

119TH CONGRESS
1ST SESSION

H. R. 3644

To increase the availability and affordability of menstrual products for individuals with limited access, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 29, 2025

Ms. MENG (for herself, Ms. BALINT, Ms. BARRAGÁN, Mrs. BEATTY, Ms. BROWN, Ms. BROWNLEY, Ms. BUDZINSKI, Mr. CARSON, Mr. CASTEN, Mrs. CHERFILUS-McCORMICK, Ms. CHU, Mr. COHEN, Ms. CROCKETT, Ms. DELBENE, Mrs. DINGELL, Mr. DOGETT, Ms. ESCOBAR, Mr. EVANS of Pennsylvania, Mrs. FOUSHEE, Mr. GARCÍA of Illinois, Ms. GARCIA of Texas, Mr. GOLDMAN of New York, Mr. GOMEZ, Mr. GOTTHEIMER, Mr. GREEN of Texas, Mrs. HAYES, Ms. JACOBS, Ms. JAYAPAL, Mr. JOHNSON of Georgia, Ms. KELLY of Illinois, Mr. LATIMER, Ms. LEE of Pennsylvania, Mr. LIEU, Mr. LYNCH, Mr. MCGARVEY, Mr. MCGOVERN, Mrs. MCIVER, Mr. MEEKS, Mr. MENENDEZ, Mr. MORELLE, Mr. MOULTON, Mr. MRVAN, Mr. MULLIN, Mr. NADLER, Ms. NORTON, Ms. OCASIO-CORTEZ, Ms. PINGREE, Mr. POCAN, Mr. QUIGLEY, Mrs. RAMIREZ, Ms. SCANLON, Ms. SCHRIER, Ms. SEWELL, Ms. SIMON, Ms. STANSBURY, Ms. STRICKLAND, Ms. TOKUDA, Mr. TONKO, Mr. TORRES of New York, Mr. VARGAS, Ms. WASSERMAN SCHULTZ, and Mrs. WATSON COLEMAN) introduced the following bill; which was referred to the Committee on Education and Workforce, and in addition to the Committees on the Judiciary, Financial Services, Energy and Commerce, Transportation and Infrastructure, Ways and Means, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To increase the availability and affordability of menstrual products for individuals with limited access, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
 5 “Menstrual Equity For All Act of 2025”.

6 (b) TABLE OF CONTENTS.—The table of contents of
 7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings.
- Sec. 3. Menstrual products for students at elementary and secondary schools.
- Sec. 4. Menstrual products for students at institutions of higher education.
- Sec. 5. Menstrual products for incarcerated individuals and detainees.
- Sec. 6. Menstrual products availability for homeless individuals under Emergency Food and Shelter Grant Program.
- Sec. 7. Menstrual products covered by Medicaid.
- Sec. 8. Menstrual products for employees.
- Sec. 9. Menstrual products in Federal buildings.
- Sec. 10. Menstrual products in the social services block grant program.
- Sec. 11. Menstrual products and taxation.
- Sec. 12. Menstrual products in TANF.

8 **SEC. 2. FINDINGS.**

9 Congress finds the following:

10 (1) Menstrual products are a necessity each
 11 month for millions of individuals across the United
 12 States.

13 (2) More than half of the United States popu-
 14 lation will likely menstruate every month for decades
 15 of their lives.

16 (3) A lack of menstrual products, often called
 17 “period poverty”, can adversely affect an individual’s
 18 health and well-being.

1 (4) Period poverty exacerbates the vicious cycle
2 of poverty by further marginalizing individuals who
3 menstruate, causing them to withdraw from daily
4 life, forego pay, or miss educational opportunities.

5 (5) Addressing period poverty is essential to en-
6 suring educational equity for diverse populations.

7 (6) Studies have shown that 1 in 4 teens and
8 1 in 3 adults in the United States report struggling
9 to afford menstrual products.

10 (7) Studies have shown that 1 in 5 college stu-
11 dents in the United States are affected by period
12 poverty.

13 (8) Period poverty disproportionately affects
14 Black, Latina, immigrant, and Indigenous house-
15 holds at higher rates than others.

16 (9) Individuals living in period poverty are more
17 likely to experience depression than individuals with
18 access to period products.

