

<b>Approved by: Michigan State Council Executive Board</b>	<b>Origination Date:</b> November 2016
<b>Revised by: Michigan State Council Executive Board</b>	<b>Approval Date:</b> 11/2016, 7/2022
	<b>Next Revision Date:</b> July 2026

**I. POLICY PURPOSE:**

To ensure monitoring of organization activities in order to prevent violations of the antitrust laws.

**II. POLICY BACKGROUND:**

Michigan ENA will adhere to federal and state antitrust laws and regulations applicable to 501(c)(3) organizations.

**III. STANDARDS/CRITERIA:**

- i. Under federal and state antitrust laws, an association may be held liable for action that constitutes a restraint of trade.
- ii. Accordingly, Michigan ENA must exercise extreme caution regarding its business decisions and will not engage in any activity that may result in an unreasonable restraint of trade.
- iii. Michigan ENA will base business decisions on stated, reasonable criteria that are applied objectively, consider all potential vendors and document the basis for decisions.

**I. OPERATIONAL PROCEDURE**

- i. Michigan ENA the Board of Directors will adhere to the importance of compliance with Antitrust laws and regulations and identify potential antitrust issues.
- ii. The Michigan ENA Board of Directors will evaluate in advance all new programs or changes in existing programs that have potential antitrust implications.
- iii. Minutes of all Michigan ENA meetings should accurately reflect the business conducted and reflect Michigan ENA's policy of complying with the antitrust laws.
- iv. Michigan ENA member who has concerns regarding antitrust should immediately contact the Michigan State Council ENA President, who will consult with the Michigan ENA State Council Executive Board and National ENA legal about concerns as warranted.