

Resolution No. 22-118

Meeting Date: 08/16/2022 (8)

**RESOLUTION IN SUPPORT OF CONGRESSWOMAN SARA JACOBS' *MY BODY, MY DATA ACT* TO PROTECT THE PRIVACY, DATA, AND SAFETY OF PEOPLE SEEKING REPRODUCTIVE HEALTH CARE.**

WHEREAS, on June 24, 2022, the United States Supreme Court overturned *Roe v. Wade* thereby allowing states to make abortion illegal within their borders; and

WHEREAS, even before the Supreme Court decision regarding *Roe v. Wade* was issued, the County of San Diego was engaged with reproductive justice advocates, working to uphold reproductive rights and access to reproductive health care; and

WHEREAS, on September 14, 2021, the County of San Diego was the first county in the nation to pass a resolution declaring itself a champion and defender of health equity and reproductive freedom for all; and

WHEREAS, on May 24, 2022, the Board of Supervisors passed a resolution supporting the effort to enshrine the right to abortion in the California Constitution; and

WHEREAS, on May 24, 2022, the Board of Supervisors also directed County staff to conduct a comprehensive assessment of reproductive health care services offered by the County of San Diego and County health care contractors and to advocate in support of legislative efforts that strengthen access to reproductive rights and health care services, including abortion; and

WHEREAS, 26 states are certain or likely to ban abortion now that *Roe* is no longer in place and some states already criminalize abortion; and

WHEREAS, personal reproductive health care data on phones, computers, and apps can be, and has been, used to allege violations of state law;

WHEREAS, on June 16, 2022, Congresswoman Sara Jacobs introduced H.R. 8111, the "*My Body, My Data Act*," which will protect the privacy, data, and safety of people seeking reproductive health care and information; and

WHEREAS, fear and privacy concerns should never stand in the way of people accessing health care, including people seeking reproductive health information or care, including abortion; and

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**WHEREAS, the County of San Diego supports protecting people who use fertility, menstruation, or period-tracking apps, as well as any patient seeking information about reproductive products or services; and**

**WHEREAS, data privacy is an important part of reproductive justice and the County of San Diego wants to stop information such as personal health data related to pregnancy, menstruation, basal body temperature, termination of pregnancy, contraception, surgery, or diagnoses from being used by anyone, including prosecutors or private actors, under other states' anti-abortion laws; and**

**WHEREAS, today's action demonstrates the County of San Diego's strong support for legislation to protect the privacy and data of people seeking reproductive health care.**

**THEREFORE BE IT RESOLVED, the County of San Diego declares strong support for the "*My Body, My Data Act*;" and declares strong support for legislation to protect the privacy and data of people seeking reproductive health care and information.**

**APPROVED AS TO FORM AND LEGALITY  
CLAUDIA SILVA, ACTING COUNTY COUNSEL**

**BY: Katherine Hart, Senior Deputy**

ON MOTION of Supervisor Vargas, seconded by Supervisor Fletcher, the above Resolution was passed and adopted by the Board of Supervisors, County of San Diego, State of California, on this 16<sup>th</sup> day of August 2022, by the following vote:

AYES: Vargas, Lawson-Remer, Fletcher, Desmond

NOES: Anderson

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STATE OF CALIFORNIA)

County of San Diego) <sup>SS</sup>

I hereby certify that the foregoing is a full, true and correct copy of the Original Resolution entered in the Minutes of the Board of Supervisors.

ANDREW POTTER

Clerk of the Board of Supervisors

By: \_\_\_\_\_

  
Nancy Vizcarra, Deputy



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