19 (10) Period poverty can increase the risk of in-
20 fections due to—

21 (A) the use of substitutes for menstrual
22 products (such as paper towels or toilet paper);
23 and

24 (B) the inability to change menstrual prod-
25 ucts as frequently as recommended.

1 **SEC. 3. MENSTRUAL PRODUCTS FOR STUDENTS AT ELE-**
2 **MENTARY AND SECONDARY SCHOOLS.**

3 (a) IN GENERAL.—Section 4108(5)(C) of the Ele-
4 mentary and Secondary Education Act of 1965 (20 U.S.C.
5 7118(5)(C)) is amended—

6 (1) in clause (vi), by striking “or” after the
7 semicolon;

8 (2) in clause (vii), by inserting “or” after the
9 semicolon; and

10 (3) by adding at the end the following:

11 “(viii) provide free menstrual products
12 to students who use menstrual products;”.

13 (b) DEFINITIONS.—Section 4102 of the Elementary
14 and Secondary Education Act of 1965 (20 U.S.C. 7112)
15 is amended—

16 (1) by redesignating paragraphs (6) through
17 (8) as paragraphs (7) through (9), respectively; and

18 (2) by inserting after paragraph (5) the fol-
19 lowing:

20 “(6) MENSTRUAL PRODUCT.—The term ‘men-
21 strual product’ means an item used by an individual
22 with respect to menstruation which conforms to ap-
23 plicable industry standards, including—

24 “(A) a sanitary pad, tampon, or liner;

25 “(B) a menstrual cup or disc; and

26 “(C) menstrual underwear.”.

1 (c) RULEMAKING.—Not later than 1 year after the
2 date of enactment of this Act, the Secretary of Education,
3 in consultation with the Secretary of Health and Human
4 Services, shall promulgate rules with respect to the defini-
5 tion of “menstrual products” in paragraph (6) of section
6 4102 of the Elementary and Secondary Education Act of
7 1965 (20 U.S.C. 7112), as amended by section 3(b).

8 **SEC. 4. MENSTRUAL PRODUCTS FOR STUDENTS AT INSTI-**
9 **TUTIONS OF HIGHER EDUCATION.**

10 (a) PURPOSE.—The purpose of this section is to al-
11 leviate—

12 (1) the barriers to academic success faced by
13 many college and graduate students due to the in-
14 ability of such students to afford to purchase men-
15 strual products; and

16 (2) the unique set of burdens that college and
17 graduate students experiencing period poverty face
18 that can be compounded by lack of access to basic
19 needs such as housing, food, transportation, and ac-
20 cess to physical and mental health services.

21 (b) IN GENERAL.—The Secretary of Education shall
22 establish a program to award grants, on a competitive
23 basis, to at least 4 institutions of higher education (as
24 such term is defined in section 101 of the Higher Edu-
25 cation Act of 1965 (20 U.S.C. 1001)), to—

1 (1) support programs that provide free men-
2 strual products to students; and

3 (2) report on best practices of such programs.

4 (c) APPLICATION.—To apply for a grant under this
5 section, an institution of higher education shall submit to
6 the Secretary an application in such form, at such time,
7 and containing such information as the Secretary deter-
8 mines appropriate, including an assurance that such grant
9 will be used to carry out the activities described in sub-
10 section (e).

11 (d) COMMUNITY COLLEGES.—At least 50 percent of
12 the grants awarded under this section shall be awarded
13 to community colleges.

14 (e) GRANT USES.—A grant awarded under this sec-
15 tion may only be used to—

16 (1) carry out or expand activities that fund pro-
17 grams that support direct provision of free men-
18 strual products to students in appropriate campus
19 locations, including—

20 (A) campus restroom facilities;

21 (B) wellness centers; and

22 (C) on-campus residential buildings;

23 (2) report on best practices of such programs;

1 (3) conduct outreach to students to encourage
2 participation in menstrual equity programs and serv-
3 ices;

4 (4) help eligible students apply for and enroll in
5 local, State, and Federal public assistance programs;
6 and

7 (5) coordinate and collaborate with government
8 or community-based organizations to carry out the
9 activities described in paragraphs (1) through (4).

