No. 87 STATE OF MICHIGAN Journal of the Senate

93rd Legislature REGULAR SESSION OF 2006

Senate Chamber, Lansing, Tuesday, November 14, 2006.

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
Birkholz—present
Bishop—present
Brater—present
Brown—present
Cassis—present
Cherry—present
Clark-Coleman—present
Clarke—present
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—excused
McManus—present
Olshove—present
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Patterson—excused
Prusi—present
Sanborn—present
Schauer—present
Scott—present
Sikkema—present
Stamas—present
Switalski—present
Thomas—present
Toy—present
Van Woerkom—present
Whitmer—present

Senator Raymond E. Basham of the 8th District offered the following invocation:

Dear gracious heavenly Father, we thank You for allowing us to come here again today to do the people's work, and that we, as a Senate body, remember who we truly work for and who truly we should be caucusing for. That is, the people of Michigan. Help us to have wisdom, courage, integrity, and when these caucus elections are over, that we work together and do the people's work in this great state of Michigan. Amen.

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

Motions and Communications

Senator Jelinek entered the Senate Chamber.

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

Senator Hammerstrom moved that consideration of the following bills be postponed for today:

Senate Bill No. 246

Senate Bill No. 1242

The motion prevailed.

Senator Hammerstrom moved that Senator Patterson be excused from today's session.

The motion prevailed.

The following communication was received:

Department of Human Services

November 6, 2006

Pursuant to Section 1002 of P.A. 147 of 2005, we are enclosing a copy of the following reports:

Type of Report	Facility	Report #	License #
Interim	Luce County DHS		CP480201253
Interim	Grand Traverse/Leelanau County DHS		CP280201153
Special Investigation Reports	Woodland Center	2006C02070020	CS470245817
		2006C02070026	

These reports were performed in compliance with the requirements of P.A. 116 of 1973 as amended, and the Administrative Rules for Child Caring Institutions. These reports may also be viewed on our website, within 48 hours, under "News, Publications & Information" at the following address: http://www.michigan.gov/dhs/.

If you have any questions regarding this information, please feel free to contact Miriam E.J. Bullock at 517-373-8383. Sincerely,

Marianne Udow

The communication was referred to the Secretary for record.

The Secretary announced that the following official bills were printed on Monday, November 13, and are available at the legislative website:

Senate Bill Nos.	1481	1482	1483	1484	1485	1486	1487	1488	1489	1490	1491	1492	1493	1494
	1495													
House Bill Nos.	6588	6589	6590	6591	6592	6593	6594	6595	6596	6597	6598	6599	6600	6601
	6602	6603	6604	6605	6606	6607								

Messages from the Governor

Senator Hammerstrom moved that consideration of the following bills be postponed for today:

Senate Bill No. 272

Senate Bill No. 271

Senate Bill No. 264

Senate Bill No. 274

Senate Bill No. 281

Senate Bill No. 175

Senate Bill No. 236

Senate Bill No. 892

Senate Bill No. 893

Senate Bill No. 956

Senate Bill No. 957

Senate Bill No. 179

Senate Bill No. 1026

Senate Bili No. 1020

Senate Bill No. 1027

Senate Bill No. 1028

Senate Bill No. 372

Senate Bill No. 973

Senate Bill No. 974

Senate Bill No. 975

Senate Bill No. 976 Senate Bill No. 242

Senate bili No. 242

Senate Bill No. 297

Senate Bill No. 1085 Senate Bill No. 1086

Senate Bill No. 1094

Senate Bill No. 50

The motion prevailed.

The following message from the Governor was received and read:

November 9, 2006

I respectfully submit to the Senate, pursuant to Section 6 of Article 5 of the Michigan Constitution of 1963, the following appointments and reappointment to state office under Section 2 of 1976 PA 223, MCL 18.352:

Crime Victims Services Commission

Mr. Frank M. Ochberg, an Independent, of 4383 Maumee Drive, Okemos, Michigan 48864, county of Ingham, succeeding Dolores Bussey, whose term has expired, representing members of the medical profession, for a term commencing November 9, 2006 and expiring September 27, 2008.

