

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

_____	)	
CHINATOWN SERVICE CENTER, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Case No. 1:21-cv-00331-JEB
	)	
U.S. DEPARTMENT OF HEALTH	)	
AND HUMAN SERVICES, <i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	

**UPDATE ON STATUS OF PROPOSED RULEMAKING**

Pursuant to this Court’s Memorandum Opinion and Order, ECF No. 23, Defendants submit this update on their proposed rulemaking. The United States Department of Health and Human Services (“HHS”) Office for Civil Rights published a proposed rule implementing Section 1557 of the Affordable Care Act in the Federal Register on August 4, 2022. Nondiscrimination in Health Programs and Activities, 87 Fed. Reg. 47,824 (Aug. 4, 2022). HHS has submitted a draft of the final rule to the Office of Management and Budget Office of Information and Regulatory Affairs (“OIRA”). OIRA received the draft final rule on December 21, 2023. The status of the draft final rule is available at this website: <https://www.reginfo.gov/public/do/eoDetails?rrid=354213>.

Dated: January 31, 2024

Respectfully submitted,

BRIAN M. BOYNTON  
Principal Deputy Assistant Attorney General

*/s/ Liam C. Holland*  
LIAM C. HOLLAND  
Trial Attorney

MICHELLE R. BENNETT  
Assistant Director, Federal Programs Branch

United States Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street, N.W.  
Washington, DC 20005  
Tel: (202) 514-4964  
Fax: (202) 616-8470  
Email: Liam.C.Holland@usdoj.gov

*Attorneys for Defendants*