

## **CPC Reproductive Freedom Action Agenda 2022**

In the weeks since the Supreme Court's decision in *Dobbs v. Jackson Women's Health Organization* ending constitutional protections for abortion, Congress and the Biden administration have taken essential steps to respond. The House of Representatives passed the Women's Health Protection Act, legislation led by progressives, for the second time to enshrine the right to abortion in federal law, and to protect the right to travel for abortion care. The President, Attorney General Garland, and Secretary Becerra have taken action on a number of fronts. The Department of Justice issued guidance that states cannot ban medication abortion in contradiction to the FDA's expert opinion and designated a reproductive rights task headed by Assistant Attorney General Gupta at DOJ. The Department of Health and Human Services clarified that retail pharmacies cannot refuse patients reproductive health care medications, are convening volunteer lawyers to provide legal services to patients and providers seeking or performing abortion care, and issued lifesaving guidance to ensure no one experiencing pregnancy complications is turned away from lifesaving emergency medical treatment.

The CPC's new Reproductive Freedom Action Agenda presents a roadmap for the work ahead. It is centered on executive and legislative actions that directly respond to the crisis of abortion access caused by the extremist Supreme Court majority in its *Dobbs* decision, and the threats to further due process rights named in Justice Thomas' concurrence. Developed in consultation with movement partners, this is an agenda for Congress and the Biden administration specific to this moment — but is not meant to represent the full scope of the work ahead. We must continue this work, including to: address in the maternal health and mortality crisis and end disparities by passing the Black Maternal Health MOMNIBUS Act, secure Medicaid for postpartum parents, protect pregnant workers by passing the Pregnant Worker Fairness Act, finally deliver paid leave for all, and protect health care for transgender individuals. The fight to guarantee freedom, dignity, and human rights for all will, and must, continue.

### **Abortion Access Executive Actions**

1. Declare a public health emergency for reproductive health care access
2. Allow licensed health providers to practice interstate telehealth for the prescription of medication abortion
3. Ensure readiness of providers and pharmacies to dispense medication abortion after FDA removal of restrictions is finalized
4. Ensure no one is denied contraception or other medications that are inaccurately portrayed as abortion-inducing
5. Aid individuals accessing abortion care across state lines by providing funds to pay for transportation, lodging, child care, and other costs associated with travel
6. Explore the use of federal property and resources to expand abortion access while

- ensuring the safety of patients and providers
7. Assert the supremacy of federal law where states try to restrict ability to travel for reproductive care, access to medication abortion, and to criminalize pregnancy related complications such as miscarriage
  8. Ensure undocumented people and those assisting them can travel to access abortion care without risk of detention and deportation
  9. Protect the right to abortion care without delay of those held in federal custody — no matter the state — including by ICE, Customs and Border Protection, Office of Refugee Resettlement, and the Bureau of Prisons
  10. Require the provision of abortion care as a condition of participation for hospitals in Medicare

### **Abortion Access Legislative Actions**

1. End the Hyde Amendment and bans on federal spending and insurance coverage for abortion care
2. Increase Funding for Title X clinics to expand access to family planning care
3. Protect the right to interstate travel for abortion care
4. Protect the privacy and security of personal reproductive health data
5. Support the safety and security needs of reproductive health care providers and support staff
6. Lift the ban on the use of military facilities and funding for abortion care
7. Protect organizations and individuals who help people afford and access abortions from civil or criminal actions, including for out-of-state care.

### **Legislative Actions in Response to *Dobbs* and the Supreme Court**

1. End or reform the filibuster to ensure reproductive rights legislation becomes law
2. Enshrine the right to contraception in federal law
3. Enshrine the right to same-sex marriage in federal law
4. Codify the right to privacy and same-Sex intimacy in federal law
5. Institute key ethics reforms for the Supreme Court