10 (f) PRIORITY.—In awarding grants under this sec-
11 tion, the Secretary shall prioritize—

12 (1) institutions with Federal Pell Grant enroll-
13 ment that is at least 25 percent of the total enroll-
14 ment of such institution; and

15 (2) historically Black colleges and universities,
16 Hispanic-serving institutions, AsianAmerican and
17 Native American Pacific Islander-serving institu-
18 tions, and other minority serving institutions.

19 (g) MENSTRUAL PRODUCT DEFINED.—In this sec-
20 tion, the term “menstrual product” means an item used
21 by an individual with respect to menstruation which con-
22 forms to applicable industry standards, including—

23 (1) a sanitary pad, tampon, or liner;

24 (2) a menstrual cup or disc; and

25 (3) menstrual underwear.

1 (h) AUTHORIZATION OF APPROPRIATIONS.—There
2 are authorized to be appropriated \$5,000,000 out of funds
3 appropriated for a fiscal year to the Fund for the Improve-
4 ment of Postsecondary Education under section 741 of the
5 Higher Education Act of 1965 (20 U.S.C. 1138) to carry
6 out the grant program under this section.

7 **SEC. 5. MENSTRUAL PRODUCTS FOR INCARCERATED INDIVIDUALS AND DETAINEES.**
8

9 (a) REQUIREMENT FOR STATES.—Beginning on the
10 date that is 180 days after the date of the enactment of
11 this Act, and annually thereafter, the chief executive offi-
12 cer of each State that receives a grant under subpart 1
13 of part E of title I of the Omnibus Crime Control and
14 Safe Streets Act of 1968 (42 U.S.C. 3750 et seq.) (com-
15 monly referred to as the “Edward Byrne Memorial Justice
16 Assistance Grant Program”) shall submit to the Attorney
17 General a certification, in such form and containing such
18 information as the Attorney General may require, that all
19 incarcerated individuals and detainees in that State have
20 access to menstrual products on demand and at no cost
21 to the incarcerated individuals and detainees, and that no
22 visitor is prohibited from visiting an incarcerated indi-
23 vidual due to the visitor’s use of menstrual products.

24 (b) REDUCTION IN GRANT FUNDING.—In the case
25 of a State whose chief executive officer fails to submit a

1 certification required under subsection (a) in a fiscal year,
2 the Attorney General shall reduce the amount that the
3 State would have otherwise received under section 505 of
4 title I of the Omnibus Crime Control and Safe Streets Act
5 of 1968 (42 U.S.C. 3755) by 20 percent for the following
6 fiscal year.

7 (c) REALLOCATION.—Amounts not allocated to a
8 State under section 505 of title I of the Omnibus Crime
9 Control and Safe Streets Act of 1968 (42 U.S.C. 3755)
10 for a fiscal year pursuant to subsection (b) shall be reallo-
11 cated under such section to States that submit such cer-
12 tifications.

13 (d) MENSTRUAL PRODUCT.—For the purposes of
14 subsection (a), the term “menstrual product” means an
15 item used by an individual with respect to menstruation
16 which conforms to applicable industry standards, includ-
17 ing—

- 18 (1) a sanitary pad, tampon, or liner;
19 (2) a menstrual cup or disc; and
20 (3) menstrual underwear.

21 (e) AVAILABILITY FOR FEDERAL PRISONERS.—The
22 Attorney General shall make rules requiring, and the Di-
23 rector of the Bureau of Prisons shall take such actions
24 as may be necessary to ensure, the distribution and acces-
25 sibility without charge of menstrual products to prisoners

1 in the custody of the Bureau of Prisons, including any
 2 prisoner in a Federal penal or correctional institution, any
 3 Federal prisoner in a State penal or correctional institu-
 4 tion, and any Federal prisoner in a facility administered
 5 by a private detention entity, to ensure that each prisoner
 6 who requires these products may receive them in sufficient
 7 quantity.

8 (f) AVAILABILITY FOR DETAINEES.—The Secretary
 9 of Homeland Security shall take such actions as may be
 10 necessary to ensure that menstrual products are distrib-
 11 uted and made accessible to each alien detained by the
 12 Secretary of Homeland Security, including any alien in a
 13 facility administered by a private detention entity, at no
 14 expense to the alien.

