



General Assembly

January Session, 2025

Raised Bill No. 7135

LCO No. 5636



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

***AN ACT CONCERNING THE PROVISION OF REPRODUCTIVE AND
GENDER-AFFIRMING HEALTH CARE SERVICES TO PATIENTS.***

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 52-571m of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2025*):

3 (a) As used in this section:

4 (1) "Reproductive health care services" includes all medical, surgical,
5 counseling or referral services relating to the human reproductive
6 system, including, but not limited to, services relating to pregnancy,
7 assisted reproduction, contraception or the termination of a pregnancy;
8 [and all medical care relating to treatment of gender dysphoria as set
9 forth in the most recent edition of the American Psychiatric
10 Association's "Diagnostic and Statistical Manual of Mental Disorders"
11 and gender incongruence, as defined in the most recent revision of the
12 "International Statistical Classification of Diseases and Related Health
13 Problems"; and]

14 (2) "Gender-affirming health care services" means all medical care

15 related to the treatment of gender dysphoria as set forth in the most
16 recent edition of the American Psychiatric Association's "Diagnostic and
17 Statistical Manual of Mental Disorders" and gender incongruence, as
18 defined in the most recent revision of the "International Statistical
19 Classification of Diseases and Related Health Problems". "Gender-
20 affirming health care services" does not include "conversion therapy" as
21 defined in section 19a-907; and

22 [(2)] (3) "Person" includes an individual, a partnership, an association,
23 a limited liability company or a corporation.

24 (b) When any person has had a judgment entered against such
25 person, in any state, where liability, in whole or in part, is based on the
26 alleged provision, receipt, assistance in receipt or provision, material
27 support for, or any theory of vicarious, joint, several or conspiracy
28 liability derived therefrom, for reproductive health care services or
29 gender-affirming health care services that are permitted under the laws
30 of this state, regardless of whether the patient was physically located in
31 this state at the time the services were provided, such person may
32 recover damages from any party that brought the action leading to that
33 judgment or has sought to enforce that judgment. Recoverable damages
34 shall include: (1) Just damages created by the action that led to that
35 judgment, including, but not limited to, money damages in the amount
36 of the judgment in that other state and costs, expenses and reasonable
37 attorney's fees spent in defending the action that resulted in the entry of
38 a judgment in another state; and (2) costs, expenses and reasonable
39 attorney's fees incurred in bringing an action under this section as may
40 be allowed by the court.

41 (c) The provisions of this section shall not apply to a judgment
42 entered in another state that is based on: (1) An action founded in tort,
43 contract or statute, and for which a similar claim would exist under the
44 laws of this state, brought by the patient who received the reproductive
45 health care services or gender-affirming health care services upon which
46 the original lawsuit was based or the patient's authorized legal

47 representative, for damages suffered by the patient or damages derived
 48 from an individual's loss of consortium of the patient; (2) an action
 49 founded in contract, and for which a similar claim would exist under
 50 the laws of this state, brought or sought to be enforced by a party with
 51 a contractual relationship with the person that is the subject of the
 52 judgment entered in another state; or (3) an action where no part of the
 53 acts that formed the basis for liability occurred in this state.

54 Sec. 2. Section 52-146w of the general statutes is repealed and the
 55 following is substituted in lieu thereof (*Effective July 1, 2025*):

