

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

or utility facility or other structures or facilities related to any of the foregoing or required or useful for the operation of the project, or the refinancing of existing indebtedness in connection with any of the foregoing, including parking and other facilities or structures essential or convenient for the orderly conduct of the hospital or nursing home. "Project" also includes all real and personal property, lands, improvements, driveways, roads, approaches, pedestrian access roads, rights-of-way, utilities, easements and other interests in land, parking lots, machinery and equipment, and all other appurtenances and facilities either on, above or under the ground which are used or usable in connection with the structures mentioned in this paragraph, and includes landscaping, site preparation, furniture, machinery and equipment and other similar items necessary or convenient for the operation of a particular facility or structure in the manner for which its use is intended, but does not include such items as food, fuel, supplies or other items which are customarily considered as a current operating charge; and. In the case of a hospital, as defined in subsection 4, paragraph B, "project" does not include any facilities, structures or appurtenances, the use of which is not directly related to the provision of patient care by its members; and

Effective September 23, 1983.

CHAPTER 200

H.P. 611 - L.D. 759

AN ACT to Remove the Sunset Provision
for Home Health Care Providers in the
Certificate of Need Law.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §316-A, sub-§2, as enacted by PL 1981, c. 705, Pt. V, §36, is amended to read:

2. Activities; acquisitions. Activities or acquisitions by or on behalf of a health maintenance organization or a health care facility controlled, directly or indirectly, by a health maintenance organization or combination of health maintenance organizations to the extent mandated by the National

Health Planning and Resources Development Act of 1974, as amended and its accompanying regulations; and

Sec. 2. 22 MRSA §316-A, sub-§3, as enacted by PL 1981, c. 705, Pt. V, §36, is amended to read:

3. Home health care services. Home health care services offered by a home health care provider prior to 90 days after adjournment of the Second Regular Session of the 110th Legislature, and .

Sec. 3. 22 MRSA §316-A, sub-§4, as enacted by PL 1981, c. 705, Pt. V, §36, is repealed.

Effective September 23, 1983.

CHAPTER 201

H.P. 818 - L.D. 1058

AN ACT to Amend the Maximum Fee for
Applications and to Clarify the
Basis for the Annual
Assessment of Financial Institutions.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 9-B MRSA §214, sub-§2, ¶A, as enacted by PL 1975, c. 500, §1, is amended to read:

A. To provide for the balance of the reasonable expenses incurred to fulfill the bureau's duty pursuant to this Title of the bureau, including general regulatory costs, overhead, transportation, and general office and administrative expenses, the superintendent shall assess semiannually each financial institution under his supervision at the annual rate of at least 7¢ for each \$1,000 of the total of average deposits and deposit-like instruments, as defined by the superintendent, or share accounts and deposit-like instruments, excluding deposits of other financial institutions and deposits of the United States Government. The superintendent may raise the minimum assessment rate of 7¢ per \$1,000 of the total of average deposits and deposit-like instruments, or share accounts and deposit-like instruments, by promulgating regulations pursuant to section 251 at such time as economic conditions warrant such an increase. In no event shall the semiannual assessment be less than \$25.