

**SENATE . . . . . No. 1445**

**The Commonwealth of Massachusetts**

PRESENTED BY:

***Patricia D. Jehlen***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to increase access to disposable menstrual products in prisons, homeless shelters, and public schools.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	
<i>Michael J. Barrett</i>	<i>Third Middlesex</i>	<i>2/24/2021</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>2/24/2021</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	<i>2/25/2021</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>3/4/2021</i>
<i>Brendan P. Crighton</i>	<i>Third Essex</i>	<i>3/6/2021</i>
<i>Joseph A. Boncore</i>	<i>First Suffolk and Middlesex</i>	<i>3/12/2021</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>3/18/2021</i>
<i>Julian Cyr</i>	<i>Cape and Islands</i>	<i>3/26/2021</i>
<i>Harriette L. Chandler</i>	<i>First Worcester</i>	<i>3/31/2021</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>	<i>4/2/2021</i>

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By Ms. Jehlen, a petition (accompanied by bill, Senate, No. 1445) of Patricia D. Jehlen, Michael J. Barrett, Joanne M. Comerford, Jason M. Lewis and other members of the General Court for legislation to increase access to disposable menstrual products in prisons, homeless shelters, and public schools. Public Health.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1274 OF 2019-2020.]

**The Commonwealth of Massachusetts**

—————  
**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
—————

An Act to increase access to disposable menstrual products in prisons, homeless shelters, and public schools.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Chapter 126 of the General Laws is hereby amended by inserting after  
2 section 21 the following section:-

3           Section 21A. As used in this chapter, the following words shall have the following  
4 meanings unless the context clearly requires otherwise:

5           “Menstruating individuals,” any person who menstruates.

6           “Disposable menstrual products,” products used by menstruating individuals including,  
7 but not limited to, sanitary napkins, tampons, and underwear liners.

8           “Chief administrator,” the superintendent of a state prison facility under the jurisdiction  
9 of the department of correction, the sheriff or special sheriff in charge of a jail, house of  
10 correction or regional lock-up facility, the chief of police of a city or town, the colonel of the  
11 state police, or the director of any other facility used for the detention of persons arrested and  
12 held in custody or serving a sentence.

13           Section 21B. Disposable menstrual products shall be provided at no cost to individuals  
14 who menstruate and who are housed in state prison facilities and county jails and houses of  
15 correction used for the general confinement of individuals and in any other state or local facility  
16 where menstruating individuals are detained or confined by law enforcement agencies.

17           The chief administrator of a state prison, jail, house of correction or other holding facility  
18 shall work to ensure that such products shall be available in a convenient manner that does not  
19 stigmatize any persons seeking such products.

20           SECTION 2. Chapter 121F is hereby amended by inserting after section 3 the following  
21 section:-

22           Section 3A. As used in this chapter, the following words shall have the following  
23 meanings unless the context clearly requires otherwise:

24           “Menstruating individuals,” any person who menstruates.

25           “Disposable menstrual products,” products used by menstruating individuals including,  
26 but not limited to, sanitary napkins, tampons, and underwear liners.

27           Section 3B. Any provider of temporary housing assistance, which shall include but not be  
28 limited to, a family shelter, a shelter for adults, a hotel used for emergency shelter, an emergency

29 apartment, a domestic violence shelter, a runaway and homeless youth shelter, or a safe house for  
30 refugees, shall be required to provide disposable menstrual products, including but not limited to,  
31 sanitary napkins, tampons, and panty liners, at no cost to menstruating individuals. Such  
32 products shall be available in a convenient manner that does not stigmatize any persons seeking  
33 such products.

34 SECTION 3. Chapter 71 is hereby amended by adding, after section 3, the following new  
35 section:-

36 Section 3A. As used in this chapter, the following words shall have the following  
37 meanings unless the context clearly requires otherwise:-

38 “Menstruating individuals,” any person who menstruates.

39 “Disposable menstrual products,” products used by menstruating individuals including,  
40 but not limited to, sanitary napkins, tampons, and underwear liners.

41 All schools serving students in any grade from kindergarten through grade twelve shall  
42 provide disposable menstrual products in all restrooms of such school building or buildings for  
43 people who menstruate. Such products shall be provided at no charge to students. Such products  
44 shall be available in a convenient manner that does not stigmatize any persons seeking such  
45 products.