

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Ninth Legislature

OF THE

STATE OF MAINE

1959

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Thursday, February 19, 1959

Senate called to order by the President.

Prayer by Rev. Andrew F. Cone of Gardiner.

On motion by Mr. Wyman of Washington

Journal of yesterday read and approved.

The PRESIDENT: The Chair notes in the Senate Chamber the presence of a lovely and attractive wife of one of our Senators and would ask the Sergeant-at-Arms to escort to the rostrum, Mrs. Charles, wife of Senator Charles of Cumberland. (Applause, members rising.)

Order

On motion by Mr. Woodcock of Penobscot out of order and under suspension of the rules:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 24, at ten o'clock in the forenoon. (S. P. 302)

Which was read and passed.
Sent down for concurrence.

Mr. COLE of Waldo: Mr. President, may I inquire if H. P. 229, L. D. 319 is in the possession of the Senate?

The PRESIDENT: It is, having been held at the request of the Senator from Waldo, Senator Cole.

Thereupon, on further motion by Mr. Cole of Waldo, under suspension of the rules, the Senate voted to reconsider its action whereby it accepted the Majority Ought Not to Pass Report; and on further motion by the same Senator, the bill and accompanying papers were returned to the House forthwith.

House Papers

Bill, "An Act Relating to Fees of Licensed Milk Dealers on Certain Milk." (H. P. 526) (L. D. 761)

Bill, "An Act Relating to Standards of Quality in Egg Grading Law." (H. P. 527) (L. D. 762)

Which were referred to the Committee on Agriculture in concurrence.

Bill, "An Act Appropriating Moneys for Office of Treasurer of State." (H. P. 515) (L. D. 750)

Bill, "An Act Establishing a State Committee on Children and Youth." (H. P. 516) (L. D. 751)

"Resolve in Favor of a Gymnasium at Farmington State Teachers' College." (H. P. 528) (L. D. 763)

"Resolve Appropriating Moneys for Northern Maine General Hospital." (H. P. 529) (L. D. 764)

"Resolve to Purchase One Hundred Copies of 'A History of Aurora, Maine.'" (H. P. 530) (L. D. 765)

Which were severally referred to the Committee on Appropriations and Financial Affairs in concurrence.

Bill, "An Act to Incorporate the Domestic Finance Corporation." (H. P. 517) (L. D. 752)

Bill, "An Act Relating to Form of Standard Fire Insurance Policy." (H. P. 531) (L. D. 766)

Bill, "An Act Relating to Annual Statements of Conditions of Foreign Insurance Companies." (H. P. 532) (L. D. 767)

Bill, "An Act Relating to Protection from Nuclear Loss in Standard Fire Insurance Policy." (H. P. 533) (L. D. 768)

Bill, "An Act Relating to Annual Statements of Condition of Domestic Mutual Fire Insurance Companies." (H. P. 534) (L. D. 769)

Which were severally referred to the Committee on Business Legislation in concurrence.

"Resolve in Favor of Clarence Ricker of Clinton." (H. P. 535) (L. D. 770)

"Resolve to Reimburse New Canada Plantation for Aid Extended to Adrien Saucier and Family." (H. P. 536) (L. D. 771)

"Resolve to Reimburse Mrs. George Dumond of New Canada Plantation for Beaver Damage." (H. P. 537) (L. D. 772)

"Resolve in Favor of Lloyd Moore of Gouldsboro." (H. P. 538) (L. D. 773)

"Resolve in Favor of Arthur Robbins of Gouldsboro." (H. P. 539) (L. D. 774)

Which were severally referred to the Committee on Claims in concurrence.

Bill, "An Act to Authorize the Municipalities of Eastport, Perry, Pembroke and Dennysville to form a School Administrative District." (H. P. 518) (L. D. 753)

Bill, "An Act to Create a School Administrative District in Allagash Plantation." (H. P. 519) (L. D. 754)

Bill, "An Act to Authorize the Municipalities of Codyville Plantation, Danforth, No. 21 Plantation, Princeton, Talmadge, Vanceboro, Waite and Weston to Form a School Administrative District." (H. P. 520) (L. D. 755)

Bill, "An Act Relating to Powers of Community School District Trustees." (H. P. 540) (L. D. 775)

Bill, "An Act Relating to Withdrawal of Town from School Supervisory Union." (H. P. 541) (L. D. 776)

Bill, "An Act Relating to Publication of Educational Statistics." (H. P. 542) (L. D. 777)

Which were severally referred to the Committee on Education in concurrence.

