

HOUSE BILL 1205

F2, J1

7lr2425

By: **Delegates Morales, Hettleman, Angel, Atterbeary, Barkley, Dumais, Fraser-Hidalgo, Gilchrist, Haynes, Hill, Kaiser, Korman, Krimm, Lierman, Luedtke, A. Miller, Moon, Platt, Queen, Reznik, Tarlau, Valderrama, Waldstreicher, M. Washington, Wilkins, and K. Young**

Introduced and read first time: February 9, 2017

Assigned to: Health and Government Operations and Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Institutions of Higher Education – Access of Students to Emergency**
3 **Contraception**

4 FOR the purpose of requiring a public institution of higher education to require a student
5 health center to provide during certain hours of operation of the student health
6 center on-site access to certain emergency contraception and contraceptive
7 counseling or referrals for contraceptive counseling to other qualified health care
8 providers; requiring a public institution of higher education to ensure the availability
9 of certain emergency contraception at all times, certain information relating to the
10 availability of emergency contraception on campus and off campus, and certain
11 information in a certain format based on certain recommendations; defining certain
12 terms; and generally relating to access of students to emergency contraception at
13 public institutions of higher education.

14 BY adding to
15 Article – Education
16 Section 15–121
17 Annotated Code of Maryland
18 (2014 Replacement Volume and 2016 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
20 That the Laws of Maryland read as follows:

21 **Article – Education**

22 **15–121.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "EMERGENCY CONTRACEPTION" MEANS A DRUG REGIMEN APPROVED BY THE UNITED STATES FOOD AND DRUG ADMINISTRATION THAT IS USED AFTER SEXUAL INTERCOURSE TO PREVENT PREGNANCY.

(3) "OVER-THE-COUNTER" MEANS A DRUG APPROVED BY THE UNITED STATES FOOD AND DRUG ADMINISTRATION FOR OVER-THE-COUNTER USE.

(4) "STUDENT HEALTH CENTER" MEANS A HEALTH CENTER OPERATED BY A PUBLIC INSTITUTION OF HIGHER EDUCATION FOR THE PURPOSE OF PROVIDING HEALTH CARE SERVICES TO STUDENTS.

(B) A PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL REQUIRE A STUDENT HEALTH CENTER TO PROVIDE DURING THE REGULAR HOURS OF OPERATION OF THE STUDENT HEALTH CENTER:

(1) ON-SITE ACCESS TO EMERGENCY CONTRACEPTION BY PRESCRIPTION AND OVER-THE-COUNTER; AND

(2) CONTRACEPTIVE COUNSELING OR REFERRALS FOR CONTRACEPTIVE COUNSELING TO OTHER QUALIFIED HEALTH CARE PROVIDERS.

(C) A PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL ENSURE THE AVAILABILITY OF:

(1) OVER-THE-COUNTER EMERGENCY CONTRACEPTION AT ALL TIMES;

(2) INFORMATION RELATING TO THE AVAILABILITY OF EMERGENCY CONTRACEPTION ON CAMPUS AND OFF CAMPUS ON ITS WEB SITE AND THROUGH OTHER MEANS OF COMMUNICATING WITH STUDENTS; AND

(3) INFORMATION RELATING TO EMERGENCY CONTRACEPTION IN A CONSUMER-FRIENDLY FORMAT BASED ON THE RECOMMENDATIONS OF THE AMERICAN SOCIETY FOR EMERGENCY CONTRACEPTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2017.