

**Amendment No. 2 to HB3536**

**Armstrong  
Signature of Sponsor**

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 3361\***

**House Bill No. 3536**

By deleting the language " In any event, nothing in this section shall prohibit any of the following from employing physicians and from restricting " in subdivision (f)(4)(A) of the amendatory language of Section 1 and by substituting instead the language "The following may employ physicians and restrict".

AND FURTHER AMEND by inserting in subdivision (f)(4)(A)(ii)(a) of the amendatory language of Section 1 at the end of the sentence after the word "company" the words "or partnership;"

AND FURTHER AMEND by inserting the language "site of the physician while employed" immediately after the language "primary practice" in subdivision (f)(4)(B)(iii)(a) of the amendatory language of Section 1

AND FURTHER AMEND by adding the following language as new subdivisions (D) and (E) to the amendatory language of Tennessee Code Annotated, Section 63-6-204(f)(4) in Section 1 of the introduced bill:

(D) A restriction of a physician's right to practice medicine upon termination or conclusion of the employment relationship shall not apply to an emergency physician.

(E) An agreement entered into in conjunction with the purchase or sale of a physician's medical practice, or all or substantially all of the assets of the practice, may restrict such physician's rights to practice medicine, provided that the duration of the restriction and the allowable area of the restriction is reasonable under the circumstances. There shall be a rebuttable presumption that the duration and area of restriction agreed upon by the parties in such agreement is reasonable.