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# The Commonwealth of Massachusetts

#### PRESENTED BY:

### Lindsay N. Sabadosa

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to require public universities to provide medication abortion.

### PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Lindsay N. Sabadosa	1st Hampshire	2/17/2021
Jack Patrick Lewis	7th Middlesex	2/22/2021
Mike Connolly	26th Middlesex	2/22/2021
Christina A. Minicucci	14th Essex	2/23/2021
Carmine Lawrence Gentile	13th Middlesex	2/24/2021
Maria Duaime Robinson	6th Middlesex	2/25/2021
Jason M. Lewis	Fifth Middlesex	2/25/2021
David Paul Linsky	5th Middlesex	2/25/2021
Tami L. Gouveia	14th Middlesex	2/25/2021
Kay Khan	11th Middlesex	2/25/2021
Natalie M. Higgins	4th Worcester	2/26/2021
David M. Rogers	24th Middlesex	2/26/2021
Sarah K. Peake	4th Barnstable	2/26/2021
David Henry Argosky LeBoeuf	17th Worcester	2/26/2021
James B. Eldridge	Middlesex and Worcester	2/26/2021
James K. Hawkins	2nd Bristol	2/26/2021
Christine P. Barber	34th Middlesex	3/2/2021
Patricia A. Duffy	5th Hampden	3/3/2021

Thomas M. Stanley	9th Middlesex	3/7/2021
Steven Ultrino	33rd Middlesex	3/5/2021
Dylan A. Fernandes	Barnstable, Dukes and Nantucket	3/8/2021
Peter Capano	11th Essex	3/8/2021
Tommy Vitolo	15th Norfolk	3/14/2021
Elizabeth A. Malia	11th Suffolk	3/15/2021
Harriette L. Chandler	First Worcester	4/8/2021
Rebecca L. Rausch	Norfolk, Bristol and Middlesex	5/5/2021
Steven C. Owens	29th Middlesex	5/14/2021
Tram T. Nguyen	18th Essex	5/15/2021
Kate Lipper-Garabedian	32nd Middlesex	5/17/2021
Danillo A. Sena	37th Middlesex	5/25/2021
Erika Uyterhoeven	27th Middlesex	5/26/2021
Paul W. Mark	2nd Berkshire	6/9/2021
Natalie M. Blais	1st Franklin	6/10/2021
Jay D. Livingstone	8th Suffolk	9/3/2021
Sally P. Kerans	13th Essex	9/7/2021
Adrian C. Madaro	1st Suffolk	9/7/2021
Ruth B. Balser	12th Middlesex	9/13/2021
Jon Santiago	9th Suffolk	9/13/2021
Michelle M. DuBois	10th Plymouth	9/14/2021
Andres X. Vargas	3rd Essex	9/21/2021
Mary S. Keefe	15th Worcester	9/21/2021
Sean Garballey	23rd Middlesex	9/23/2021
Vanna Howard	17th Middlesex	9/28/2021
Michelle L. Ciccolo	15th Middlesex	10/1/2021
Kevin G. Honan	17th Suffolk	10/6/2021
Lori A. Ehrlich	8th Essex	10/15/2021
Nika C. Elugardo	15th Suffolk	10/20/2021
Patricia A. Haddad	5th Bristol	11/4/2021
James Arciero	2nd Middlesex	1/13/2022
Liz Miranda	5th Suffolk	1/24/2022
Jacob R. Oliveira	7th Hampden	1/28/2022
John J. Mahoney	13th Worcester	2/8/2022
James J. O'Day	14th Worcester	3/3/2022
Kenneth I. Gordon	21st Middlesex	5/20/2022

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By Ms. Sabadosa of Northampton, a petition (accompanied by bill, House, No. 2399) of Lindsay N. Sabadosa and others relative to medical abortion or medication abortion at health centers at public institutions of higher education. Public Health.

## The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court (2021-2022)

An Act to require public universities to provide medication abortion.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:* 

1	SECTION 1. Chapter 15A of the General Laws is hereby amended by adding the
2	following 2 sections:-
3	Section 45. (a) As used in this section and section 46, the following words shall, unless
4	the context clearly requires otherwise, have the following meanings:-
5	"Medical abortion" or "medication abortion", means abortion provided by medication
6	techniques.
7	"Medical abortion readiness" each individual health center's preparedness to provide
8	medical abortions, including, but not limited to, having in place equipment, protocols, patient
9	educational materials, and training for staff. "Medical abortion readiness" does not include the
10	provision of medical abortions.