Ms. Kym L. Worthy, a Democrat, of 18446 Parkside, Detroit, Michigan 48221, county of Wayne, succeeding Joseph K. Sheeran, whose term has expired, representing county prosecuting attorneys, for a term commencing November 9, 2006 and expiring September 29, 2009.

Ms. Janet K. Praefke, a Democrat, of 1394 Baldwin Road, Lapeer, Michigan 48446, county of Lapeer, reappointed to represent community-based victim advocates, for a term expiring September 27, 2009.

Sincerely, Jennifer M. Granholm Governor

The appointments were referred to the Committee on Government Operations.

By unanimous consent the Senate proceeded to the order of

General Orders

Senator Hammerstrom moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President, Lieutenant Governor Cherry, designated Senator Brater as Chairperson.

After some time spent therein, the Committee arose; and, the President, Lieutenant Governor Cherry, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 1428, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 1060 and 1062 (MCL 600.1060 and 600.1062), as added by 2004 PA 224.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill: Senate Bill No. 924, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 74117 and 81116 (MCL 324.74117 and 324.81116), section 74117 as amended by 2003 PA 170 and section 81116 as amended by 2003 PA 111.

Substitute (S-2).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill: **Senate Bill No. 1274, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 20906, 20910, and 20919 (MCL 333.20906, 333.20910, and 333.20919), section 20906 as amended by 2004 PA 6, section 20910 as amended by 2004 PA 582, and section 20919 as amended by 2003 PA 233, and by adding section 20911.

Substitute (S-2).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of

Third Reading of Bills

Senator Hammerstrom moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage:

Senate Bill No. 1428

Senate Bill No. 924

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

Senator Hammerstrom moved that the following bills be placed at the head of the Third Reading of Bills calendar:

Senate Bill No. 162

Senate Bill No. 163

Senate Bill No. 1428

Senate Bill No. 924

The motion prevailed.

The following bill was read a third time:

Senate Bill No. 162, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 521a.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 725 Yeas—36

Allen Clark-Coleman Hardiman Schauer Barcia Clarke Jacobs Scott

Sikkema

Switalski

Thomas

Toy

Stamas

BashamCropseyJelinekBirkholzEmersonJohnsonBishopGarciaKuipersBraterGeorgeMcManusBrownGilbertOlshove

Cassis Goschka Prusi Van Woerkom Cherry Hammerstrom Sanborn Whitmer

Nays—0

Excused—2

Leland Patterson

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 163, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 521 (MCL 436.1521), as amended by 1998 PA 282.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 726 Yeas—36

Allen Clark-Coleman Hardiman Schauer Barcia Jacobs Scott Clarke Basham Cropsey Jelinek Sikkema Birkholz Emerson Stamas Johnson **Kuipers** Switalski Bishop Garcia Brater George McManus Thomas Brown Gilbert Olshove Toy Goschka Prusi

Cassis Goschka Prusi Van Woerkom Cherry Hammerstrom Sanborn Whitmer

Nays—0

Excused—2

Leland Patterson

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 1428, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 1060 and 1062 (MCL 600.1060 and 600.1062), as added by 2004 PA 224.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 727 Yeas—36

Clark-Coleman Allen Hardiman Barcia Clarke Jacobs Basham Cropsey Jelinek Birkholz Emerson Johnson Kuipers Bishop Garcia McManus Brater George Brown Gilbert Olshove Prusi Cassis Goschka Hammerstrom Sanborn Cherry

Schauer Scott Sikkema Stamas Switalski Thomas Toy

Van Woerkom Whitmer

Nays—0

Excused—2

Leland Patterson

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

Senate Bill No. 924, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 74117 and 81116 (MCL 324.74117 and 324.81116), section 74117 as amended by 2003 PA 170 and section 81116 as amended by 2003 PA 111.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 728 Yeas—36

Allen Clark-Coleman Hardiman Jacobs Barcia Clarke Basham Cropsey Jelinek Birkholz Emerson Johnson Bishop Garcia **Kuipers** Brater George McManus Brown Gilbert Olshove Cassis Goschka Prusi Cherry Hammerstrom Sanborn

Schauer Scott Sikkema Stamas Switalski Thomas Toy

Van Woerkom Whitmer Nays—0

Excused—2

Leland Patterson

Not Voting—0

In The Chair: President

The Senate agreed to the title of the bill.

