

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2025

H.B. 76  
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40059-MG-27

Short Title: Protect Access to In Vitro Fertilization. (Public)

Sponsors: Representative Cotham.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT PROTECTING THE RIGHT TO ACCESS ASSISTED REPRODUCTIVE  
3 TECHNOLOGY.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. Chapter 90 of the General Statutes is amended by adding a new Article  
6 to read:

7 "Article 10.

8 "Assisted Reproductive Technology.

9 "**§ 90-21.160. Definitions.**

10 The following definitions apply in this Article:

11 (1) Assisted reproductive technology. – All treatments or procedures that include  
12 the handling of human oocytes or human embryos, including in vitro  
13 fertilization, gamete intrafallopian transfer, and zygote intrafallopian transfer.

14 (2) Health care provider. – Either of the following:

15 a. An individual who is licensed, certified, or otherwise authorized under  
16 this Chapter to provide health care services in the ordinary course of  
17 business or practice of a profession or in an approved education or  
18 training program.

19 b. A health care facility licensed under Chapter 131E of the General  
20 Statutes to provide health care services to patients.

21 The term "health care provider" includes (i) an agent or employee of a  
22 health care facility that is licensed, certified, or otherwise authorized to  
23 provide health care services, (ii) the officers and directors of a health care  
24 facility, and (iii) an agent or employee of a health care provider who is  
25 licensed, certified, or otherwise authorized to provide health care services.

26 (3) Health care service. – A health or medical procedure or service rendered by a  
27 health care provider that meets either of the following criteria:

28 a. Provides testing, diagnosis, or treatment of a health condition, illness,  
29 injury, or disease.

30 b. Dispenses drugs, medical devices, medical appliances, or medical  
31 goods for the treatment of a health condition, illness, injury, or disease.

32 "**§ 90-21.162. Right to access assisted reproductive technology.**

33 Neither the State nor any of its political subdivisions shall prohibit, unreasonably limit, or  
34 interfere with any of the following:

35 (1) The right of a patient to access assisted reproductive technology.



- 1           (2)    The right of a health care provider to provide or assist with the provision of
- 2                           evidence-based information related to assisted reproductive technology.
- 3           (3)    The right of a health care provider to perform or assist with the performance
- 4                           of assisted reproductive technology.

5   **"§ 90-21.164. Construction.**

6           Nothing in this Article shall be construed to prohibit the enforcement of health and safety  
7 laws related to the operation of health care facilities or the provision of health care services by  
8 health care providers."

9           **SECTION 2.** This act is effective when it becomes law.