

MAINE STATE LEGISLATURE

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HEALTH AND HUMAN SERVICES

Reported by:

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STATE OF MAINE
SENATE
120TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 689, L.D. 1891, Bill, "An Act to Require Majority Resident Representation on the Board of Any Assisted Living Facility Receiving Bonds from the Maine Health and Higher Education Facilities Authority"

Amend the bill by striking out the title and substituting the following:

'An Act Regarding Eligibility for Financing Through the Maine Health and Higher Educational Facilities Authority'

Further amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 22 MRSA §2061, sub-§3, as amended by PL 1993, c. 390, §25, is further amended to read:

3. Lease. Such project will be leased to, or owned by, a health care facility or institution for higher education inside the State; and

Sec. 2. 22 MRSA §2061, sub-§4, as repealed and replaced by PL 1975, c. 264, is amended to read:

4. Payment. Adequate provision has been or will be made for the payment of such project and that under no circumstances will the State be obligated for the payment of such project, or for the payment of the principal of, or interest on, any obligations issued to finance such project; and

Sec. 3. 22 MRSA §2061, sub-§5 is enacted to read:

COMMITTEE AMENDMENT

2 5. Projects for program of independent housing with
3 services not required to be licensed. If the project is for a
4 program of independent housing with services that is not required
5 to be licensed under this Title, the participating health care
6 facility has agreed to comply with the requirements applicable to
7 assisted living providers with regard to the standardized
8 contract under section 7916 and residents' rights under section
9 7902-A, subsection 6 and rules adopted pursuant to those
10 provisions. This requirement does not apply to the refinancing
11 of an authority loan outstanding on April 1, 2002 or to a project
12 specifically authorized under this chapter.'

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SUMMARY

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17 This amendment replaces the bill. It requires assisted
18 living projects that do not require licensing to comply with the
19 provisions that apply to licensed projects regarding residents'
20 rights and standardized contracts in order to qualify for
21 financing through the Maine Health and Higher Educational
22 Facilities Authority. There is an exception for financing
23 specifically authorized by law and for refinancing loans
24 outstanding on April 1, 2002.