

MAINE STATE LEGISLATURE

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Date: 6-2-2021

(Filing No. H-344)

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION**

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 328,
L.D. 452, "An Act To Require Certain Schools To Provide Menstrual Products"

Amend the amendment in the first paragraph after the title in the first line (page 1, line 11 in amendment) by striking out the following: "the title and before the enacting clause the following;" and inserting the following: 'section 1 the following:'

Amend the amendment by striking out all of the mandate preamble (page 1, lines 12 to 16 in amendment) and inserting the following:

Sec. 2. Reimbursement. The Department of Education shall develop a process to provide reimbursement to school administrative units that serve students in grades 6 to 12 for the cost of making menstrual products available to students at no cost in all school bathrooms.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF

Menstrual Products Reimbursement N391

Initiative: Provides ongoing funds to reimburse school administrative units that serve students in grades 6 to 12 for the cost of making menstrual products available to students at no cost in all school bathrooms.

GENERAL FUND	2021-22	2022-23
All Other	\$1,012,626	\$583,326
GENERAL FUND TOTAL	\$1,012,626	\$583,326

Amend the amendment by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment removes the mandate preamble and directs the Department of Education to develop a process to provide reimbursement to school administrative units

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HOUSE AMENDMENT "4" to COMMITTEE AMENDMENT "A" to H.P. 328, L.D. 452

that serve students in grades 6 to 12 for the cost of making menstrual products available to students at no cost in all school bathrooms. It also adds an appropriations and allocations section.

SPONSORED BY:

(Representative BRENNAN, M.)

TOWN: Portland

FISCAL NOTE REQUIRED
(See attached)



130th MAINE LEGISLATURE

LD 452

LR 998(05)

An Act To Require Certain Schools To Provide Menstrual Products

Fiscal Note for House Amendment "A" to Committee Amendment "A" (H-344)

Sponsor: Rep. Brennan of Portland

Fiscal Note Required: Yes

Fiscal Note

Removes Mandate Preamble Exemption
State Mandate - Funded

	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
Net Cost (Savings)				
General Fund	\$1,012,626	\$583,326	\$583,326	\$583,326
Appropriations/Allocations				
General Fund	\$1,012,626	\$583,326	\$583,326	\$583,326

State Mandates

Required Activity	Unit Affected	Local Cost
Requires all schools that serve students in grades 6 to 12 to make menstrual products available to students at no cost in all school bathrooms.	School	\$1,595,952 over 2022-2023 biennium

The required local activities in this bill may represent a state mandate pursuant to the Constitution of Maine. If the bill does require a local unit of government to expand or modify its activities so as to necessitate additional expenditures from local revenue, the state mandate provisions of the Constitution of Maine require either: (1) General Fund appropriations be provided to fund at least 90% of any additional necessitated local costs of the mandate; or (2) a Mandate Preamble be added to the bill and two-thirds of the members of each House vote to exempt the mandate from the funding requirement. If the bill does represent a state mandate and neither one of these actions occurs, the local units of government will not be required to implement the mandated activities.

Fiscal Detail and Notes

This bill includes General Fund appropriations totaling \$1,012,626 in fiscal year 2021-22 and \$583,326 in fiscal year 2022-23 to a newly created Menstrual Products Reimbursement program within the Department of Education to reimburse school administrative units that serve students in grades 6 to 12 for 90% of the cost of making menstrual products available to students at no cost in all school bathrooms. Of that amount, \$429,300 in one-time funding is provided in fiscal year 2021-22 for the cost of purchasing and installing coinless dispensers in bathrooms and \$583,325 in annual ongoing funding is provided beginning in fiscal year 2021-22 for the cost of the menstrual products.