

MAINE STATE LEGISLATURE

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HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES

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STATE OF MAINE SENATE 132ND LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 416, L.D. 985, "An Act to Impose a
Moratorium on the Ownership or Operation of Hospitals in the State by Private Equity
Companies or Real Estate Investment Trusts"

Amend the bill by inserting after the title and before the enacting clause the following:

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

Whereas, this legislation establishes a one-year moratorium on the ownership or
operation of hospitals in the State by private equity companies or real estate investment
trusts; and

Whereas, this legislation must take effect as soon as possible so that any transactions
involving the State's hospitals and private equity companies or real estate investment trusts
may not move forward for one year; 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,'

Amend the bill in section 1 in §1730-A in subsection 3 in the first line (page 1, line 24
in L.D.) by striking out the following: "2029" and inserting the following: '2026'

Amend the bill by inserting after section 1 the following:

'Sec. 2. Application. This Act does not apply to any transaction for which an
application for a certificate of need under the Maine Revised Statutes, Title 22, section 329
has been filed on or before June 1, 2025.'

Amend the bill by adding before the summary the following:

'Emergency clause. In view of the emergency cited in the preamble, this legislation
takes effect when approved.'

COMMITTEE AMENDMENT "A" to S.P. 416, L.D. 985 (S. 299)

1 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
2 number to read consecutively.

3 **SUMMARY**

4 This amendment reduces the moratorium established in the bill from 5 years to one
5 year and clarifies that the moratorium does not apply to any transaction for which an
6 application for a certificate of need under the Maine Revised Statutes, Title 22, section 329
7 has been filed on or before June 1, 2025. The amendment also adds an emergency preamble
8 and emergency clause.