

## Chapter 674

**(House Bill 1076)**

AN ACT concerning

**Higher Education Institutions – Over-the-Counter Contraception – Access and Reporting**

FOR the purpose of requiring each public senior higher education institution and community college to submit a certain report on contraception access to the Maryland Higher Education Commission each year; requiring the Commission to submit a certain report on contraception access to the General Assembly each year; requiring each community college to provide students with access to all methods of over-the-counter contraception; and generally relating to public senior higher education institutions and community colleges and contraception access requirements.

BY adding to

Article – Education

Section 11–407.2

Annotated Code of Maryland

(2022 Replacement Volume and 2025 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 16–111

Annotated Code of Maryland

(2022 Replacement Volume and 2025 Supplement)

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

**Article – Education****11–407.2.**

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

**(2) “COMMUNITY COLLEGE” MEANS A COMMUNITY COLLEGE ESTABLISHED UNDER TITLE 16 OF THIS ARTICLE.**

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

**(4) (I) “PUBLIC SENIOR HIGHER EDUCATION INSTITUTION” MEANS:**

**1. THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY SYSTEM OF MARYLAND;**

**2. MORGAN STATE UNIVERSITY; OR**

**3. ST. MARY’S COLLEGE OF MARYLAND.**

**(II) “PUBLIC SENIOR HIGHER EDUCATION INSTITUTION” DOES NOT INCLUDE:**

**1. THE UNIVERSITY OF MARYLAND CENTER FOR ENVIRONMENTAL SCIENCE; OR**

**2. THE UNIVERSITY OF MARYLAND GLOBAL CAMPUS.**

**(B) ON OR BEFORE SEPTEMBER 1, 2026, AND EACH SEPTEMBER 1 THEREAFTER, ON A FORM PROVIDED BY THE COMMISSION, EACH PUBLIC SENIOR HIGHER EDUCATION INSTITUTION AND COMMUNITY COLLEGE SHALL SUBMIT A REPORT TO THE COMMISSION ON THE PROVISION OF OVER-THE-COUNTER CONTRACEPTION ON CAMPUS, INCLUDING:**

**(1) HOW STUDENTS ARE PROVIDED ACCESS TO OVER-THE-COUNTER CONTRACEPTION ON CAMPUS;**

**(2) WHETHER THE PUBLIC SENIOR HIGHER EDUCATION INSTITUTION OR COMMUNITY COLLEGE HAS PROVIDED ACCESS TO ALL METHODS OF OVER-THE-COUNTER CONTRACEPTION AS REQUIRED UNDER §§ 15-136 AND 16-111 OF THIS ARTICLE;**

**(3) THE AMOUNT OF OVER-THE-COUNTER CONTRACEPTION PROVIDED ON CAMPUS, DISAGGREGATED BY EACH METHOD OF OVER-THE-COUNTER CONTRACEPTION; AND**

**(4) A DESCRIPTION OF HOW THE PUBLIC SENIOR HIGHER EDUCATION INSTITUTION OR COMMUNITY COLLEGE HAS CONSULTED WITH STUDENTS AND STUDENT ORGANIZATIONS IN RELATION TO PROVIDING OVER-THE-COUNTER CONTRACEPTION ON CAMPUS.**

**(c) ON OR BEFORE OCTOBER 1, 2026, AND EACH OCTOBER 1 THEREAFTER, THE COMMISSION SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON THE INFORMATION PROVIDED UNDER SUBSECTION (B) OF THIS SECTION.**

16-111.

(a) In this section, “over-the-counter contraception” means a contraceptive drug or device approved by the federal Food and Drug Administration that can be obtained for use without a prescription.

(b) (1) On or before August 1, 2025, each community college, in consultation with students and student organizations, shall develop and implement a plan to provide students with access to **ALL METHODS OF** over-the-counter contraception.

(2) The plan under paragraph (1) of this subsection shall include access to over-the-counter contraception through:

- (i) The student health center;
- (ii) Retail establishments on campus;
- (iii) Vending machines; or
- (iv) Any other method that provides all students access when on

campus.

(c) [(1) On or before September 1, 2025, and each September 1 thereafter, on a form provided by the Commission, each community college shall submit a report to the Commission on implementation of the plan required under this section, including:

(i) How students are provided access to over-the-counter contraception on campus;

(ii) Available information regarding the amount of over-the-counter contraception provided on campus; and

(iii) A description of how the community college has consulted with students and student organizations to develop and implement the plan under this section.

(2) On or before October 1, 2025, and each October 1 thereafter, the Commission shall report to the General Assembly, in accordance with § 2-1257 of the State Government Article, on the information collected from the community colleges under paragraph (1) of this subsection.

(d)] The Maryland Department of Health, on request, may provide assistance to a community college in:

(1) Developing a plan under this section; and

(2) Consulting and collaborating with organizations with expertise in providing access to over-the-counter contraception through vending machines.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2026.

**Approved by the Governor, May 26, 2026.**