

# **WEST VIRGINIA LEGISLATURE**

## **2023 REGULAR SESSION**

**Introduced**

### **House Bill 2936**

By Delegates Butler, Foster, Dean, Crouse, Dillon,

Lucas, Kirby, Jeffries, Kimble, Pinson, and

Longanacre

[Introduced January 24, 2023; Referred to the Committee

on Health and Human Resources then the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article,  
2 designated §16-1D-1, relating to establishing privacy regarding medical treatments.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 1D. ESTABLISHING PRIVACY REGARDING MEDICAL TREATMENTS.**

**§16-1D-1. Prohibiting compulsory or mandatory medical treatment unless the  
manufacturer of the medical product is liable.**

1 Notwithstanding any other law, a person may not be required to take, be administered, or  
2 otherwise receive or disclose whether the person has taken, been administered or otherwise  
3 received a medical product unless the manufacturer of the medical product is liable for any death  
4 or serious injury caused by the medical product.

5 For the purposes of this section, a "medical product" means any medical device, drug, or  
6 biologic.

NOTE: The purpose of this bill is to establish privacy regarding medical treatment and to prohibit mandatory medical treatments unless the manufacturer of the medical product is liable.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.