15 **SEC. 6. MENSTRUAL PRODUCTS AVAILABILITY FOR HOME-**
 16 **LESS INDIVIDUALS UNDER EMERGENCY**
 17 **FOOD AND SHELTER GRANT PROGRAM.**

18 Section 316 of the McKinney-Vento Homeless Assist-
 19 ance Act (42 U.S.C. 11346(a)) is amended—

20 (1) in subsection (a)—

21 (A) in paragraph (5), by striking “and” at
 22 the end;

23 (B) in paragraph (6), by striking the pe-
 24 riod at the end and inserting “; and”; and

1 (C) by adding at the end the following new
2 paragraph:

3 “(7) guidelines that ensure that amounts pro-
4 vided under the program to private nonprofit organi-
5 zations and local governments may be used to pro-
6 vide menstrual products.”; and

7 (2) by adding at the end the following:

8 “(c) MENSTRUAL PRODUCT.—For purposes of sub-
9 section (a)(7), the term ‘menstrual product’ means an
10 item used by an individual with respect to menstruation
11 which conforms to applicable industry standards, includ-
12 ing—

13 “(1) a sanitary pad, tampon, or liner;

14 “(2) a menstrual cup or disc; and

15 “(3) menstrual underwear.”.

16 **SEC. 7. MENSTRUAL PRODUCTS COVERED BY MEDICAID.**

17 (a) IN GENERAL.—Section 1905 of the Social Secu-
18 rity Act (42 U.S.C. 1396d) is amended—

19 (1) in subsection (a)—

20 (A) by redesignating paragraphs (30) and
21 (31) as paragraphs (31) and (32), respectively;
22 and

23 (B) by inserting after paragraph (29) the
24 following new paragraph:

1 “(30) menstrual products (as defined in sub-
2 section (jj));” and

3 (2) by adding at the end the following new sub-
4 section:

5 “(jj) MENSTRUAL PRODUCT.—For purposes of sub-
6 section (a)(30), the term ‘menstrual product’ means an
7 item used by an individual with respect to menstruation
8 which conforms to applicable industry standards, includ-
9 ing—

10 “(1) a sanitary pad, tampon, or liner;

11 “(2) a menstrual cup or disc; and

12 “(3) menstrual underwear.”.

13 (b) EFFECTIVE DATE.—

14 (1) IN GENERAL.—Subject to paragraph (2),
15 the amendments made by this section shall apply
16 with respect to medical assistance furnished during
17 or after the first calendar quarter beginning on or
18 after the date that is 1 year after the date of the
19 enactment of this Act.

20 (2) EXCEPTION FOR STATE LEGISLATION.—In
21 the case of a State plan under title XIX of the So-
22 cial Security Act (42 U.S.C. 1396 et seq.) that the
23 Secretary of Health and Human Services determines
24 requires State legislation in order for the respective
25 plan to meet any requirement imposed by amend-

1 ments made by this section, the respective plan shall
2 not be regarded as failing to comply with the re-
3 quirements of such title solely on the basis of its
4 failure to meet such an additional requirement be-
5 fore the first day of the first calendar quarter begin-
6 ning after the close of the first regular session of the
7 State legislature that begins after the date of the en-
8 actment of this Act. For purposes of the previous
9 sentence, in the case of a State that has a 2-year
10 legislative session, each year of the session shall be
11 considered to be a separate regular session of the
12 State legislature.

13 **SEC. 8. MENSTRUAL PRODUCTS FOR EMPLOYEES.**

14 Section 6 of the Occupational Safety and Health Act
15 of 1970 (29 U.S.C. 655) is amended by adding at the end
16 the following:

17 “(h) The Secretary shall by rule promulgate a re-
18 quirement that each employer with not less than 100 em-
19 ployees provide menstrual products free of charge for em-
20 ployees of the employer. For purposes of the preceding
21 sentence, ‘menstrual product’ means an item used by an
22 individual with respect to menstruation which conforms to
23 applicable industry standards, including—

24 “(1) a sanitary pad, tampon, or liner;

25 “(2) a menstrual cup or disc; and

1 “(3) menstrual underwear.”.

