

2022 Regular Session

SENATE BILL NO. 427

BY SENATOR FOIL

PHYSICIANS. Prohibits certain post-employment restraints on the practice of medicine on physicians employed by the state. (8/1/22)

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AN ACT

To enact R.S. 37:1303, relative to physicians; to provide that certain restrictive agreements on physicians relative to employment by any entity of state government are unenforceable; to provide for a physician who is terminated without cause; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 37:1303 is hereby enacted to read as follows:

§1303. Restraint of the practice of medicine; prohibited enforcement; termination without cause

A. No contract or agreement or provision thereof that restricts any physician employed by any entity of state government from the practice of medicine upon termination of employment shall be enforceable.

B. No provision to restrict the practice of medicine shall be enforceable upon a physician who is terminated without cause by the employer.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Xavier I. Alexander.

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Proposed law provides that any contract or agreement or provision thereof that restricts any physician employed by any entity of state government from the practice of medicine upon termination of employment is unenforceable.

Proposed law provides that any provision which restricts the practice of medicine upon a physician who is terminated without cause is unenforceable.

Effective August 1, 2022.

(Adds R.S. 37:1303)