

AMENDED IN SENATE MARCH 16, 2017

**SENATE BILL**

**No. 320**

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**Introduced by Senator Leyva**

February 13, 2017

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An act to amend Section 137 of the Health and Safety Code, to add Chapter 5.5 (commencing with Section 99250) to Part 65 of Division 14 of Title 3 of the Education Code, relating to public health.

LEGISLATIVE COUNSEL'S DIGEST

SB 320, as amended, Leyva. ~~Women's health.~~ *Public health: public postsecondary education: student health insurance plans: on-campus student health centers: abortion by medication techniques.*

*Existing law establishes the University of California, under the administration of the Regents of University of California, the California State University, under the administration of the Trustees of the California State University, and the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as the 3 segments of public postsecondary education in this state.*

*This bill would express findings and declarations of the Legislature relating to the availability of abortion by techniques at on-campus student health centers at public postsecondary educational institutions in the state.*

*The bill would require student health insurance plans offered by campuses of the California State University and the California Community Colleges to include coverage of abortion as part of the student health insurance plan. The bill would also require, as a condition for the use of state funds for purposes of providing health*

*insurance coverage for its students, the University of California to offer coverage of abortion as part of the student health insurance plan.*

*The bill would require campuses of the California State University and the California Community Colleges that operate on-campus health centers to offer abortion by medication techniques and scientifically accurate abortion counseling services to their students. The bill would also require, as a condition for the use of state funds for purposes of operating on-campus health centers, each campus of the University of California that has an on-campus health center to offer abortion by medication techniques and scientifically accurate abortion counseling services to its students.*

*Because this bill would impose new duties on community college districts, it would constitute a state-mandated local program.*

*(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.*

*This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.*

~~Existing law imposes various functions and duties on the State Department of Public Health with respect to the administration and oversight of various health programs and facilities relating to the prevention of disease and the promotion of health. Existing law requires the department to develop a coordinated state strategy for addressing the health-related needs of women, as prescribed.~~

~~This bill would make technical, nonsubstantive changes to that provision.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.  
State-mandated local program: ~~no~~-yes.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. *The Legislature finds and declares all of the*
- 2     *following:*
- 3     (a) *Abortion care is a constitutional right and an integral part*
- 4     *of comprehensive sexual and reproductive health care.*
- 5     (b) *Many California public higher education institutions with*
- 6     *on-campus health centers do not currently provide abortion by*

1 medication techniques. Abortion by medication techniques is  
2 extremely safe, highly effective, and cost effective. Abortion by  
3 medication techniques is an essential part of comprehensive  
4 women's health care, and should be accessible at on-campus health  
5 care centers.

6 (c) Staff at on-campus health care centers include health  
7 professionals who are trained and licensed to provide abortion  
8 by medication techniques. Under current California law, all  
9 residency programs in obstetrics and gynecology include training  
10 in abortion. Clinicians who are legally authorized to provide  
11 abortion, but are not currently trained to provide abortion by  
12 medication techniques, can be trained inexpensively to do so, and  
13 such training falls within the requirements of continuing education  
14 for medical providers.

15 (d) Students seeking early pregnancy termination, especially  
16 those enrolled at institutions outside of major urban centers, face  
17 prohibitively expensive travel, often without reliable means of  
18 transportation, to a clinic that may be hours from their campus,  
19 out of their city, county, or even geographic region. These financial  
20 and time burdens negatively impact academic performance and  
21 mental health.

22 (e) The health insurance plans of some University of California  
23 institutions include abortion care; however, students must go off  
24 campus to access this service. Alternatively, students who are not  
25 covered by the University of California health insurance plans  
26 that include abortion, and do not have their own private insurance  
27 that covers abortion, must either pay for abortion care  
28 out-of-pocket, or apply for Medi-Cal.

29 SEC. 2. Chapter 5.5 (commencing with Section 99250) is added  
30 to Part 65 of Division 14 of Title 3 of the Education Code, to read:

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*CHAPTER 5.5. STUDENT HEALTH CARE SERVICES*

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34 99250. (a) (1) A student health insurance plan offered by a  
35 campus of the California State University or the California  
36 Community Colleges shall include coverage of abortion in that  
37 plan.

38 (2) As a condition for the use of state funds for purposes of  
39 providing health insurance coverage for its students, the University

1 of California shall include coverage of abortion as part of the  
2 student health insurance plan.

3 (b) (1) A campus of the California State University or the  
4 California Community Colleges that operates an on-campus health  
5 care center shall offer abortion by medication techniques and  
6 scientifically accurate abortion counseling services to its students.

7 (2) As a condition for the use of state funds for purposes of  
8 operating on-campus health care centers, each campus of the  
9 University of California that has an on-campus health care center  
10 shall offer abortion by medication techniques and scientifically  
11 accurate abortion counseling services to its students.

12 SEC. 3. If the Commission on State Mandates determines that  
13 this act contains costs mandated by the state, reimbursement to  
14 local agencies and school districts for those costs shall be made  
15 pursuant to Part 7 (commencing with Section 17500) of Division  
16 4 of Title 2 of the Government Code.

17 SECTION 1. ~~Section 137 of the Health and Safety Code is~~  
18 ~~amended to read:~~

19 ~~137. (a) The State Department of Public Health shall develop~~  
20 ~~a coordinated state strategy for addressing the health-related needs~~  
21 ~~of women, including, but not limited to, the implementation of~~  
22 ~~goals and objectives for women’s health.~~

23 ~~(b) The approved programmatic costs associated with this~~  
24 ~~strategy shall be the responsibility of the State Department of~~  
25 ~~Public Health, unless otherwise provided by law.~~