

# ASSEMBLY, No. 5143

## STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED MARCH 5, 2019

**Sponsored by:**

**Assemblywoman ANNETTE QUIJANO**

**District 20 (Union)**

**Assemblywoman LISA SWAIN**

**District 38 (Bergen and Passaic)**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

**SYNOPSIS**

Requires ingredients of menstrual products to be listed on package.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 6/19/2019)**

1 AN ACT concerning menstrual products and supplementing  
2 P.L.1960, c.39 (C.56:8-1 et seq.).

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

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7 1. a. As used in this section:

8 “Ingredient” means a substance that is present in any quantity in  
9 a menstrual product.

10 “Menstrual product” means a product used for the purpose of  
11 catching menstruation and vaginal discharge, including but not  
12 limited to a tampon, sanitary pad, and menstrual cup. The term  
13 shall include both disposable and reusable products.

14 b. Every package or box containing menstrual products that is  
15 sold or offered for sale in this State shall contain a label listing all  
16 of the ingredients contained in the menstrual product and the  
17 percentage of each ingredient. The information shall be displayed  
18 in a manner that is conspicuous and easily understandable to  
19 consumers.

20 c. It shall be an unlawful practice and a violation of P.L.1960,  
21 c.39 (C.56:8-1 et seq.) to manufacture a package or box containing  
22 menstrual products that does not meet the requirements of  
23 subsection b. of this section.

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25 2. This act shall take effect immediately.

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#### STATEMENT

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30 This bill requires the ingredients of menstrual products to be  
31 listed on the package or box.

32 Under the provisions of this bill, every package or box of  
33 menstrual products that is sold or offered for sale in this State is  
34 required to contain a label listing all of the ingredients contained in  
35 the menstrual product and the percentage of each ingredient. The  
36 information is required to be displayed in a manner that is  
37 conspicuous and easily understandable to consumers.

38 The bill provides that is an unlawful practice and a violation of  
39 the consumer fraud act to manufacture a package or box of  
40 menstrual products that does not meet the requirements set forth in  
41 the bill.

42 Under the bill, “menstrual product” is defined as a product used  
43 for the purpose of catching menstruation and vaginal discharge,  
44 including but not limited to a tampon, sanitary pad, and menstrual  
45 cup. The term includes both disposable and reusable products.

46 An unlawful practice under the consumer fraud act is punishable  
47 by a monetary penalty of not more than \$10,000 for a first offense  
48 and not more than \$20,000 for any subsequent offense. In addition,

**A5143 QUIJANO, SWAIN**

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- 1 violations may result in cease and desist orders issued by the
- 2 Attorney General, the assessment of punitive damages, and the
- 3 awarding of treble damages and costs to the injured party.