

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
109TH LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 1781, L.D. 1892, Bill, "AN ACT to Empower the Board of Trustees of the Maine Veterans Home to Borrow Funds and to Issue Bonds, Notes and Other Evidences of Indebtedness."

Amend the amendment by inserting after the first paragraph the following:

'Sec. 1. 37-A MRSA §1404, as enacted by PL 1977, c. 562, §1, is repealed and the following enacted in its place:

§1404. Administrator

The administrator shall be an honorably discharged war veteran and shall administer the home in accordance with the rules, regulations, guidelines and general policy as may be established by the board. He shall serve an indefinite term, but may be removed for cause by the board. His salary shall be set by the board. The administrator shall hire the necessary employees to operate the home and, whenever possible, shall give preference in hiring to war veterans. These employees shall not be deemed employees of the State.'

Further amend the amendment in section 2 by striking out all of the first underlined paragraph of that part designated "§1407-A." and inserting in its place the following:

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'The Maine Veterans Home is a body coporate. In addition to any other powers granted by this chapter, the Maine Veterans Home shall have the power:'

Further amend the amendment in section 2 by striking out all of subsection 6 of that part designated "\$1407-A." and inserting in its place the following:

'6. Borrow funds. To borrow funds, not in excess of \$1,000,000 in the aggregate, to make and issue bonds, negotiate notes and other evidences of indebtedness or obligations of the veterans home for prudent and reasonable capital, operational and maintenance purposes. The home may secure payments of the obligations, or any part thereof, by pledge of any part of the revenues or assets of the home available for the pledge and which may be lawfully so pledged, or by mortgage of any part, or all, of any property owned by the home. The home may do all lawful things necessary and incidental to those powers. The home may borrow money from the Federal Government and agencies thereof and from state agencies and from any other source. The home may borrow money from the State subject to approval by the Treasurer of State and the Governor. Bonds, notes and other evidences of indebtedness issued under this subsection shall not be deemed to constitute debts of the State, nor a pledge of the credit of the State, but shall be payable solely from the funds of the home; and'

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SENATE AMENDMENT" B" to COMMITTEE AMENDMENT" A" to H.P. 1781, LD. 1892

Further amend the amendment in section 3 by adding at the end the following underlined sentence:

'The Department of Human Services shall not modify its principles of reimbursement for long-term care facilities, to specifically exclude reimbursement for the depreciation of the assets created with federal or state grants.'

Further amend the amendment by renumbering sections 1 to 3 to be sections 2 to 4.

Statement of Fact

The purpose of this amendment is to provide that employees of the veterans home are not employees of the State and to remove the provision that the home provide housing for the administrator. It also limits the purposes for which the home may borrow funds and limits the power of the home to borrow directly from the State. The amendment also requires the Department of Human Services to maintain its present principles of reimbursement for the depreciation of assets created with federal or state grants.

(Najarian)
NAME:

COUNTY: Cumberland

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March 24, 1980