

# SB4235



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

SB4235

Introduced 11/14/2022, by Sen. Jil Tracy

#### SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-20.63  
105 ILCS 5/34-18.56

Amends the School Code. Provides that a school district may (instead of shall) make menstrual hygiene products available, at no cost to students, in bathrooms of every school building that are open for student use in grades 4 through 12 during the regular school day. Effective immediately.

LRB102 28932 RJT 40827 b

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Sections  
5 10-20.63 and 34-18.56 as follows:

6 (105 ILCS 5/10-20.63)

7 Sec. 10-20.63. Availability of menstrual hygiene products.

8 (a) The General Assembly finds the following:

9 (1) Menstrual hygiene products are a health care  
10 necessity and not an item that can be foregone or  
11 substituted easily.

12 (2) Access to menstrual hygiene products is a serious  
13 and ongoing need in this State.

14 (3) When students do not have access to affordable  
15 menstrual hygiene products, they may miss multiple days of  
16 school every month.

17 (4) When students have access to quality menstrual  
18 hygiene products, they are able to continue with their  
19 daily lives with minimal interruption.

20 (b) In this Section:

21 "Menstrual hygiene products" means tampons and sanitary  
22 napkins for use in connection with the menstrual cycle.

23 "School building" means any facility (i) that is owned or

1 leased by a school district or over which the school board has  
2 care, custody, and control and (ii) in which there is a public  
3 school serving students in grades 6 through 12.

4 (c) A school district may ~~shall~~ make menstrual hygiene  
5 products available, at no cost to students, in bathrooms of  
6 every school building that are open for student use in grades 4  
7 through 12 during the regular school day.

8 (Source: P.A. 102-340, eff. 8-13-21.)

9 (105 ILCS 5/34-18.56)

10 Sec. 34-18.56. Availability of menstrual hygiene products.

11 (a) The General Assembly finds the following:

12 (1) Menstrual hygiene products are a health care  
13 necessity and not an item that can be foregone or  
14 substituted easily.

15 (2) Access to menstrual hygiene products is a serious  
16 and ongoing need in this State.

17 (3) When students do not have access to affordable  
18 menstrual hygiene products, they may miss multiple days of  
19 school every month.

20 (4) When students have access to quality menstrual  
21 hygiene products, they are able to continue with their  
22 daily lives with minimal interruption.

23 (b) In this Section:

24 "Menstrual hygiene products" means tampons and sanitary  
25 napkins for use in connection with the menstrual cycle.

1 "School building" means any facility (i) that is owned or  
2 leased by the school district or over which the board has care,  
3 custody, and control and (ii) in which there is a public school  
4 serving students in grades 6 through 12.

5 (c) The school district may ~~shall~~ make menstrual hygiene  
6 products available, at no cost to students, in bathrooms of  
7 every school building that are open for student use in grades 4  
8 through 12 during the regular school day.

9 (Source: P.A. 102-340, eff. 8-13-21.)

10 Section 99. Effective date. This Act takes effect upon  
11 becoming law.