

By: Representative McLean

To: Public Health and Human Services

HOUSE BILL NO. 1538

1 AN ACT TO AMEND SECTION 41-42-5, MISSISSIPPI CODE OF 1972, TO
 2 DIRECT THE STATE DEPARTMENT OF HEALTH TO PROVIDE FOR A NURSE
 3 PRACTITIONER TO BE PRESENT AT EACH COUNTY HEALTH DEPARTMENT FOR AT
 4 LEAST ONE DAY EACH WEEK IN ORDER TO PROVIDE PERSONS WITH
 5 CONTRACEPTIVE SUPPLIES AND PRESCRIPTIONS FOR CONTRACEPTIVE
 6 SUPPLIES AT NO COST TO THE RECIPIENT; TO AMEND SECTION 41-42-3,
 7 MISSISSIPPI CODE OF 1972, TO CONFORM TO THE PRECEDING PROVISION;
 8 TO AMEND SECTION 41-42-7, MISSISSIPPI CODE OF 1972, TO AUTHORIZE
 9 NURSE PRACTITIONERS TO PROVIDE CONTRACEPTIVE SUPPLIES AND
 10 INFORMATION TO CERTAIN MINORS; AND FOR RELATED PURPOSES.

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

12 **SECTION 1.** Section 41-42-5, Mississippi Code of 1972, is
 13 amended as follows:

14 41-42-5. (1) The State Board of Health is authorized to
 15 receive and disburse such funds as may become available to it for
 16 family planning programs to any organization, public or private,
 17 engaged in providing contraceptive procedures, supplies, and
 18 information. Any family planning program administered by the
 19 board may be developed in consultation and coordination with other
 20 family planning agencies in this state.

21 (2) The board is * * * authorized to adopt and promulgate
 22 rules and regulations to implement the provisions of this chapter.



23 (3) (a) The board may provide for the dissemination of
24 medically acceptable contraceptive information and supplies by
25 duly authorized persons in state and county health and * * * human
26 services departments and in medical facilities at institutions of
27 higher learning.

28 (b) The department shall provide for a nurse
29 practitioner to be present at each county health department for at
30 least one (1) day each week in order to provide persons with
31 contraceptive supplies and prescriptions for contraceptive
32 supplies at no cost to the recipient.

33 **SECTION 2.** Section 41-42-3, Mississippi Code of 1972, is
34 amended as follows:

35 41-42-3. For the purposes of this chapter and as used
36 herein:

37 (a) "Board" means the Mississippi State Board of
38 Health;

39 (b) "Department" means the State Department of Health.

40 (c) "Nurse practitioner" means a certified nurse
41 practitioner duly licensed to practice his or her profession in
42 Mississippi;

43 (* * * d) "Physician" means any doctor of medicine duly
44 licensed to practice his or her profession in Mississippi or the
45 state in which he or she resides and lawfully practicing his or
46 her profession;



47 (* * *e) "Contraceptive procedures" means any
48 medically accepted procedure designed to prevent conception;

49 (* * *f) "Contraceptive supplies" means those
50 medically approved items designed to prevent conception through
51 chemical, mechanical, or other means.

52 **SECTION 3.** Section 41-42-7, Mississippi Code of 1972, is
53 amended as follows:

54 41-42-7. Contraceptive supplies and information may be
55 furnished by physicians and nurse practitioners to any minor who
56 is a parent, or who is married, or who has the consent of his or
57 her parent or legal guardian, or who has been referred for such
58 service by another physician or nurse practitioner, a clergyman, a
59 family planning clinic, a school or institution of higher
60 learning, or any agency or instrumentality of this state or any
61 subdivision thereof.

62 **SECTION 4.** This act shall take effect and be in force from
63 and after July 1, 2024.

