

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 4314

By Delegate Butler and Dillon

[Introduced January 10, 2024; Referred
to the Committee on Health and Human Resources
then 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.