

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 313

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO FEMININE HYGIENE PRODUCTS; AMENDING CHAPTER 3, TITLE 33, IDAHO
2 CODE, BY THE ADDITION OF A NEW SECTION 33-321, IDAHO CODE, TO REQUIRE
3 THE PROVISION OF FEMININE HYGIENE PRODUCTS IN SCHOOLS; AND DECLARING AN
4 EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Chapter 3, Title 33, Idaho Code, be, and the same is
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
9 ignated as Section 33-321, Idaho Code, and to read as follows:

10 33-321. REQUIRED PROVISION OF FEMININE HYGIENE PRODUCTS IN SCHOOLS.

11 (1) As used in this section, "feminine hygiene products" means:

12 (a) Tampons;

13 (b) Sanitary napkins; or

14 (c) Other similar products designed for hygiene in connection with the
15 female menstrual cycle.

16 (2) All public schools and public charter schools who serve students in
17 grades 6 through 12 in Idaho shall:

18 (a) Provide feminine hygiene products, free of charge and available
19 only in female or unisex restrooms, within all public school buildings
20 and public charter school buildings. Such products shall not be pro-
21 vided in male restrooms; and

22 (b) Inform public school students of the availability of feminine hy-
23 giene products pursuant to this section.

24 (3) To address the cost of the requirements in this section, public
25 school districts and public charter schools shall:

26 (a) Use funds appropriated to public school districts and public char-
27 ter schools; and

28 (b) Incorporate the provision of feminine hygiene products into the on-
29 going budget no later than July 1, 2025.

30 (4) The state department of education shall distribute funds to the lo-
31 cal school district through existing methodologies.

32 (5) Donations of such products or moneys for such products may be ac-
33 cepted by a school or school district.

34 SECTION 2. An emergency existing therefor, which emergency is hereby
35 declared to exist, this act shall be in full force and effect on and after
36 July 1, 2023.