2 **SEC. 9. MENSTRUAL PRODUCTS IN FEDERAL BUILDINGS.**

3 (a) REQUIREMENT.—Each appropriate authority
4 shall ensure that menstrual products are stocked in, and
5 available free of charge in, each covered restroom in each
6 covered public building under the jurisdiction of such au-
7 thority.

8 (b) DEFINITIONS.—In this section:

9 (1) APPROPRIATE AUTHORITY.—The term “ap-
10 propriate authority” means the head of a Federal
11 agency, the Architect of the Capitol, or other official
12 authority responsible for the operation of a covered
13 public building.

14 (2) COVERED PUBLIC BUILDING.—The term
15 “covered public building” means a public building,
16 as defined in section 3301 of title 40, United States
17 Code, that is open to the public and contains a pub-
18 lic restroom, and includes a building listed in section
19 6301 or 5101 of such title.

20 (3) COVERED RESTROOM.—The term “covered
21 restroom” means a restroom in a covered public
22 building.

23 (4) MENSTRUAL PRODUCT.—The term “men-
24 strual product” means an item used by an individual

1 with respect to menstruation which conforms to ap-
2 plicable industry standards, including—

3 (A) a sanitary pad, tampon, or liner;

4 (B) a menstrual cup or disc; and

5 (C) menstrual underwear.

6 **SEC. 10. MENSTRUAL PRODUCTS IN THE SOCIAL SERVICES**

7 **BLOCK GRANT PROGRAM.**

8 (a) INCREASE IN FUNDING FOR SOCIAL SERVICES
9 BLOCK GRANT PROGRAM.—

10 (1) IN GENERAL.—The amount specified in
11 subsection (c) of section 2003 of the Social Security
12 Act (42 U.S.C. 1397b) for purposes of subsections
13 (a) and (b) of such section is deemed to be
14 \$1,900,000,000 for each of fiscal years 2026
15 through 2029, of which the amount equal to
16 \$200,000,000, reduced by the amounts reserved
17 under paragraph (2)(B) for each such fiscal year,
18 shall be obligated by States in accordance with sub-
19 section (b).

20 (2) APPROPRIATION.—

21 (A) IN GENERAL.—Out of any money in
22 the Treasury of the United States not otherwise
23 appropriated, there is appropriated
24 \$200,000,000 for each of fiscal years 2026
25 through 2029, to carry out this section.

1 (B) RESERVATIONS.—

2 (i) PURPOSES.—The Secretary shall
3 reserve, from the amount appropriated
4 under subparagraph (A) to carry out this
5 section—

6 (I) for each of fiscal years 2026
7 through 2029, not more than 2 per-
8 cent of the amount appropriated for
9 the fiscal year for purposes of enter-
10 ing into an agreement with an eligible
11 entity described in subparagraph (C)
12 to assist in providing technical assist-
13 ance and training, to support effective
14 policy, practice, research, and cross-
15 system collaboration among grantees
16 and subgrantees, and to assist in the
17 administration of the program de-
18 scribed in this section; and

19 (II) for fiscal year 2026, an
20 amount, not to exceed \$2,000,000, for
21 purposes of conducting an evaluation
22 under subsection (d).

23 (ii) NO STATE ENTITLEMENT TO RE-
24 SERVED FUNDS.—The State entitlement
25 under section 2002(a) of the Social Secu-

1 rity Act (42 U.S.C. 1397a(a)) shall not
2 apply to the amounts reserved under clause
3 (i).

4 (C) ELIGIBLE ENTITY DESCRIBED.—An el-
5 igible entity described in this subparagraph is a
6 nonprofit organization described in section
7 501(c)(3) of the Internal Revenue Code of 1986
8 and exempt from taxation under section 501(a)
9 of such Code, that—

10 (i) has experience in the area of com-
11 munity distributions of basic need services,
12 including experience collecting,
13 warehousing, and distributing basic neces-
14 sities such as menstrual products;

15 (ii) demonstrates competency to im-
16 plement a project, provide fiscal account-
17 ability, collect data, and prepare reports
18 and other necessary documentation; and

19 (iii) demonstrates a willingness to
20 share information with researchers, practi-
21 tioners, and other interested parties.

