

By: Garcia

S.B. No. 1189

A BILL TO BE ENTITLED

AN ACT

relating to the provision of information and other services
relating to emergency contraception to sexual assault survivors.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 323, Health and Safety Code, is amended
by adding Sections 323.0051 and 323.0052 to read as follows:

Sec. 323.0051. EMERGENCY CONTRACEPTIVE INFORMATION. (a)
The department shall develop a standard information form for sexual
assault survivors that includes information regarding emergency
contraception.

(b) Emergency contraception information contained in the
information form must be medically and factually accurate and
unbiased. The department may use appropriate medical organizations
and associations, including the American Congress of Obstetricians
and Gynecologists, as resources in developing the form.

(c) The information form shall be published in:

(1) an easily comprehensible form; and

(2) a typeface large enough to be clearly legible.

(d) The department shall annually review the information
form to determine if changes to the contents of the form are
necessary.

(e) A health care facility shall use the information form
developed under this section.

Sec. 323.0052. EMERGENCY SERVICES RELATING TO EMERGENCY

1 CONTRACEPTION. In addition to the other services and information
2 required under this chapter, after a sexual assault survivor
3 arrives at a health care facility for emergency care following an
4 alleged sexual assault, the facility shall:

5 (1) provide the survivor with the information form
6 required under Section 323.0051;

7 (2) orally communicate to the survivor the information
8 regarding emergency contraception contained in the form provided
9 under Subdivision (1);

10 (3) if indicated by the history of contact, orally
11 inform the survivor that the survivor may request and be provided
12 with emergency contraception at the facility; and

13 (4) if not medically contraindicated and if the
14 survivor agrees to submit to a pregnancy test and that pregnancy
15 test produces a negative result, provide the survivor with
16 emergency contraception immediately on request of the survivor.

17 SECTION 2. This Act takes effect September 1, 2017.