
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 700 Session of
2021

INTRODUCED BY FITZGERALD, FREEMAN, KINSEY, PARKER, SANCHEZ,
GALLOWAY, GUENST, HOHENSTEIN, ROZZI, KENYATTA, BURGOS, HILL-
EVANS, HANBIDGE, ISAACSON, FRANKEL, SCHWEYER, LEE, DALEY,
DEASY, O'MARA, INNAMORATO, WARREN, McCLINTON, MADDEN,
SHUSTERMAN, BULLOCK, KRAJEWSKI, KRUEGER, DELLOSO, STURLA AND
T. DAVIS, FEBRUARY 26, 2021

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 26, 2021

AN ACT

1 Amending Title 61 (Prisons and Parole) of the Pennsylvania
2 Consolidated Statutes, in miscellaneous provisions relating
3 to inmate confinement, providing for feminine hygiene
4 products.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Title 61 of the Pennsylvania Consolidated
8 Statutes is amended by adding a section to read:

9 § 5908. Feminine hygiene products.

10 (a) Right.--An inmate, regardless of financial means, gender
11 identity or gender expression, shall be provided with the all of
12 the following:

13 (1) A choice of at least two sizes or absorbencies of
14 sanitary pads, capable of absorbing at least five milliliters
15 of liquid each.

16 (2) A choice of at least two sizes of tampons, capable
17 of absorbing at least four milliliters of liquid each.

1 (b) Distribution.--

2 (1) Products under subsection (a) shall be distributed
3 free of charge each month, at a time and in a quantity
4 determined by the correctional institution.

5 (2) An inmate is not required to do any of the following
6 to receive a product under subsection (a):

7 (i) Prove insufficient financial resources.

8 (ii) Prove need for a product.

9 (iii) Undergo a medical examination concerning use
10 of a product.

11 (iv) Obtain a medical permit, authorization or
12 diagnosis to receive a product.

13 (c) Regulations.--A correctional institution may promulgate
14 regulations to implement this section.

15 Section 2. This act shall take effect in 60 days.