



**Alliance for Period Supplies
Model Legislation:
Period Products in Schools**

SECTION I – Definitions

(A) “Public education provider” means:

- (a) A school district;
- (b) A public charter school;
- (c) An education service district;
- (d) A community college; or
- (e) A public university

(B) “Public school building” means a building used by a public education provider to provide educational services to students.

(C) “Student bathroom” means a bathroom that is accessible by students.

(D) “Menstrual hygiene product” means period products used during menstruation. Products used may include pads, tampons, and pantyliners.

(E) “Dispenser” means a product or system installed into a “student bathroom” for purposes of dispensing “menstrual hygiene products” free of charge.

SECTION II – Purchase and Distribution of Free Menstrual Hygiene Products in the state

(A) The state Department of Education, General Services Administration, or agency responsible (the Agency) for procuring facility supplies to “public school buildings” that include “menstrual hygiene products” shall contract with manufacturers or their suppliers/distributors that currently maintain “government cooperative contractor” status.

(a) The state has adopted “government cooperative contractors” as valid procurement channels, as such procurement contracts that include “menstrual hygiene products” and “dispensers” will be more efficiently procured and distributed to “public school buildings” in the state;

a. “The Agency” is responsible for distribution of “dispensers” and “menstrual hygiene products” to “Public Education Providers” in the state as part of category purchases. i.e. facilities supplies, office supplies, or Maintenance Repair and Operations.

(b) Each “Public Education Provider” is responsible for requesting adequate number of “dispensers” and “menstrual hygiene” products from the Agency during each Fiscal Year

(a) “Public Education Providers” during the first Fiscal Year will estimate need for “dispensers” based on the number of “student bathrooms” on site.

(b) “Public Education Providers” during the first Fiscal Year will estimate the need for “menstrual hygiene products” to be provided during the school year;

- (a) During the first Fiscal Year each school may make subsequent orders to “the Agency” if additional “dispensers” or “menstrual hygiene products” are needed.

Section III – Free Product in Public Schools

(A) Each public education provider shall ensure that both tampons and menstrual pads are available at no cost to students through dispensers located in at least 50% of “student bathrooms” of every public school building.

(B) A public education provider, and any employee of a public education provider, is not liable in a criminal action or for civil damages as a result of a student’s use of a tampon or menstrual pad made available under this section.

Section IV – Funding

(A) “The Agency” shall be responsible for new procurement resulting from this Act.

(B) Funding will be made available to “the Agency” out of the general fund of the State in an amount not to exceed \$x,xxx,xxx.00.

(a) The state shall determine the amount appropriated each year by determining the number of menstruators in school based off census data;

(i) The age range the State shall rely upon 10-22 years old.

(ii) Assumption each menstruator would utilize 10 “menstrual hygiene products” per menstrual cycle while in school.

(iii) Formula will be based on the school year, with inventory maintained through the duration of the intervening months.

Section V – Rulemaking

(A) “The Agency” shall award contracts based on the parameters established under the “government cooperative contractor” program.

(B) “The Agency” shall establish a framework for “public education providers” to request and receive “dispensers” and “menstrual hygiene products”

(a) “The Agency” shall track distributions to each “public education provider” to establish need and forecast for future procurement.

Section VI – Effective Date / Liability

(A) This act is hereby will become effective during the next full school year.

(B) Nothing in this Act will subject any public education provider, school or manufacturer or distributor to legal liability under the General Business Laws for misuse of any “menstrual hygiene product” or “dispenser” as a result of this Act becoming law