

As Introduced

134th General Assembly

Regular Session

2021-2022

H. B. No. 743

Representatives Humphrey, Davis

**Cosponsors: Representatives Russo, Upchurch, Lightbody, Miller, J., Sobecki,
Hicks-Hudson, Brent, Blackshear, Kelly, Denson, Miller, A., Miranda, Liston,
Jarrells, Addison, Smith, M., Weinstein, White**

A BILL

To enact sections 341.261, 753.321, and 5120.631 of 1
the Revised Code to require municipal and county 2
correctional facilities and state correctional 3
institutions to provide inmates experiencing a 4
menstrual cycle with an adequate supply of 5
feminine hygiene products. 6

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 341.261, 753.321, and 5120.631 of 7
the Revised Code be enacted to read as follows: 8

Sec. 341.261. (A) As used in this section: 9

(1) "County correctional facility" means a county jail, 10
county workhouse, minimum security jail, joint city and county 11
workhouse, municipal-county correctional center, multicounty- 12
municipal correctional center, municipal-county jail or 13
workhouse, or multicounty-municipal jail or workhouse. 14

(2) "Feminine hygiene products" means tampons and sanitary 15
napkins that are used for the menstrual cycle. 16

(B) Each county correctional facility shall provide inmates experiencing a menstrual cycle with an adequate supply based on individualized need, in perpetuity and without reprimand, of feminine hygiene products in a variety of sizes at no cost to the inmates. 17
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(C) Each county correctional facility shall have a written policy and procedure in place that does all of the following: 22
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(1) Protects inmates from the denial of feminine hygiene products based on race, sex, gender identity, income status, degree of charge, disability status, or any other type of discriminatory identity; 24
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(2) Establishes proper methods of storing, administering, and disposing of feminine hygiene products; 28
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(3) Establishes sanitary and safe procedures for hand washing and cleaning of surfaces between restrooms and the designated area for disposal bins. 30
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(D) Each county correctional facility shall provide a separate disposal container with a lid in a safe, designated area for use by inmates experiencing a menstrual cycle within the facility to dispose of used, soiled, or damaged feminine hygiene products. 33
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(E) No county correctional facility shall deny inmates feminine hygiene products or the use of showering or bathing facilities while experiencing menstruation, regardless of whether the inmates are separated from the general population for degree of charge or disciplinary reasons. 38
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Sec. 753.321. (A) As used in this section: 43

(1) "Feminine hygiene products" means tampons and sanitary 44

napkins that are used for the menstrual cycle. 45

(2) "Municipal correctional facility" means a municipal jail, municipal workhouse, minimum security jail, joint city and county workhouse, municipal-county correctional center, multicounty-municipal correctional center, municipal-county jail or workhouse, or multicounty-municipal jail or workhouse. 46
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(B) Each municipal correctional facility shall provide inmates experiencing a menstrual cycle with an adequate supply based on individualized need, in perpetuity and without reprimand, of feminine hygiene products in a variety of sizes at no cost to the inmates. 51
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(C) Each municipal correctional facility shall have a written policy and procedure in place that does all of the following: 56
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(1) Protects inmates from the denial of feminine hygiene products based on race, sex, gender identity, income status, degree of charge, disability status, or any other type of discriminatory identity; 59
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(2) Establishes proper methods of storing, administering, and disposing of feminine hygiene products; 63
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(3) Establishes sanitary and safe procedures for hand washing and cleaning of surfaces between restrooms and the designated area for disposal bins. 65
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(D) Each municipal correctional facility shall provide a separate disposal container with a lid in a safe, designated area for use by inmates experiencing a menstrual cycle within the facility to dispose of used, soiled, or damaged feminine hygiene products. 68
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(E) No municipal correctional facility shall deny inmates 73
feminine hygiene products or the use of showering or bathing 74
facilities while experiencing menstruation, regardless of 75
whether the inmates are separated from the general population 76
for degree of charge or disciplinary reasons. 77

Sec. 5120.631. (A) As used in this section: 78

(1) "Feminine hygiene products" means tampons and sanitary 79
napkins that are used for the menstrual cycle. 80

(2) "State correctional institution" has the same meaning 81
as in section 2967.01 of the Revised Code. 82

(B) Each state correctional institution shall provide 83
inmates experiencing a menstrual cycle with an adequate supply 84
based on individualized need, in perpetuity and without 85
reprimand, of feminine hygiene products in a variety of sizes at 86
no cost to the inmates. 87

(C) Each state correctional institution shall have a 88
written policy and procedure in place that does all of the 89
following: 90

(1) Protects inmates from the denial of feminine hygiene 91
products based on race, sex, gender identity, income status, 92
degree of charge, disability status, or any other type of 93
discriminatory identity; 94

(2) Establishes proper methods of storing, administering, 95
and disposing of feminine hygiene products; 96

(3) Establishes sanitary and safe procedures for hand 97
washing and cleaning of surfaces between restrooms and the 98
designated area for disposal bins. 99

(D) Each state correctional institution shall provide a 100

separate disposal container with a lid in a safe, designated 101
area for use by inmates experiencing a menstrual cycle within 102
the institution to dispose of used, soiled, or damaged feminine 103
hygiene products. 104

(E) No state correctional institution shall deny inmates 105
feminine hygiene products or the use of showering or bathing 106
facilities while experiencing menstruation, regardless of 107
whether the inmates are separated from the general population 108
for degree of charge or disciplinary reasons. 109