No. 49 STATE OF MICHIGAN Journal of the Senate

93rd Legislature **REGULAR SESSION OF 2005**

Senate Chamber, Lansing, Thursday, May 26, 2005.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor John D. Cherry, Jr.

The roll was called by the Secretary of the Senate, who announced that a quorum was present.

Allen—present
Barcia—present
Basham—present
Bernero—present
Birkholz—present
Bishop—present
Brater—present
Brown—present
Cassis—present
Cherry—present
Clark-Coleman—present
Clarke—excused

Cropsey—present

Emerson—present Garcia—present George—present Gilbert—present Goschka—present Hammerstrom—present Hardiman—present Jacobs—present Jelinek-present Johnson—present Kuipers—present Leland—present McManus—present

Olshove—present Patterson—present Prusi-present Sanborn—present Schauer—present Scott—present Sikkema—present Stamas—present Switalski-present Thomas—present Toy-present Van Woerkom—present Senator Gerald Van Woerkom of the 34th District offered the following invocation:

Heavenly Father, we come to You this morning to ask for Your help. There are many of us who have decisions that we must make on this day. We pray that You will give us wisdom, guidance, and direction as we make those decisions so we can find ways to make our state an even better place in which to live.

Lord, today is also a day of remembering. We remember, especially at this time, those who have fallen in the line of duty. We pray that You will continue to comfort and care for the families and loved ones of these people who have given the supreme sacrifice on behalf of our country.

We pray for those, too, who have been wounded in action and who live with the scars and the pains of their wounds. We pray that You will continue to care for them and bless them. We were reminded yesterday that there are many veterans who are suffering for various reasons, many who are homeless. We pray that You will provide for the needs of those veterans, Lord.

We pray for those who are in the heat of action today. We pray for those who stand in harm's way. We pray that You will protect them. We pray that each and every one of them will be able to return home safely once again. Be near their families, and give them comfort.

Lord, we thank You for our country. We thank You for this great land. We thank You for the brave men and women who have stood to defend and protect this land.

In Your most holy name. Amen.

The President, Lieutenant Governor Cherry, led the members of the Senate in recital of the Pledge of Allegiance.

Motions and Communications

The following communication was received and read: Office of the Senate Majority Leader

May 25, 2005

Pursuant to Senate Rule 3.203b, I am hereby re-referring Senate Bill 534 from the Finance Committee to the Economic Development, Small Business and Regulatory Reform Committee.

Respectfully yours, Ken Sikkema Senate Majority Leader

The communication was referred to the Secretary for record.

Senator Schauer moved that Senator Bernero be temporarily excused from today's session. The motion prevailed.

Senator Schauer moved that Senator Clarke be excused from today's session. The motion prevailed.

Senator Hammerstrom moved that rule 3.902 be suspended to allow the guests of Senator Garcia admittance to the Senate floor, including the center aisle.

The motion prevailed, a majority of the members serving voting therefor.

Senator Hammerstrom moved that rule 3.901 be suspended to allow photographs to be taken from the Senate floor, including the center aisle and Gallery.

The motion prevailed, a majority of the members serving voting therefor.

Recess

Senator Hammerstrom moved that the Senate recess subject to the call of the Chair. The motion prevailed, the time being 10:07 a.m.

10:55 a.m.

During the recess, Senator Garcia presented the 11th Annual Memorial Day Ceremony in honor of the military personnel who served during wartime. The ceremony was accompanied by the Brighton VFW Post 4357 Honor Guard, Kalamazoo Pipe Band, and VFW Post Commanders.

Senator Basham introduced Roosevelt High School A Cappella Choir of Wyandotte, who sang the "National Anthem."

Senator Bernero introduced Dr. Dean Sienko, Medical Director and Chief Medical Examiner for Ingham County, with 23 years of service in the United States Army.

Dr. Sienko addressed the Senate concerning his experiences during war.