22 (b) RULES GOVERNING USE OF ADDITIONAL
23 FUNDS.—

24 (1) IN GENERAL.—Funds are used in accord-
25 ance with this subsection if—

1 (A) the State, in consultation with relevant
2 stakeholders, including agencies, professional
3 associations, and nonprofit organizations, dis-
4 tributes the funds to eligible entities to—

5 (i) decrease the unmet need for men-
6 strual products by low-income menstru-
7 ating individuals through—

8 (I) the distribution of free men-
9 strual products;

10 (II) community outreach to assist
11 in participation in existing menstrual
12 product distribution programs; or

13 (III) improving access to men-
14 strual products among low-income in-
15 dividuals; and

16 (ii) increase the ability of communities
17 and low-income families in such commu-
18 nities to provide for the need for menstrual
19 products of low-income adults;

20 (B) the funds are used subject to the limi-
21 tations in section 2005 of the Social Security
22 Act (42 U.S.C. 1397d); and

23 (C) the funds are used to supplement, and
24 not supplant funds that are or have been made
25 available from Federal, State, local, or philan-

1 thropic sources to carry out subtitle A of title
2 XX of such Act.

3 (2) ALLOWABLE USES BY ELIGIBLE ENTI-
4 TIES.—

5 (A) IN GENERAL.—An eligible entity re-
6 ceiving funds made available under subsection
7 (a) shall use the funds for any of the following:

8 (i) To pay for the purchase of men-
9 strual products by, and the distribution of
10 menstrual products among low-income in-
11 dividuals.

12 (ii) To integrate activities carried out
13 under subparagraph (A) with other basic
14 needs assistance programs serving low-in-
15 come families, including the following:

16 (I) Programs funded by the tem-
17 porary assistance for needy families
18 program under part A of title IV of
19 the Social Security Act (42 U.S.C.
20 601 et seq.), including the State
21 maintenance of effort provisions of
22 such program.

23 (II) Programs designed to sup-
24 port the health of eligible children,
25 such as the Children's Health Insur-

1 ance Program under title XXI of the
2 Social Security Act, the Medicaid pro-
3 gram under title XIX of such Act, or
4 State funded health care programs.

5 (III) Programs funded through
6 the special supplemental nutrition
7 program for women, infants, and chil-
8 dren under section 17 of the Child
9 Nutrition Act of 1966.

10 (IV) Programs that offer early
11 home visiting services, including the
12 maternal, infant, and early childhood
13 home visiting program (including the
14 Tribal home visiting program) under
15 section 511 of the Social Security Act
16 (42 U.S.C. 711).

17 (iii) To provide training or technical
18 assistance in carrying out activities under
19 this section.

20 (iv) To cover administrative costs.

21 (B) LIMITATION ON USE OF FUNDS FOR
22 ADMINISTRATIVE COSTS.—An eligible entity re-
23 ceiving funds made available under this section
24 shall not use more than 9 percent of the funds

1 for administrative costs incurred pursuant to
2 this section.

3 (C) NO LIMITS ON WHERE MENSTRUAL
4 PRODUCTS MAY BE DISTRIBUTED.—The Sec-
5 retary may not limit the locations at which
6 menstrual products may be distributed pursu-
7 ant to this section.

8 (3) AVAILABILITY OF FUNDS.—

9 (A) FUNDS DISTRIBUTED TO ELIGIBLE
10 ENTITIES.—Funds made available under sub-
11 section (a) that are distributed to an eligible en-
12 tity by a State for a fiscal year may be ex-
13 pended by the eligible entity only in such fiscal
14 year or the succeeding fiscal year.

15 (B) EVALUATION.—Funds reserved under
16 subsection (a)(2)(B)(i)(II) to carry out the eval-
17 uation under subsection (d) shall be available
18 for expenditure through September 30, 2028.

19 (4) NO EFFECT ON OTHER PROGRAMS.—Any
20 assistance or benefits received by a family through
21 funds made available under subsection (a) shall be
22 disregarded for purposes of determining the family's
23 eligibility for, or amount of, benefits under any other
24 Federal needs-based programs.

