

SENATOR CARPENTER: How did they over estimate this, what was the reason? Did they give any reason why it was over estimated? I realize that the money was not forthcoming but how could they make that much of an error?

SENATOR MARVEL: Well I think that first of all it was an arbitrary decision on the part of the Governor's staff, they said that it would be eight-hundred thousand the med center indicated that it would be roughly six-hundred thousand at a maximum and there simply was not this number of patients attributable to welfare to generate the kind of fees that they expected. In once case the Governor's staff over estimated by at least 100% and the med center overestimated by maybe 75%. One further question, our ....

SENATOR CARPENTER: Our some of the bills covered over expenditures over that which was authorized?

SENATOR MARVEL: Yes sir.

SENATOR CARPENTER: How can you do that?

SENATOR MARVEL: How can they over spend?

SENATOR CARPENTER: Yes.

SENATOR MARVEL: Well in the case of the court system they over expendediture was about in a...a...one-hundred thousand dollars which again has to do with the change over in the new kind of court system which was authorized under I think 1032.

SENATOR CARPENTER: I presume in the case of the Supreme Court and as I recall according to the constitution there is really no limitation in the amount of money that they can spend if they might feel that it is necessary.

SENATOR MARVEL: Well constitutionally they are to be able to do this, by the same token I remember the time that we talked to Mr. Dunlevy about this when the constitutional provision of the supreme court allowed them to spend whatever they wanted to spend for the court system runs counter to the constitution authority of the legislature to appropriate it looks to me like a we have a head-on collusion. I'm not sure that there constitutional authority exceeds ours. I would like to make one other statement regarding this. Basically this last bill is presented to the legislature for thier consideration. I made the statement in the committee, and I'll make the statement on the floor, if we continue to endorse the deficiency appropriations then we in effect have destroyed or are in the process of destroying the appropriation of the legislature. In other words if we don't tighten down and be very careful with deficiency appropriations we are simply giving away the store as far as I am concerned.

PRESIDENT: It would appear to the Chair that you are discussing the bill rather than the motion to place the bill on General File, 1059 on General File behind 1058, will you confine your discussion to that please.

SENATOR MARVEL: Senator Carpenter, did I answer your question?