

HOW TO ENGAGE FOR THE TRUMP-PENCE ADMINISTRATION'S PROPOSED ROLL BACK OF THE HEALTH CARE RIGHTS LAW/SECTION 1557

The Trump-Pence administration released a notice of proposed rulemaking (NPRM) that would roll back the Health Care Rights Law (also known as section 1557 of the ACA). The Health Care Rights Law protects patients from discrimination in health care and is the first broad prohibition of sex discrimination in health care in federal law. This roll back impacts LGBTQ+ people, people who have sought or may in the future seek abortions and other reproductive health services, people whose first language is not English, immigrants, people of color, and people with disabilities. If finalized, this rule would harm ALL OF US. We need to make sure this administration and the people of this country know this is unacceptable and that the Department of Health and Human Services must #PutPatientsFirst.

4/24 - UPDATED MESSAGING FOR COVID

- **During a global pandemic, there could not be more disgraceful time to allow the denial of medical care based on who you are.**
- This pandemic is highlighting the already-existing disparities in our health care system.
 - There is a disproportionate number of illnesses and COVID-19 related deaths among racial and ethnic groups in the U.S.
[\[https://www.cdc.gov/coronavirus/2019-ncov/need-extra-precautions/racial-ethnic-minorities.html\]](https://www.cdc.gov/coronavirus/2019-ncov/need-extra-precautions/racial-ethnic-minorities.html)
- With lack of uniform guidance from this administration and states easing restrictions on social distancing, there will be an inevitable uptick in cases, and in turn, potential discrimination in health care when people need it the most.
- This administration continues to show its commitment to allow health care discrimination; The administration needs to recall this rule NOW and protect all patients from discrimination in access to healthcare.
- We demand states, hospitals and insurance companies to commit to equality and make it clear they will reject the call to discriminate and protect all patients' lives and health.

Overarching messages:

- A patient's health should always come first
- Discrimination or stereotypes should never be allowed to determine the care a patient receives
- Health providers and insurers shouldn't pick and choose who to treat
- This rollback will take a bad situation - especially for trans folks - and make it far worse
- No taxpayer-funded discrimination
- Discrimination in health care endangers our lives and health

- The administration is trying to undermine federal law

Hashtags: #PutPatientsFirst and #ProtectTransHealth



- Sample social:
 - In the past year, 1 in 3 transgender people faced discrimination by a doctor. Now, the Trump administration wants to let doctors pick and choose who deserves care. #ProtectTransHealth
 - The Trump-Pence administration's latest attacks trying to roll back the Health Care Rights Law is a double whammy attack on LGBTQ+ ppl who already struggle to access reproductive health services. We need to demand they #PutPatientsFirst

Trans

- Leads: Protect Trans Health coalition (National Center for Transgender Equality and Transgender Law Center)
- Top 3 messages:
 - This rollback will endanger the lives of trans people. This rule will make it harder for trans people to get ALL forms of healthcare - from flu shots and physicals to x-rays and cancer screenings.

- This is a matter of life or death for transgender people living with HIV, transgender people of color, rural trans folks, and others who already face intense discrimination and barriers to care.
- The medical community overwhelmingly stands with transgender people. Major medical groups like the American Medical Association have affirmed that transition-related care as life-saving and medically necessary.

Repro

- Leads: National Women's Law Center, National Partnership for Women & Families, National LGBTQ Task Force
- Top messages:
 - A patient's health should always come first. Yet, at every turn, the Trump-Pence Administration has worked to undermine our access to reproductive health care, and its proposed rule rolling back the Health Care Rights Law is no different. By specifically targeting and carving out abortion, the administration is continuing its dangerous attacks on abortion access.
 - This rule is a concerted effort by the Trump-Pence administration to take our country back to a time when being a woman or being trans was a pre-existing condition. Instead of putting patients first, this rule would further the stigma or shame patients experience when they need reproductive health care, including abortion.
 - This rule is just another vehicle designed to take away our rights in the health care setting. The administration wants to embolden providers, insurance companies, hospitals, and others to discriminate against patients.
 - [siren emoji] Shameful! The Trump administration's attempt to roll back the #healthcarerights law is the latest attack on abortion access and yet another example of extremists trying to control our bodies, lives & futures. Enough is enough. #PutPatientsFirst #ProtectTransHealth!
 - An attack on one of us is an attack on ALL of us. The Trump administration's proposed rule would encourage widespread discrimination. Don't let anyone turn back the clock and roll back our #healthcarerights

Civil Rights/People of Color

- Leads: The Leadership Conference
- Top messages:
 - The Health Care Rights Law is a civil rights law that protects people from being discriminated against. It is like every other civil rights law and should be upheld and enforced.
 - A patient's health should always come first. No one should suffer from discrimination when they need medical attention
 - This rule is a concerted effort by the Trump-Pence administration to take our country back to a time when being a woman or being trans was a pre-existing

condition, and taking away the ability of people who are not fluent in English to understand and access health care. Instead of putting patients first, this rule would further discrimination.