Bill, "An Act Relating to Applications for Voter Registration." (H. P. 543) (L. D. 778)

Which was referred to the Committee on Election Laws in concurrence.

Bill, "An Act Relating to Closed Time on Deer in Oxford County." (H. P. 544) (L. D. 779)

Bill, "An Act Increasing Bounty on Bobcat in Certain Counties." (H. P. 545) (L. D. 780)

Bill, "An Act Relating to Hunting by Archery Licensees." (H. P. 546) (L. D. 781)

"Resolve Regulating Fishing in Wyman Lake, Somerset County." (H. P. 547) (L. D. 782)

"Resolve Regulating Fishing in Gull Pond, Franklin County." (H. P. 548) (L. D. 783)

"Resolve Regulating Fishing in Haley Pond, Franklin County." (H. P. 549) (L. D. 784)

"Resolve Permitting Ice Fishing in Certain Ponds in Androscoggin and Kennebec Counties." (H. P. 550) (L. D. 785)

"Resolve Regulating Fishing in Little Jim Pond, Somerset County." (H. P. 551) (L. D. 786)

"Resolve Regulating Fishing in Arnold Pond, Franklin County." (H. P. 552) (L. D. 787)

"Resolve Regulating Fishing in Crosby Pond, Franklin County." (H. P. 553) (L. D. 788)

"Resolve Regulating Fishing in Little Concord Pond, in the Town of Woodstock, Oxford County." (H. P. 554) (L. D. 789)

Which were severally referred to the Committee on Inland Fisheries and Game in concurrence.

Bill, "An Act Relating to Acceptance of Surety Company Bonds in Lieu of Bail Bonds or Other Sureties." (H. P. 556) (L. D. 790)

Bill, "An Act Relating to Records of State Police." (H. P. 557) (L. D. 791)

Bill, "An Act Relating to Use of Prior Convictions in Motor Vehicle Registration and License Suspensions." (H. P. 558) (L. D. 792)

Bill, "An Act Relating to Property Damage for Report Under Financial Responsibility Law." (H. P. 559) (L. D. 793)

Which were severally referred to the Committee on Judiciary in concurrence.

Bill, "An Act Relating to Employment of City Personnel in City of Lewiston." (H. P. 521) (L. D. 756)

Bill, "An Act Increasing Compensation of Aldermen of City of Lewiston." (H. P. 522) (L. D. 757)

Bill, "An Act Increasing Number of Members of School Board in North Berwick." (H. P. 523) (L. D. 758)

Bill, "An Act Relating to the Licensing Authority of Town of Old Orchard Beach." (H. P. 524) (L. D. 759)

Which were severally referred to the Committee on Legal Affairs in concurrence.

Bill, "An Act Revising the Laws Relating to Water Improvement Commission." (H. P. 561) (L. D. 794)

Bill, "An Act Prohibiting Obstruction of Discontinued Woods Roads." (H. P. 562) (L. D. 795)

Which were referred to the Committee on Natural Resources in concurrence.

Bill, "An Act Relating to Clerk Hire, Rental and Expenses of Waterville Municipal Court." (H. P. 525) (L. D. 760)

Which was referred to the Committee on Towns and Counties in concurrence.

**House Committee Reports
Ought to Pass**

The Committee on Business Legislation on Bill, "An Act Permitting Savings Banks to Make Loans to Certain Students." (H. P. 106) (L. D. 162) reported that the same Ought to pass.

The same Committee on Bill, "An Act to Incorporate the 'Allied Loan Co.'" (H. P. 234) (L. D. 345) reported that the same Ought to pass.

The Committee on Sea and Shore Fisheries on Bill, "An Act Relating to the Digging of Clams in the Town of Northport." (H. P. 219) (L. D. 310) reported that the same Ought to pass.

The same Committee on Bill, "An Act Regulating Taking of Alewives in the Damariscotta River." (H. P. 98) (L. D. 145) reported that the same Ought to pass.

