

## Chapter 255

**(Senate Bill 598)**

AN ACT concerning

**Correctional Services – Inmates – Menstrual Hygiene Products**

FOR the purpose of requiring the Patuxent Institution and each local correctional facility and each correctional facility in the Division of Correction to have a written policy and procedure in place requiring menstrual hygiene products to be provided at no cost to a certain inmate at certain times; requiring the Director of the Patuxent Institution and the managing official of a correctional facility to ensure that the correctional facility has a sufficient supply of menstrual hygiene products to meet the needs of the inmate population at all times; requiring the Maryland Commission on Correctional Standards to establish standards regarding the proper disposal of menstrual hygiene products; requiring the Institution and each correctional facility to maintain records on the provision and availability of menstrual hygiene products to inmates; requiring the Commission to review the Institution's and each correctional facility's policy records relating to menstrual hygiene products at certain times; defining certain terms; and generally relating to menstrual hygiene products for inmates.

BY adding to

Article – Correctional Services  
 Section 4-214 and 9-616  
 Annotated Code of Maryland  
 (2017 Replacement Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
 That the Laws of Maryland read as follows:

**Article – Correctional Services****4-214.**

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

**(2) “COMMISSION” MEANS THE MARYLAND COMMISSION OF CORRECTIONAL STANDARDS.**

**(3) “MENSTRUAL HYGIENE PRODUCTS” INCLUDES TAMPONS AND SANITARY NAPKINS FOR USE IN CONNECTION WITH THE MENSTRUAL CYCLE.**

**(B) (1) THE INSTITUTION SHALL HAVE A WRITTEN POLICY AND PROCEDURE IN PLACE REQUIRING MENSTRUAL HYGIENE PRODUCTS TO BE PROVIDED AT NO COST TO A FEMALE INMATE ON:**

**(I) ADMISSION TO THE FACILITY;**

**(II) A ROUTINE BASIS; AND**

**(III) REQUEST.**

**(2) THE DIRECTOR SHALL ENSURE THAT THE INSTITUTION HAS A SUFFICIENT SUPPLY OF MENSTRUAL HYGIENE PRODUCTS AVAILABLE TO MEET THE NEEDS OF THE INMATE POPULATION AT ALL TIMES.**

**(C) THE COMMISSION SHALL ESTABLISH STANDARDS REGARDING THE PROPER DISPOSAL OF MENSTRUAL HYGIENE PRODUCTS.**

**(D) THE INSTITUTION SHALL MAINTAIN RECORDS ON THE PROVISIONS AND AVAILABILITY OF MENSTRUAL HYGIENE PRODUCTS TO INMATES.**

**(E) THE COMMISSION SHALL REVIEW THE INSTITUTION'S POLICY AND RECORDS RELATING TO MENSTRUAL HYGIENE PRODUCTS DURING REGULAR INSPECTIONS.**

**9-616.**

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

**(2) "COMMISSION" MEANS THE MARYLAND COMMISSION ON CORRECTIONAL STANDARDS.**

**(3) "MENSTRUAL HYGIENE PRODUCTS" INCLUDES TAMPONS AND SANITARY NAPKINS FOR USE IN CONNECTION WITH THE MENSTRUAL CYCLE.**

**(B) THIS SECTION APPLIES TO LOCAL CORRECTIONAL FACILITIES AND CORRECTIONAL FACILITIES IN THE DIVISION OF CORRECTION.**

**(C) (1) EACH CORRECTIONAL FACILITY SHALL HAVE A WRITTEN POLICY AND PROCEDURE IN PLACE REQUIRING MENSTRUAL HYGIENE PRODUCTS TO BE PROVIDED AT NO COST TO A FEMALE INMATE ON:**

**(I) ADMISSION TO THE FACILITY;**

**(II) A ROUTINE BASIS; AND**

**(III) REQUEST.**

**(2) THE MANAGING OFFICIAL OF A CORRECTIONAL FACILITY SHALL ENSURE THAT THE FACILITY HAS A SUFFICIENT SUPPLY OF MENSTRUAL HYGIENE PRODUCTS AVAILABLE TO MEET THE NEEDS OF THE INMATE POPULATION AT ALL TIMES.**

**(D) THE COMMISSION SHALL ESTABLISH STANDARDS REGARDING THE PROPER DISPOSAL OF MENSTRUAL HYGIENE PRODUCTS.**

**(E) EACH CORRECTIONAL FACILITY SHALL MAINTAIN RECORDS ON THE PROVISION AND AVAILABILITY OF MENSTRUAL HYGIENE PRODUCTS TO INMATES.**

**(F) THE COMMISSION SHALL REVIEW EACH CORRECTIONAL FACILITY'S POLICY AND RECORDS RELATING TO MENSTRUAL HYGIENE PRODUCTS DURING REGULAR INSPECTIONS.**

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2018.

**Approved by the Governor, April 24, 2018.**