

2020 Regular Session

HOUSE BILL NO. 806

BY REPRESENTATIVE ECHOLS

PHYSICIANS: Prohibits the restraint of the practice of medicine in contracts or agreements

1 AN ACT

2 To enact R.S. 23:922, relative to employment contracts; to provide for employment or  
3 independent contractor agreements; to prohibit the enforceability of certain contracts  
4 or agreements in the practice of medicine; to provide for definitions; and to provide  
5 for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 23:922 is hereby enacted to read as follows:

8 §922. Restraint on the practice of medicine prohibited

9 A. Notwithstanding any provision of law to the contrary, no contract,  
10 agreement, or provision thereof that restricts a physician from the practice of  
11 medicine following the termination of any employment or independent contractor  
12 agreement shall be enforceable.

13 B. For purposes of this Section, "physician" has the same meaning as  
14 provided for in R.S. 37:1262.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 806 Original

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Echols

**Abstract:** Provides relative to the prohibition against the practice of medicine following the termination of any employment or independent contractor agreement.

Proposed law provides that notwithstanding any provision of law to the contrary, any contract, agreement, or provision that restricts a physician from the practice of medicine following the termination of any employment or independent contractor agreement shall be enforceable.

Proposed law provides that "physician" means a natural person who is the holder of an allopathic (M.D.) degree or an osteopathic (D.O.) degree from a medical college in good standing with the board who holds a license, permit, certification, or registration issued by the board to engage in the practice of medicine in the state of Louisiana.

(Adds R.S. 23:922)