The Committee on Transportation on Bill, "An Act Relating to Use of Lights on School Buses." (H. P. 182) (L. D. 253) reported that the same Ought to pass.

Which reports were severally read and accepted, in concurrence, the bills read once and tomorrow assigned for second reading.

**Majority — ONTP
Minority — OTP**

The Majority of the Committee on Inland Fisheries and Game on "Resolve Opening Wilson Lake, Franklin County, to Ice Fishing." (H. P. 66) (L. D. 104) reported that the same Ought not to pass.

(Signed)

Representatives:

HARRIS of Greenville
WHEATON of Princeton
DODGE of Guilford
MOORE of Casco
MONROE of Monroe
DUDLEY of Enfield
CARVILLE of Eustis

The Minority of the same Committee on the same subject matter reported that the resolve Ought to pass.

(Signed)

Senators:

BRIGGS of Aroostook
HILLMAN of Penobscot

In the House, Majority Report (Ought not to pass) accepted.

In the Senate, on motion by Mr. Carpenter of Somerset, tabled pending acceptance of either report.

Senate Papers

The following bills were transmitted by the Director of Legislative Research, pursuant to Joint Order (S. P. 47)

Agriculture

Mr. Hillman of Penobscot presented Bill, "An Act Relating to Health Requirements of Exhibited Livestock." (S. P. 303)

The same Senator presented Bill, "An Act Relating to Dealers in Livestock." (S. P. 304)

The same Senator presented Bill, "An Act Relating to State Stipend on Breeding Classes of Male Animals." (S. P. 305)

Which were severally referred to the Committee on Agriculture and ordered printed.

Sent down for concurrence.

Business Legislation

Mr. Charles of Cumberland presented Bill, "An Act Relative to Trading Stamp Companies." (S. P. 306)

Mr. Hillman of Penobscot presented Bill, "An Act Amending Laws Relating to Employment Offices." (S. P. 307)

Which were referred to the Committee on Business Legislation and ordered printed.

Sent down for concurrence.

Legal Affairs

Mr. Charles of Cumberland presented Bill, "An Act to Ratify and Confirm the Incorporation of Woodfords Corner Congregational Parish Society." (S. P. 308)

Which was referred to the Committee on Legal Affairs and ordered printed.

Sent down for concurrence.

Public Utilities

Mr. Stilphen of Knox presented Bill, "An Act to Incorporate the R. and T. Cement Railroad Company." (S. P. 309)

The same Senator presented Bill, "An Act to Incorporate the Knox County Water District." (S. P. 310)

Which were referred to the Committee on Public Utilities and ordered printed.

Sent down for concurrence.

Sea and Shore Fisheries

Mr. Dow of Lincoln presented "Resolve Opening Waters in Lincoln County to Taking of Salt Water Smelts." (S. P. 311)

Which was referred to the Committee on Sea and Shore Fisheries and ordered printed.

Sent down for concurrence.

State Government

Mr. St. Pierre of Androscoggin presented Bill, "An Act Increasing Consumer Membership on Maine Milk Commission." (S. P. 312)

Which was referred to the Committee on State Government and ordered printed.

Sent down for concurrence.

Senate Committee Reports Ought Not to Pass

Mr. Hillman from the Committee on Inland Fisheries and Game on Bill, "An Act Relating to Closed Season on Pheasants." (S. P. 112) (L. D. 262) reported that the same Ought Not to pass.

Mr. CARPENTER of Somerset: Mr. President, in view of the fact that the sponsor of this bill, Senator Rogerson, is not present in the Senate, I move that this lie on the table.

The motion prevailed and the bill was laid upon the table pending acceptance of the report.

Ought to Pass

Mr. Cole from the Committee on Transportation on Bill, "An Act Relating to Motor Vehicle Operators' Licenses." (S. P. 184) (L. D. 427) reported that the same Ought to pass.

Which report was read and accepted, the bill read once and tomorrow assigned for second reading.

The Majority of the Committee on Inland Fisheries and Game on "Resolve Regulating Fishing in Cup-suptic River, Franklin County." (S.

P. 94) (L. D. 212) reported that the same "Ought not to pass."

(Signed)

Senators:

CARPENTER of Somerset
HILLMAN of Penobscot
BRIGGS of Aroostook

Representatives:

MONROE of Monroe
WHEATON of Princeton
HARRIS of Greenville
MOORE of Casco
DUDLEY of Enfield
DODGE of Guilford

The Minority of the same Committee on the same subject matter, reported that the resolve "Ought to pass."

