

HB1067/273427/1

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 1067
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Shelter Services for Homeless Women” and substitute “Public Schools and Shelters – Homeless Girls and Women”; in line 4, before “local” insert “certain service providers,”; strike beginning with “and” in line 4 down through “free” in line 7 and substitute “, and county boards of education certain supplies of feminine hygiene products for female residents in shelters and certain homeless female students; requiring, alternatively, if a certain contingency is met, the Department of Housing and Community Development to make available to certain service providers, local administering agencies for certain service providers, and county boards of education certain supplies of feminine hygiene products for female residents in shelters and certain homeless female students; requiring certain feminine hygiene products to be made available free to certain entities and individuals; requiring each county board of education to make available to certain homeless female students a certain supply of feminine hygiene products in a certain manner”; in line 7, after “terms” insert “; making certain provisions of this Act subject to certain contingencies”; in line 8, strike “and shelter services”; in the same line, after “homeless” insert “girls and”; in line 12, after “Women” insert “and Youth”; and after line 15, insert:

“BY adding to

Article - Housing and Community Development

Section 4-2301 to be under the new subtitle “Subtitle 23. Homeless Women and Youth – Feminine Hygiene Products”

Annotated Code of Maryland

(2006 Volume and 2016 Supplement)”.

AMENDMENT NO. 2

(Over)

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On page 2, in line 1, after “WOMEN” insert “AND YOUTH”; in line 15, after “TO” insert “:

(I) SERVICE PROVIDERS AND”;

in line 16, strike “AND TO SERVICE PROVIDERS”; in line 18, after “SHELTERS” insert “; AND

(II) COUNTY BOARDS OF EDUCATION A SUPPLY OF FEMININE HYGIENE PRODUCTS SUFFICIENT TO MEET THE NEEDS DURING THE NORMAL SCHOOL YEAR OF FEMALE STUDENTS WHO ARE DETERMINED TO BE HOMELESS CHILDREN OR YOUTH UNDER THE FEDERAL MCKINNEY-VENTO HOMELESS ASSISTANCE ACT”;

in line 20, after “AVAILABLE” insert “FREE”; in the same line, after “TO” insert “:

(I) SERVICE PROVIDERS,”;

in line 21, strike “, TO SERVICE PROVIDERS”; in line 22, strike “TO”; and in the same line, strike “FOR FREE” and substitute “; AND

(II) COUNTY BOARDS OF EDUCATION AND QUALIFYING FEMALE STUDENTS IN SCHOOLS.

(C) EACH COUNTY BOARD OF EDUCATION, THROUGH SCHOOL NURSES, SHALL MAKE AVAILABLE TO FEMALE STUDENTS WHO ARE DETERMINED TO BE HOMELESS CHILDREN OR YOUTH UNDER THE FEDERAL MCKINNEY-VENTO HOMELESS ASSISTANCE ACT A FREE SUPPLY OF FEMININE HYGIENE PRODUCTS, AS PROVIDED UNDER SUBSECTION (B) OF THIS SECTION”.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 23 and 24 and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Housing and Community Development

SUBTITLE 23. HOMELESS WOMEN AND YOUTH – FEMININE HYGIENE PRODUCTS.

4-2301.

(A) (1) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “FEMININE HYGIENE PRODUCTS” MEANS TAMPONS AND SANITARY NAPKINS FOR USE IN CONNECTION WITH THE MENSTRUAL CYCLE.

(3) “LOCAL ADMINISTERING AGENCY” MEANS THE AGENCY DESIGNATED BY THE DEPARTMENT OR A LOCAL GOVERNMENT TO MANAGE THE PROGRAMS FOR TRANSITIONAL HOUSING SERVICES, INCLUDING THE HOMELESS WOMEN – CRISIS SHELTER HOME PROGRAM, AND TO PROVIDE A SERVICE DIRECTLY OR BY CONTRACT WITH A SERVICE PROVIDER.

(4) “SERVICE PROVIDER” MEANS A PUBLIC OR PRIVATE NONPROFIT THAT CONTRACTS WITH THE DEPARTMENT OR A LOCAL ADMINISTERING AGENCY TO PROVIDE SHELTER SERVICES FOR HOMELESS INDIVIDUALS.

(Over)

(B) (1) THE DEPARTMENT SHALL MAKE AVAILABLE TO:

(I) SERVICE PROVIDERS AND LOCAL ADMINISTERING AGENCIES FOR SERVICE PROVIDERS A SUPPLY OF FEMININE HYGIENE PRODUCTS SUFFICIENT TO MEET THE NEEDS OF FEMALE RESIDENTS IN SHELTERS; AND

(II) COUNTY BOARDS OF EDUCATION A SUPPLY OF FEMININE HYGIENE PRODUCTS SUFFICIENT TO MEET THE NEEDS DURING THE NORMAL SCHOOL YEAR OF FEMALE STUDENTS WHO ARE DETERMINED TO BE HOMELESS CHILDREN OR YOUTH UNDER THE FEDERAL MCKINNEY-VENTO HOMELESS ASSISTANCE ACT.

(2) THE FEMININE HYGIENE PRODUCTS PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE MADE AVAILABLE FREE TO:

(I) SERVICE PROVIDERS, LOCAL ADMINISTERING AGENCIES FOR SERVICE PROVIDERS, AND FEMALE RESIDENTS IN SHELTERS; AND

(II) COUNTY BOARDS OF EDUCATION AND QUALIFYING FEMALE STUDENTS IN SCHOOLS.

(C) EACH COUNTY BOARD OF EDUCATION, THROUGH SCHOOL NURSES, SHALL MAKE AVAILABLE TO FEMALE STUDENTS WHO ARE DETERMINED TO BE HOMELESS CHILDREN OR YOUTH UNDER THE FEDERAL MCKINNEY-VENTO HOMELESS ASSISTANCE ACT A FREE SUPPLY OF FEMININE HYGIENE PRODUCTS, AS PROVIDED UNDER SUBSECTION (B) OF THIS SECTION.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect on the taking effect of Chapter (H.B. 134) of the Acts of the General Assembly of 2017. If Chapter (H.B. 134) does not take effect, Section 2 of this Act

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shall be null and void without the necessity of further action by the General Assembly. If Section 2 of this Act takes effect, Section 1 shall be null and void without the necessity of further action by the General Assembly.

SECTION 4. AND BE IT FURTHER ENACTED, That, subject to the provisions of Section 3 of this Act, this Act shall take effect July 1, 2017.”.