



THE OHIO SOCIETY OF ANESTHESIOLOGISTS INC.

To: Members of the Ohio Senate Health Committee
From: Dr. Ken Moran, MD, President, Ohio Society of Anesthesiologists
Date: December 13, 2023
RE: Written statement of support for SB 126: Limits non-compete clauses (Johnson)

On behalf of the Ohio Society of Anesthesiologists (OSA), representing over 1200 physician anesthesiologists in Ohio, I write today to express support for Senate Bill 126, which would limit an employer of physicians from requiring a current or prospective physician employee to enter into a post-employment noncompete agreement as a condition of employment. Sb 126 allows for noncompete terms that are limited to six months and to the surrounding 15-mile area. We believe this is a reasonable bill.

For years, anesthesiologists and other physicians have been frustrated and concerned with the overuse of noncompete agreements (also known as restrictive covenants) in employment contracts. Some of the frustrations voiced by physicians include restrictions on the medical profession, interference with the physician-patient relationship and continuity of care, and furthermore, exacerbation of physician shortages in certain regions or communities.

OSA members fundamentally believe that Ohio's patient population has a right to receive health care services from the physician of their choice, and to that end, employment contracts should not interfere with access to their doctors. We encourage support for SB 126 and its goal of limiting the use of restrictive covenants in Ohio.

Thank you for your time and I am happy to answer any questions or concerns you may have. Please feel free to contact me.