By unanimous consent the Senate proceeded to the order of

Resolutions

Senator Hammerstrom moved that consideration of the following resolution be postponed for today:

Senate Resolution No. 71

The motion prevailed.

Senator Johnson offered the following concurrent resolution:

Senate Concurrent Resolution No. 59.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Glen Oaks Community College relative to the Glen Oaks Community College Science Addition/Allied Health Renovation project.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Board of Trustees of Glen Oaks Community College (the "Educational Institution"), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the "Authority"); and

Whereas, The site for the Glen Oaks Community College Science Addition/Allied Health Renovation project (the "Facility") is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the "State") may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the Glen Oaks Community College Science Addition/Allied Health Renovation project shall not exceed \$3,200,000 (the Authority share is \$1,599,800, the State General Fund/General Purpose share is \$200, and the Educational Institution share is \$1,600,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$1,599,800, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$107,000 and \$139,000, as shall reflect variations that may occur in the components upon which the appraisal of True Rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That copies of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Trustees of Glen Oaks Community College, and the State Budget Director.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Hammerstrom moved that the rule be suspended.

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

The question being on the adoption of the concurrent resolution,

Senator Hammerstrom moved that the concurrent resolution be referred to the Committee on Appropriations.

The motion prevailed.

Senator Johnson offered the following concurrent resolution:

Senate Concurrent Resolution No. 60.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Grand Valley State University relative to the Grand Valley State University Padnos College of Engineering.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Board of Control of Grand Valley State University (the "Educational Institution"), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the "Authority"); and

Whereas, The site for the Grand Valley State University Padnos College of Engineering (the "Facility") is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the "State") may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the Grand Valley State University Padnos College of Engineering project shall not exceed \$16,000,000 (the Authority share is \$11,999,800, the State General Fund/General Purpose share is \$200, and the Educational Institution share is \$4,000,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$11,999,800, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$815,000 and \$1,066,000, as shall reflect variations that may occur in the components upon which the appraisal of True Rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That copies of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Control of Grand Valley State University, and the State Budget Director.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Hammerstrom moved that the rule be suspended.

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

The question being on the adoption of the concurrent resolution,

Senator Hammerstrom moved that the concurrent resolution be referred to the Committee on Appropriations.

The motion prevailed.

Senator Johnson offered the following concurrent resolution:

Senate Concurrent Resolution No. 61.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Northwestern College relative to the Northwestern College Oleson Center Renovations.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Board of Trustees of Northwestern College (the "Educational Institution"), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the "Authority"); and

Whereas, The site for the Northwestern College Oleson Center Renovations (the "Facility") is currently owned by the Educational Institution: and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the "State") may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the Northwestern College Oleson Center Renovations shall not exceed \$1,300,000 (the Authority share is \$649,800, the State General Fund/General Purpose share is \$200, and the Educational Institution share is \$650,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$649,800, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$43,000 and \$57,000, as shall reflect variations that may occur in the components upon which the appraisal of True Rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That copies of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Trustees of Northwestern College, and the State Budget Director.

Pending the order that, under rule 3.204, the concurrent resolution be referred to the Committee on Government Operations,

Senator Hammerstrom moved that the rule be suspended.

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

The question being on the adoption of the concurrent resolution,

Senator Hammerstrom moved that the concurrent resolution be referred to the Committee on Appropriations.

The motion prevailed.

By unanimous consent the Senate proceeded to the order of

Statements

Senators Scott and Jacobs asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Scott's statement is as follows:

To my colleagues, we have a few more days in this session that we can deal with affordable insurance, so I'm asking you to do just that. We have to treat all people in this state the same so they can have dignity and raise their families so that they don't have to pay all these enormous rates.

I was in Vegas just this past week and a friend of mine there has six cars and doesn't pay as much as I pay for insurance. It's ridiculous. We know that California has changed theirs, so we can do so also. Let's not be so hard-hearted and let's treat all people in this state alike.

