

CHAPTER 2023-100

Committee Substitute for House Bill No. 389

An act relating to menstrual hygiene products in public schools; creating s. 1006.064, F.S.; defining the term “menstrual hygiene products”; authorizing school districts to make menstrual hygiene products available, at no charge, in schools within the district and at certain locations within such schools; specifying requirements for the menstrual hygiene products and the dispensers of such products; requiring participating schools to notify students of the availability and locations of such products; encouraging school districts to partner with specified organizations to supply and maintain such menstrual hygiene products; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 1006.064, Florida Statutes, is created to read:

1006.064 Availability of menstrual hygiene products.—

(1) As used in this section, the term “menstrual hygiene products” means tampons and sanitary napkins for use in connection with the menstrual cycle.

(2) A school district may make menstrual hygiene products available in each school within the district, at no charge. The menstrual hygiene products may be located in the school nurse’s office, other school facilities for health services, and in restrooms within each school, including wheelchair accessible restrooms. The menstrual hygiene products may not display any advertisement, logo, or text except for the brand name and any product information provided by the manufacturer. Any associated dispensing mechanism may not display any advertisement, logo, or text except for the brand name and product information provided by the manufacturer or information necessary to maintain the dispensing mechanism. If the products or dispensing mechanism is provided, sponsored, or otherwise funded by a person or an organization other than the school district or the manufacturer, information related to the provider, sponsor, or person or organization making such donation may not be displayed.

(3) Participating schools shall ensure that students are provided appropriate notice as to the availability and location of the menstrual hygiene products.

(4) School districts are encouraged to partner with nonprofit organizations, nongovernmental organizations, businesses, and other organizations to assist in supplying and maintaining such menstrual hygiene products.

Section 2. This act shall take effect July 1, 2023.

Approved by the Governor May 17, 2023.

Filed in Office Secretary of State May 17, 2023.