



PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 298 be amended to read as follows:

- 1 Page 1, between lines 7 and 8, begin a new paragraph and insert:
- 2 "SECTION 2. IC 16-21-15-0.5 IS ADDED TO THE INDIANA
- 3 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 4 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. (a) The general assembly**
- 5 **finds the following as it relates only to section 1 of this chapter:**
- 6 **(1) A hospital merger may benefit the public by maintaining**
- 7 **or improving the quality, efficiency, and accessibility of health**
- 8 **care services offered to the public.**
- 9 **(2) Benefits resulting from a hospital merger may outweigh**
- 10 **any anticompetitive effects of joining together competitors,**
- 11 **including addressing unique challenges in providing health**
- 12 **care services in rural areas.**
- 13 **(3) It is in the state's best interest to supplant state and federal**
- 14 **antitrust law with a process for regulatory approval and**
- 15 **active supervision by the state department, as provided in this**
- 16 **chapter.**
- 17 **(4) It is the intent of the general assembly that this chapter**
- 18 **immunize, to the fullest extent possible, the following from all**
- 19 **federal and state antitrust laws:**
- 20 **(A) The execution of merger agreements approved under**
- 21 **this chapter and the transactions concerning the merger.**

- 1 **(B) Postmerger activities supervised under this chapter.**
- 2 **(b) This section applies only to merger agreements allowed**
- 3 **under this chapter."**
- 4 Page 4, line 36, after "chapter." insert "**However, the state**
- 5 **department may not enter into an agreement for more than one (1)**
- 6 **study."**
- 7 Page 4, line 40, after "maintains" insert "**that is related to the**
- 8 **certificate of public advantage and"**.
- 9 Renumber all SECTIONS consecutively.
(Reference is to ESB 298 as printed February 10, 2022.)

Representative Morrison