

HB 1410 - AS INTRODUCED

2022 SESSION

22-2735

04/05

HOUSE BILL **1410**

AN ACT relative to causes of action involving private business entity policies requiring employees or customers to receive medical treatment.

SPONSORS: Rep. Foster, Hills. 5; Rep. Berezhny, Graf. 9; Rep. Rollins, Sull. 6; Rep. Aron, Sull. 7; Rep. Plett, Hills. 6; Rep. Blasek, Hills. 21; Rep. T. Lekas, Hills. 37; Rep. Sylvia, Belk. 6; Rep. Litchfield, Rock. 11

COMMITTEE: Labor, Industrial and Rehabilitative Services

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ANALYSIS

This bill requires an employer to assume liability for any damages that an employee or customer can prove to have occurred as a result of attempted compliance with medical mandates.

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Explanation: Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears ~~[in brackets and struck through.]~~  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Two*

AN ACT relative to causes of action involving private business entity policies requiring employees or customers to receive medical treatment.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1 1 Purpose and Findings. The general court finds that:

2 I. The purpose of this bill is to establish that a private entity that mandates, through access  
3 or employment requirements, the choice in a medical decision for employees or customers in New  
4 Hampshire, for access to goods, services or employment, shall assume the liability for any damages  
5 caused by attempted compliance with the medical mandate or requirement.

6 II. Decisions regarding an individual's physical body shall, whenever possible, be the free  
7 choice of the individual in a manner most agreeable to the dictates of their own conscience and  
8 reason.

9 III. We as a people and a state recognize and acknowledge an individual or businesses right  
10 to conduct business, retain employees, and provide access to goods and services as they see fit within  
11 the framework of current law.

12 IV. Mandates or requirements in regards to a person's physical body, as a requirement for  
13 access to goods services, or employment opportunities by private business, shall come with legal  
14 responsibility for damages caused by attempted compliance.

15 V. A private entity mandating a decision of this nature shall come with the responsibility  
16 and accountability for any consequences caused by attempted compliance.

17 VI. As the choice to mandate is being made by private entities, without the representation or  
18 consent of the people of the state, additional burdens shall be laid upon the private entity.

19 2 New Subdivision; Non-governmental Medical Mandates. Amend RSA 275 by inserting after  
20 section 77 the following new subdivision:

21 Non-governmental Medical Mandates

22 275:78 Non-governmental Medical Mandates. A private business entity that imposes a medical  
23 mandate on an employee or a customer as a condition of access to goods, services, or employment  
24 shall assume liability for any damages that an employee or customer can prove to have occurred as a  
25 result of attempted compliance with the medical mandate. The moving party shall be granted  
26 standing upon a showing that the moving party suffered any amount of loss or damage which may  
27 have been caused by their attempted compliance with the entity's medical mandate.

28 3 Effective Date. This act shall take effect 60 days after its passage.