(Signed)

Representative:

CARVILLE of Eustis

On motion by Mr. Noyes of Franklin, tabled pending acceptance of either report.

Bills in Second Reading

The Committee on Bills in the Second Reading reported the following bills and resolves:

Bill, "An Act Relating to Travel Allowance for Members of the Legislature." (H. P. 16) (L. D. 25)

Bill, "An Act Relating to Gas Cartridges for Woodchuck Control and Rodenticide for Orchard Mouse Control." (H. P. 87) (L. D. 134)

"Resolve Opening Muddy Pond, Wayne, Kennebec County to Ice Fishing." (H. P. 35) (L. D. 55)

"Resolve Closing Shin Ponds, Upper and Lower, Penobscot County, to Ice Fishing." (H. P. 62) (L. D. 100)

"Resolve Regulating Ice Fishing in Hot Pond, Penobscot County." (H. P. 63) (L. D. 101)

"Resolve Regulating Fishing in Grace Pond, Somerset County." (H. P. 64) (L. D. 102)

"Resolve Regulating Smelt Fishing in Coffee Pond, Cumberland County." (H. P. 67) (L. D. 105)

"Resolve Opening Sebago Lake, Cumberland County, to Taking Smelts." (H. P. 89) (L. D. 136)

"Resolve Providing Funds for Conservation Education." (H. P. 90) (L. D. 137)

Which were severally read a second time and passed to be engrossed in concurrence.

House — as amended

Bill, "An Act Relating to Power of Municipal Courts to Issue Real Estate Attachments." (H. P. 159) (L. D. 236)

Which was read a second time and passed to be engrossed as amended, in concurrence.

Enactors

The Committee on Engrossed Bills reported as truly and strictly engrossed, the following bills and resolve.

Bill, "An Act Relating to Sale or Mortgage of Real Estate of Husband Under Guardianship." (H. P. 57) (L. D. 79)

Bill, "An Act Relating to Chairman of Superintending School Committee of City of Portland." (H. P. 72) (L. D. 110)

(On motion by Mrs. Lord of Cumberland, tabled pending passage to be enacted.)

Bill, "An Act Relating to Transmittal of Divorce Abstracts by Clerk of Courts." (H. P. 91) (L. D. 138)

Bill, "An Act to Repeal Incorporation of the Fryeburg Village Fire Corporation." (H. P. 95) (L. D. 142)

Bill, "An Act Relating to Persons Qualified to Serve as Jurors." (S. P. 57) (L. D. 90)

Which bills were severally passed to be enacted.

"Resolve Providing that the Legislative Research Committee Study the Creation of a District Court System for Lower Courts." (S. P. 56) (L. D. 89)

Mr. PIERCE OF Hancock: Mr. President, as this resolve involves the expenditure of a considerable sum of money, speaking as a member of the Appropriations Committee and in the absence of our Chairman, I move that the resolve be tabled.

The motion prevailed and the resolve was tabled pending final passage.

Emergency

Bill, "An Act Extending the Territory of Brunswick Sewer District." (H. P. 13) (L. D. 22)

Which bill, being an emergency measure, and having received the affirmative vote of 27 members of the Senate, was passed to be enacted.

Emergency

Bill, "An Act to Extend the Territorial Limits of the Dover and Foxcroft Water District." (H. P. 96) (L. D. 143)

Which bill, being an emergency measure, and having received the affirmative vote of 27 members of the Senate, was passed to be enacted.

Emergency

Bill, "An Act Increasing Indebtedness of the Town of Bar Harbor School District." (H. P. 165) (L. D. 183)

Which bill, being an emergency measure, and having received the affirmative vote of 26 members of the Senate, was passed to be enacted.

Orders of the Day

On motion by Mr. Martin of Kennebec, the Senate voted to take from the table Bill, "An Act Permitting Municipalities to Raise Money for Buildings of Certain Academics." (H. P. 11) (L. D. 20) tabled by that Senator on February 10 pending second reading; and on further motion by the same Senator, the bill was read a second time and passed to be engrossed.

