

MAINE STATE LEGISLATURE

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132nd MAINE LEGISLATURE

SECOND REGULAR SESSION-2026

Legislative Document

No. 2202

H.P. 1481

House of Representatives, February 10, 2026

**An Act to Require Notice to the Attorney General Prior to the
Merger of Certain Health Care Entities as Recommended by the
Commission to Evaluate the Scope of Regulatory Review and
Oversight over Health Care Transactions That Impact the Delivery
of Health Care Services in the State**

Reported by Representative MATHIESON of Kittery for the Joint Standing Committee on Health Coverage, Insurance and Financial Services pursuant to Resolve 2025, chapter 106, section 8.

Reference to the Committee on Health Coverage, Insurance and Financial Services suggested and ordered printed pursuant to Joint Rule 218.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

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

2 **Sec. 1. 10 MRSA §1102-B** is enacted to read:

3 **§1102-B. Premerger notification by health care entities**

4 **1. Definitions.** As used in this section, unless the context otherwise indicates, the
5 following terms have the following meanings.

6 A. "Additional documentary material" means the additional documentary material
7 filed with a Hart-Scott-Rodino form.

8 B. "Electronic" means relating to technology having electrical, digital, magnetic,
9 wireless, optical, electromagnetic or similar capabilities.

10 C. "Filing threshold" means the minimum size of a transaction that requires the
11 transaction to be reported under the Hart-Scott-Rodino Act in effect when a person
12 files a premerger notification.

13 D. "Hart-Scott-Rodino Act" means 15 United States Code, Section 18a, as amended.

14 E. "Hart-Scott-Rodino form" means the form filed with a premerger notification,
15 excluding additional documentary material.

16 F. "Health care entity" means a health care provider, a health care facility or a provider
17 organization. "Health care entity" does not include a nursing facility as defined by
18 Title 22, section 328, subsection 18.

19 G. "Health care facility" means a licensed institution providing health care services or
20 a health care setting, including, but not limited to, hospitals and other licensed inpatient
21 facilities; health systems consisting of one or more health care entities that are jointly
22 owned or managed; ambulatory surgical or treatment centers; residential treatment
23 centers; diagnostic, laboratory and imaging centers; freestanding emergency facilities;
24 outpatient clinics; and rehabilitation and other therapeutic health settings.

25 H. "Health care provider" means a person, corporation, partnership, governmental unit,
26 state institution, medical practice or other entity qualified or licensed under state law
27 to perform or provide health care services to persons in the State.

28 I. "Premerger notification" means a notification filed under the Hart-Scott-Rodino Act
29 with the Federal Trade Commission or the United States Department of Justice,
30 Antitrust Division or a successor agency.

31 J. "Provider organization" means any corporation, partnership, business trust,
32 association or organized group of persons that is in the business of health care delivery
33 or management, whether incorporated or not, that represents one or more health care
34 providers in contracting with carriers for the payment of health care services. "Provider
35 organization" includes, but is not limited to, physician organizations, physician-
36 hospital organizations, independent practice associations, health care provider
37 networks, accountable care organizations and management services organizations and
38 any other organization that contracts with carriers for payment for health care services.

39 **2. Notice requirement.** A health care entity filing a premerger notification shall
40 concurrently file a complete electronic copy of the Hart-Scott-Rodino form with the
41 Attorney General if:

