

# HOUSE BILL No. 1632

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 25-1-8.5-4.

**Synopsis:** Health care entity mergers. Requires a health care entity that is involved in a merger or acquisition to disclose additional information. Allows the office of the attorney general to assess a health care entity with a civil penalty for noncompliance with the merger and acquisition notice.

**Effective:** July 1, 2025.

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## Smaltz, Barrett, Gore

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January 21, 2025, read first time and referred to Committee on Public Health.

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First Regular Session of the 124th General Assembly (2025)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2024 Regular Session of the General Assembly.

## HOUSE BILL No. 1632

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A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 25-1-8.5-4, AS ADDED BY P.L.95-2024,  
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2025]: Sec. 4. (a) An Indiana health care entity that is  
4 involved in a merger or acquisition with another health care entity with  
5 total assets, including combined entities and holdings, of at least ten  
6 million dollars (\$10,000,000) shall, at least ninety (90) days prior to the  
7 date of the merger or acquisition, provide written notice of the merger  
8 or acquisition to the office of the attorney general in a manner  
9 prescribed by the office of the attorney general.  
10 (b) The notice required by subsection (a) must include the following  
11 information from each health care entity:  
12 (1) Business address and federal tax number.  
13 (2) Name and contact information of a representative of the health  
14 care entity concerning the merger or acquisition.  
15 (3) Description of the health care entity.  
16 (4) Description of the merger or acquisition, including the  
17 anticipated timeline.



1 (5) A copy of any materials that have been submitted to a federal  
2 or state agency concerning the merger or acquisition.

3 **(6) A list of all mergers and acquisitions in the previous five**  
4 **(5) years.**

5 **(7) The anticipated market share before and after the merger**  
6 **or acquisition, as determined by an independent third party.**

7 The notice submitted under this section must be certified before a  
8 notary public.

9 (c) The office of the attorney general shall keep confidential all  
10 nonpublic information, and the confidential information may not be  
11 released to the public.

12 (d) Not later than forty-five (45) days from the submission of a  
13 notice under subsection (a), the office of the attorney general:

14 (1) shall review the information submitted with the notice; and

15 (2) may analyze in writing any antitrust concerns with the merger  
16 or acquisition.

17 The office of the attorney general shall provide any written analysis  
18 described in subdivision (2) to the person that submitted the notice  
19 under subsection (a).

20 (e) The office of the attorney general may issue a civil investigative  
21 demand under IC 4-6-3 to a health care entity that has submitted a  
22 notice under this section for additional information.

23 (f) Any information received or produced by the office of the  
24 attorney general under this section is confidential.

25 **(g) The office of the attorney general may assess a civil penalty**  
26 **against a health care entity for noncompliance with this section on**  
27 **a daily basis with a maximum amount of five thousand dollars**  
28 **(\$5,000) per day for each violation, with the total not exceeding five**  
29 **million dollars (\$2,000,000) for each violation.**