On motion by Mr. Farley of York, the Senate voted to take from the table House Report from the Committee on Judiciary "Ought to pass" on bill, "An Act Relating to Terms of the Superior Court in York County." (H. P. 38) (L. D. 58) tabled by that Senator on February 4 pending acceptance of the report; and on further motion by the same Senator, the report was accepted, the bill read once and tomorrow assigned for second reading.

On motion by Mr. Lessard of Androscoggin, the Senate voted to take from the table Joint Order Relative to Study of Operation of Health and Welfare Department (S. P. 250) tabled by that Senator on February 11 pending passage.

Mr. LESSARD of Androscoggin: Mr. President, addressing myself to the motion now pending before the body, I would like to say at this time that I am not opposed to the order. However, there are certain reservations which I would like to

make on this specific order before us.

First of all, I think the purpose of the order are laudable, and, so far as efficiency and savings, we all know that no one has exclusive claim to that sort of procedure. I am in favor of that as we all no doubt are. However, there is more criticism which I would make in regard to the procedure by which the order is brought about.

First of all, I would like to refer to what I call deficit spending. I appreciate the fact that it is legal; we have a right to appropriate for deficiencies here in the legislature. However, I think we have certain moral obligations. Our legislative appropriation has been what I call committed: we are committed to pay legislative salaries, we are committed to pay legislative travel, and committed to pay for legislative printing, and, because of the two special sessions that we have had, I am told, and I have before me a memorandum from the Budget Officer that, with the estimates which are projected to the end of this session, we are in the red to the extent of some \$51,000. This figure which is called for in these joint orders will be some \$7000, which will increase the deficiency to \$58,000. As I said before, I know that this can be legally taken care of, but I think we should face this deficiency right now. I think it would be good business. We should not only face the deficiency of \$51,000 which now exists but also the \$7000 proposed by these orders. I think that is good common sense. I think we are morally bound as a legislature to operate not in a red figure but in a black figure. However, I assume it will be said that the money is available and therefore we can use it. That may be very well, but I do not think that these are very good methods.

Now the second point: As I said before, the purposes are very laudable. We are for efficiency and for savings where we can make them. However, I do not think it has been explained to myself just exactly what phases or facets or what parts of these departments are going to be studied. I don't know whether it is going to be a time study or a study of welfare aides in different

categories, or what the study is going into. I might bring out the fact that with a figure of three thousand dollars in one and four thousand dollars in the other, that that does not seem to be big enough to do a good job, although I appreciate the word "study," which is a look-see into these departments.

Also as to the time element, to report back here in April, that does not give much time, in my opinion, to make even a look-see and come up with something substantial.

I have been assured by legislators that there is the possibility that some savings can be pointed out. If that is true, that is fine and I am all for it. However, I am a bit skeptical that with such a shortness of time and so little funds we will be able to do that very thing we are looking for. Then, of course, if it is done and we do come up with something, what will be our procedure afterwards: Supposing it calls for a full-scale investigation, where are the funds going to come from for that: sixty, seventy or a hundred thousand dollars? What do they propose to do? Is it going to be a complete investigation of all departments or just the Welfare and Highway Departments? I don't know. These things have not been answered, and that is why I am a little bit skeptical as to just what is to be done. I have been told that it is to be done by an outside agency, and I feel, of course, that we have within our own State structure agencies to do this very thing.

I might call to the attention of the Senators that there is before them now L. D. 466, which I understand has not yet been heard before a committee, and which amends the Revised Statutes Chapter 15-A, Sub-section 3-A, outlining the duties of the Department of Finance and Administration: "To constantly review the administrative activities of other departments and agencies of the State, study organization and administration, investigate duplication of work and to formulate plans for better and more efficient management, and report periodically to the Governor and on request to the Legislature."

That is the law now presented to us and on which we are going to act at this session. If that is go-

ing to be the law, we have it within our own power through this department to do this very thing. However, I have been told that they want an outside fresh look-see at this rather than from within our own State structure. That may very well be true. If somebody else looks it over maybe they will look it over a little closer or just give a little better report than perhaps we can do within our own State structure. If that is true, if this is going to be an outside agency, I would like to recommend that we have one that has not in the past surveyed these two departments. Let's get a completely fresh look-see at it. Let us not go to some outside agency that has already investigated in past years. I hate to use the word "investigation," but let's have a look-see into the Highway Department and the Welfare Department. Let's get someone completely foreign, someone new, someone who will give us this fresh look, as stated by some of my colleagues.