56 (a) Except as provided in sections 52-146c to 52-146k, inclusive,
 57 sections 52-146o, 52-146p, 52-146q and 52-146s and subsection (b) of this
 58 section, in any civil action or any proceeding preliminary thereto or in
 59 any probate, legislative or administrative proceeding, no covered entity
 60 or business associate, as defined in 45 CFR 160.103, shall disclose (1) any
 61 communication made to such covered entity or business associate, or
 62 any information obtained by such covered entity or business associate
 63 from, a patient or the conservator, guardian or other authorized legal
 64 representative of a patient relating to reproductive health care services
 65 or gender-affirming health care services, as defined in section 52-571m,
 66 as amended by this act, that are permitted under the laws of this state,
 67 or (2) any information obtained by personal examination of a patient
 68 relating to [reproductive health care services, as defined in section 52-
 69 571m] such services, that are permitted under the laws of this state,
 70 unless the patient or that patient's conservator, guardian or other
 71 authorized legal representative explicitly consents in writing to such
 72 disclosure. A covered entity shall inform the patient or the patient's
 73 conservator, guardian or other authorized legal representative of the
 74 patient's right to withhold such written consent. A covered entity or
 75 business associate that receives a request for patient information related
 76 to reproductive health care services or gender-affirming health care
 77 services subject to the provisions of this section that does not fall under
 78 any exemption in subsection (b) of this section and is not accompanied
 79 by the written consent of the patient or the conservator, guardian or

80 other authorized legal representative of the patient shall provide notice
81 of the request to the office of the Attorney General within seven days of
82 receipt of the request. The notice shall not contain any information that
83 identifies the patient or the conservator, guardian or other authorized
84 legal representative of the patient.

85 (b) Written consent of the patient or the patient's conservator,
86 guardian or other authorized legal representative shall not be required
87 for the disclosure of such communication or information (1) pursuant to
88 the laws of this state or the rules of court prescribed by the Judicial
89 Branch, (2) by a covered entity or business associate against whom a
90 claim has been made, or there is a reasonable belief will be made, in such
91 action or proceeding, to the covered entity's or business associate's
92 attorney or professional liability insurer or such insurer's agent for use
93 in the defense of such action or proceeding, (3) to the Commissioner of
94 Public Health for records of a patient of a covered entity in connection
95 with an investigation of a complaint, if such records are related to the
96 complaint, or (4) if child abuse, abuse of an elderly individual, abuse of
97 an individual who is physically disabled or incompetent or abuse of an
98 individual with intellectual disability is known or in good faith
99 suspected.

100 (c) Nothing in this section shall be construed to impede the lawful
101 sharing of medical records as permitted by state or federal law or the
102 rules of the court prescribed by the Judicial Branch, except in the case of
103 a subpoena commanding the production, copying or inspection of
104 medical records relating to reproductive health care services or gender-
105 affirming health care services, as defined in section 52-571m, as
106 amended by this act.

107 Sec. 3. Section 19a-17e of the general statutes is repealed and the
108 following is substituted in lieu thereof (*Effective July 1, 2025*):

109 (a) As used in this section, "reproductive health care services" [has]
110 and "gender-affirming health care services" have the same [meaning]

111 meanings as provided in section 52-571m, as amended by this act.

112 (b) Notwithstanding the provisions of subsection (a) of section 19a-
113 14, the Department of Public Health shall not deny the eligibility of an
114 applicant for a (1) permit, (2) license by examination, endorsement or
115 reciprocity, or (3) reinstatement of a license (A) voided pursuant to the
116 provisions of subsection (f) of section 19a-88, (B) voluntarily
117 surrendered, or (C) by agreement, not renewed or reinstated pursuant
118 to the provisions of subsection (d) of section 19a-17 based on pending
119 disciplinary action, an unresolved complaint or the imposition of
120 disciplinary action against the applicant by a duly authorized
121 professional disciplinary agency of another state, the District of
122 Columbia or a commonwealth, territory or possession of the United
123 States that is based solely on the alleged provision of, receipt of,
124 assistance in provision or receipt of, material support for, or any theory
125 of vicarious, joint, several or conspiracy liability derived therefrom,
126 reproductive health care services or gender-affirming health care
127 services that are permitted under the laws of this state and were
128 provided in accordance with the standard of care applicable to such
129 services, regardless of whether the patient receiving such services was a
130 resident of this state. The provisions of this subsection shall not apply
131 where the underlying conduct of the applicant would constitute the
132 basis of disciplinary action against the applicant under the laws of this
133 state if the applicant had been licensed or permitted in this state and the
134 conduct had occurred in this state.

