

# A BILL FOR AN ACT

## RELATING TO HEALTH.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. The Hawaii Revised Statutes is amended by  
2 adding a new chapter to title 19 to be appropriately designated  
3 and to read as follows:

## "CHAPTER

## 5 RIGHTS TO BODILY AUTONOMY AND HEALTH CARE DECISION-MAKING

6        **§ -1 Declaration of policy.** The State recognizes the  
7        rights of each individual to bodily autonomy, to make personal  
8        health care decisions, and to be free to accept or refuse any  
9        health or medical intervention, testing, treatment, or vaccine  
10      based on the individual's own religious, conscientious, or  
11      personal beliefs.

12       § -2 **Coercion; interference; prohibitions.** (a)  
13    Notwithstanding any law to the contrary, the State or its  
14    agencies, subdivisions, instrumentalities, and designees; and  
15    all other employers, businesses, nonprofit organizations,  
16    institutions, facilities, schools, churches and other places of  
17    worship, travel carriers, licensing authorities, and other



1 individuals and public and private and entities shall not deny,  
2 restrict, infringe upon, or impose conditions on an individual's  
3 right to:

4 (1) Bodily autonomy;  
5 (2) Make personal health care decisions; or  
6 (3) Accept or refuse any health or medical intervention,  
7 testing, treatment, or vaccine based on the  
8 individual's own religious, conscientious, or personal  
9 beliefs.

10 (b) No individual shall be denied, prohibited from, or  
11 required to accept limitations or conditions on the individual's  
12 employment, travel, education, child care, religious practice,  
13 benefits, insurance, or participation in sports, camps, or other  
14 recreation based in whole or in part on the exercise of the  
15 individual's rights under this chapter.

16 (c) Notwithstanding any law to the contrary, including any  
17 statute, rule, order, proclamation, or directive, emergency or  
18 otherwise, addressing any outbreak, epidemic, or potential  
19 outbreak or epidemic of a contagious, infectious, or  
20 communicable disease, each individual's rights to bodily



1 autonomy shall be maintained pursuant to subsections (a) and  
2 (b).

3 (d) Nothing in this section shall be construed to  
4 interfere with the right of a parent to make decisions that the  
5 parent determines to be in the best interests of the parent's  
6 minor child or children.

7 **S -3 Enforcement.** (a) Any person who suffers damage,  
8 loss, or injury as a result of any conduct prohibited by  
9 section -2 may bring an action in the appropriate circuit  
10 court against the individual or entity that engaged in the  
11 conduct for injunctive relief, compensatory and punitive  
12 damages, costs, reasonable attorney's fees, and other  
13 appropriate relief."

14 SECTION 2. (a) No later than , the department of  
15 health shall amend its rules relating to any required  
16 immunizations, physical examinations, medical testing, and other  
17 compulsory medical procedures, in compliance with this Act.

18 (b) The department of health shall submit a report to the  
19 legislature no later than twenty days prior to the convening of  
20 the regular session of 2027 identifying and recommending  
21 amendments to any provisions of the Hawaii Revised Statutes that



1 are inconsistent with this Act, including provisions requiring  
2 immunizations, physical examinations, medical testing, or other  
3 compulsory medical procedures.

4 SECTION 3. This Act does not affect rights and duties that  
5 matured, penalties that were incurred, and proceedings that were  
6 begun before its effective date.

7 SECTION 4. This Act shall take effect upon its approval.

8

INTRODUCED BY: 

JAN 26 2026



# H.B. NO. 2199

**Report Title:**

Health; Medical Treatment; Bodily Autonomy; Treatment; Rights

**Description:**

Protects the right of bodily autonomy in health care decisions.

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