

Chapter 705

**(House Bill 205)**

AN ACT concerning

**Public Schools – Provision of Menstrual Hygiene Products – Requirement**

FOR the purpose of requiring each county board of education to ensure that each public school provide, at no charge to students, menstrual hygiene products via dispensers in the *women’s* restrooms at the school; requiring a public middle or high school to install menstrual hygiene product dispensers in certain restrooms by certain dates; requiring a public elementary school to install menstrual hygiene product dispensers in at least one restroom by a certain date; requiring the State to reimburse each county board for certain costs; requiring each county board to submit to the State Department of Education a request for reimbursement for certain costs on or before certain dates; requiring the Governor to include a certain appropriation in the annual budget bill in a certain fiscal year; defining a certain term; and generally relating to the provision of menstrual hygiene products in public schools.

BY adding to  
Article – Education  
Section 7–447  
Annotated Code of Maryland  
(2018 Replacement Volume and 2020 Supplement)

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

**Article – Education**

**7–447.**

**(A) IN THIS SECTION, “MENSTRUAL HYGIENE PRODUCTS” MEANS SIZE-APPROPRIATE TAMPONS OR SANITARY NAPKINS FOR USE IN CONNECTION WITH THE MENSTRUAL CYCLE.**

**(B) SUBJECT TO SUBSECTION (C) OF THIS SECTION, EACH COUNTY BOARD SHALL ENSURE THAT EACH PUBLIC SCHOOL PROVIDE, AT NO CHARGE TO STUDENTS, MENSTRUAL HYGIENE PRODUCTS VIA DISPENSERS IN THE WOMEN’S RESTROOMS AT THE SCHOOL.**

**(C) (1) A PUBLIC MIDDLE OR HIGH SCHOOL SHALL INSTALL MENSTRUAL HYGIENE PRODUCT DISPENSERS IN:**

(I) AT LEAST TWO WOMEN'S RESTROOMS ON OR BEFORE OCTOBER 1, ~~2021~~ 2022; AND

(II) ON OR BEFORE AUGUST 1, ~~2025~~;

~~1. IF THE RESTROOMS ARE DIVIDED BY GENDER:~~

~~A. AT LEAST ONE MEN'S RESTROOM; AND~~

~~B. ALL, ALL WOMEN'S RESTROOMS; OR~~

~~2. IF THE RESTROOMS ARE NOT DIVIDED BY GENDER, ALL RESTROOMS.~~

(2) A PUBLIC ELEMENTARY SCHOOL SHALL INSTALL MENSTRUAL HYGIENE PRODUCT DISPENSERS IN AT LEAST ONE RESTROOM ON OR BEFORE OCTOBER 1, ~~2021~~ 2022.

(D) (1) THE STATE SHALL REIMBURSE A COUNTY BOARD FOR THE COSTS OF PURCHASING AND INSTALLING MENSTRUAL HYGIENE PRODUCT DISPENSERS TO COMPLY WITH THE REQUIREMENTS OF SUBSECTION (C) OF THIS SECTION.

(2) EACH COUNTY BOARD SHALL SUBMIT TO THE DEPARTMENT A REQUEST FOR REIMBURSEMENT FOR THE COSTS OF PURCHASING AND INSTALLING MENSTRUAL HYGIENE PRODUCT DISPENSERS TO COMPLY WITH THE REQUIREMENTS OF:

(I) SUBSECTION (C)(1)(I) AND (2) OF THIS SECTION, ON OR BEFORE NOVEMBER 1, 2022; AND

(II) SUBSECTION (C)(1)(II) OF THIS SECTION, ON OR BEFORE SEPTEMBER 1, 2025.

(3) FOR FISCAL YEAR 2023, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$500,000 TO BE USED TO REIMBURSE EACH COUNTY BOARD FOR THE COSTS REPORTED TO THE DEPARTMENT UNDER PARAGRAPH (2) OF THIS SUBSECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2021.

Enacted under Article II, § 17(c) of the Maryland Constitution, May 30, 2021.