

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL NO. 899

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Schrader” and substitute “Schrader, and Dorman”.

AMENDMENT NO. 2

On page 1, in line 10, after “date;” insert “defining certain terms; providing that if certain entities are subject to acquisition before a certain date, the Secretary of Health and Mental Hygiene may require a certain grant to become payable to the State; authorizing the Secretary to require execution of a certain instrument as a condition of disbursement of certain funds; providing that if certain entities are subject to a bankruptcy proceeding, a certain grant may not be considered an asset of certain entities and the Secretary shall require a certain grant to become payable to the State; requiring the Attorney General to notify certain individuals after receipt of a certain application; providing for the termination of certain provisions of this Act subject to a certain contingency; providing for the termination of this Act;”.

AMENDMENT NO. 3

On page 1, in line 25, strike “and”; and after line 25, insert:

“(6) ONE MEMBER OF THE PRINCE GEORGE’S COUNTY COUNCIL, APPOINTED BY THE CHAIRMAN OF THE PRINCE GEORGE’S COUNTY COUNCIL; AND”.

On page 2, in line 1, strike “(6)” and substitute “(7)”.

On page 3, in line 6, strike the second “and”; after line 6, insert:

“(6) THE ENVIRONMENTAL, STRATEGIC, AND ORGANIZATIONAL FACTORS, IDENTIFIED BY THE UNIVERSITY OF MARYLAND MEDICAL SYSTEM IN ITS RECENT REVIEW OF DIMENSIONS HEALTH CORPORATION WHICH HAVE

(Over)

CONTRIBUTED TO THE DETERIORATION OF THE FINANCIAL CONDITION OF PRINCE GEORGE'S HOSPITAL CENTER, INCLUDING:

- (I) THE CONDITION OF CURRENT MANAGEMENT;
- (II) LACK OF A BUSINESS PLAN;
- (III) STRUCTURE OF THE GOVERNING BOARD;
- (IV) AN INEFFECTIVE ORGANIZATIONAL MODEL;
- (V) AN INEFFECTIVE PRIVATIZATION MODEL; AND
- (VI) MARKET DISADVANTAGES, INCLUDING A COMPETITIVE DISADVANTAGE TO WASHINGTON, D.C.; AND”;

and in line 7, strike “(6)” and substitute “(7)”.

AMENDMENT NO. 4

On page 3, after line 11, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

- (a) (1) In this section the following words have the meanings indicated.
- (2) “Acquisition” means:
  - (i) a sale, lease, transfer, merger, or joint venture that results in the disposal of the assets of the Prince George's Hospital Center to a for profit corporation or entity or to a mutual benefit corporation or entity when a substantial or significant portion of the assets of the Prince George's Hospital System are involved or will be involved in the agreement or transaction;
  - (ii) a public offering of stock; or

(iii) a conversion to a for profit entity.

(3) “State operating grant” means any funds appropriated to the Department of Health and Mental Hygiene in the fiscal 2003 budget for the purpose of assisting the Prince George’s Hospital Center in achieving financial stability.

(b) If the Dimensions Health Corporation or the Prince George’s Hospital Center is subject to acquisition on or before July 1, 2003, the Secretary of Health and Mental Hygiene shall require that the State operating grant, in whole or in part, become immediately due and payable as a debt owed to the State.

(c) If the Dimensions Health Corporation or the Prince George’s Hospital Center is subject to a bankruptcy proceeding on or before July 1, 2003:

(1) the State operating grant may not be considered an asset of Dimensions Health Care Corporation or the Prince George’s Hospital Center for the purposes of the bankruptcy proceeding; and

(2) the Secretary of Health and Mental Hygiene shall require that the State operating grant, in whole or in part, become immediately due and payable as a debt owed to the State.

(d) The Department of Health and Mental Hygiene may require, as a condition of the disbursement of the State operating grant, the execution of any instrument sufficient to protect the security interest of the State in the State operating grant funds under this section.

(e) Upon the receipt of an application for the acquisition of Prince George’s Hospital Center, the Attorney General shall immediately notify the Secretary of Health and Mental Hygiene and the Prince George’s County Executive.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect June 1, 2002. If an acquisition of Prince George’s Hospital Center, as defined in Section 2 of this Act, takes place before September 30, 2004, Section 1 of this Act shall be abrogated and of no further force and effect.”.

On page 3, in line 12, strike “2.” and substitute “4.”; in line 13, strike “October” and substitute “June”; in the same line, strike “It” and substitute “Except as provided in Section 3 of this Act, this Act”; and in the same line, after “years” insert “and 4 months”.