

By: Representatives Remak, Boyd (19th),
Currie, Estrada, Hale, Kinkade, Stepp,
Yancey, Keen

To: Judiciary A

HOUSE BILL NO. 889

1 AN ACT TO PROVIDE THAT CONTRACTS THAT ESTABLISH THE TERMS OF
2 A PARTNERSHIP, EMPLOYMENT OR ANY OTHER FORM OF PROFESSIONAL
3 RELATIONSHIP WITH A HEALTH CARE PROVIDER WHO IS LICENSED IN
4 MISSISSIPPI, WHICH INCLUDE ANY RESTRICTION OF THE RIGHT OF THE
5 HEALTH CARE PROVIDER TO PRACTICE HIS OR HER PROFESSION OR
6 OCCUPATION IN ANY GEOGRAPHIC AREA FOR ANY PERIOD OF TIME AFTER THE
7 TERMINATION OF SUCH PARTNERSHIP, EMPLOYMENT OR PROFESSIONAL
8 RELATIONSHIP, SHALL BE VOID AND UNENFORCEABLE WITH RESPECT TO THAT
9 RESTRICTION; AND FOR RELATED PURPOSES.

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

11 **SECTION 1.** (1) As used in this section, the following terms
12 shall be defined as provided in this subsection:

13 (a) "Health care" means any care, treatment, service or
14 procedure to maintain, diagnose or otherwise affect a person's
15 physical or mental condition.

16 (b) "Health care provider" means a person licensed,
17 certified or otherwise authorized or permitted by Mississippi law
18 to provide health care in the ordinary course of business or
19 practice of a profession.

20 (2) Any contract or agreement that creates or establishes
21 the terms of a partnership, employment or any other form of



22 professional relationship with a health care provider who is
23 licensed in Mississippi, which includes any restriction of the
24 right of the health care provider to practice his or her
25 profession or occupation in any geographic area for any period of
26 time after the termination of such partnership, employment or
27 professional relationship, shall be void and unenforceable with
28 respect to that restriction. Nothing in this subsection shall
29 render void or unenforceable the remaining provisions of any such
30 contract or agreement.

31 (3) This section shall apply to all contracts or agreements
32 described in subsection (2) of this section that are entered into
33 or renewed on or after July 1, 2024.

34 **SECTION 2.** This act shall take effect and be in force from
35 and after July 1, 2024.

