

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1016 Session of
2023

INTRODUCED BY SCHWANK, COLLETT, CAPPELLETTI, COSTA, HUGHES,
HAYWOOD, FONTANA, TARTAGLIONE, COMMITTA, BREWSTER, SAVAL,
MUTH, KEARNEY, SANTARSIERO, DILLON AND STREET,
DECEMBER 12, 2023

REFERRED TO HEALTH AND HUMAN SERVICES, DECEMBER 12, 2023

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An
2 act to consolidate, editorially revise, and codify the public
3 welfare laws of the Commonwealth," in public assistance,
4 providing for waiver to purchase diapers or menstrual hygiene
5 products.

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

8 Section 1. The act of June 13, 1967 (P.L.31, No.21), known
9 as the Human Services Code, is amended by adding a section to
10 read:

11 Section 438. Waiver to Purchase Diapers or Menstrual Hygiene
12 Products.--If, in accordance with Federal law, the Food and
13 Nutrition Service of the United States Department of Agriculture
14 creates and makes available to the states a waiver permitting
15 recipients of benefits provided under the Supplemental Nutrition
16 Assistance Program (SNAP) or the Special Supplemental Nutrition
17 Program for Women, Infants and Children (WIC) to use their
18 benefits to purchase diapers or menstrual hygiene products,

1 including tampons, sanitary napkins or feminine wipes, the
2 following shall apply:

3 (1) If a waiver is made available for SNAP, the department
4 shall apply for the Federal waiver. If the waiver is approved,
5 the department shall adopt rules and make changes as necessary
6 to implement the waiver.

7 (2) If a waiver is made available for WIC, the Department of
8 Health shall apply for the Federal waiver. If the waiver is
9 approved, the Department of Health shall adopt rules and make
10 changes as necessary to implement the waiver.

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