

Administrative Information Bulletin 03-22

Prohibition on Use of Health Connector Resources to Provide Assistance to Another State Regarding Investigation into Reproductive Health Services

July 5, 2022

In light of the recent United States Supreme Court decision in *Dobbs v. Jackson Women's Health* overturning *Roe v. Wade* and *Planned Parenthood of Southeastern Pa. v. Casey*, and consistent with Massachusetts Governor Charlie Baker's Executive Order No. 600: Protecting Access to Reproductive Health Care Services in Massachusetts, the Commonwealth Health Insurance Connector Authority ("Health Connector") hereby commits as follows:

Except as required by the order of a court of competent jurisdiction, no Health Connector employee may provide any information or expend or use time, money, facilities, property, equipment, personnel, or other resources in furtherance of any investigation or proceeding initiated in or by another state that seeks to impose civil or criminal liability or professional sanction upon a person or entity for

- the provision, securing, or receiving of, or any inquiry concerning reproductive health care services that are legal in Massachusetts; or
- any assistance given to any person or entity that relates to the provision, securing, receiving of, or any inquiry concerning reproductive health care services that are legal in Massachusetts.

This restriction shall not apply to any investigation or proceeding where the conduct that is subject to potential liability under the investigation or proceeding initiated in or by the other state would be subject to civil or criminal liability or professional sanction under the laws of Massachusetts if committed in Massachusetts. Notwithstanding the general prohibition above, Health Connector employees may provide information or assistance in connection with such an investigation or proceeding in response to the written request of a person who is the subject of such an investigation or proceeding, if consistent with otherwise applicable law.

This Bulletin takes effect immediately.