

CALIFORNIA LEGISLATURE  
2009–10 EIGHTH EXTRAORDINARY SESSION

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# SENATE DAILY JOURNAL

TWENTY-FOURTH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Thursday, March 4, 2010

The Senate met at 10:30 a.m.

Hon. S. Joseph Simitian, of the 11th 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, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Pavley, Price, Romero, Runner, Simitian, Steinberg, Wolk, Wyland, and Yee—32.

Quorum present.

*(NOTE: Senators Padilla, Strickland, Walters, and Wright will be excused this day on legislative business, Senators Ashburn and Harman will be excused this day on personal business, and Senator Wiggins will be excused this day due to illness.)*



**PRAYER**

Prayer was offered by the Chaplain, Rabbi Mona Alfi:

The 19th century American author J.G. Holland taught that “God gives every bird its food, but does not throw it into the nest.”

All that we need to nourish us in life, physically, intellectually, spiritually, God provides for in the world. But it is for us to seek, to search, and to claim it for ourselves.

May we be blessed with the ability to find what we need to sustain us, to recognize it when it is revealed to us, and to accept even what we have worked hard to attain as though it were a gift from the Eternal One. May this be God’s will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MOTION TO SUSPEND JOINT RULES**

Senator Ducheny moved to suspend Joint Rule 10.5 as it relates to the following measures: **AB 6**, **AB 9**, and **AB 14** in order that they may be considered at this time.

Roll call requested.

**Roll Call**

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

AYES (29)—Senators Aanestad, Alquist, Calderon, Cedillo, Cogdill, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Hollingsworth, Huff, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Pavley, Price, Romero, Runner, Simitian, Steinberg, Wolk, Wyland, and Yee.

NOES (1)—Senator Cox.

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

**Assembly Bill 6**—An act to add Section 41204.2 to the Education Code, and to amend Sections 7360 and 60050 of, and to add Sections 6051.8, 6201.8, 6357.7, 7361.1, and 7653.1 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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 (22)—Senators Alquist, Calderon, Cedillo, Corbett, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Pavley, Price, Romero, Simitian, Steinberg, Wolk, and Yee.

NOES (10)—Senators Aanestad, Cogdill, Correa, Cox, Denham, Dutton, Hollingsworth, Huff, Runner, and Wyland.

Bill ordered transmitted to the Assembly.



**Assembly Bill 9**—An act to amend Section 16965 of the Government Code, to amend Sections 99312, 99314.6, and 99315 of the Public Utilities Code, to add Sections 7102.1 and 7104.4 to, to add and repeal Section 7103.1 of, and to repeal Section 7103 of, the Revenue and Taxation Code, and to amend Sections 183.1 and 2103 of the Streets and Highways Code, relating to transportation, 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 (21)—Senators Alquist, Calderon, Cedillo, Corbett, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Pavley, Price, Romero, Simitian, Steinberg, Wolk, and Yee.

NOES (10)—Senators Aanestad, Cogdill, Correa, Cox, Denham, Dutton, Hollingsworth, Huff, Runner, and Wyland.

Bill ordered transmitted to the Assembly.

**Assembly Bill 14**—An act to amend Sections 16324, 16325, 16325.5, and 16326 of the Government Code, and to amend Section 2103.1 of the Streets and Highways Code, relating to state cash resources, 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 (31)—Senators Aanestad, Alquist, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Hollingsworth, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Pavley, Price, Romero, Runner, Simitian, Steinberg, Wolk, Wyland, and Yee.

NOES (0)—None.

#### Roll Call

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

AYES (31)—Senators Aanestad, Alquist, Calderon, Cedillo, Cogdill, Corbett, Correa, Cox, Denham, DeSaulnier, Ducheny, Dutton, Florez, Hancock, Hollingsworth, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Pavley, Price, Romero, Runner, Simitian, Steinberg, Wolk, Wyland, and Yee.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

### THIRD READING OF SENATE BILLS

**Senate Bill 30**—An act relating to the California Conservation Corps, and making an appropriation therefor.

Bill read third time and presented by Senator Oropeza.



**Roll Call**

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

AYES (23)—Senators Alquist, Calderon, Cedillo, Corbett, Correa, DeSaulnier, Ducheny, Florez, Hancock, Kehoe, Leno, Liu, Lowenthal, Maldonado, Negrete McLeod, Oropeza, Pavley, Price, Romero, Simitian, Steinberg, Wolk, and Yee.

NOES (8)—Senators Aanestad, Cogdill, Cox, Denham, Dutton, Hollingsworth, Huff, and Wyland.

Bill ordered transmitted to the Assembly.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, March 4, 2010

Mr. President: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

AB 6

AB 9

AB 14

E. DOTSON WILSON, Chief Clerk of the Assembly

**LEAVES OF ABSENCE FOR THE DAY**

The following Senators were granted leaves of absence for the day due to legislative business: Senators Padilla, Strickland, Walters, and Wright.

The following Senators were granted leaves of absence for the day on personal business: Senators Ashburn and Harman.

The following Senator was granted leave of absence for the day due to illness: Senator Wiggins.

**ADJOURNMENT**

At 10:53 a.m., the President declared the Senate adjourned on call of the President pro Tempore.

PAULA K. ROSSETTO, Minute Clerk

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