

26:2I-34

LEGISLATIVE HISTORY CHECKLIST

NJSA: 26:2I-34

(Health care facilities
financing authority allow
takeover of county and
municipal hospitals)

LAWS OF: 1984

CHAPTER: 217

Bill No: S2394

Sponsor(s): Wagner and Gagliano

Date Introduced: November 19, 1984

Committee: Assembly: -----

Senate: -----

Amended during passage: No

Date of Passage: Assembly: December 6, 1984

Senate: November 19, 1984

Date of Approval: December 18, 1984

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly No

Senate No

Fiscal Note: No

Veto Message: No

Message on Signing: Yes

Following were printed:

Reports: No

Hearings: No

SENATE, No. 2394

STATE OF NEW JERSEY

INTRODUCED NOVEMBER 19, 1984

By Senators VAN WAGNER and GAGLIANO

(Without Reference)

AN ACT to amend the "New Jersey Health Care Facilities Financing Authority Law," approved May 25, 1972(P. L. 1972, c. 29).

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 34 of P. L. 1972, c. 29(C. 26:2I-34) is amended to
2 read as follows:

3 34. *a.* Participation in existing projects. Whenever any public or
4 private hospital has constructed or acquired any work or improve-
5 ment which would otherwise qualify as a project under the pre-
6 ceding portions of this act except for the fact that such construc-
7 tion or acquisition was undertaken and financed without assistance
8 from the authority, the authority may purchase such work or im-
9 provement, and lease the same to such hospital, or may lend funds
10 to such hospital for the purpose of enabling the latter to retire
11 obligations incurred for such construction or acquisition, provided
12 that the amount of any such purchase price or loan shall not exceed
13 the project cost as herein defined, irrespective of such work or im-
14 provement. All powers, rights, obligations and duties granted to
15 or imposed upon the authority, hospitals, State departments and
16 agencies or others by this act in respect to projects shall apply to
17 the same extent with respect to transactions authorized by this
18 section, provided that any action otherwise required to be taken at
19 a particular time in the progression of a project may, where the
20 circumstances so required in connection with a transaction under
21 this section be taken nunc pro tunc.

Matter printed in italics thus is new matter.

22 *b. Acquisition of hospital facilities from counties or municipali-*
23 *ties. Notwithstanding the provisions of any law to the contrary,*
24 *the authority may authorize the acquisition, and any county or*
25 *municipality by resolution or ordinance may authorize a private*
26 *sale and conveyance or leasing to the authority, of any interest of*
27 *the county or municipality in any lands and existing hospital facili-*
28 *ties which are then being operated by a private or public hospital*
29 *upon such terms and conditions as may be agreed upon by the au-*
30 *thority and the county and municipality. The authority may use its*
31 *funds for the acquisition by providing for the retirement of obliga-*
32 *tions incurred for the acquisition of the land, and for the acquisi-*
33 *tion and construction of the existing hospital facilities, provided*
34 *that the amount of the purchase price shall not exceed the project*
35 *costs. Upon acquisition of the lands and existing hospital facilities,*
36 *the authority may convey or lease the lands and existing hospital*
37 *facilities to a participating hospital under such terms and condi-*
38 *tions as the authority and participating hospital may agree.*

1 2. This act shall take effect immediately.

STATEMENT

The purpose of the bill is to permit the New Jersey Health Care Facilities Financing Authority, to acquire hospital facilities from counties and municipalities in certain situations, to permit counties and municipalities to convey by private sale or lease to the authority any interest in a hospital facility notwithstanding any other law, including the "Local Lands and Buildings Law," P. L. 1971, c. 199 (C. 40:12-1 et seq.); and to permit the authority to convey or lease the hospital facility to a participating hospital under such terms and conditions as may be agreed upon.

Kean also signed S-2394, sponsored by Senator Richard VanWagner, D-Monmouth, which permits the New Jersey Health Care Facilities Financing Authority to provide financial aid to health care institutions which have previously financed their capital programs through bond issues sponsored by counties or municipalities.

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