

CHAPTER 55  
SB 402-FN - FINAL VERSION

2026 SESSION

26-2148  
07/06

SENATE BILL

***402-FN***

AN ACT

eliminating certain non-compete agreements for physician associates.

SPONSORS:

Sen. Gannon, Dist 23; Sen. McGough, Dist 11; Sen. Prentiss, Dist 5; Sen. Rosenwald, Dist 13; Sen. Watters, Dist 4; Sen. Sullivan, Dist 18; Sen. Avar, Dist 12; Sen. Birdsell, Dist 19; Sen. Rochefort, Dist 1; Sen. Fenton, Dist 10; Sen. Reardon, Dist 15; Sen. Pearl, Dist 17; Rep. Long, Hills. 26; Rep. Vose, Rock. 5; Rep. M. Pearson, Rock. 34; Rep. Weyler, Rock. 14; Rep. Mandelbaum, Rock. 21

COMMITTEE:

Executive Departments and Administration

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ANALYSIS

This bill eliminates certain non-compete agreements for physician associates.

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Explanation:

Matter added to current law appears in ***bold italics***.

Matter removed from current law appears ~~[in brackets and struckthrough.]~~

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

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

AN ACT                   eliminating certain non-compete agreements for physician associates.

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

1           55:1 New Section; Occupations and Professions; Physician Associates. Amend RSA 328-D by  
2 inserting after section 19 the following new section:

3           328-D:20 Certain Contract Restrictions Upon Physician Associates Unenforceable. Any contract or  
4 agreement that creates or establishes terms of a partnership, employment, or other form of professional  
5 relationship with a physician associate licensed by the board of medicine to practice medicine in this  
6 state, including any restriction on the right of a physician associate to practice in any geographic area for  
7 any period of time after the termination of such partnership, employment, or professional relationship,  
8 shall be void and unenforceable with respect to said restriction; provided, however, that nothing herein  
9 shall render void or unenforceable the remaining provisions of any such contract or agreement. The  
10 requirements of this section shall apply only to new contracts or renewals of contracts entered into on or  
11 after the effective date of this section.

12           55:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: May 08, 2026  
Effective Date: July 07, 2026

