

10239

I N   A S S E M B L Y

May 17, 2016

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Introduced by M. of A. ROSENTHAL -- read once and referred to the  
Committee on Health

AN ACT to amend the public health law, in relation to feminine hygiene  
product access in schools

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. The public health law is amended by adding a new section  
2     2507 to read as follows:

3     S 2507. FEMININE HYGIENE PRODUCT ACCESS IN SCHOOLS. 1. THE COMMISSION-  
4     ER SHALL ESTABLISH A DEMONSTRATION PROGRAM TO PROVIDE FREE FEMININE  
5     HYGIENE PRODUCTS IN FIFTEEN LOW INCOME AREAS THROUGHOUT THE STATE IN  
6     ACCORDANCE WITH THIS SECTION. THE COMMISSIONER MAY UTILIZE PUBLIC-PRI-  
7     VATE PARTNERSHIPS TO PROVIDE SUCH FEMININE HYGIENE PRODUCTS OR FUNDING  
8     THEREFOR.

9     2. THE COMMISSIONER SHALL IDENTIFY FIFTEEN MUNICIPALITIES, OUTSIDE OF  
10    A CITY WITH A POPULATION OF ONE MILLION OR MORE, THAT HAVE THE HIGHEST  
11    CHILD POVERTY RATES IN THE STATE. THE COMMISSIONER SHALL USE THE MOST  
12    UP-TO-DATE CENSUS DATA AVAILABLE IN SELECTING SUCH MUNICIPALITIES.

13    3. THE COMMISSIONER, IN CONSULTATION WITH THE COMMISSIONER OF EDUCA-  
14    TION, SHALL WORK WITH SCHOOL DISTRICTS IN THE MUNICIPALITIES IDENTIFIED  
15    IN ACCORDANCE WITH SUBDIVISION TWO OF THIS SECTION TO PROVIDE FREE FEMI-  
16    NINE HYGIENE PRODUCTS TO BE ACCESSIBLE TO ALL MIDDLE AND HIGH SCHOOL  
17    STUDENTS IN EACH DISTRICT. SUCH AMOUNT MAY BE ADJUSTED FROM TIME TO TIME  
18    BASED ON UTILIZATION. THE COMMISSIONER, THE COMMISSIONER OF EDUCATION  
19    AND THE SCHOOL DISTRICTS SHALL WORK TO ENSURE THAT SUCH PRODUCTS SHALL  
20    BE AVAILABLE IN A CONVENIENT MANNER THAT DOES NOT STIGMATIZE ANY STUDENT  
21    SEEKING SUCH PRODUCTS.

22    4. THE COMMISSIONER, IN CONSULTATION WITH THE COMMISSIONER OF EDUCA-  
23    TION, SHALL REPORT TO THE SPEAKER OF THE ASSEMBLY AND THE TEMPORARY  
24    PRESIDENT OF THE SENATE WITHIN FIFTEEN MONTHS OF THE IMPLEMENTATION OF  
25    SUCH DEMONSTRATION PROGRAM, AND ANNUALLY THEREAFTER, THE FOLLOWING  
26    INFORMATION:

27    (A) THE TOTAL COST TO THE STATE OF THE PROGRAM;

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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1 (B) THE TOTAL PRIVATE CONTRIBUTION, IF ANY, INCLUDING A BREAKDOWN OF  
2 MONETARY AND PRODUCT DONATION;

3 (C) THE TOTAL NUMBER OF FEMININE HYGIENE PRODUCTS PROVIDED TO SCHOOL  
4 DISTRICTS, AND AN ASSESSMENT OF WHETHER OR NOT SUCH AMOUNT WAS ADEQUATE  
5 TO SERVE THE FEMALE STUDENTS IN SUCH DISTRICTS; AND

6 (D) ANY OTHER INFORMATION THE COMMISSIONER DEEMS NECESSARY.

7 S 2. This act shall take effect immediately.