

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

(EMERGENCY)  
FIRST SPECIAL SESSION

---

---

ONE HUNDRED AND SEVENTH LEGISLATURE

---

---

Legislative Document

No. 2118

---

---

H. P. 1931 House of Representatives, January 27, 1976  
Referred to Committee on Legal Affairs. Sent up for concurrence and  
ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. McKernan of Bangor.

---

---

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-SIX

---

---

**AN ACT** Relating to the Holding of Property by the Home for  
Aged Women in Bangor.

---

---

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

Whereas, the Home for Aged Women and the Home for Aged Men in Bangor, both charitable non-stock corporations created by special Acts of the Legislature in 1872 and 1893, respectively, are in the process of merging into a new corporation called Phillips-Strickland House Corporation; and

Whereas, both corporations are presently in the process of constructing a 1.3 million dollar facility in Bangor which will be owned and operated by the new consolidated corporation after said merger is completed to provide new and expanded housing and care for aged persons; and

Whereas, the present charter of said Home for Aged Women contains a \$500,000 limitation on the amount of property it may hold, which limitation would be imposed upon the new corporation upon consummation of the merger if not otherwise removed; and

Whereas, the combined property holdings of both homes to be passed to Phillips - Strickland House Corporation by said merger will be in excess of said limitation; and

Whereas, it is essential that these changes be enacted as soon as possible to effectuate the pending merger and to allow Phillips - Strickland House

Corporation to complete construction of the new facility and begin its operations; 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&SL 1872, c. 115, § 2, as amended by P&SL 1909, c. 129, § 1, is further amended to read:

**Section 2.** May hold real and personal property exempt from taxation. The said corporation may take by purchase, devise or otherwise, any real or personal property, and hold the same for the purposes aforesaid, to any amount ~~not exceeding five hundred thousand dollars~~ exempt from taxation, and may manage and dispose of the same according to their discretion.

**Sec. 2.** P&SL 1909, c. 129, § 2 is repealed and the following enacted in place thereof:

**Section 2.** Acts and doings made valid. The acts and doings of said corporation in heretofore receiving gifts, bequests, devises and legacies, any or all, in excess of the amount which it was authorized to hold by its charter are ratified, confirmed and made valid in all respects.

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

#### STATEMENT OF FACT

The purposes of this Act are to amend the private legislation incorporating the Home For Aged Women located in Bangor by removing the restriction as to the amount of property it may hold, and to ratify and confirm in all respects the past actions of said Home For Aged Women in accepting and holding property in excess of the amount set forth in its charter, in order to effectuate the pending merger between it and the Home For Aged Men in Bangor into a new corporation to be known as the Phillips - Strickland House Corporation which will provide new and expanded housing and care for aged persons in Bangor.