CCBA MCLE Spectacular 2022

Employers Responses to the Dobbs Decision

Presented by: James J. Brosnahan

LinkedIn Posts by James Brosnahan July 2022

 Attorney General of Texas threatened Sidley and Austin
Bar associations need to take a stand

3. Not enough public support to sustain Supreme Court's ruling

Submitted to Law360 11/15

Article describing Texas litigators and employers' alternatives

Sample Employer Policy

Employer is committed to assuring that all its employees have access to safe and affordable health care, including reproductive health care. Employer has offices in many states that prohibit particular types of health care, including abortion and other reproductive services and gender affirming treatments.

Sample Employer Policy Continued

Our group medical coverage currently covers reproductive services and gender affirming treatments. For employees who live in a state where one of these procedures is prohibited, Employer will pay up to \$3,000 in travel expenses for the employee and one support person traveling with the employee.

Sample Employer Policy Continued

To obtain reimbursement of travel expenses, employees must submit receipts to Third Party Administrator, who will process the reimbursement requests. For employees who cannot afford to pay out of pocket and be reimbursed, employer has authorized Third Party Administrator to advance the estimated travel costs. Employee will be required to submit receipts to document actual expenditures.

Sample Employer Policy Continued

Employer will not have information identifying any Employee who requests reimbursements, so that all Employees can be sure that no one in the workplace will learn of their medical procedures. Abortion, Law Firms and Legal Markets

Law Firm Pro Bono Initiatives

The Legal Alliance for Reproductive Rights (LARR)

1.70 Law Firms

2. Lawyers helping with civil and criminal issues

In New York

1. Law Firms and state attorney general offer pro bono legal services

2. Women Who Come to New York

3. New York Health Care Providers with Subpoenas

4. Representing Hospitals, Clinics, and Medical Providers

5. Fighting travels bans

6. Morrison Foerster hosted a virtual training

Lawyers for Good Government (L4GG)

Dozens of Law Firms
Helping on laws throughout the country

3. National Advocates for Pregnant Women

4. If/When/How runs a repro legal help line

The Rapaport Center for Human Rights and Justice

1. At the University of Texas at Austin

2. Supporting defense counsel who are representing indigent defendants criminally charged

Planned Parenthood Federation of America 1. Volunteer Lawyers in corporate law and real estate helping clinics 2. All these services are evolving as we speak

Lawyers Will Fight