Senator Toy addressed the Senate concerning the efforts of our troops.

Senator Brown acknowledged the names of service members who have fallen since September 11.

Senators Barcia, Bernero, Bishop, Brater, Brown, Cassis, Cropsey, Cherry, Goschka, Hammerstrom, Johnson, Leland, Olshove, Sanborn, Sikkema, Stamas, Switalski, Thomas, Allen, Basham and Hardiman acknowledged our fallen soldiers during a roll call of the number of casualties since the 2004 Memorial Day Ceremony.

A moment of silence was observed in memory of those who lost their lives serving their country.

Dale Sprosty and the Kalamazoo Pipe Band played "Taps" and "Amazing Grace."

Senator Garcia also acknowledged Senators who serve and have served in the military: Senators Allen, Hardiman, Basham and himself.

Senator Garcia recognized special guests in the Gallery: First Lieutenant Mel Buschman, 91st Infantry Division, Army, Italy; Tech/Sergeant Dr. Eugene Bleil, 17th Pursuit Squadron, Air Force, Philippines; Quartermaster 2nd Class Tom Dutch, Landing Craft 751, Navy, Pacific Arena; Tech/Sergeant Bill Keezer, 112th Regimental Combat Team, Army, Philippines; Mary Sharp, wife of deceased First Lieutenant Mahlon Sharp, Doctor, Medical Corp, Pearl Harbor; and First Lieutenant Jack Shingleton, 322nd Wing, Air Force, Pacific Arena.

During the recess, Senator Bernero entered the Senate Chamber.

The Secretary announced that the following House bills were received in the Senate and filed on Wednesday, May 25: **House Bill Nos.** 4541 4774

The Secretary announced that the following official bills and joint resolutions were printed on Wednesday, May 25, and are available at the legislative website:

 Senate Bill Nos.
 526
 527
 528
 529
 530
 531
 532
 533

 Senate Joint Resolution
 C

 House Bill Nos.
 4821
 4822
 4823
 4824
 4825
 4826
 4827
 4828

 House Joint Resolution
 K

By unanimous consent the Senate proceeded to the order of

Introduction and Referral of Bills

Senators Cassis, Birkholz, Brater and Goschka introduced

Senate Bill No. 539, entitled

A bill to amend 2004 PA 454, entitled "Social security number privacy act," by amending section 3 (MCL 445.83). The bill was read a first and second time by title and referred to the Committee on Judiciary.

Senators Sanborn, Bishop, Van Woerkom, Jacobs and Stamas introduced

Senate Bill No. 540, entitled

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," by amending section 2 (MCL 445.1652), as amended by 2002 PA 4.

The bill was read a first and second time by title and referred to the Committee on Banking and Financial Institutions.

Senators Sanborn, Cropsey, Patterson, Schauer, Bernero and Brater introduced

Senate Bill No. 541, entitled

A bill to regulate the transfer of structured settlement rights; to place conditions on the transfer of structured settlement rights; to establish a procedure for approval of transfer of structured settlement rights; and to repeal acts and parts of acts.

The bill was read a first and second time by title and referred to the Committee on Judiciary.

Senator Cropsey introduced

Senate Bill No. 542, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 40 and 42 of chapter VII (MCL 767.40 and 767.42), section 40 as amended by 1986 PA 46.

The bill was read a first and second time by title and referred to the Committee on Judiciary.

Senators Patterson and Cropsey introduced

Senate Bill No. 543, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1a of chapter IV (MCL 764.1a), as amended by 1994 PA 70.

The bill was read a first and second time by title and referred to the Committee on Judiciary.

Senator Cropsey introduced

Senate Bill No. 544, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 1 and 4 of chapter VI (MCL 766.1 and 766.4), section 4 as amended by 1994 PA 167.

The bill was read a first and second time by title and referred to the Committee on Judiciary.

