

FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 326

H.P. 253 House of Representatives, February 10, 1987 Reference to the Committee on Human Resources suggested and ordered printed.

EDWIN H. PERT, Clerk Presented by Representative ROLDE of York.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-SEVEN

1 2 3 4	AN ACT to Simplify Certificate of Need Review for Transfers of Ownership of Nursing Home Facilities.
5 6	Be it enacted by the People of the State of Maine as follows:
7	22 MRSA §307-A is enacted to read:
8 9	§307-A. Simplified review for transfers of ownership of nursing home facilities
10 11 12 13 14	1. Legislative intent. It is the intent of the Legislature that the certificate of need review and approval process, with respect to transfers of owner- ship of nursing home facilities, be simplified and expedited to the extent practicable.

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2. Expedited review and approval of simple own-1 2 ership transfer. Notwithstanding other provisions of 3 this chapter, in cases where the department has 4 deemed an application complete which seeks only to transfer the ownership of an existing nursing home 5 6 facility, the commissioner shall issue a final deci-7 sion within 30 days of the date the application was 8 deemed complete, unless a public hearing is requested 9 pursuant to subsection 3.

10 <u>3. Request for hearing. In the event that a</u> 11 public hearing is requested pursuant to section 307, 12 subsection 2-B, and the person making the request 13 presents documented evidence which raises a serious 14 question as to whether the applicant is fit, willing 15 and able to operate the facility, then a public hear-16 ing shall be held and the review period shall be ex-17 tended 60 days consistent with section 307.

STATEMENT OF FACT

19 The purpose of this bill is to simplify the cer-20 tificate of need process as it applies to transfers 21 of ownership of existing nursing home facilities.

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