

ASSEMBLY, No. 2318

STATE OF NEW JERSEY 221st LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

Sponsored by:

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SYNOPSIS

Establishes requirements for State to enter into contract for purchase of menstrual products.

CURRENT VERSION OF TEXT

As reported by the Assembly Community Development and Women's Affairs Committee with technical review.



1 AN ACT concerning menstrual products and supplementing Title 52
2 of the Revised Statutes.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. a. The Director of the Division of Purchase and Property in
8 the Department of the Treasury shall review all State purchasing
9 arrangements, contracts, and initiatives, and shall consider options
10 to maximize the State's bargaining power with regard to menstrual
11 products, which may include recommending appropriate statutory,
12 administrative, or executive actions as may be necessary to reduce
13 the cost of purchasing menstrual products to State programs and
14 entities.

15 b. The director shall, at the request of a State department,
16 division, office, or agency, advertise for and award a contract to
17 purchase menstrual products. The contract shall be available for
18 use by all executive branch entities and cooperative purchasing
19 participants.

20 c. As used in this act:

21 "Cooperative purchasing participants" means, collectively,
22 interstate cooperative purchasing participants and intrastate
23 cooperative purchasing participants.

24 "Director" means Director of the Division of Purchase and
25 Property.

26 "Interstate cooperative purchasing participants" means another
27 state or other states, or political divisions thereof, which pursuant to
28 laws and regulations therein are permitted to utilize contracts
29 awarded by the director.

30 "Intrastate cooperative purchasing participants" means political
31 subdivisions, volunteer fire departments and first aid squads, and
32 independent institutions of higher education and school districts
33 pursuant to section 3 of P.L.1969, c.104 (C.52:25-16.1), State and
34 county colleges pursuant to section 9 of P.L.1986, c.43 (C.18A:64-
35 60) and section 9 of P.L.1982, c.189 (C.18A:64A-25.9), quasi-State
36 agencies and independent authorities pursuant to section 1 of
37 P.L.1959, c.40 (C.52:27B-56.1), and other New Jersey public
38 entities having statutory authority to utilize select State contracts
39 issued by the Division of Purchase and Property.

40 "Menstrual product" means any product that meets applicable
41 industry standards and is designed specifically for the absorption or
42 containment of menses, which includes, but is not limited to: pads,
43 pantliners, tampons, and menstrual cups.

44

45 2. a. A non-profit entity may, at the director's discretion,
46 purchase menstrual products under any contract awarded for the
47 purchase of menstrual products on behalf of the State by the
48 director, subject to such rules as the director may establish.

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- 1 b. The director may establish limitations with respect to the
2 menstrual products available for purchase and impose other
3 appropriate conditions upon purchasing as the director deems
4 necessary to protect the State’s purchasing interests.
- 5 c. The non-profit entity shall file such reports as the director
6 may require setting forth the expenditures on such contracts.
7
- 8 3. The Director of Purchase and Property in the Department of
9 the Treasury may, pursuant to the “Administrative Procedure Act,”
10 P.L.1968, c.410 (C.52:14B-1 et seq.), adopt rules and regulations as
11 the director deems necessary for the implementation of this act.
12
- 13 4. This act shall take effect immediately.