

ASSEMBLY, No. 6053

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED NOVEMBER 15, 2021

Sponsored by:

Assemblywoman LISA SWAIN

District 38 (Bergen and Passaic)

SYNOPSIS

Establishes requirements for State entities to enter into bulk purchasing arrangements for menstrual products.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning menstrual products and supplementing Title 52
2 of the Revised Statutes.

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

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7 1. a. The Director of the Division of Purchase and Property in
8 the Department of the Treasury shall review all State purchasing
9 arrangements, contracts, and initiatives, and shall consider options
10 to maximize the State's bargaining power with regard to menstrual
11 products, which may include recommending appropriate statutory,
12 administrative, or executive actions as may be necessary to reduce
13 the cost of purchasing menstrual products to State programs and
14 entities.

15 b. The director shall, in coordination with the State Treasurer,
16 and any other appropriate State departments, divisions, offices,
17 agencies, programs, or entities, as shall be designated by the
18 director, develop and implement bulk purchasing arrangements for
19 menstrual products.

20 c. The director shall develop outreach efforts and establish
21 processes for county and local governments, as well as non-profit
22 entities pursuant to section 2 of P.L. , c. (C.) (pending
23 before the Legislature as this bill), to benefit from State bulk
24 purchasing arrangements for menstrual products.

25 d. As used in this act:

26 "Director" means Director of the Division of Purchase and
27 Property.

28 "Menstrual product" means any product that meets applicable
29 industry standards and is designed specifically for the absorption or
30 containment of menses, which includes, but is not limited to: pads,
31 pantliners, tampons, and menstrual cups.

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33 2. a. A non-profit entity may, at the director's discretion,
34 purchase menstrual products under any contract awarded for the
35 purchase of menstrual products on behalf of the State by the
36 director, subject to such rules as the director may establish.

37 b. The director may establish limitations with respect to the
38 menstrual products available for purchase and impose other
39 appropriate conditions upon purchasing as the director deems
40 necessary to protect the State's purchasing interests.

41 c. The non-profit entity shall file such reports as the director
42 may require setting forth the expenditures on such contracts.

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44 3. The Director of Purchase and Property in the Department of
45 the Treasury, the Commissioner of Education, and the State
46 Treasurer shall, pursuant to the "Administrative Procedure Act,"
47 P.L.1968, c.410 (C.52:14B-1 et seq.), adopt rules and regulations as
48 may be necessary for the implementation of this act.

1 4. This act shall take effect immediately.

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STATEMENT

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6 This bill requires the Director of the Division of Purchase and
7 Property (director) in the Department of the Treasury to review all
8 State purchasing arrangements, contracts, and initiatives, and
9 consider options to maximize the State's bargaining power with
10 regard to menstrual products, which may include recommending
11 appropriate statutory, administrative, or executive actions as may be
12 necessary to reduce the cost of purchasing menstrual products to
13 State programs and entities.

14 The director will, in coordination with the State Treasurer, and
15 any other appropriate State departments, divisions, offices,
16 agencies, programs, or entities, as designated by the director,
17 develop and implement bulk purchasing arrangements for menstrual
18 products.

19 The director will additionally be required to develop outreach
20 efforts and establish processes for county and local governments, as
21 well as non-profit entities, to benefit from State bulk purchasing
22 arrangements for menstrual products.

23 This bill permits, at the director's discretion, a non-profit entity
24 to purchase menstrual products under any contract awarded for the
25 purchase of menstrual products on behalf of the State by the
26 director, subject to any rules the director may establish. The
27 director may establish limitations with respect to the menstrual
28 products available for purchase and impose other appropriate
29 conditions upon purchasing as deemed necessary to protect the
30 State's purchasing interests. A non-profit entity that purchases
31 menstrual products under such contracts will file reports as the
32 director may require setting forth the expenditures on such
33 contracts.