

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 15-101(d) and 15-305; and 20-501 through 20-510 and the subtitle "Subtitle 5. Maryland Health Care Foundation" of Article - Health - General of the Annotated Code of Maryland be repealed.

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 2 of Chapter 701 of the Acts of the General Assembly of 2001 be repealed.

SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 15-101(e), (f), (g), (h), (i), (j), and (k), respectively, of Article - Health - General of the Annotated Code of Maryland be renumbered to be Section(s) 15-101(d), (e), (f), (g), (h), (i), and (j), respectively.

SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - State Government

6.5-301.

(b) An acquisition is not in the public interest unless appropriate steps have been taken to:

- (1) ensure that the value of public or charitable assets is safeguarded;
- (2) ensure that:

(i) the fair value of the public or charitable assets of a nonprofit health service plan or a health maintenance organization will be distributed to the [Maryland Health Care Foundation that was established in § 20-502 of the Health - General Article] MARYLAND HEALTH CARE TRUST ESTABLISHED UNDER § 6.5-401 OF THIS ~~ARTICLE~~ TITLE; or

(ii) 1. 40% of the fair value of the public or charitable assets of a nonprofit hospital will be distributed to the [Maryland Health Care Foundation that was established in § 20-502 of the Health - General Article] MARYLAND HEALTH CARE TRUST ESTABLISHED UNDER § 6.5-401 OF THIS ~~ARTICLE~~ TITLE; and

2. 60% of the fair value of the public or charitable assets of a nonprofit hospital will be distributed to a public or nonprofit charitable entity or trust that is:

- A. dedicated to serving the unmet health care needs of the affected community;
- B. dedicated to promoting access to health care in the affected community;
- C. dedicated to improving the quality of health care in the affected community; and
- D. independent of the transferee;