- This rule is another civil rights rollback designed to take away our rights, this time in a health care setting. The administration wants to allow providers, insurance companies, hospitals, and others to discriminate against patients.

Disability/Chronic Illness

- Leads: CAP
- Top 3 messages:
 - The roll back of the Health Care Rights Law will negatively impact marginalized communities, especially people with disabilities and people living with HIV, hepatitis, and other chronic illnesses. If finalized, this rule would harm the people who need medical attention the most.
 - If the proposed rule is enacted, it will remove protections against discriminatory marketing practices or insurance benefit designs, allowing insurers to engage in marketing practices to discourage particular individuals from enrolling in certain plans or grouping drugs needed to treat certain illnesses, like HIV, in the most expensive plan.
 - A patient's health should always come first. Discrimination or stereotypes against people with disabilities or people living with chronic illnesses should never be allowed to determine the care they receive.

Language Access/Immigrant

- Leads: Asian & Pacific Islander American Health Forum
- Topline messages:
 - A patient's health should always come first
 - We believe that a country with so much wealth & resources should make sure everyone can access medical care in a language that they prefer (economic justice & health equity)
 - We believe we are all created equal and deserve to be treated with dignity and fairness (racial justice/civil rights)
 - This is yet another attack by this administration on the people it does not believe are "true Americans"
- Sample social:
 - General Language Access & Immigrants Messaging**
 - A patient's health should always come first and it's crucial we protect the health care rights law for limited English speaking immigrant families and communities. #LanguageAccessNow #PutPatientsFirst
 - When our health care rights are taken away we can't take care of ourselves, which means we can't take care of those we love. #LanguageAccessNow

- The Trump Administration is once again attempting to take away our health care rights. #LanguageAccessNow
- We believe that a country with so much wealth & resources should make sure everyone can access medical care in a language that they prefer. The health care rights law NEEDS to be protected.

Asian American, Native Hawaiian, and Pacific Islander

- Roll backs to the Health Care Rights Law will leave 25M LEP people including many AANHPIs from knowing their rights. Our communities need to be protected from discrimination + barriers to health care. #PutPatientsFirst #LanguageAccessNow
- The Trump Administration's rule change to the Health Care Rights Law is a threat to nearly 6M Asian Americans and over 100K Native Hawaiians and Pacific Islanders who are limited English proficient. #LanguageAccessNow #PutPatientsFirst
- If this rule change to the Health Care Rights Law becomes final, many AANHPIs will not have access to medical care/resources in their spoken language. w/o #LanguageAccessNow the health of our most vulnerable communities are at risk. #PutPatientsFirst

Latino

- Trump's proposal to weaken #Section1557 would remove civil rights protections for millions of Latinos who face language barriers in health facilities. #PutPatientsFirst #LanguageAccessNow
- Removing protections under #HealthCareRightsLaw means that Latino non-native speakers could walk out of the doctor's office without having their diagnosis explained to them in their own language. #PutPatientsFirst! #LanguageAccessNow
- Trump's push to weaken the #HealthCareRightsLaw is yet another attack on the ACA and the millions of people, including Latinos, who have gained access to affordable, quality care. #PutPatientsFirst #LanguageAccessNow

● Top 3 messages:

- A patient's health should always come first. Yet at every turn, the Trump-Pence Administration has worked to undermine and threaten access to health care for those of us who already struggle to access and need it the most.
- This rule is just another vehicle designed to take away our rights in the health care setting. The administration wants to embolden providers, insurance companies, hospitals, and others to discriminate against patients.
- This roll back impacts LGBTQ+ people, people who have had or will need abortion care and other reproductive health services, people whose first

**ROLLING BACK THE
HEALTH CARE RIGHTS
LAW WILL HURT ME
BECAUSE:**

I AM GENDER NON-CONFORMING	I AM A WOMAN	I HAVE HIV/AIDS
I HAVE A CHRONIC HEALTH CONDITION	I AM AN IMMIGRANT	I AM ON MEDICAID OR MEDICARE
I AM A SENIOR	I AM GAY, A LESBIAN OR BISEXUAL	I HAVE HAD OR SOUGHT AN ABORTION
I LIVE WITH A DISABILITY	I CHOOSE NOT TO DISCLOSE	I AM TRANS
I NEED REPRODUCTIVE CARE	I AM A PERSON OF COLOR	I LEARNED ENGLISH AS MY SECOND LANGUAGE

**CIRCLE ALL THAT APPLY
& SHARE ON YOUR STORY!**
SWIPE UP TO TAKE ACTION

#PutPatientsFirst

 NATIONAL
WOMEN'S
LAW CENTER

language is not English, immigrants, people of color, and people with disabilities. If finalized, this rule would harm ALL OF US.

- Full suite of sample social, graphics, and more here:
<https://docs.google.com/document/d/11KVZXHZKLugrnlFjhsP4HaewL7Gad-XZNzXYMhbAeZE/edit?usp=sharing>