

February 16, 2026

Opposition to HB1442 – An act limiting the use of certain facilities on the basis of sex and redefining the term "gender identity."

Dear Members of the House Judiciary Committee,

I am writing to respectfully urge you to oppose HB1442, "An Act limiting the use of certain facilities on the basis of sex and redefining the term 'gender identity.'"

HB1442 would significantly alter existing civil rights protections in New Hampshire by narrowing the legal definition of gender identity and permitting—and in some cases mandating—exclusion from certain facilities based on sex assigned at birth. I am deeply concerned about the legal, practical, and human consequences of this legislation as:

- The bill weakens New Hampshire's Law Against Discrimination by creating broad exceptions that allow individuals to be separated or denied access to multi-user facilities such as bathrooms and locker rooms. These carve-outs undermine protections that ensure all Granite Staters are treated with dignity and fairness under the law.
- Redefining "gender identity" in a way that limits its applicability effectively strips transgender and gender-diverse residents of meaningful legal recognition. The language suggesting that asserting one's gender identity for access to sex-designated spaces is an "improper purpose" is particularly troubling, as it signals that certain residents' identities are inherently suspect.
- The bill risks creating confusion and conflict for schools, municipalities, and businesses. Requiring facility use based strictly on birth certificate sex may expose institutions to legal challenges, administrative burdens, and enforcement dilemmas — all while addressing a problem for which there is little documented evidence in our state.
- HB1442 would send a message that some Granite Staters are less deserving of respect and inclusion. Public policy should strive to protect privacy and safety for everyone without singling out vulnerable populations for exclusion.

I respectfully ask you to vote "Inexpedient to Legislate" on HB1442 and to uphold New Hampshire's longstanding commitment to equal treatment under the law.

Thank you for your time and your service to our state.

Respectfully,
Kerri Murphy

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