Senators Patterson and Cropsey introduced

Senate Bill No. 545, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8311 (MCL 600.8311). The bill was read a first and second time by title and referred to the Committee on Judiciary.

Senators Bernero, Switalski, Toy, Schauer, Olshove, Clarke, Basham, Emerson, Leland, Thomas, Scott, Brater and Barcia introduced

Senate Bill No. 546, entitled

A bill to amend 1976 PA 399, entitled "Safe drinking water act," by amending section 2 (MCL 325.1002), as amended by 1998 PA 56, and by adding section 7b.

The bill was read a first and second time by title and referred to the Committee on Technology and Energy.

Senators Bernero, Switalski, Toy, Schauer, Olshove, Clarke, Basham, Emerson, Leland, Thomas, Scott, Brater and Barcia introduced

Senate Bill No. 547, entitled

A bill to amend 1976 PA 399, entitled "Safe drinking water act," by amending section 2 (MCL 325.1002), as amended by 1998 PA 56, and by adding sections 7a and 7c.

The bill was read a first and second time by title and referred to the Committee on Technology and Energy.

House Bill No. 4541, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 518, 525, and 537 (MCL 436.1518, 436.1525, and 436.1537), section 518 as added by 2002 PA 725, section 525 as amended by 2004 PA 266, and section 537 as amended by 2001 PA 223.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Economic Development, Small Business and Regulatory Reform.

House Bill No. 4774, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 20129a (MCL 324.20129a), as amended by 2004 PA 114.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Natural Resources and Environmental Affairs.

Statements

Senators Stamas, Scott, Switalski and Bishop asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Stamas' statement is as follows:

Senate colleagues, on this solemn day I rise to recognize and remember a constituent of the 36th District who recently gave his life serving our county in the United States Army. Sergeant Brad Wentz of Gladwin, Michigan, died this past Friday while serving in Iraq. According to reports, Sergeant Wentz was traveling in a convoy when his vehicle was struck by either an improvised explosive device or a rocket-propelled grenade. There were no other fatalities in the incident. His death is still under investigation.

Sergeant Wentz joined the Army and he completed his basic training at Fort Leonard Wood, Missouri, in July 2001, and was part of the Muskegon Base, 180th Army Reserve Transportation Company. He was stationed at Camp Anaconda in Iraq at the time of his death. He had followed in the tradition of military service of many family members, including his grandfather. His brother Chris is currently attending Officer Candidate School in the United States Marine Corps.

His grandmother Michele Hisey said that Brad's daughter Jerzey was the light of his life. He was a great father and a great husband. His family was very important to him. According to his family members, Sergeant Wentz loved to hunt, fish, and snowmobile and go water tubing on Wixom Lake. His greatest love was hockey, and he loved being a member of the Gladwin Hockey Association. He leaves behind him a wife Tami and their 16-month-old daughter Jerzey.

On this solemn day when we honor all our fallen soldiers, it is with a heavy heart that I bring news of another Michigan son lost. I would like to take this opportunity to convey to the entire family the chamber's deepest sympathy for their loss that has occurred and our gratitude for the family's service to our country.

A moment of silence was observed in memory of U.S. Army Sergeant Brad A. Wentz.

Senator Scott's statement is as follows:

There was a legislative luncheon held yesterday that brought close to 200 insurance agents right here to the State Capitol. You can be sure that I took advantage of this opportunity to interact and spark discussion with those in attendance. In fact, I had lunch with my agent, who just so happens to be a constituent. Of course, he's very much aware of my continuing efforts to do something about the high costs of auto and homeowners insurance in this state, and though we may not always see eye to eye, he understands my passion and my commitment to answer the call of my constituents to assist them in bringing some relief with their insurance premiums.

I am truly hopeful that many of you were able to participate in some constructive dialogue as well. In order to bring about real change, we need this chamber to come together and work on real solutions. Indeed, as I continue to wage war on the high costs of insurance, I again ask for your support.