As I said before, I am not against the purposes of this study. I think it is fine. However, I am still a little bit skeptical as to whether we can do this job in the length of time and with the money appropriated. Thank you.

Mr. WOODCOCK of Penobscot: Mr. President and members of the Senate I too would like to speak to the pending motion. I like to think and do think that the idea of these efficiency studies, these economy studies, were conceived in good judgment and on each of the several points which I will enumerate for you there is a wealth of evidence to buttress this judgment of mine and belief of mine. As I go along on these points, I will touch upon the comments made by the distinguished Senator from Androscoggin, Senator Lessard, the first point of which involves the question of procedure.

Now as I see it, Mr. President, we are on very solid ground procedurally. Actually what is being done is an examination and study by the legislature exclusively of one of its creatures, or two of its creatures, — I am not talking about both bills here — two of its creatures, two of our Departments.

Under the Constitution of Maine, Article 5, Part IV, there is a pro-

vision that no money shall be drawn from the Treasury but by warrant from the Governor and Council, and in consequence of an appropriation made by law. The legislature is necessarily bound by this constitutional provision. The seven thousand dollars referred to comes of course from the legislative appropriation contained in Chapter 182, Private and Special Laws of 1957, and was duly passed by both Houses, approved by the Governor and became law on July 1, 1957.

The Joint Order follows the normal procedure in expending moneys from the legislative appropriation. While the legislature is exempt from the requirements of the law relating to allotments, for convenience its appropriation is handled in a fashion similar to that in which a department expenditure is handled.

It is a prerogative of the legislature to examine and study any field for the purpose of determining if legislation is necessary, when that field is such that it is controlled by the legislature.

A department created by the legislature is subject, in the wisdom of the legislature, to study — and expenditure by the legislature for that purpose is a proper expenditure. The Appropriation Bill for 1957, above referred to, properly enacted with the approval of the Governor is that fund from which the \$7,000 comes.

The next point I would like to speak of faces up squarely with what has been stated to be deficit spending, operations in the red. My conception is quite different from that. I do not see that we are in the deficit position at all and I bring to your attention some facts and figures that I received on February 11, 1959 from the office of the State Controller and which show that when we went into session there was an appropriation of \$550,828.19 from which appropriation, legislative expenses could be drawn. Now with the understanding that it costs approximately \$25,000 to run the legislature with all its attendant expenses, that gives us, if I am correct in my figuring, 22 legislative weeks. Twenty weeks would bring us up to May 22 of this year. Twenty-two weeks would bring us up to June 5 of this year. Now I am certainly nowhere near accurate

enough a seer to prophesy when we will adjourn without day, but I certainly expect it will be before June 5, which would smash all records in the wrong way in my opinion, and I hope that we will be through before May 22 which would be the end of the 20th legislative week. But even if we are not, taking these figures on which I am relying, we certainly would still have a surplus or balance. We would have a surplus of \$50,000 minus the \$7,000 which would bring it down to \$43,000 if no other legislative expenditures than those estimated are made. So I think we are on very solid financial ground. We are taking the financial picture as it is now and now speculating on when the session will end. Just to emphasize it, if it does go twenty weeks we will still be in good shape, as I see it, if it goes further to some extent we would still be operating in the black.

I want to bring one more fact to your attention on this matter of finances. In three of the last four legislative sessions there have been supplementary appropriations made for legislative expense, and in each one of those sessions, namely in '51, '55 and '57, those supplemental appropriations were made in May, so you see it is nothing unusual. If we do get in a spot, and I am not saying that we will, I am very hopeful that we will not have to go into supplemental appropriation for legislative expense, but if we do it is nothing unusual, because it has been done for three of the last four sessions.

Now on the matter of precedent, there is ample precedent to support this procedure. In 1947, by Joint Order an examination of the Health and Welfare Department was made and the payments therefore came from the legislative appropriation.

