

MAINE STATE LEGISLATURE

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RMS

L.D. 1781

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DATE: May 12, 1999

(Filing No. S- 282)

LABOR

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**STATE OF MAINE
SENATE
119TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT " A " to S.P. 616, L.D. 1781, Bill, "An Act Relative to Freedom of Employment in the Broadcasting Industry"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 26 MRSA §599 is enacted to read:

§599. Broadcasting industry contract

1. Definition. As used in this section, unless the context otherwise indicates, "broadcasting industry contract" means an employment contract between a person and a legal entity that owns one or more television stations or networks or one or more radio stations or networks, excluding an employment contract with a sales representative.

2. Presumed unreasonable. A broadcasting industry contract provision that requires an employee or prospective employee to refrain from obtaining employment in a specified geographic area for a specified period of time following expiration of the contract or upon termination of employment without fault of the employee is presumed to be unreasonable.'

Further amend the bill by inserting at the end before the summary the following:

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FISCAL NOTE

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6 This bill may increase the number of civil suits filed in
the court system. The additional workload and administrative
costs associated with the minimal number of new cases filed can
8 be absorbed within the budgeted resources of the Judicial
Department. The collection of additional filing fees may also
10 increase General Fund revenue by minor amounts.'

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SUMMARY

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16 This amendment replaces the bill. It provides that a
noncompete clause in a broadcast industry contract is presumed
unreasonable if it applies at expiration of the contract or upon
18 termination of employment without fault of the employee. The
amendment also adds a fiscal note to the bill.

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