

2023D02829NAD:AAS

No. _____

Legislative Reference Bureau

AN ACT

Amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school health services, providing for Menstrual Hygiene Products Accessibility Grant Program; and making an appropriation.

INTRODUCED _____ **20** _____

By _____ **District NO.** _____

By _____ **District NO.** _____

By _____ **District NO.** _____

By _____ **District NO.** _____

See next page for additional co-sponsors.

Prior Session _____

Referred to Committee on

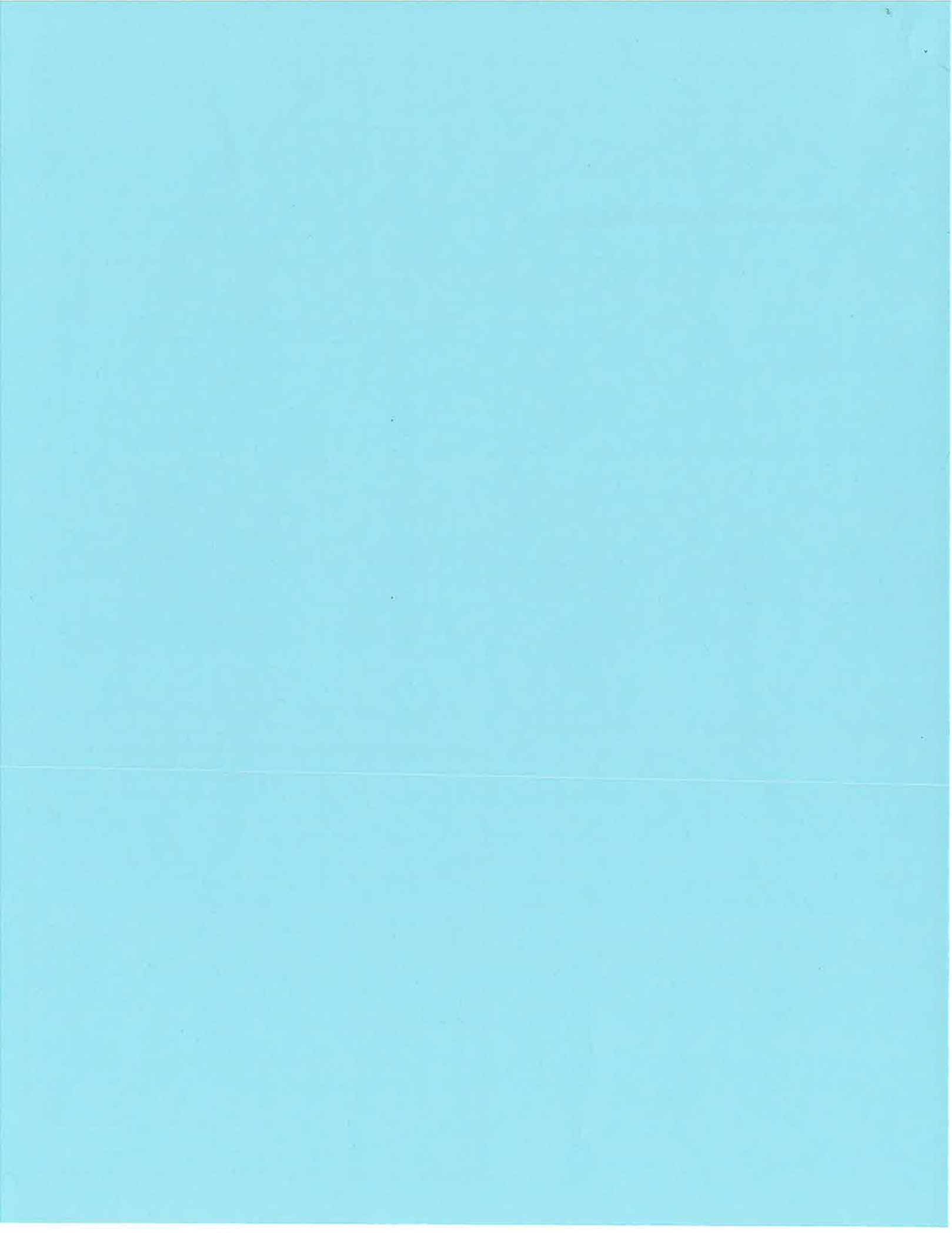
Date _____ **20** _____

Reported _____ **20** _____

As Committed-Amended

Recommendation

By Hon. _____



AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," in school health services, providing
6 for Menstrual Hygiene Products Accessibility Grant Program;
7 and making an appropriation.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. The act of March 10, 1949 (P.L.30, No.14), known
11 as the Public School Code of 1949, is amended by adding a
12 section to read:

13 Section 1426. Menstrual Hygiene Products Accessibility Grant
14 Program.--(a) The Menstrual Hygiene Products Accessibility
15 Grant Program is established.

16 (b) A grant recipient shall:

17 (1) Use the grant award to acquire and distribute menstrual
18 hygiene products at no expense to students, including installing
19 and maintaining a dispensing machine or disposal receptacle for
20 menstrual hygiene products.

1 (2) Ensure that menstrual hygiene products are accessible to
2 a student regardless of the student's gender identity.

3 (c) A public school entity shall be eligible to receive a
4 grant under the program if the public school entity has fifty
5 percent or more students enrolled who are eligible for free or
6 reduced-cost lunch under 42 U.S.C. Ch. 13 (relating to school
7 lunch programs).

8 (d) The department shall develop annual grant application
9 forms for eligible public school entities that seek a grant
10 under the program. At a minimum, the forms shall contain the
11 following information:

12 (1) The number of students enrolled at the eligible public
13 school entity.

14 (2) The number of restrooms, including gender-neutral
15 restrooms, on the property of the eligible public school entity.

16 (e) The following shall apply:

17 (1) The department shall implement and administer the
