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HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
132ND LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1479, L.D. 2200, “An Act to Prohibit Noncompete Clauses for Health Care Professionals as Recommended by the Commission to Evaluate the Scope of Regulatory Review and Oversight over Health Care Transactions That Impact the Delivery of Health Care Services in the State ”

Amend the bill by striking out the title and substituting the following:

'An Act Relating to Noncompete Agreements Between Employers and Health Care Practitioners'

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 26 MRSA §599-A, sub-§1, ¶A-1 is enacted to read:

A-1. "Health care practitioner" means an individual qualified or licensed under state law to perform or provide health care services to persons in the State.

Sec. 2. 26 MRSA §599-A, sub-§2, as enacted by PL 2019, c. 513, §1, is amended by enacting at the end a new last blocked paragraph to read:

A noncompete agreement between an employer and a health care practitioner that is enforceable under this subsection must recognize an individual's right to choose that individual's own health care practitioner.

Sec. 3. 26 MRSA §599-A, sub-§5, as enacted by PL 2019, c. 513, §1, is amended to read:

5. Effective date of a noncompete agreement. Except for a noncompete agreement between an employer and an ~~allopathic physician or an osteopathic physician licensed under Title 32, chapter 48 or chapter 36, respectively~~ a health care practitioner, the terms of a noncompete agreement do not take effect until after one year of the employee's employment with the employer or a period of 6 months from the date the agreement was signed, whichever is later.

COMMITTEE AMENDMENT