It has been suggested that there is not a great deal of time in which to receive a report, but I think there is because of the nature of this proposed examination which would be of a preliminary sort, a more or less look-see — I will use that phrase — into these two departments, the hope being that by spending this money we would be saving more of the dollars for the

people of the State of Maine, whose dollars of course they are.

Now as to detail. The order itself words it in this way: "For the purpose of effecting reduction in operating costs and determining the efficiency of each department." That is broad language to be sure, but, due to the fact it is not really a general study, I think that the detail will be forthcoming from the agencies, whichever one it is that is chosen, and by the committee which chooses it. In other words, I would look for them to sit down together and come up with the particular facets of each department. They feel they can do it in the six or seven weeks they would have to examine it if this order receives passage and subsequent concurrence in the other Branch.

It was also mentioned whether or not we should have an outside agency. Well, I think a fresh approach is advisable, and, so far as the choice of the particular professional group goes, that is left by the terms of this order up to the committee. I feel certain that they will examine the field carefully and come up with that group that best can carry out the intent of this order.

Now I do not see any overlapping between the study and others that may have taken place in the years that have gone by. Again I want to restate that this is a legislative approach. To that extent it varies from some of the other more recent studies from 1947 to date at least. Some of the other studies had one or the other department of government involved. This is a legislature's matter alone, exclusively, and would not depend on any particular endorsement from any other branch of state government.

I think that about sums up my feeling on this matter, Mr. President, I have reason to support this pending motion. We too of course seek to effect economies, we are deadly serious about this business of trying to save the tax payers their own dollars.

Mr. LESSARD of Androscoggin: Mr. President in my remarks I stated that I had in my hands, dated February 13, 1959, a compilation of figures prepared by our State Budget Officer, Mr. Berry.

Now we appropriate some millions of dollars for budgets which are presented to us every biennium. We must operate on the business of the budget. These estimates are given according to their experience. Mr. Berry says in this paper that there is now, with the commitments that we already have and the commitments that we will have at the end of the session, a deficit figure of \$51,052.51.

I can agree with the good Senator from Penobscot, Senator Woodcock, that we have the power to do legally what we are doing, but I still maintain that it is deficit spending. As far as precedent is concerned, we do not need any precedent, because it is perfectly legal to do what we are attempting to do. However, it is done legally in the order. But I cannot help believing that somewhere along the line someone has a definite idea. How can you arrive at a figure of three or four thousand dollars for a study if you don't know what you are going to study. I think somebody along the line must know how to arrive at the figure it can be done for.

Mr. WOODCOCK: Mr. President, I just want to bring your attention once more to figures I quoted. Either there is going to be a lot more legislative expense than the \$25,000 a week which past experience has shown the legislature has cost or we are going to have a sensationally long session. \$500,000 would give you a legislative session which would break all records in our 139 year history and would be ample and would leave us with a surplus. On the other point, I think it is common knowledge that the figures that were arrived at, \$3,000 in one case and \$4,000 in the other came from one of those agencies who, in the interest of getting into the background did say that for those two amounts of money this sort of a preliminary study could

be made. It is no binding action in any way, shape or manner, but, one way or the other, when you are going into anything like this you have got to start someplace. This outfit was contacted and they submitted those figures. There are, however, no commitments. That is where those figures came from. It is pretty much common knowledge. I know it has been reported by the press. Thank you.

The PRESIDENT: Is it the pleasure of the Senate that Joint Order (S. P. 250) relative to Study of Operation of Health and Welfare Department receive a passage?

The motion prevailed, the Order received a passage, and on motion by Mr. Woodcock of Penobscot, the Order was sent forthwith to the House.

The PRESIDENT: The Chair would like to note that we have a distinguished visitor from one of our neighboring states, a member of the legislature from Massachusetts, and the Chair would at this time ask the Sergeant-at-Arms to escort to the rostrum, Representative Ayer of the Massachusetts General Assembly. (Applause, members rising.)

On motion by Mr. Lessard of Androscoggin, the Senate voted to take from the table Joint Order, Relative to Study of Operation of Highway Department. (S. P. 251) tabled by that Senator on February 11 pending passage; and on further motion by the same Senator, the Order received a passage.

On motion by Mr. Woodcock of Penobscot, sent forthwith to the House.

On motion by Mr. Woodcock of Penobscot,

Adjourned until Tuesday next at one o'clock in the afternoon.