

# SENATE BILL 527

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4r1017  
CF HB 367

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By: **Senators Kelly and Kagan**

Introduced and read first time: January 24, 2024

Assigned to: Education, Energy, and the Environment

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 23, 2024

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

1 AN ACT concerning

2 **Community Colleges – Contraception – Access Requirements**

3 FOR the purpose of requiring, on or before ~~certain dates~~ a certain date, each community  
4 college to develop and implement a plan to provide students with access to  
5 over-the-counter contraception; requiring each community college to submit a  
6 certain report to the Maryland Higher Education Commission each year; requiring  
7 the Commission to submit a certain report to the General Assembly each year;  
8 authorizing the Maryland Department of Health, on request, to provide certain  
9 assistance to a community college; and generally relating to community colleges and  
10 contraception access requirements.

11 BY adding to  
12 Article – Education  
13 Section 16–111  
14 Annotated Code of Maryland  
15 (2022 Replacement Volume and 2023 Supplement)

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

18 **Article – Education**

19 **16–111.**

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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.



1 (A) IN THIS SECTION, “OVER-THE-COUNTER CONTRACEPTION” MEANS A  
 2 CONTRACEPTIVE DRUG OR DEVICE APPROVED BY THE FEDERAL FOOD AND DRUG  
 3 ADMINISTRATION THAT CAN BE OBTAINED FOR USE WITHOUT A PRESCRIPTION.

4 (B) (1) ~~(H)~~ ON OR BEFORE ~~DECEMBER 1, 2024~~ AUGUST 1, 2025, EACH  
 5 COMMUNITY COLLEGE, IN CONSULTATION WITH STUDENTS AND STUDENT  
 6 ORGANIZATIONS, SHALL DEVELOP AND IMPLEMENT A PLAN TO PROVIDE STUDENTS  
 7 WITH ACCESS TO OVER-THE-COUNTER CONTRACEPTION.

8 ~~(H) ON OR BEFORE AUGUST 1, 2025, EACH COMMUNITY~~  
 9 ~~COLLEGE SHALL IMPLEMENT THE PLAN DEVELOPED UNDER SUBPARAGRAPH (I) OF~~  
 10 ~~THIS PARAGRAPH.~~

11 (2) THE PLAN UNDER PARAGRAPH ~~(1)(H)~~ (1) OF THIS SUBSECTION  
 12 SHALL INCLUDE ACCESS TO OVER-THE-COUNTER CONTRACEPTION THROUGH:

13 (I) THE STUDENT HEALTH CENTER;

14 (II) RETAIL ESTABLISHMENTS ON CAMPUS;

15 (III) VENDING MACHINES; OR

16 (IV) ANY OTHER METHOD THAT PROVIDES ALL STUDENTS  
 17 ACCESS WHEN ON CAMPUS.

18 (C) (1) ON OR BEFORE SEPTEMBER 1, 2025, AND EACH SEPTEMBER 1  
 19 THEREAFTER, ON A FORM PROVIDED BY THE COMMISSION, EACH COMMUNITY  
 20 COLLEGE SHALL SUBMIT A REPORT TO THE COMMISSION ON IMPLEMENTATION OF  
 21 THE PLAN REQUIRED UNDER THIS SECTION, INCLUDING:

22 (I) HOW STUDENTS ARE PROVIDED ACCESS TO  
 23 OVER-THE-COUNTER CONTRACEPTION ON CAMPUS;

24 (II) AVAILABLE INFORMATION REGARDING THE AMOUNT OF  
 25 OVER-THE-COUNTER CONTRACEPTION PROVIDED ON CAMPUS; AND

26 (III) A DESCRIPTION OF HOW THE COMMUNITY COLLEGE HAS  
 27 CONSULTED WITH STUDENTS AND STUDENT ORGANIZATIONS TO DEVELOP AND  
 28 IMPLEMENT THE PLAN UNDER THIS SECTION.

29 (2) ON OR BEFORE OCTOBER 1, 2025, AND EACH OCTOBER 1  
 30 THEREAFTER, THE COMMISSION SHALL REPORT TO THE GENERAL ASSEMBLY, IN  
 31 ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON THE

1 INFORMATION COLLECTED FROM THE COMMUNITY COLLEGES UNDER PARAGRAPH  
2 (1) OF THIS SUBSECTION.

3 (D) THE MARYLAND DEPARTMENT OF HEALTH, ON REQUEST, MAY  
4 PROVIDE ASSISTANCE TO A COMMUNITY COLLEGE IN:

5 (1) DEVELOPING A PLAN UNDER THIS SECTION; AND

6 (2) CONSULTING AND COLLABORATING WITH ORGANIZATIONS WITH  
7 EXPERTISE IN PROVIDING ACCESS TO OVER-THE-COUNTER CONTRACEPTION  
8 THROUGH VENDING MACHINES.

9 SECTION 2. AND BE IT FURTHER ENACTED, That the Maryland Higher  
10 Education Commission shall ensure that the focus of the report due to the General  
11 Assembly on or before October 1, 2025, under § 16-111 of the Education Article, as enacted  
12 by Section 1 of this Act, shall be on the implementation plans of community colleges that  
13 have not implemented the institution’s access to over-the-counter contraception on or  
14 before August 1, 2025.

15 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
16 1, 2024.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.