



Sen. Celina Villanueva

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10400HB3709sam001

LRB104 10311 LNS 25629 a

1 AMENDMENT TO HOUSE BILL 3709

2 AMENDMENT NO. _____. Amend House Bill 3709 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Public Higher Education Act is amended by
5 changing Section 5 and by adding Sections 19 and 20 as follows:

6 (110 ILCS 167/5)

7 Sec. 5. Definitions. As used in this Act:

8 "Contraception" means medication or medical devices used
9 to prevent pregnancy.

10 "Emergency contraception" means medication ~~approved by the~~
11 ~~federal Food and Drug Administration (FDA)~~ that can
12 significantly reduce the risk of pregnancy if taken ~~within 72~~
13 ~~hours~~ after unprotected sexual intercourse.

14 "Governing board of each public institution of higher
15 education" means the Board of Trustees of the University of
16 Illinois, the Board of Trustees of Southern Illinois

1 University, the Board of Trustees of Chicago State University,
2 the Board of Trustees of Eastern Illinois University, the
3 Board of Trustees of Governors State University, the Board of
4 Trustees of Illinois State University, the Board of Trustees
5 of Northeastern Illinois University, the Board of Trustees of
6 Northern Illinois University, the Board of Trustees of Western
7 Illinois University, the board of trustees of each community
8 college district in this State, and the governing board of any
9 other public university, college, or community college now or
10 hereafter established or authorized by the General Assembly.

11 "Medication abortion" means termination of pregnancy by
12 use of medication.

13 "Primary care services" has the meaning given to that term
14 in Section 10 of the Equity and Representation in Health Care
15 Act.

16 "Public institution of higher education" means the
17 University of Illinois, Southern Illinois University, Chicago
18 State University, Eastern Illinois University, Governors State
19 University, Illinois State University, Northeastern Illinois
20 University, Northern Illinois University, Western Illinois
21 University, a public community college in this State, or any
22 other public university, college, or community college now or
23 hereafter established or authorized by the General Assembly.

24 "Student health services" means any clinic, facility, or
25 program operated by or affiliated with a public institution of
26 higher education intending to provide primary care services to

1 enrolled students of the public institution of higher
2 education.

3 "Wellness kiosk" means a mechanical device used for retail
4 sales of wellness products that may include, but is not
5 limited to, prophylactics, menstrual cups, tampons, menstrual
6 pads, pregnancy tests, and nonprescription drugs. A wellness
7 kiosk must also include discounted emergency contraception.

8 (Source: P.A. 103-465, eff. 8-4-23.)

9 (110 ILCS 167/19 new)

10 Sec. 19. Medication contraception availability on campus.

11 (a) Beginning with the 2025-2026 school year, each public
12 institution of higher education with student health services
13 shall provide enrolled students with access to one or more
14 health care professionals whose scopes of practice
15 collectively include prescribing and dispensing contraception
16 to patients in this State. These health care professionals
17 shall be available to discuss contraception options, prescribe
18 contraception as needed, including both medication and
19 procedural-based forms of contraception, and dispense
20 contraception. This service shall be provided through student
21 health services, telehealth services, or other external
22 licensed providers.

23 (b) Beginning with the 2025-2026 school year, if a public
24 institution of higher education's student health services
25 includes a pharmacy, the pharmacy on campus shall dispense

1 contraception to enrolled students who wish to fill their
2 prescriptions at that pharmacy. A student may choose to fill
3 the student's prescription at a third-party pharmacy.

4 (c) Beginning with the 2025-2026 school year, each public
5 institution of higher education with student health services
6 shall make available, on the public institution of higher
7 education's student health services' website, information on
8 how students can access medication contraception on campus.

9 (d) Each public institution of higher education shall
10 report annually to the Board of Higher Education that policies
11 under this Section have been adopted. This may be included in
12 an existing report. The Board of Higher Education shall
13 annually post, on its website, each public institution of
14 higher education's compliance with the policies under this
15 Section.

16 (110 ILCS 167/20 new)

17 Sec. 20. Medication abortion availability on campus.

18 (a) Beginning with the 2025-2026 school year, each public
19 institution of higher education with student health services
20 shall provide enrolled students with access to one or more
21 health care professionals whose scopes of practice include
22 prescribing medication abortion to patients in this State.
23 These health care professionals shall be available to discuss
24 abortion options and prescribe medication abortion as needed.
25 This service shall be provided through student health

1 services, telehealth services, or other external licensed
2 providers.

3 (b) Beginning with the 2025-2026 school year, if a public
4 institution of higher education's student health services
5 includes a pharmacy, the public institution of higher
6 education shall make medication abortion available at a
7 physical location on campus. Enrolled students shall be able
8 to access medication abortion at either a pharmacy on campus,
9 the student health center via a health care professional
10 licensed to dispense medication abortion, or another physical
11 location on campus where students access other similar
12 medications. A student may choose to fill the student's
13 prescription at a third-party pharmacy.

14 (c) Beginning with the 2025-2026 school year, each public
15 institution of higher education with student health services
16 shall make available, on the public institution of higher
17 education's student health services' website, information on
18 how students can access medication abortion on campus.

19 (d) Each public institution of higher education shall
20 report annually to the Board of Higher Education that policies
21 under this Section have been adopted. This may be included in
22 an existing report. The Board of Higher Education shall post
23 annually, on its website, each public institution of higher
24 education's compliance with the policies under this Section.

25 Section 97. Severability. The provisions of this Act are

1 severable under Section 1.31 of the Statute on Statutes.

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.".