I extend well wishes to all of my colleagues on this holiday weekend. Let us all take time to remember and to reflect on the many sacrifices of our nation's veterans and our troops all over the world who so unselfishly and so bravely are serving our country.

Senator Switalski's statement is as follows:

My statement is really along the lines of an introduction, but I want to make a little statement out of it too. I've got a group of students from Roseville here with their teacher Irene Kepler, who doubles as a city councilwoman in Roseville, up in the east Gallery. I would like to welcome them here today. They are involved in student government, and I believe among that group I've got a couple of my former and current soccer players whom I coached. Colleagues will recall the trials and tribulations of my team in the past, when we suffered through a couple of winless seasons, but I am happy to announce that this year we are undefeated.

Now, one of my top midfielders, Shelby, I believe, is up there and she not only was a great midfielder, but a great looking midfielder. She's one of the greatest midfielders I've ever had, and she is joined up there by my current midfielder, Chayne Campbell, who is an outstanding player, very physical. In our last game, our opponent was short a few players, and Chayne volunteered to play for the other side. In the course of that game, my other players learned what it was like to be crunched by Chayne Campbell. She earned a lot of respect from her colleagues.

I ask my colleagues to welcome my guests here this morning.

Senator Bishop's statement is as follows:

In the east Gallery, I have two of my favorite constituents from Rochester Hills, Michigan, David Lomasney and his son Adam Lomasney, who have come up today to visit the State Capitol and witness the Senate in session and our ceremony today. I thought I might rise to greet them and let the members of the Senate greet them.

Welcome to the Senate today.

Committee Reports

The Committee on Government Operations reported

House Bill No. 4481, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 759a (MCL 168.759a), as amended by 1999 PA 216; and to repeal acts and parts of acts.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Government Operations reported

House Bill No. 4275, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 477 (MCL 168.477), as amended by 1999 PA 219.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Government Operations reported

Senate Bill No. 365, entitled

A bill to amend 1968 PA 173, entitled "An act naming certain state buildings," by amending section 1 (MCL 19.131), as amended by 1999 PA 11.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Government Operations reported

Senate Bill No. 462, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 737a (MCL 168.737a), as added by 1996 PA 461.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Jacobs and Thomas

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Government Operations reported

Senate Bill No. 512, entitled

A bill to amend 1989 PA 24, entitled "The district library establishment act," by amending sections 2, 3, 4, 11, 12, 15, 19, 20, 21, 23, and 24 (MCL 397.172, 397.173, 397.174, 397.181, 397.182, 397.185, 397.189, 397.190, 397.191, 397.193, and 397.194), sections 2 and 3 as amended by 2001 PA 64, section 11 as amended by 2002 PA 540, and section 15 as amended by 1994 PA 114, and by adding section 3a.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Government Operations reported

Senate Bill No. 513, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 301, 302, 312, 370, 381, 498, 641, 642a, 653a, 699, and 963 (MCL 168.301, 168.302, 168.312, 168.370, 168.381, 168.498, 168.641, 168.642a, 168.653a, 168.699, and 168.963), section 301 as amended by 2004 PA 286, sections 302 and 312 as added and sections 370 and 963 as amended by 2003 PA 302, section 381 as amended by 2004 PA 290, section 498 as amended by 1984 PA 89, section 641 as amended by 2003 PA 298, section 642a as amended by 2004 PA 294, section 653a as added by 1982 PA 2, and section 699 as amended by 2004 PA 297.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

Navs: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Government Operations reported

Senate Bill No. 514, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 4 and 5 (MCL 380.4 and 380.5), as amended by 2003 PA 299.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Government Operations reported

Senate Bill No. 515, entitled

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending sections 38, 58, and 152 (MCL 389.38, 389.58, and 389.152), as amended by 2003 PA 306.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

Navs: None

The bill was referred to the Committee of the Whole.

