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December 12, 2023

To: BOCES District Superintendents  
Superintendents of Public School  
Districts Principals of Public Schools  
School Administrators of Non-Public Schools  
Charter School Leaders

Subject: Amendment to Menstrual Products in Schools

The Department would like to inform you of an amendment effective July 1, 2024, to the public health law requiring all elementary and secondary public schools serving students in any grade from six through twelve, to provide feminine hygiene products at no cost to students in school restrooms now includes non-public schools. The law also revised the term *feminine hygiene products* to *menstrual products*. Feminine hygiene products and menstrual products mean the same personal care products, including but not limited to menstrual pads, and tampons. All schools in the state in consultation with a school nurse, director of school health services (a.k.a. medical director) or other health care professional must determine the types of products to make available. The text of the new amendment is below.

Questions related to this addendum should be directed to the Office of Student Support Services at 518-486-6090 or [StudentSupportServices@nysed.gov](mailto:StudentSupportServices@nysed.gov).

Section 1. Section 267 of the public health law, as added by section 1 of part Q of chapter 56 of the laws of 2018, is amended to read as follows:

§ 267. Menstrual products in schools. All elementary and secondary public schools and non-public schools in the state serving students in any grade from grade six through grade twelve shall provide menstrual products in the restrooms of such school building or buildings. Such products shall be provided at no charge to students.