

HOUSE BILL 1076

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6lr2661
CF SB 532

By: **Delegate Smith**

Introduced and read first time: February 10, 2026

Assigned to: Appropriations and Health

Committee Report: Favorable

House action: Adopted

Read second time: March 2, 2026

CHAPTER _____

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)

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

3 **Article – Education**

4 **11-407.2.**

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

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

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

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

14 1. THE CONSTITUENT INSTITUTIONS OF THE
15 UNIVERSITY SYSTEM OF MARYLAND;

16 2. MORGAN STATE UNIVERSITY; OR

17 3. ST. MARY’S COLLEGE OF MARYLAND.

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

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

22 2. THE UNIVERSITY OF MARYLAND GLOBAL CAMPUS.

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

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

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

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

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

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

15 16-111.

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

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

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

24 (i) The student health center;

25 (ii) Retail establishments on campus;

26 (iii) Vending machines; or

27 (iv) Any other method that provides all students access when on
28 campus.

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

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

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

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

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

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

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

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

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2026.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.