The Committee on Government Operations reported

Senate Bill No. 516, entitled

A bill to amend 1909 PA 278, entitled "The home rule village act," (MCL 78.1 to 78.28) by adding section 24d.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Government Operations reported

Senate Bill No. 517, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," (MCL 117.1 to 117.38) by adding section 3b.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Government Operations reported

Senate Bill No. 518, entitled

A bill to amend 1895 PA 3, entitled "The general law village act," (MCL 61.1 to 74.25) by adding section 5a to chapter II.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Kenneth R. Sikkema Chairperson

To Report Out:

Yeas: Senators Sikkema, Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Government Operations submitted the following:

Meeting held on Tuesday, May 24, 2005, at 1:00 p.m., Rooms 402 and 403, Capitol Building

Present: Senators Sikkema (C), Hammerstrom, Allen, Cassis, Emerson, Jacobs and Thomas

COMMITTEE ATTENDANCE REPORT

The Committee on Finance submitted the following:

Joint meeting held on Wednesday, May 25, 2005, at 8:40 a.m., Senate Hearing Room, Ground Floor, Boji Tower

Present: Senators Cassis (C), Garcia, McManus and Brater

Excused: Senator Thomas

COMMITTEE ATTENDANCE REPORT

The Legislative Retirement Board of Trustees submitted the following:

Meeting held on Wednesday, May 25, 2005, at 3:00 p.m., Room H-252, Capitol Building

Present: Senators Hammerstrom and Leland

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Commerce, Labor and Economic Development submitted the following: Meeting held on Wednesday, May 25, 2005, at 3:00 p.m., Room 100, Farnum Building Present: Senators Garcia (C), George, Hardiman, Prusi and Scott

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Department of Natural Resources submitted the following: Meeting held on Wednesday, May 25, 2005, at 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building Present: Senators McManus (C), Johnson, Jelinek and Cherry Excused: Senator Barcia

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Commerce, Labor and Economic Development submitted the following: Meeting held on Thursday, May 26, 2005, at 8:30 a.m., Room 100, Farnum Building Present: Senators Garcia (C), George, Hardiman, Prusi and Scott

Scheduled Meetings

Appropriations -

Subcommittees -

Community Colleges - Wednesday, June 1, 11:00 a.m. or later immediately following session, Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Community Health Department - Thursday, June 2, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-7946)

Environmental Quality Department - Tuesday, May 31, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725) (CANCELED)

Higher Education - Thursday, June 2, 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1760)

Judiciary and Corrections - Tuesday, May 31, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (CANCELED) and Thursday, June 2, 11:00 a.m. or later immediately following session, Rooms 402 and 403, Capitol Building (373-3760)

K-12, School Aid, Education - Thursday, June 2, 12:30 p.m., Rooms 402 and 403, Capitol Building (373-6960)

Natural Resources Department - Wednesdays, June 1 and June 15, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

Commerce and Labor - Tuesday, May 31, 3:00 p.m., Room 100, Farnum Building (373-2413)

Health Policy - Wednesday, June 1, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-3543)

Natural Resources and Environmental Affairs - Tuesday, May 31, 3:00 p.m., Room 110, Farnum Building (373-3447)

Senior Citizens and Veterans Affairs - Wednesday, June 1, 1:00 p.m., Room 100, Farnum Building (373-1707)

Technology and Energy - Wednesday, June 1, 3:00 p.m., Room 210, Farnum Building (373-7350)

Transportation - Tuesday, May 31, 1:00 p.m., Room 110, Farnum Building and Thursday, June 2, 10:30 a.m. or later immediately following session, Senate Hearing Room, Ground Floor, Boji Tower (373-7708)

Senator Hammerstrom moved that the Senate adjourn. The motion prevailed, the time being 11:07 a.m.

The President, Lieutenant Governor Cherry, declared the Senate adjourned until Tuesday, May 31, 2005, at 10:00 a.m.

CAROL MOREY VIVENTI Secretary of the Senate