

HOUSE BILL 205

F1, J1

(11r0722)

ENROLLED BILL

— Ways and Means/Education, Health, and Environmental Affairs —

Introduced by **Delegate Reznik**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Public Schools – Provision of Menstrual Hygiene Products – Requirement**

3 FOR the purpose of requiring each county board of education to ensure that each public
4 school provide, at no charge to students, menstrual hygiene products via dispensers
5 in the *women's* restrooms at the school; requiring a public middle or high school to
6 install menstrual hygiene product dispensers in certain restrooms by certain dates;
7 requiring a public elementary school to install menstrual hygiene product dispensers
8 in at least one restroom by a certain date; requiring the State to reimburse each
9 county board for certain costs; requiring each county board to submit to the State
10 Department of Education a request for reimbursement for certain costs on or before
11 certain dates; requiring the Governor to include a certain appropriation in the annual
12 budget bill in a certain fiscal year; defining a certain term; and generally relating to
13 the provision of menstrual hygiene products in public schools.

14 BY adding to

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 Article – Education
 2 Section 7–447
 3 Annotated Code of Maryland
 4 (2018 Replacement Volume and 2020 Supplement)

5 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
 6 That the Laws of Maryland read as follows:

7 **Article – Education**

8 **7–447.**

9 (A) IN THIS SECTION, “MENSTRUAL HYGIENE PRODUCTS” MEANS
 10 SIZE–APPROPRIATE TAMPONS OR SANITARY NAPKINS FOR USE IN CONNECTION
 11 WITH THE MENSTRUAL CYCLE.

12 (B) SUBJECT TO SUBSECTION (C) OF THIS SECTION, EACH COUNTY BOARD
 13 SHALL ENSURE THAT EACH PUBLIC SCHOOL PROVIDE, AT NO CHARGE TO STUDENTS,
 14 MENSTRUAL HYGIENE PRODUCTS VIA DISPENSERS IN THE WOMEN’S RESTROOMS AT
 15 THE SCHOOL.

16 (C) (1) A PUBLIC MIDDLE OR HIGH SCHOOL SHALL INSTALL MENSTRUAL
 17 HYGIENE PRODUCT DISPENSERS IN:

18 (I) AT LEAST TWO WOMEN’S RESTROOMS ON OR BEFORE
 19 OCTOBER 1, ~~2021~~ 2022; AND

20 (II) ON OR BEFORE AUGUST 1, ~~2025~~;

21 ~~1. IF THE RESTROOMS ARE DIVIDED BY GENDER:~~

22 ~~A. AT LEAST ONE MEN’S RESTROOM; AND~~

23 ~~B. ALL, ALL WOMEN’S RESTROOMS; OR~~

24 ~~2. IF THE RESTROOMS ARE NOT DIVIDED BY GENDER,~~
 25 ~~ALL RESTROOMS.~~

26 (2) A PUBLIC ELEMENTARY SCHOOL SHALL INSTALL MENSTRUAL
 27 HYGIENE PRODUCT DISPENSERS IN AT LEAST ONE RESTROOM ON OR BEFORE
 28 OCTOBER 1, ~~2021~~ 2022.

29 (D) (1) THE STATE SHALL REIMBURSE A COUNTY BOARD FOR THE COSTS
 30 OF PURCHASING AND INSTALLING MENSTRUAL HYGIENE PRODUCT DISPENSERS TO
 31 COMPLY WITH THE REQUIREMENTS OF SUBSECTION (C) OF THIS SECTION.

1 **(2) EACH COUNTY BOARD SHALL SUBMIT TO THE DEPARTMENT A**
2 **REQUEST FOR REIMBURSEMENT FOR THE COSTS OF PURCHASING AND INSTALLING**
3 **MENSTRUAL HYGIENE PRODUCT DISPENSERS TO COMPLY WITH THE REQUIREMENTS**
4 **OF:**

5 **(I) SUBSECTION (C)(1)(I) AND (2) OF THIS SECTION, ON OR**
6 **BEFORE NOVEMBER 1, 2022; AND**

7 **(II) SUBSECTION (C)(1)(II) OF THIS SECTION, ON OR BEFORE**
8 **SEPTEMBER 1, 2025.**

9 **(3) FOR FISCAL YEAR 2023, THE GOVERNOR SHALL INCLUDE IN THE**
10 **ANNUAL BUDGET BILL AN APPROPRIATION OF \$500,000 TO BE USED TO REIMBURSE**
11 **EACH COUNTY BOARD FOR THE COSTS REPORTED TO THE DEPARTMENT UNDER**
12 **PARAGRAPH (2) OF THIS SUBSECTION.**

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
14 1, 2021.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.