

**An Act strengthening health care protections in the Commonwealth
Fact Sheet – July 15, 2025**

A. Shields Personal Data of Patients and Providers Engaging in Reproductive or Gender-Affirming Health Care Activities:

- Prohibits:
 - DPH from collecting or disseminating personally identifiable data relating to this care performed in the Commonwealth.
 - Tech service providers from honoring out-of-state or federal requests for documentation for these health care services.
 - CHIA and the Health Connector from providing information to other governments regarding legally protected health care activities.
- Requires:
 - Electronic medical record companies to obtain patient consent before sharing information regarding reproductive health care services, IVF, and gender affirming care.
 - Public record exemption of identifying information of patients and providers.
- Empowers:
 - DPH to remove reproductive health or gender affirming care drugs from the prescription monitoring program (PMP).
 - Pharmacies to list the name of the practitioner on medication labels for protected health care prescriptions upon the request of practitioners.
 - Labels for controlled substances prescribed for reproductive health care services, or for gender affirming care, to include the name of the dispensing health care practice rather than the prescribing practitioner.

B. Ensures Emergency Care Regardless of Federal Law

- Codifies into state law the federal Emergency Medical Treatment and Labor Act (EMTALA), requiring hospitals to provide stabilizing health services to patients presenting with an emergency medical condition such as abortion or childbirth.

C. Protects Massachusetts Patients, Providers and Advocates

- Forbids insurance companies from discriminating against 501C(3) or non-profit entities engaged in reproductive or gender-affirming health care services.
- Prevents boards of registration from taking disciplinary actions against anyone who provides legally protected health care services or noting in the provider's records any criminal, legal or disciplinary actions brought against them in other jurisdictions for providing legally protected health care services.
- Prohibits Board of Bar Overseers from imposing discipline on an attorney solely for representing a client who was involved in legally protected health care services.
- Prohibits state and local actors from providing information or assistance to another entity, state or federal government if related to legally protected health care services.
- Directs courts not to consider laws relating to gender-affirming care from other states when determining requests to alter custody and visitation arrangements.