

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)

1
3
5
7
9
11
13
15
17
19
21
23
25
27
29
31
33
35
37
39
41
43
45
47
49

STATE OF MAINE
SENATE
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 163, L.D. 320, Bill, "An Act to Increase the License Fees for Hospitals and Long-term Care Facilities"

Amend the bill by striking out everything after the enacting clause and inserting in its place the following:

Sec. 1. 22 MRSA §1811, as amended by PL 1967, c. 231, §1, is further amended to read:

§1811. License required; definitions

No person, partnership, association or corporation, nor any ~~state~~, county or local governmental units, shall ~~may~~ establish, conduct or maintain in the State any hospital, sanatorium, convalescent home, rest home, nursing home or other institution for the hospitalization or nursing care of human beings without first obtaining a license therefor. Hospital, sanatorium, convalescent home, rest home, nursing home and other related institution, within the meaning of this chapter, shall ~~mean~~ means any institution, place, building or agency in which any accommodation is maintained, furnished or offered for the hospitalization of the sick or injured or care of any aged or infirm persons requiring or receiving chronic or convalescent care. Nothing in this chapter shall ~~may~~ apply to hotels or other similar places that furnish only board and room, or either, to their guests or to such homes for the aged or blind as may be subject to licensing under any other law.

Sec. 2. 22 MRSA §1813, as amended by PL 1967, c. 231, §3, is further amended to read:

§1813. Existing hospitals must obtain licenses

No person, partnership, association or corporation, nor any ~~state~~, county or local governmental units may continue to operate an existing hospital, sanatorium, convalescent home, rest home or

COMMITTEE AMENDMENT " A" to S.P. 163, L.D. 320

1 nursing home, nor open a hospital, sanatorium, convalescent home,
2 rest home or nursing home unless such that operation shall have
3 been approved and regularly licensed by the State.

5 Sec. 3. 22 MRSA §1814, as amended by PL 1971, c. 598, §34, is
6 further to read:

7
8 **§1814. Application**

9
10 Any person, partnership, association or corporation,
11 including state, county or local governmental units, desiring a
12 license shall file with the department a verified application
13 containing the name of the applicant desiring said the license;
14 whether such the persons so applying are at least 18 years of
15 age; the type of institution to be operated; the location; the
16 name of the person in charge. Application on behalf of a
17 corporation or association or governmental units shall be made by
18 any 2 officers thereof or by its managing agents. All applicants
19 shall submit satisfactory evidence of their ability to comply
20 with the minimum standards of this chapter and all regulations
21 adopted thereunder.

23 Sec. 4. 22 MRSA §1815, as amended by PL 1981, c. 703, Pt. A,
24 §12, is further amended to read:

25 **§1815. Fees**

26
27 Each application for a license to operate a hospital,
28 convalescent home or nursing home shall be accompanied by a
29 nonrefundable fee of \$50--for--facilities--less--than--50--beds--in
30 size,--a--fee--of--\$100--for--facilities--51--to--100--beds--in--size,--and--a
31 fee--of--\$200--for--facilities--larger--than--100--beds--in--size \$10 for
32 each bed contained within the facility. No--such--fee--shall--be
33 refunded. All licenses issued shall be renewed annually upon
34 payment of a like fee. The state's share of all fees received by
35 the department under this chapter shall be deposited in the
36 General Fund. No license granted shall may be assignable or
37 transferable. State hospitals are not required to pay licensing
38 fees.

41
42 **FISCAL NOTE**

43
44 This amendment would generate increased revenue of \$131,835
45 in fiscal year 1989-90 and \$131,835 in fiscal year 1990-91. The
46 State's share of the revenue will be deposited into the General
47 Fund and is anticipated to be \$45,391 in fiscal year 1989-90 and
48 \$47,078 in fiscal year 1990-91.
49

1
3
5
7
9
11
13
15
17

STATEMENT OF FACT

This amendment serves 3 purposes.

1. It increases license fees for hospitals and long-term care facilities to \$10 per bed.

2. It makes a technical, grammatical change to one sentence in the bill and removes the sentence which shows a grammatical error.

3. It requires state hospitals and institutions to be subject to the same licensing requirements as other hospitals and institutions, but exempts them from paying licensing fees.

Reported by Senator Gauvreau for the Committee on Human Resources. Reproduced and Distributed Pursuant to Senate Rule 12.
(4/25/89)

(Filing No. S-61)