

# HOUSE BILL 1076

F2

6lr2661  
CF SB 532

---

By: **Delegate Smith**

Introduced and read first time: February 10, 2026

Assigned to: Appropriations and Health

---

## A BILL ENTITLED

1 AN ACT concerning

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

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

12 BY adding to  
13 Article – Education  
14 Section 11–407.2  
15 Annotated Code of Maryland  
16 (2022 Replacement Volume and 2025 Supplement)

17 BY repealing and reenacting, with amendments,  
18 Article – Education  
19 Section 16–111  
20 Annotated Code of Maryland  
21 (2022 Replacement Volume and 2025 Supplement)

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

24 **Article – Education**

25 **11–407.2.**

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

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

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

10                               1. THE CONSTITUENT INSTITUTIONS OF THE  
11 UNIVERSITY SYSTEM OF MARYLAND;

12                               2. MORGAN STATE UNIVERSITY; OR

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

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

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

18                               2. THE UNIVERSITY OF MARYLAND GLOBAL CAMPUS.

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

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

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

1           **(3) THE AMOUNT OF OVER-THE-COUNTER CONTRACEPTION**  
2 **PROVIDED ON CAMPUS; AND**

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

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

11 16-111.

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

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

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

20                   (i) The student health center;

21                   (ii) Retail establishments on campus;

22                   (iii) Vending machines; or

23                   (iv) Any other method that provides all students access when on  
24 campus.

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

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

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

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

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

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

9 (1) Developing a plan under this section; and

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

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
13 1, 2026.