18 program and award grants to eligible public school entities that
19 apply in an amount that is proportionate to the number of
20 students and restrooms as provided in the eligible public school
21 entity's application.

22 (2) The department may promulgate rules and regulations
23 necessary to implement the program.

24 (f) After review of the information provided in each
25 eligible public school entity's submitted application form, the
26 department shall determine whether to award money from the
27 program to the eligible public school entity and, if so, the
28 amount of the program money awarded.

29 (g) The following shall apply:

30 (1) Within one year of being awarded a grant, each eligible

1 public school entity that received a grant shall submit a report
2 to the department. The report shall include information
3 concerning the amount of money spent on the acquisition and
4 distribution of menstrual hygiene products and the amount of
5 money spent on the installation and maintenance of a dispensing
6 machine or disposal receptacle for menstrual hygiene products.

7 (2) Within one year of receiving reports from eligible
8 public school entities that received a grant, the department
9 shall submit a summarized report of the information received
10 under paragraph (1) to the Education Committee of the Senate and
11 the Education Committee of the House of Representatives.

12 (h) As used in this section, the following words and phrases
13 shall have the meanings given to them in this subsection unless
14 the context clearly indicates otherwise:

15 "Department" means the Department of Education of the
16 Commonwealth.

17 "Program" means the Menstrual Hygiene Products Accessibility
18 Grant Program established under subsection (a).

19 "Menstrual hygiene products" means tampons, sanitary napkins
20 or pads, pantyliners and similar menstrual hygiene products.

21 "Public school entity" means any public school, including a
22 school district, charter school, regional charter school,
23 intermediate unit or area career and technical school operating
24 within this Commonwealth.

25 Section 2. The sum of \$100,000 is appropriated from the
26 General Fund to the Department of Education for the Menstrual
27 Hygiene Products Accessibility Grant Program.

28 Section 3. This act shall take effect in 60 days.