135 (c) Notwithstanding the provisions of section 19a-17, a board or
136 commission established under title 20 that has jurisdiction over persons
137 licensed, certified or registered under said title who provide
138 reproductive health care services or gender-affirming health care
139 services, and the Department of Public Health, with respect to
140 professions under the department's jurisdiction that are not subject to
141 discipline by such a board or commission, shall not impose disciplinary
142 action against a licensed, certified or registered person based on
143 pending disciplinary action, an unresolved complaint or the imposition

144 of disciplinary action against such persons before or by a duly
 145 authorized professional disciplinary agency of another state, the District
 146 of Columbia, or a commonwealth, territory or possession of the United
 147 States that is based solely on the alleged provision of, receipt of,
 148 assistance in provision or receipt of, material support for, or any theory
 149 of vicarious, joint, several or conspiracy liability derived therefrom,
 150 reproductive health care services or gender-affirming health care
 151 services that are permitted under the laws of this state and were
 152 provided in accordance with the standard of care applicable to such
 153 services, regardless of whether the patient receiving such services was a
 154 resident of this state. The provisions of this subsection shall not apply
 155 where the underlying conduct of the licensed, certified or registered
 156 person would constitute the basis of disciplinary action against such
 157 person under the laws of this state if the conduct had occurred in this
 158 state.

159 Sec. 4. Section 19a-567 of the general statutes is repealed and the
 160 following is substituted in lieu thereof (*Effective July 1, 2025*):

161 (a) As used in this section, (1) "credentialing" means the process of
 162 assessing and validating the qualifications of a health care provider
 163 applying to be approved to provide treatment, care or services in or for
 164 an institution, (2) "health care provider" means a person licensed
 165 pursuant to title 20 who provides reproductive health care services, (3)
 166 "institution" has the same meaning as provided in section 19a-490, (4)
 167 "privileging" means the process of authorizing a health care provider to
 168 provide specific treatment, care or services at an institution, and (5)
 169 "reproductive health care services" [has] and "gender-affirming health
 170 care services" have the same [meaning] meanings as provided in section
 171 52-571m, as amended by this act.

172 (b) An institution shall not revoke, suspend, reprimand, penalize,
 173 refuse to issue or renew credentials or privileges or take any other
 174 adverse action against a health care provider with respect to
 175 credentialing or privileging based solely on the alleged provision of,

176 receipt of, assistance in provision or receipt of, material support for, or
177 any theory of vicarious, joint, several or conspiracy liability derived
178 therefrom, reproductive health care services or gender-affirming health
179 care services that (1) are permitted under the laws of this state, (2) were
180 provided in accordance with the standard of care applicable to such
181 services, and (3) were provided by the health care provider (A) before
182 the date on which the health care provider entered an employment
183 relationship with the institution, or (B) outside the scope of the health
184 care provider's employment with the institution, regardless of whether
185 the patient receiving such services was a resident of this state.

186 (c) An institution shall not revoke, suspend, reprimand, penalize,
187 refuse to issue or renew credentials or privileges or take any other
188 adverse action against a health care provider based on pending
189 disciplinary action, an unresolved complaint or the imposition of
190 disciplinary action against the applicant by a duly authorized
191 professional disciplinary agency of another state, the District of
192 Columbia, or a commonwealth, territory or possession of the United
193 States that is based solely on the alleged provision of, receipt of,
194 assistance in provision or receipt of, material support for, or any theory
195 of vicarious, joint, several or conspiracy liability derived therefrom,
196 reproductive health care services or gender-affirming health care
197 services that (1) are permitted under the laws of this state, (2) were
198 provided in accordance with the standard of care applicable to such
199 services, and (3) were provided by the health care provider (A) before
200 the date on which the health care provider entered an employment
201 relationship with the institution, or (B) outside the scope of the health
202 care provider's employment with the institution, regardless of whether
203 the patient receiving such services was a resident of this state.

