

AMENDMENTS TO HOUSE BILL 771
(First Reading File Bill)

AMENDMENT NO. 1:

On page 1, in line 3, strike “Policy” and substitute “Plan”; and in lines 6 and 7, strike “policy” and substitute “plan”; and after “institutions.” In line 9, insert:

“By repealing and reenacting, with amendments,
Article – Education
Section 15-136
Annotated Code of Maryland
(2022 Replacement Volume and 2023 Supplement)”.

AMENDMENT NO. 2:

On page 1, in line 17, after “Education” insert:

“15-136.

- (a) (1) In this section, “public senior higher education institution” means:
- (i) The constituent institutions of the University System of Maryland;
 - (ii) Morgan State University; and
 - (iii) St. Mary’s College of Maryland.
- (2) “Public senior higher education institution” does not include:
- (i) The University of Maryland Center for Environmental Studies;
[or]
 - (ii) The University of Maryland Global Campus; OR
 - (iii) THE UNIVERSITY OF BALTIMORE.
- (b) (1) (i) [Except as provided in subparagraph (ii) of this paragraph, on

before August 1, 2024, each] EACH public senior higher education institution, in consultation with students, shall develop and implement a reproductive health services plan to provide at the public senior higher education institution or to refer students to a comprehensive range of reproductive health services.

(ii) [In lieu of developing and implementing a plan under subparagraph (i) of this paragraph, the] THE University of Baltimore shall provide students with access to over-the counter contraception through on-campus retail establishments or vending machines.

(2) The plan required under paragraph (1) of this subsection shall include:

(i) The provision of or referral to off-campus services for obtaining:

1. All methods of federal Food and Drug Administration-approved contraception, including prescription emergency contraception;
2. Prevention and treatment services for sexually transmitted infections, including HIV prevention; and
3. Abortion care services;

(ii) 24-hour access to over-the-counter contraception through the student health center, retail establishments on campus, or vending machines;

(iii) The availability of evidence-based reproductive health education services provided by the student health center, peer educators, or other health education programs; and

(iv) Development of a referral network of off-campus reproductive health service providers, including pharmacies, located within a reasonable proximity to the campus.

(3) A public senior higher education institution shall update the reproductive health services plan developed under this subsection each year.

- (iii) The Maryland Department of Health, on request, shall provide assistance to a public senior higher education institution in developing a reproductive health services plan under this section."

AMENDMENT No. 3:

On page 2, in lines 10 and 12, strike "POLICY" and substitute "PLAN"; and on page 3, in line 4, strike "POLICY" and substitute "PLAN".

Purpose of amendments:

Amendment No. 1 is technical and makes changes to the purpose paragraph.

Amendment No. 2 amends the definition of public senior higher education institution to exempt the University of Baltimore, or UBalt, from the requirements of this bill, consistent with current law and a similar bill that was passed last session that requires public senior higher education institutions to develop a reproductive health services plan for students that includes providing information and access to contraception. That bill exempted the University of Maryland Center for Environmental Sciences (UMCES) and the University of Maryland Global Campus (UMGC). The bill also exempted UBalt from developing a plan, but required them to provide access to contraception through on-campus retail establishments or vending machines. These three institutions do not have a health center.

HB 771 builds upon the intent of last year's bill that was passed and requires these same public senior higher education institutions to also develop plans for pregnant and parenting students that is consistent with TITLE IX and also includes referral information regarding the availability of government assistance programs, information about adoption services, and the availability of institutional accommodations.

Amendment No. 3 to be consistent with current law and the bill that was passed last year, strikes the word "policy" and substitutes the word "plan".