



March 18, 2026

The Honorable Erica Layon, Chair
Committee on Executive Departments and Administration
New Hampshire State House of Representatives
1 Granite Place South, Room 231
Concord, New Hampshire 03301

Dear Chairman Layon,

The NH Society of Physician Associates (NHSPA) supports SB 402, which would eliminate certain non-compete agreements for Physician Associates (PAs).

NHSPA thanks Senator Bill Gannon and his many co-sponsors for bringing forward this bipartisan bill. SB 402 would eliminate non-compete agreements for PAs. The language is identical to last year's SB 172, which eliminated non-compete agreements for Nurse Practitioners (NPs). That bill passed both chambers unanimously and was signed into law by Governor Ayotte. SB 402 would bring New Hampshire PAs in line with their other healthcare provider colleagues, including physicians and NPs, and ensure PAs enjoy the same freedom to work where they choose.

It is important to note that should this bill become law, it would not apply to any existing non-compete agreements between PAs and their employers. Moreover, the bill would not, in any way, change a PAs scope of practice or any other laws or regulations that govern how a PA practices medicine. SB 402 improves the workforce environment for PAs and improves access to care for New Hampshire residents.

Thank you for your consideration of our support of SB 402. Please do not hesitate to contact me or our Concord representative, David Cuzzi (603-716-0569), if you have any questions or need additional information.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Malcolm Hawthaway', is written over a blue horizontal line.

Malcolm Hawthaway, PA-C
President