204 (d) The provisions of this section shall not be construed to prevent an
205 institution from taking any of the actions described in subsections (b)
206 and (c) of this section against a health care provider for conduct that (1)
207 does not conform to the standards of care for the provider's profession,
208 (2) is illegal under the laws of this state, or (3) violates policies or rules

209 of the institution that define the scope of services provided by the
210 institution if (A) such conduct occurs within the scope of the health care
211 provider's employment with, or delivery of care at, the institution, and
212 (B) the institution's enforcement of such policies or rules is not otherwise
213 prohibited by law or regulation.

214 Sec. 5. Section 20-579a of the general statutes is repealed and the
215 following is substituted in lieu thereof (*Effective July 1, 2025*):

216 (a) As used in this section, "reproductive health care services" [has]
217 and "gender-affirming health care services" have the same [meaning]
218 meanings as provided in section 52-571m, as amended by this act.

219 (b) Notwithstanding any provision of this chapter, the Commissioner
220 of Consumer Protection and the Commission of Pharmacy shall not
221 deny the eligibility of an applicant for a license, permit or registration
222 under this chapter based on pending disciplinary action, an unresolved
223 complaint or the imposition of disciplinary action against the applicant
224 by a duly authorized professional disciplinary agency of another state,
225 the District of Columbia or a commonwealth, territory or possession of
226 the United States that is based solely on the alleged provision of, receipt
227 of, assistance in provision or receipt of, material support for, or any
228 theory of vicarious, joint, several or conspiracy liability derived
229 therefrom, reproductive health care services or gender-affirming health
230 care services that are permitted under the laws of this state and were
231 provided in accordance with the standard of care applicable to such
232 services, regardless of whether the patient receiving such services was a
233 resident of this state. The provisions of this subsection shall not apply
234 where the underlying conduct of the applicant would constitute the
235 basis of disciplinary action against the applicant under the laws of this
236 state if the applicant had been licensed, permitted or registered in this
237 state and the conduct had occurred in this state.

238 (c) Notwithstanding any provision of this chapter, the Commissioner
239 of Consumer Protection and the Commission of Pharmacy shall not

240 impose disciplinary action against any person licensed, permitted or
 241 registered pursuant to the provisions of this chapter based on pending
 242 disciplinary action, an unresolved complaint or the imposition of
 243 disciplinary action against the applicant by a duly authorized
 244 professional disciplinary agency of another state, the District of
 245 Columbia, or a commonwealth, territory or possession of the United
 246 States that is based solely on the alleged provision of, receipt of,
 247 assistance in provision or receipt of, material support for, or any theory
 248 of vicarious, joint, several or conspiracy liability derived therefrom,
 249 reproductive health care services or gender-affirming health care
 250 services that are permitted under the laws of this state and were
 251 provided in accordance with the standard of care applicable to such
 252 services, regardless of whether the patient receiving such services was a
 253 resident of this state. The provisions of this subsection shall not apply
 254 where the underlying conduct of the person licensed, permitted or
 255 registered would constitute the basis of disciplinary action against such
 256 person under the laws of this state if such person had been licensed,
 257 permitted or registered in this state and the conduct had occurred in this
 258 state.

259 Sec. 6. Section 38a-835 of the general statutes is repealed and the
 260 following is substituted in lieu thereof (*Effective July 1, 2025*):

261 (a) As used in this section, (1) "health care provider" means a person
 262 licensed pursuant to title 20 who provides reproductive health care
 263 services, (2) "insurer" means an insurer that insures a health care
 264 provider against professional liability, and (3) "reproductive health care
 265 services" [has] and gender-affirming health care services have the same
 266 [meaning] meanings as provided in section 52-571m, as amended by this
 267 act.