1 (c) ANNUAL REPORTS.—Section 2004 of the Social
2 Security Act shall apply with respect to payments made
3 to a State under this section in the same way it applies
4 with respect to payments made to a State under section
5 2002 of such Act.

6 (d) EVALUATION.—The Secretary, in consultation
7 with States and the eligible entities described in subsection
8 (a)(2)(C) receiving funds made available under this sec-
9 tion, shall—

10 (1) not later than December 30, 2031, complete
11 an evaluation of the effectiveness of the assistance
12 program carried out pursuant to this section, such
13 as the effect of activities carried out under this Act
14 on mitigating the health risks of unmet menstrual
15 products need among individuals in low-income fami-
16 lies;

17 (2) not later than March 31, 2032, submit to
18 the Committees on Energy and Commerce and on
19 Ways and Means of the House of Representatives
20 and the Committee on Finance of the Senate a re-
21 port on the results of the evaluation; and

22 (3) not later than April 30, 2032, publish the
23 results of the evaluation on the internet website of
24 the Department of Health and Human Services.

1 (e) GUIDANCE.—Not later than 180 days after the
2 date of the enactment of this Act, the Secretary shall issue
3 guidance regarding how the provisions of this section
4 should be carried out, including information regarding eli-
5 gible entities, allowable use of funds, and reporting re-
6 quirements.

7 (f) DEFINITIONS.—In this section:

8 (1) MENSTRUAL PRODUCT.—The term “men-
9 strual product” means an item used by an individual
10 with respect to menstruation which conforms to ap-
11 plicable industry standards, including—

12 (A) a sanitary pad, tampon, or liner;

13 (B) a menstrual cup or disc; and

14 (C) menstrual underwear.

15 (2) ELIGIBLE ENTITIES.—The term “eligible
16 entity” means a State or local governmental entity,
17 an Indian tribe or tribal organization (as defined in
18 section 4 of the Indian Self-Determination and Edu-
19 cation Assistance Act), or a nonprofit organization
20 described in section 501(c)(3) of the Internal Rev-
21 enue Code of 1986 and exempt from taxation under
22 section 501(a) of such Code that—

23 (A) has experience in the area of commu-
24 nity distributions of basic need services, includ-
25 ing experience collecting, warehousing, and dis-

1 tributing basic necessities such as diapers, food,
2 or menstrual products;

3 (B) demonstrates competency to implement
4 a project, provide fiscal accountability, collect
5 data, and prepare reports and other necessary
6 documentation; and

7 (C) demonstrates a willingness to share in-
8 formation with researchers, practitioners, and
9 other interested parties.

10 (3) SECRETARY.—The term “Secretary” means
11 the Secretary of Health and Human Services.

12 (4) STATE.—The term “State” has the mean-
13 ing given in section 1101(a)(1) of the Social Secu-
14 rity Act for purposes of title XX of such Act.

15 (g) LIMITATION ON AUTHORIZATION OF APPROPRIA-
16 TIONS.—For the administration of this section, there are
17 authorized to be appropriated to the Secretary not more
18 than \$6,000,000 for fiscal years 2026 through 2029.

19 (h) EXEMPTION FROM SEQUESTRATION.—Funds
20 made available to carry out this section shall be exempt
21 from reduction under any order issued under the Balanced
22 Budget and Emergency Deficit Control Act of 1985.

1 **SEC. 11. MENSTRUAL PRODUCTS AND TAXATION.**

2 (a) IN GENERAL.—It shall be unlawful for a State,
3 or unit of local government of a State, to impose a tax
4 on the retail sale of a menstrual product.

5 (b) DEFINITIONS.—For purposes of this Act:

6 (1) MENSTRUAL PRODUCT.—The term “men-
7 strual product” means an item used by an individual
8 with respect to menstruation which conforms to ap-
9 plicable industry standards, including—

10 (A) a sanitary pad, tampon, or liner;

11 (B) a menstrual cup or disc; and

12 (C) menstrual underwear.

13 (2) STATE.—The term “State” means any of
14 the several States or the District of Columbia.

15 (c) EFFECTIVE DATE.—This Act shall take effect
16 120 days after the date of the enactment of this Act.