Senator Jacobs' statement is as follows:

I rise for two reasons. First of all, I was not at session Thursday, November 9. I had to attend a funeral. Had I been here, I would have voted "yes" on Senate Bill No. 1404 and "yes" on Senate Bill No. 1405.

I also rise sadly to give a tribute to Lance Corporal Nicholas J. Manoukian. The word "hero" gets tossed around pretty casually these days. Today a hero can be anything from a sports star breaking a record to a movie star doing his own stunts. While these folks may indeed be brave, their achievements are not purely selfless. They are often doing what they do to promote themselves.

I stand before you today in tribute to a true hero. Through his tours of duty in Iraq, Marine Lance Corporal Nicholas J. Manoukian of Lathrup Village voluntarily put himself in grave physical danger for your benefit and for mine.

Manoukian was a member of the 1st Battalion, 6th Marine Regiment of the 2nd Marine Division. A radio operator based at Camp Lejeune, North Carolina, he came home on leave from Iraq in July. While home, he married his childhood sweetheart, was baptized, and celebrated his first Communion. He also celebrated his 22nd birthday. He returned to Iraq in September.

On Saturday, October 21, 2006, just one month after his return, Manoukian was riding in a Humvee near Ramadi with three other Marines when it drove over an improvised exploding device. All four were killed, including a fellow Marine from Chelsea, Michigan.

Manoukian was born in Westland, attended Southfield Christian School, and graduated from Royal Oak Shrine High School in 2003. He studied art at Oakland University and joined the Marines in 2004. He was a gifted artist, musician, and cook and enjoyed sharing his talents with family and friends.

Relatives say that he had always wanted to be part of the brotherhood because the Marines were such a close-knit family. They also take comfort in the fact that he died doing what he believed in, making the world a safer place.

Manoukian is survived by his mother Mary Calhoun Manoukian; stepfather Gary Calhoun; wife of three months Danielle; and stepson Nico Mullen; as well as many aunts, uncles, cousins, and stepbrothers and sisters.

Heroes are people who overcome evil by doing good at great personal risk. Through their self-sacrifice, their strength, and their actions, heroes provide a moral and ethical framework for the rest of us. They inspire us. Manoukian was an inspiration. We offer our thoughts and prayers to his family and wish them solace in their time of grief.

Manoukian was one of 104 American service members to die in Iraq and Afghanistan during the month of October and one of more than 2,800 members of the U.S. military who have given their lives in the effort.

A moment of silence was observed in memory of Marine Lance Corporal Nicholas J. Manoukian.

By unanimous consent the Senate returned to the order of

Introduction and Referral of Bills

Senator Basham introduced

Senate Bill No. 1496, entitled

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 9 (MCL 207.559), as amended by 2006 PA 22.

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

Senator Basham introduced

Senate Bill No. 1497, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7kk. The bill was read a first and second time by title and referred to the Committee on Finance.

Senator Basham introduced

Senate Bill No. 1498, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 19102 (MCL 324.19102) and by adding part 175.

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

Senators McManus, Stamas and Allen introduced

Senate Bill No. 1499, entitled

A bill to authorize the department of natural resources to convey certain state owned property in Roscommon county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

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

Senator Hardiman introduced

Senate Bill No. 1500, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 14i (MCL 400.14i), as amended by 2005 PA 333.

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

Senator Hardiman introduced

Senate Bill No. 1501, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 57f (MCL 400.57f), as amended by 2001 PA 280, and by adding sections 57s, 57t, 57u, and 57v.

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

Senator Hammerstrom moved that when the Senate adjourns today, it stand adjourned until Tuesday, November 28, 2006. The motion prevailed.

Committee Reports

COMMITTEE ATTENDANCE REPORT

The Joint Subcommittee on Capital Outlay submitted the following:

Meeting held on Wednesday, September 20, 2006, at 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Johnson (C), Cropsey, Goschka, Hardiman, Prusi, Clarke and Cherry

Excused: Senator George

Senator Hammerstrom moved that the Senate adjourn.

The motion prevailed, the time being 10:30 a.m.

In pursuance of the order previously made, the President, Lieutenant Governor Cherry, declared the Senate adjourned until Tuesday, November 28, 2006, at 10:00 a.m.

CAROL MOREY VIVENTI Secretary of the Senate