268 (b) An insurer shall not take any adverse action, including, but not
 269 limited to, denial or revocation of coverage, sanctions, fines, penalties or
 270 rate increases against a health care provider, if such action is based
 271 solely on:

272 (1) Such health care provider's alleged provision of, receipt of,
273 assistance in provision or receipt of, material support for, or any theory
274 of vicarious, joint, several or conspiracy liability derived therefrom,
275 reproductive health care services or gender-affirming health care
276 services that are permitted under the laws of this state and were
277 provided in accordance with the standard of care applicable to such
278 services, regardless of whether the patient receiving such services was a
279 resident of this state; or

280 (2) Pending disciplinary action, an unresolved complaint or the
281 imposition of disciplinary action against such health care provider by a
282 duly authorized professional disciplinary agency of another state, the
283 District of Columbia, or a commonwealth, territory or possession of the
284 United States that is based solely on the alleged provision of, receipt of,
285 assistance in provision or receipt of, material support for, or any theory
286 of vicarious, joint, several or conspiracy liability derived therefrom,
287 reproductive health care services or gender-affirming health care
288 services that are permitted under the laws of this state and were
289 provided in accordance with the standard of care applicable to such
290 services, regardless of whether the patient receiving such services was a
291 resident of this state.

292 Sec. 7. Section 52-155a of the general statutes is repealed and the
293 following is substituted in lieu thereof (*Effective July 1, 2025*):

294 Notwithstanding the provisions of sections 52-155 and 52-657, a
295 judge, justice of the peace, notary public or commissioner of the
296 Superior Court shall not issue a subpoena requested by a commissioner,
297 appointed according to the laws or usages of any other state or
298 government, or by any court of the United States or of any other state or
299 government, when such subpoena relates to reproductive health care
300 services or gender-affirming health care services, as defined in section
301 52-571m, as amended by this act, that are permitted under the laws of
302 this state, unless the subpoena relates to: (1) An out-of-state action
303 founded in tort, contract or statute, for which a similar claim would exist

304 under the laws of this state, brought by a patient or the patient's
305 authorized legal representative, for damages suffered by the patient or
306 damages derived from an individual's loss of consortium of the patient;
307 or (2) an out-of-state action founded in contract, and for which a similar
308 claim would exist under the laws of this state, brought or sought to be
309 enforced by a party with a contractual relationship with the person that
310 is the subject of the subpoena requested by a commissioner appointed
311 according to the laws or usages of another state.

312 Sec. 8. Subsection (b) of section 54-82i of the general statutes is
313 repealed and the following is substituted in lieu thereof (*Effective July 1,*
314 *2025*):

315 (b) If a judge of a court of record in any state which by its laws has
316 made provision for commanding persons within that state to attend and
317 testify in this state certifies, under the seal of such court, that there is a
318 criminal prosecution pending in such court, or that a grand jury
319 investigation has commenced or is about to commence, that a person
320 being within this state is a material witness in such prosecution or grand
321 jury investigation and that the presence of such witness will be required
322 for a specified number of days, upon presentation of such certificate to
323 any judge of a court of record in the judicial district in which such
324 person is, such judge shall fix a time and place for a hearing and shall
325 make an order directing the witness to appear at such time and place for
326 such hearing. If, at such hearing, the judge determines that the witness
327 is material and necessary, that it will not cause undue hardship to the
328 witness to be compelled to attend and testify in the prosecution or a
329 grand jury investigation in the other state and that the laws of such other
330 state and the laws of any other state through which the witness may be
331 required to pass by ordinary course of travel will give to such witness
332 protection from arrest and from the service of civil or criminal process,
333 the judge shall issue a summons, with a copy of the certificate attached,
334 directing the witness to attend and testify in the court where the
335 prosecution is pending, or where a grand jury investigation has
336 commenced or is about to commence at a time and place specified in the

