

1 Amend reengrossed bill, page 3, line 23, strike "SUBSECTION (2)(b) OF
2 THIS SECTION:" and substitute "THIS SUBSECTION (2):".

3 Page 4, after line 24 insert:

4 "(d) THIS SUBSECTION (2) DOES NOT APPLY TO A COVENANT NOT
5 TO SOLICIT CUSTOMERS GOVERNING A PERSON WHO, AT THE TIME THE
6 COVENANT IS ENTERED INTO AND AT THE TIME IT IS ENFORCED, EARNS AN
7 AMOUNT OF ANNUALIZED CASH COMPENSATION EQUIVALENT TO OR
8 GREATER THAN SIXTY PERCENT OF THE THRESHOLD AMOUNT FOR HIGHLY
9 COMPENSATED WORKERS IF THE NONSOLICITATION COVENANT IS NO
10 BROADER THAN REASONABLY NECESSARY TO PROTECT THE EMPLOYER'S
11 LEGITIMATE INTEREST IN PROTECTING TRADE SECRETS.".

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