17 **SEC. 12. MENSTRUAL PRODUCTS IN TANF.**

18 (a) IN GENERAL.—Section 403(a) of the Social Secu-
19 rity Act (42 U.S.C. 603(a)) is amended by adding at the
20 end the following:

21 “(6) GRANTS FOR MENSTRUAL PRODUCTS.—

22 “(A) IN GENERAL.—The Secretary may
23 make grants, on a competitive basis, for each
24 fiscal year to eligible applicants for the grants,
25 in such amounts as the Secretary deems appro-
26 priate to enable the eligible applicants to pro-

1 vide, to covered families that include an indi-
2 vidual who is capable of menstruating, such
3 benefits as are needed to ensure that the indi-
4 vidual can purchase menstrual products for per-
5 sonal use.

6 “(B) DEFINITIONS.—In subparagraph (A):

7 “(i) COVERED FAMILIES.—The term
8 ‘covered families’ means families eligible
9 for assistance under a State program fund-
10 ed under this part.

11 “(ii) ELIGIBLE APPLICANT.—The
12 term ‘eligible applicant’ means—

13 “(I) a State to which a grant is
14 made under paragraph (1) for a fiscal
15 year; and

16 “(II) a political subdivision of a
17 State that administers the State pro-
18 gram funded under this part in the
19 political subdivision.

20 “(iii) MENSTRUAL PRODUCT.—The
21 term ‘menstrual product’ means an item
22 used by an individual with respect to men-
23 struation which conforms to applicable in-
24 dustry standards, including—

1 “(I) a sanitary pad, tampon, or
2 liner;

3 “(II) a menstrual cup or disc;
4 and

5 “(III) menstrual underwear.

6 “(C) CONSIDERATION OF APPLICATIONS.—

7 The Secretary shall award grants under this
8 paragraph on the basis of how effectively the
9 programs proposed by the eligible applicants
10 will help low-income individuals suffering from
11 material deprivation meet their need for men-
12 strual products.

13 “(D) ADMINISTRATION.—A State or polit-
14 ical subdivision to which a grant is made under
15 this paragraph may use the grant to provide
16 benefits under this paragraph in such form and
17 in such manner as the State or political subdivi-
18 sion deems appropriate.

19 “(E) TREATMENT OF ASSISTANCE.—Bene-
20 fits provided using funds made available under
21 this paragraph shall not be considered assist-
22 ance under any State program funded under
23 this part.

24 “(F) APPROPRIATION.—Out of any money
25 in the Treasury of the United States not other-

1 wise appropriated, there are appropriated for
2 fiscal year 2026 and each succeeding fiscal year
3 \$10,000,000 for grants under this paragraph.”.

4 (b) EVALUATIONS.—Section 413 of such Act (42
5 U.S.C. 613) is amended by redesignating subsection (h)
6 as subsection (i) and inserting after subsection (g) the fol-
7 lowing:

8 “(h) EVALUATIONS OF GRANTS FOR MENSTRUAL
9 PRODUCTS.—

10 “(1) IN GENERAL.—The Secretary shall submit
11 to the Congress reports, in writing, that evaluate the
12 effectiveness of the benefit program provided for in
13 section 403(a)(6). Each such report shall, for the
14 period covered by the report—

15 “(A) describe—

16 “(i) the extent of material deprivation
17 in the population, including lacking suffi-
18 cient funds to regularly purchase neces-
19 sities such as menstrual products; and

20 “(ii) the extent to which the program
21 alleviated such material deprivation;

22 “(B) specify the number and identity of
23 the entities to which a grant has been made
24 under such section, and the amount of the
25 grant made to each such entity;

1 “(C) describe how the grantees used the
2 grants to provide benefits under the program;

3 “(D) specify the number of individuals who
4 received the benefits;

5 “(E) describe how efficacious the program
6 has been in helping low-income individuals meet
7 their need for menstrual products;

8 “(F) describe the extent to which the pro-
9 gram has improved the economic security of the
10 benefit recipients; and

11 “(G) include such other relevant informa-
12 tion as the Secretary deems appropriate.

13 “(2) TIMING.—The Secretary shall submit a re-
14 port that meets the requirements of paragraph (1)
15 within 2 years after the date of the enactment of
16 this paragraph and every 2 years thereafter.”.

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