, Walters, Wiggins, Wolk, Wright, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

SENATE COMMITTEE ROLL CALLS

Committee on Appropriations

SB 26—Do pass as amended

AYES (8)—Senators Alquist, Corbett, Cox, Kehoe, Leno, Liu, Price, and Yee.

NOES (0)—None.

Date of Hearing: 2/22/2010

Kehoe (Chair)

Committee on Energy, Utilities and Communications

SB 34—Do pass

AYES (10)—Senators Corbett, Cox, Dutton, Kehoe, Lowenthal, Oropeza, Padilla, Simitian, Strickland, and Wright.

NOES (0)—None.

Date of Hearing: 2/22/2010

Padilla (Chair)

ADJOURNMENT

At 3:30 p.m., the President declared the Senate adjourned on call of the President pro Tempore.

PAULA K. ROSSETTO, Minute Clerk

