

# SENATE BILL 341

F2, J1

(3lr2164)

## ENROLLED BILL

— *Education, Energy, and the Environment/Appropriations and Health and Government Operations* —

Introduced by ~~Senator Feldman~~ Senators Feldman, Augustine, Brooks, Hester, Kagan, M. Washington, and Watson

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
President.

### CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Public Senior Higher Education Institutions – Reproductive Health Services**  
3 **Plans – Requirements**

4 FOR the purpose of requiring, on or before a certain date, ~~each~~ certain public senior higher  
5 education ~~institution~~ institutions, in consultation with students, to develop and  
6 implement a reproductive health services plan; requiring a certain public senior  
7 higher education institution, in lieu of developing and implementing a reproductive  
8 health services plan, to provide students with access to certain contraception through  
9 certain means; requiring the Maryland Department of Health, on request, to provide  
10 assistance to a public senior higher education institution in developing the plan; and  
11 generally relating to reproductive health services and public senior higher education  
12 institutions.

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#### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics indicate opposite chamber/conference committee amendments.*



1 BY adding to  
 2 Article – Education  
 3 Section 15–136  
 4 Annotated Code of Maryland  
 5 (2022 Replacement Volume)

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

8 **Article – Education**

9 **15–136.**

10 (A) (1) IN THIS SECTION, “PUBLIC SENIOR HIGHER EDUCATION  
 11 INSTITUTION” ~~HAS THE MEANING STATED IN § 10-101 OF THIS ARTICLE~~ MEANS:

12 (I) THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY  
 13 SYSTEM OF MARYLAND;

14 (II) MORGAN STATE UNIVERSITY; AND

15 (III) ST. MARY’S COLLEGE OF MARYLAND.

16 (2) “PUBLIC SENIOR HIGHER EDUCATION INSTITUTION” DOES NOT  
 17 INCLUDE:

18 (I) THE UNIVERSITY OF MARYLAND CENTER FOR  
 19 ENVIRONMENTAL STUDIES; OR

20 (II) THE UNIVERSITY OF MARYLAND GLOBAL CAMPUS.

21 (B) (1) (I) ~~ON EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS~~  
 22 PARAGRAPH, ON OR BEFORE AUGUST 1, 2024, EACH PUBLIC SENIOR HIGHER  
 23 EDUCATION INSTITUTION, IN CONSULTATION WITH STUDENTS, SHALL DEVELOP AND  
 24 IMPLEMENT A REPRODUCTIVE HEALTH SERVICES PLAN TO PROVIDE AT THE PUBLIC  
 25 SENIOR HIGHER EDUCATION INSTITUTION OR TO REFER STUDENTS TO A  
 26 COMPREHENSIVE RANGE OF REPRODUCTIVE HEALTH SERVICES.

27 (II) IN LIEU OF DEVELOPING AND IMPLEMENTING A PLAN  
 28 UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE UNIVERSITY OF BALTIMORE  
 29 SHALL PROVIDE STUDENTS WITH ACCESS TO OVER-THE-COUNTER  
 30 CONTRACEPTION THROUGH ON-CAMPUS RETAIL ESTABLISHMENTS OR VENDING  
 31 MACHINES.

1           **(2) THE PLAN REQUIRED UNDER PARAGRAPH (1) OF THIS**  
2 **SUBSECTION SHALL INCLUDE:**

3           **(I) THE PROVISION OF OR REFERRAL TO OFF-CAMPUS**  
4 **SERVICES FOR OBTAINING:**

5                   **1. ALL METHODS OF FEDERAL FOOD AND DRUG**  
6 **ADMINISTRATION-APPROVED CONTRACEPTION, INCLUDING PRESCRIPTION**  
7 **EMERGENCY CONTRACEPTION;**

8                   **2. PREVENTION AND TREATMENT SERVICES FOR**  
9 **SEXUALLY TRANSMITTED INFECTIONS, INCLUDING HIV PREVENTION; AND**

10                   **3. ABORTION CARE SERVICES;**

11                   **(II) 24-HOUR ACCESS TO OVER-THE-COUNTER**  
12 **CONTRACEPTION THROUGH THE STUDENT HEALTH CENTER, RETAIL**  
13 **ESTABLISHMENTS ON CAMPUS, OR VENDING MACHINES;**

14                   **(III) THE AVAILABILITY OF EVIDENCE-BASED REPRODUCTIVE**  
15 **HEALTH EDUCATION SERVICES PROVIDED BY THE STUDENT HEALTH CENTER, PEER**  
16 **EDUCATORS, OR OTHER HEALTH EDUCATION PROGRAMS; AND**

17                   **(IV) DEVELOPMENT OF A REFERRAL NETWORK OF OFF-CAMPUS**  
18 **REPRODUCTIVE HEALTH SERVICES PROVIDERS, INCLUDING PHARMACIES,**  
19 **LOCATED WITHIN A REASONABLE PROXIMITY TO THE CAMPUS; ~~AND~~**

20                   ~~**(V) ACCESS TO TRANSPORTATION OR OTHER WRAPAROUND**~~  
21 ~~**SERVICES TO SUPPORT STUDENTS USING OFF-CAMPUS REPRODUCTIVE HEALTH**~~  
22 ~~**SERVICES.**~~

23           **(3) A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION SHALL**  
24 **UPDATE THE REPRODUCTIVE HEALTH SERVICES PLAN DEVELOPED UNDER THIS**  
25 **SUBSECTION EACH YEAR.**

26           **(C) THE MARYLAND DEPARTMENT OF HEALTH, ON REQUEST, SHALL**  
27 **PROVIDE ASSISTANCE TO A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION IN**  
28 **DEVELOPING A REPRODUCTIVE HEALTH SERVICES PLAN UNDER THIS SECTION.**

29           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
30 1, 2023.