

# MAINE STATE LEGISLATURE

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(EMERGENCY)  
FIRST SPECIAL SESSION

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ONE HUNDRED AND SIXTH LEGISLATURE

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**Legislative Document**

**No. 2477**

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H. P. 1940 House of Representatives, February 1, 1974  
Referred to the Committee on Legal Affairs. Sent up for concurrence and  
ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Cameron of Lincoln.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-FOUR

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**AN ACT** Relating to the Powers of Hospital Administrative  
District No. 1 in Penobscot County.

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**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Legislature, by chapter 58 of the private and special laws of 1967, established enabling legislation for the creation of a hospital administrative district in Penobscot County; and

Whereas, the Towns of Howland, Enfield, Burlington, Lowell, Lincoln, Springfield, Lee, Passadumkeag, Chester, Winn and Maxfield and the Plantations of Seboeis, Prentiss and Webster, have each by majority vote thereof voted to enter into said hospital administrative district; and

Whereas, serious doubts exist with reference to the ability of said hospital administrative district to borrow temporarily in anticipation of its revenues; and

Whereas, there is an immediate and pressing need for an expansion of the facilities of the district in order to care for the increased medical treatment needs of the population of the district and the ability of the district to borrow for capital projects has been exhausted; and

Whereas, these doubts and needs have given rise to uncertainties and possible inadequacies in the administration and functioning of the district; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. P. & S. L., 1967, c. 58, § 3, amended.** The first sentence of section 3 of chapter 58 of the private and special laws of 1967, as repealed and replaced by section 2 of chapter 211 of the private and special laws of 1967, is repealed and the following enacted in place thereof:

To procure funds for capital construction of and equipment for projects approved by the Maine Health Facilities Council, or any body which succeeds it in function, or for refunding outstanding indebtedness created therefor, the board of directors of said district is authorized, by a vote of not less than a majority of all of said directors, to borrow money from time to time and to issue bonds in the name and on the full faith and credit of the district. To procure funds for any other purpose of the district, other than any expense of operation, or for refunding outstanding indebtedness created therefor, the board of directors of said district is authorized, by a vote of not less than a majority of all of said directors, to borrow money from time to time and to issue bonds in the name and on the full faith and credit of the district; provided the district shall not incur a total bonded indebtedness pursuant to this sentence at any one time outstanding in excess of \$1,500,000.

**Sec. 2. P. & S. L., 1967, c. 58, § 3, amended.** The last sentence of the first paragraph of section 3 of chapter 58 of the private and special laws of 1967, as repealed and replaced by section 2 of chapter 211 of the private and special laws of 1967, is repealed.

**Sec. 3. P. & S. L., 1967, c. 58, § 6, amended.** The last 2 sentences of section 6 of chapter 58 of the private and special laws of 1967, as repealed and replaced by section 2 of chapter 211 of the private and special laws of 1967, and the last sentence as amended by chapter 42 of the private and special laws of 1969, are repealed and the following enacted in place thereof:

Such temporary notes in anticipation of revenues shall not exceed, in the aggregate amount at any time outstanding, the total amount of revenues expected by the Board of Directors to be received within one year from their date of issue. Such temporary notes of the district may be issued for a period of not more than one year and any such temporary notes may be renewed from time to time by the issue of other temporary notes, provided the period from the date of issue of the original note to the date of maturity of the last renewal thereof shall not be more than one year. Notes in anticipation of revenue which are not paid at the end of one year may be renewed for an additional year and there shall be included in that year's budget as an expenditure an amount sufficient to pay said notes, which amounts shall be assessed and collected as provided in section 9. Notwithstanding any provision in section 9 to the contrary, said amount shall not be reduced.

**Sec. 4. P. & S. L., 1967, c. 58, § 13, additional.** Chapter 58 of the private and special laws of 1967, as amended, is further amended by adding a new section 13, to read as follows:

**Sec. 13. Other purposes.** In addition to the purposes of the district provided in section 1, the district may provide a professional building at a location adjacent or convenient to its hospital and may lease all or any portion of said professional building to private persons engaged in the practice of medicine, surgery, dentistry or osteopathy, to registered apothecaries and to volunteer or non-profit groups which offer or provide a public, medically related service. It is hereby found and determined by the Legislature that such a professional building is necessary to better provide for the medical needs of patients of the hospital and for the health and welfare of inhabitants of the district and that such a facility cannot reasonably be provided by private means.

**Sec. 5. Bonds and notes.** In addition to the powers provided by its charter, Chapter 58 of the Private and Special Laws of 1967, Hospital Administrative District No. 1, in Penobscot County is hereby authorized, by vote of a majority of its board of directors and without action by the voters of the district, to issue bonds or notes of the district to refund and renew outstanding temporary notes in the amount of \$300,000, which notes were originally issued to raise funds for capital and start-up expenses of the district. Such bonds or notes shall be issued as provided in section 3 of said Chapter 58, as amended, but shall not be included in the limitation of indebtedness contained therein.

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

#### STATEMENT OF FACT

The purpose of this bill is cited in the emergency preamble.