

In the introductory language of subsection (b) of this section, the word "public", which formerly modified the word "policy", is deleted as unnecessary in light of the phrase "of the State".

In subsection (b)(1) of this section, the word "employment" is substituted for the former word "labor", to conform to similar references in subsection (a)(2) of this section and elsewhere in this subtitle.

In subsection (b)(2)(ii) of this section, the former phrase "of labor" is deleted as unnecessary, since it is implicit that an employer is an employer of labor.

4-303. CONSTRUCTION OF SUBTITLE.

THIS SUBTITLE SHALL BE INTERPRETED AND APPLIED IN ACCORDANCE WITH THE POLICY STATED IN § 4-302 OF THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from the first clause of the first sentence of former Art. 100, § 63.

4-304. PROMISES RESTRICTING ASSOCIATION.

(A) "PROMISE" DEFINED.

IN THIS SECTION, "PROMISE" MEANS ANY UNDERTAKING, WHETHER EXPRESS OR IMPLIED OR ORAL OR WRITTEN.

(B) AGAINST PUBLIC POLICY.

A PROMISE MADE BETWEEN AN EMPLOYEE OR PROSPECTIVE EMPLOYEE AND AN EMPLOYER, PROSPECTIVE EMPLOYER, OR ANY OTHER INDIVIDUAL, ASSOCIATION, COMPANY, CORPORATION, OR FIRM IS AGAINST THE POLICY OF THE STATE IF THE PROMISE REQUIRES EITHER PARTY:

(1) TO JOIN OR REMAIN A MEMBER OF AN EMPLOYER OR LABOR ORGANIZATION;

(2) NOT TO JOIN OR NOT TO REMAIN A MEMBER OF AN EMPLOYER OR LABOR ORGANIZATION; OR

(3) TO WITHDRAW FROM AN EMPLOYMENT RELATION IF THE PARTY JOINS OR REMAINS A MEMBER OF AN EMPLOYER OR LABOR ORGANIZATION.

(C) JUDICIAL RELIEF PROHIBITED.

A COURT MAY NOT GRANT, ON THE BASIS OF A PROMISE DESCRIBED IN THIS SECTION, ANY RELIEF AGAINST:

(1) A PARTY TO THE PROMISE; OR