

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

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PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

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1977

CHAPTER 141

AN ACT to Amend Certain Provisions of the Laws Relating to Nonprofit Hospital or Medical Service Organizations in Order to Facilitate the Creation of Jobs for Maine People.

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

Whereas, immediate modification of the laws relating to nonprofit hospital and medical service organizations is vitally necessary in order to permit such organizations to offer services to the Federal Government on a fixed-fee basis; and

Whereas, the present Part B Medicare carrier has announced that, effective January 1, 1978, it will no longer provide services to the Federal Government as its fiscal intermediary for Part B of the Medicare Program; and

Whereas, the provision of this service to the Federal Government involves approximately 100 jobs in the greater Portland area; and

Whereas, administration of the Medicare Program in an out-of-state forum could disrupt the claims process from the perspective of Maine citizens; and

Whereas, it is necessary that a firm, organization or business located in the State of Maine become the successor provider of these services to the Federal Government in order to insure the retention of these jobs within this State; 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:

24 MRSA § 2301, sub-§ 7, as last amended by PL 1973, c. 585, § 12, is repealed and the following enacted in its place:

7. Administrative services. With the prior approval of the superintendent, such corporation shall have the right to utilize its organization and facilities to perform services for the United States or the State of Maine Government or the units or agencies of either; or any charitable or nonprofit organization involved in health care.

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