

Minnesota HomeCare Association

Antitrust – Policy Statement

Antitrust Policy

The Minnesota HomeCare Association (MHCA or Association) believes that collaborative efforts among its members can result in improved health care and outcomes for the patients and communities we serve, but recognizes the possibility that the Association and its activities could be viewed by some as an opportunity for anticompetitive business conduct. As the MHCA intends fully to comply with both the letter and the spirit of the antitrust laws, the following policy and procedures are to be followed by all employees, directors and officers, and members.

1. Discussions of commercial matters among competitors may create the appearance of an antitrust violation, whether or not a violation occurred. It is essential that all meetings be conducted in a manner that fully adheres to the antitrust laws.
 - a. Agendas will be reviewed by staff prior to meetings and provided to each attendee. Agendas will be specific and avoid topics that may cause antitrust concerns. Minutes will be kept that accurately report what actions were taken during meetings.
 - b. There shall be no discussion of prices, costs, customers, allocating or dividing service territories or customers, contract terms, buyer or supplier relationships, competitive bids, discouraging entry into any segment of the marketplace, or any other competitively sensitive information, whether before, during or after association meetings.
2. Outside speakers at committees, educational meetings, or other MHCA meetings or events will be informed that they must comply with this policy in the preparation and presentation of their remarks.
3. MHCA's attorney should review any matter of communication that could raise a question of anti-competitiveness or any other anti-trust question, and attend meetings where there is potential for discussion of legally sensitive subjects.
4. This policy will be reviewed with the Board of Directors annually.
5. This policy will be reviewed during the annual orientation for committees (including teams, workgroups, etc).
6. This policy will be reviewed annually with Region Chairs.
7. Participants are expected to adhere to this policy and should interrupt meetings to raise any concerns regarding adherence to the antitrust laws.