11 "Public university health center" or "health center", means a clinic or health center 12 providing primary health care services to students operated by any university or college within 13 the system of public institutions of higher education, as listed in section 5 of this chapter. 14 (b) Each public university health center of a university within the University of 15 Massachusetts segment and the state university segment, as listed in section 5, clauses (i) and (ii) 16 of this chapter, shall offer medical abortions to its patients. 17 (c) Each public university health center shall provide referrals for abortion care services 18 not provided in the health center. 19 Section 46. (a) There shall be established and set up on the books of the commonwealth a 20 separate fund to be known as the Public University Health Center Sexual and Reproductive 21 Health Preparation Fund, hereafter called "the fund", for the purpose of medical abortion 22 readiness. The fund shall be administered by the department of public health, in consultation 23 with the department of higher education. The fund shall be credited with: (i) revenue from 24 appropriations or other money authorized by the general court and specifically designated to be 25 credited to the fund; and (ii) funds from non-state entities, including, but not limited to gifts, 26 grants and donations from private entities and local and federal government agencies. Amounts 27 credited to the fund shall not be subject to further appropriation and any money remaining in the 28 fund at the end of a fiscal year shall not revert to the General Fund. 29 (b) The department of public health shall utilize fund moneys to do the following: 30 (1) Provide, subject to available funding, a grant of no less than \$200,000 to each public 31 university health center to pay for the cost, both direct and indirect, of medical abortion

32 readiness. The department shall prioritize funds to the University of Massachusetts and state

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33 universities and create a simple application process for community colleges, as listed in section 5 34 of this chapter, to apply for funding. Allowable expenses under these grants include, but are not 35 limited to, the following: (i) the purchase of equipment used in the provision of medical 36 abortions; (ii) facility and security upgrades; (iii) costs associated with enabling the health center 37 to deliver telehealth services; (iv) costs associated with training staff in the provision of medical 38 abortions; (v) staff cost reimbursement and clinical revenue offset while staff are in trainings; 39 and (vi) billing specialist consultation. 40 (2) Provide, subject to available funding, a grant to the University of Massachusetts to 41 establish 24-hour, backup medical support by telephone to patients who have obtained a medical 42 abortion at any public university health center; 43 (3) Pay the costs of the department of public health, both direct and indirect, associated 44 with administration of the fund, including the costs of hiring staff. 45 (4) Maintain a system of financial reporting on all aspects of the fund. 46 (c) Each public university student health center grantee shall, as a condition of receiving 47 a grant award from the fund, participate in an evaluation of its medical abortion readiness and its 48 provision of medical abortions. 49 (d) Nothing in this section or section 45 shall be interpreted as requiring a university or 50 college to utilize its general fund moneys or student fees for medical abortion readiness before 51 January 1, 2026.

(e) The department of public health, working with the public university health centers,
shall assist and advise on potential pathways for their health centers to access public and private
payers to provide funding for ongoing costs of providing medical abortions.

55 SECTION 2. (a) On or before December 31, 2022, and on or before December 31 of each 56 year thereafter until December 31, 2026, the department of public health shall submit a report to 57 the clerks of the house of representatives and the senate, including, but not necessarily limited to, 58 all of the following information for each reporting period:

(i) the number of universities or colleges within the system of public institutions of higher
education that operate a public university health center, as defined in section 45 of chapter 15A
of the General Laws.

62 (ii) the number of medical abortions provided at public university health centers,63 disaggregated, to the extent possible, by the public university health center.

64 (iii) the total amount of funds granted by the department of public health to the university 65 or college and its respective public university health center pursuant to section 46 of chapter 15A 66 of the General Laws that is expended on medical abortion readiness, as that term is defined in 67 section 45 of said chapter 15A, and, separately, the total amount of any other funds expended on 68 medical abortion readiness and the source of those funds, disaggregated by function and, to the 69 extent possible, disaggregated by health center.

(iv) the total amount of funds expended on the provision of medical abortions and the
source of those funds, disaggregated by function and, to the extent possible, disaggregated by
health center.

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(b) The reports required in subsection (a), and any associated data collection, shall be
conducted in accordance with state and federal privacy law, including, but not necessarily
limited to, section 70E of chapter 111 of the General Laws, the federal Family Educational
Rights and Privacy Act of 1974, 20 U.S.C. section 1232g, and the federal Health Insurance
Portability and Accountability Act of 1996, Public Law 104-191.
SECTION 3. Section 45, subsection (b) of the General Laws shall take effect on January

79 1, 2026.