337 summons, except that no judge shall issue a summons in a case where
 338 prosecution is pending, or where a grand jury investigation has
 339 commenced or is about to commence for a criminal violation of a law of
 340 such other state involving the provision or receipt of or assistance with
 341 reproductive health care services or gender-affirming health care
 342 services, as defined in section [52-571n] 52-571m, as amended by this
 343 act, that are legal in this state, unless the acts forming the basis of the
 344 prosecution or investigation would also constitute an offense in this
 345 state. At any such hearing, the certificate shall be prima facie evidence
 346 of all the facts stated therein. If such certificate recommends that the
 347 witness be taken into immediate custody and delivered to an officer of
 348 the requesting state to assure the attendance of the witness in such state,
 349 such judge may, in lieu of notification of the hearing, direct that such
 350 witness be forthwith brought before such judge for such hearing, and,
 351 being satisfied, at such hearing, of the desirability of such custody and
 352 delivery, of which desirability such certificate shall be prima facie proof,
 353 may, in lieu of issuing a subpoena or summons, order that such witness
 354 be forthwith taken into custody and delivered to an officer of the
 355 requesting state. If such witness, after being paid or tendered by an
 356 authorized person the same amount per mile as provided for state
 357 employees pursuant to section 5-141c for each mile by the ordinary
 358 traveled route to and from the court where the prosecution is pending
 359 and five dollars each day that such witness is required to travel and
 360 attend as a witness, fails, without good cause, to attend and testify as
 361 directed in the summons, the witness shall be punished in the manner
 362 provided for the punishment of any witness who disobeys a summons
 363 issued from a court of record in this state.

364 Sec. 9. Section 54-155a of the general statutes is repealed and the
 365 following is substituted in lieu thereof (*Effective July 1, 2025*):

366 No public agency, as defined in section 1-200, or employee,
 367 appointee, officer or official or any other person acting on behalf of a
 368 public agency may provide any information or expend or use time,
 369 money, facilities, property, equipment, personnel or other resources in

370 furtherance of any interstate investigation or proceeding seeking to
 371 impose civil or criminal liability upon a person or entity for (1) the
 372 provision, seeking or receipt of or inquiring about reproductive health
 373 care services or gender-affirming health care services, as defined in
 374 section 52-571m, as amended by this act, that are legal in this state, or
 375 (2) assisting any person or entity providing, seeking, receiving or
 376 responding to an inquiry about reproductive health care services or
 377 gender-affirming health care services, as defined in section 52-571m, as
 378 amended by this act, that are legal in this state. This section shall not
 379 apply to any investigation or proceeding where the conduct subject to
 380 potential liability under the investigation or proceeding would be
 381 subject to liability under the laws of this state if committed in this state.

382
 383 Sec. 10. Subdivision (17) of section 42-515 of the general statutes is
 384 repealed and the following is substituted in lieu thereof (*Effective July 1,*
 385 *2025*):

386 (17) "Gender-affirming health care services" has the same meaning as
 387 provided in section [52-571n] 52-571m, as amended by this act.

388 Sec. 11. Sections 52-146x, 52-155b, 52-571n and 54-155b of the general
 389 statutes are repealed. (*Effective July 1, 2025*)

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>July 1, 2025</i>	52-571m
Sec. 2	<i>July 1, 2025</i>	52-146w
Sec. 3	<i>July 1, 2025</i>	19a-17e
Sec. 4	<i>July 1, 2025</i>	19a-567
Sec. 5	<i>July 1, 2025</i>	20-579a
Sec. 6	<i>July 1, 2025</i>	38a-835
Sec. 7	<i>July 1, 2025</i>	52-155a
Sec. 8	<i>July 1, 2025</i>	54-82i(b)
Sec. 9	<i>July 1, 2025</i>	54-155a
Sec. 10	<i>July 1, 2025</i>	42-515(17)
Sec. 11	<i>July 1, 2025</i>	Repealer section

Statement of Purpose:

To provide protections to health care providers who provide reproductive and gender-affirming health care services to patients.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]