

**ADOPTED**

Senators Hodges of the 3rd, Anderson of the 24th, Summers of the 13th, Goodman of the 8th, and Hickman of the 4th offered the following amendment #1:

1 *Amend the Senate Committee on Regulated Industries and Utilities substitute to SB 367*  
2 *(LC 56 0538S) by replacing line 4 with the following:*

3 of cancer; to provide for conditions; to provide for an exception to the exemption for  
4 facilities within 35 miles of certain facilities; to provide for applicability; to provide for  
5 related

6 *By replacing line 39 with the following:*

7 structure, affiliation with an existing hospital, or location within the state.

8 (D) The exemption provided for in this paragraph shall not apply to any facility within  
9 35 miles of an existing nonprofit hospital designated as a sole community hospital  
10 pursuant to 42 C.F.R. 412.92, which offers chemotherapy or radiation therapy as of the  
11 effective date of this Act."