

MAINE STATE LEGISLATURE

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E I G H T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 1107

S. P. 597

House of Representatives, March 29, 1939.

Read twice under suspension of rules. On motion of Mr. Varney of Berwick tabled pending adoption House Amendment A.

HARVEY R. PEASE, Clerk.

S T A T E O F M A I N E

**IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE**

**AN ACT Creating the Board of Sanitation, Licensing and Inspection and
Defining its Powers and Duties.**

Emergency preamble. Whereas, the state is spending large sums of money for salaries and expenses of inspectors and other employees in connection with the enforcement of the laws relating to agriculture and health, and

Whereas, due to lack of coordination between departments much of this work results in needless duplication of salaries and expenses, and

Whereas, the elimination of such duplication would result in the saving of large sums of money for the state, and

Whereas, in the opinion of the legislature these facts render the immediate passage of this act necessary for the preservation of the public peace, health and safety, and constitute an emergency within the meaning of section 16 of Article XXXI of the constitution; now, therefore,

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. Board created. There is hereby created the board of sanitation, licensing and inspection, members of which shall be the persons holding the office of commissioner of agriculture, attorney general and director

of health, and who shall serve as members of said board without additional compensation.

The board shall, subject to the approval of the governor and council, employ and fix the compensation of assistants, inspectors and other employees as may be needed to carry on the work of the department of agriculture and the bureau of health in the department of health and welfare and shall, as far as possible, consolidate the work of examination, licensing and inspection by said department and by said bureau to the end that needless duplication, supervision, travel and other expense shall be eliminated.

Sec. 2. Transfer of funds. Whenever the governor and council shall find that the state or any of its departments, divisions or bureaus is incurring expense and using funds of the state in connection with the carrying on of the work of any board or commission which collects fees from the persons so supervised and licensed, including salaries, travel and the expense of office equipment and supplies, they are hereby authorized and empowered to transfer from any funds now or hereafter held by any such board or commission such sums of money as shall reimburse the state or any department or bureau thereof for such expense so incurred, including a reasonable charge for office space, light and heat. Such sums so transferred shall be added to and become a part of the funds of the department, bureau or division incurring such expense.

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.

HOUSE AMENDMENT A

The board shall, as far as possible, eliminate needless duplication, travel and other expense in examination, licensing and inspection services carried on by the bureau of health in the department of health and welfare, and by the department of agriculture, and shall have full authority to perform all acts necessary to accomplish such purpose. Provided, however, that nothing contained in this act shall be deemed to give said board any authority to dispense with or transfer any such services except where duplication and unnecessary expense may be found to exist and where such services can reasonably be consolidated.