

This Document can be made available  
in alternative formats upon request

# State of Minnesota

## HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. **859**

02/08/2021 Authored by Feist, Kotyza-Witthuhn, Youakim, Bahner and Keeler  
The bill was read for the first time and referred to the Committee on Education Policy

1.1 A bill for an act  
1.2 relating to education; requiring schools to make disposable menstrual products  
1.3 freely available in school restrooms; amending Minnesota Statutes 2020, section  
1.4 121A.21.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2020, section 121A.21, is amended to read:

1.7 **121A.21 SCHOOL HEALTH SERVICES.**

1.8 Subdivision 1. School health services required. (a) Every school board must provide  
1.9 services to promote the health of its pupils.

1.10 (b) The board of a district with 1,000 pupils or more in average daily membership in  
1.11 early childhood family education, preschool disabled, elementary, and secondary programs  
1.12 must comply with the requirements of this paragraph. It may use one or a combination of  
1.13 the following methods:

1.14 (1) employ personnel, including at least one full-time equivalent licensed school nurse;

1.15 (2) contract with a public or private health organization or another public agency for  
1.16 personnel during the regular school year, determined appropriate by the board, who are  
1.17 currently licensed under chapter 148 and who are certified public health nurses; or

1.18 (3) enter into another arrangement approved by the commissioner.

1.19 Subd. 2. Access to disposable menstrual products. A school district or charter school  
1.20 must ensure that disposable menstrual products are available to students without cost in at  
1.21 least one restroom used by students in any school building serving students in grades 7  
1.22 through 12 and that the supply of disposable menstrual products is refilled regularly. For

- 2.1 purposes of this subdivision, "disposable menstrual products" means menstrual pads,
- 2.2 tampons, or other similar hygiene or personal care products.
- 2.3 **EFFECTIVE DATE.** This section is effective for the 2023-2024 school year and later.