

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

_____	)	
BAGLY, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	C.A. No. 20-cv-11297-PBS
	)	
U.S. DEPARTMENT OF HEALTH	)	
AND HUMAN SERVICES, <i>et al.</i>	)	
	)	
Defendants.	)	
_____	)	

**REPORT ON STATUS OF PROPOSED RULEMAKING**

Pursuant to this Court’s Order, ECF No. 114, Defendants submit this report on the status of the proposed rulemaking. The United States Department of Health and Human Services Office for Civil Rights is considering public comments on a proposed regulation implementing Section 1557 of the Affordable Care Act that was published in the Federal Register on August 4, 2022, Nondiscrimination in Health Programs and Activities, 87 Fed. Reg. 47,824 (Aug. 4, 2022). According to regulations.gov, HHS has received more than 85,000 comments on the proposed regulation.

Dated: May 31, 2023

Respectfully submitted,

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*/s/ Liam C. Holland*  
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