

HB 377-FN - AS AMENDED BY THE SENATE

27Mar2025... 1083h
06/05/2025 2354s
06/05/2025 2514s
06/05/2025 2621s

2025 SESSION

25-0436
11/05

HOUSE BILL **377-FN**

AN ACT relative to health care professionals administering hormone treatments and puberty blockers and relative to recognizing the second Thursday in October as children's environmental health day.

SPONSORS: Rep. Mazur, Hills. 44; Rep. Kofalt, Hills. 32; Rep. Layon, Rock. 13; Rep. Reinfurt, Hills. 29; Rep. Seidel, Hills. 29; Rep. Litchfield, Rock. 32; Rep. J. Aron, Sull. 4; Rep. DeVito, Rock. 8; Rep. Peternel, Carr. 6; Sen. Murphy, Dist 16

COMMITTEE: Health, Human Services and Elderly Affairs

AMENDED ANALYSIS

This bill:

I. Prohibits the performance of a medical procedure or the prescription or issuance of medication, upon or to a minor child, that is intended to alter the minor child's gender.

II. Establishes the second Thursday in October as children's environmental health day.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

HB 377-FN - AS AMENDED BY THE SENATE

27Mar2025... 1083h
06/05/2025 2354s
06/05/2025 2514s
06/05/2025 2621s

25-0436
11/05

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Five

AN ACT relative to health care professionals administering hormone treatments and puberty blockers and relative to recognizing the second Thursday in October as children's environmental health day.

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

1 1 Short Title. This act shall be known as the Vulnerable Child Compassion and Protection Act.
2 2 New Chapter; Prohibiting Medical Procedures and Treatments Intended to Alter a Minor's
3 Gender. Amend RSA by inserting after chapter 332-M the following new chapter:

4 CHAPTER 332-N

5 PROHIBITING MEDICAL PROCEDURES AND TREATMENTS

6 INTENDED TO ALTER A MINOR'S GENDER

7 332-N:1 Definitions. As used in this chapter:

8 I. "Biological sex" shall mean the male and female biological sexes.

9 II. "Minor" means a person under 18 years of age.

10 III. "Person" includes any of the following:

11 (a) Any individual.

12 (b) Any agent, employee, official, or contractor of any legal entity.

13 (c) Any agent, employee, official, or contractor of a school district or the state or any of
14 its political subdivisions or agencies.

15 332-N:2 Prohibitions for Health Care Providers.

16 I. Except as provided in paragraphs II and III, a person shall not knowingly perform or offer
17 to perform on a minor, or administer or offer to administer to a minor, a medical procedure,
18 including but not limited to a puberty-blocking or cross-sex hormone medication, if the performance
19 or administration of the procedure or medication is for the purpose of altering or attempting to alter
20 the appearance of or affirm the minor's perception of his or her gender or sex, if that perception is
21 inconsistent with the minor's biological sex as defined in this chapter:

22 (a) Enabling a minor to identify with, or live as, a purported identity inconsistent with
23 the minor's biological sex; or

24 (b) Treating purported discomfort or distress from a discordance between the minor's
25 biological sex and asserted identity.

26 II. Paragraph I shall not apply to a procedure undertaken to treat a minor born with a
27 medically verifiable disorder of sex development as defined in RSA 332-M:2, II.

1 III. Paragraph I shall not apply to health care providers who, prior to January 1, 2026,
2 performed a procedure or prescribed a medication or treatment consistent with paragraph I, and
3 whose further direction or administration of medication or treatment to the minor after January 1,
4 2026 is related to the original procedure, prescription, or treatment.

5 IV. A person who is found to have violated this section by the board of medicine shall be
6 subject to administrative disciplinary action under RSA 310 and shall not be subject to criminal
7 liability.

8 332-N:3 Private Right of Action.

9 I. A minor aggrieved by a violation of this chapter may bring an action in the superior court
10 for damages and injunctive relief against any person who has committed a violation of this chapter.

11 II. An individual under 18 years of age may bring an action during their minority through a
12 parent or next friend, or may bring an action in their own name upon reaching majority. A person
13 shall bring a claim for a violation of this chapter no later than 2 years after the minor aggrieved by
14 violation of this chapter reaches the age of majority.

15 III. Notwithstanding any other provision of law, an action under this chapter may be
16 commenced, and relief may be granted, in a judicial proceeding without regard to whether the person
17 commencing the action has sought or exhausted available administrative remedies.

18 IV. Notwithstanding RSA 507-E or any other provision of law, the plaintiff may recover
19 damages for all injuries, including but not limited to any costs incurred for any subsequent
20 procedures, therapies, prescriptions, or other treatments related to the unlawful medical procedure
21 or treatment.

22 V. In any action or proceeding to enforce a provision of this chapter, a prevailing party who
23 establishes a violation of this chapter shall recover reasonable attorneys' fees.

24 VI.(a) The attorney general shall have authority to bring suit to enforce compliance with this
25 chapter.

26 (b) This chapter shall not be construed to deny, impair, or otherwise affect any right or
27 authority of the attorney general, the State of New Hampshire, or any agency, officer, or employee of
28 the state, acting under any law other than this chapter, to institute or intervene in any proceeding.

29 3 New Section; Children's Environmental Health Day. Amend RSA 4:13 by inserting after
30 section 4:13-dd the following new section:

31 4:13-ee Children's Environmental Health Day. The governor shall annually issue a
32 proclamation declaring the second Thursday of October as children's environmental health day and
33 shall encourage all cities and towns to properly observe the day in an appropriate manner to raise
34 awareness and educate citizens about the importance of clean air, clean water, safe food, and safe
35 consumer products.

36 4 Effective Date.

37 I. Sections 1 and 2 of this act shall take effect January 1, 2026.

HB 377-FN - AS AMENDED BY THE SENATE

- Page 3 -

1 II. The remainder of this act shall take effect 60 days after its passage.

HB 377-FN- FISCAL NOTE
AS AMENDED BY THE SENATE (AMENDMENTS #2025-2354s, 2025-2514s and 2025-2621s)

AN ACT relative to health care professionals administering hormone treatments and puberty blockers and relative to recognizing the second Thursday in October as children's environmental health day.

FISCAL IMPACT:

Estimated State Impact				
	FY 2025	FY 2026	FY 2027	FY 2028
Revenue	\$0	\$0	\$0	\$0
<i>Revenue Fund</i>	None			
Expenditures*	Indeterminable			
<i>Funding Source</i>	General Fund			
Appropriations*	\$0	\$0	\$0	\$0
<i>Funding Source</i>	None			

*Expenditure = Cost of bill *Appropriation = Authorized funding to cover cost of bill

Estimated Political Subdivision Impact				
	FY 2025	FY 2026	FY 2027	FY 2028
County Revenue	\$0	\$0	\$0	\$0
County Expenditures	Indeterminable			
Local Revenue	\$0	\$0	\$0	\$0
Local Expenditures	Indeterminable			

METHODOLOGY:

This bill adds, deletes, or modifies a criminal penalty, or changes statute to which there is a penalty for violation. Therefore, this bill may have an impact on the judicial and correctional systems, which could affect prosecution, incarceration, probation, and parole costs, for the state, as well as county and local governments. A summary of such costs can be found at: https://gencourt.state.nh.us/lba/Budget/Fiscal_Notes/JudicialCorrectionalCosts.pdf

AGENCIES CONTACTED:

Judicial Branch, Judicial Council, Department of Justice, Department of Corrections, New Hampshire Association of Counties, and New Hampshire Municipal Association