

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Herod

1 Amend the Judiciary Committee Report, dated March 14, 2019, page 2,
2 strike lines 3 through 6 and substitute:

3 **"17-1-113.6. Menstrual hygiene products for a person in**
4 **custody - definition.** (1) A CORRECTIONAL FACILITY OR PRIVATE
5 CONTRACT PRISON SHALL PROVIDE WHICHEVER MENSTRUAL HYGIENE
6 PRODUCTS ARE REQUESTED BY A PERSON IN CUSTODY TO THE PERSON IN
7 CUSTODY AT NO EXPENSE TO THE PERSON IN CUSTODY. A CORRECTIONAL
8 FACILITY OR PRIVATE CONTRACT PRISON SHALL NOT IMPOSE ANY
9 CONDITION OR RESTRICTION TO A PERSON IN CUSTODY'S ACCESS TO
10 MENSTRUAL HYGIENE PRODUCTS."

11 Page 2, after line 11 insert:

12 "Page 3 of the bill, strike lines 1 through 10 and substitute:

13 **"17-26-104.3. Menstrual hygiene products for a person in**
14 **custody - definition.** (1) A FACILITY, AS DEFINED IN SUBSECTION (2) OF
15 THIS SECTION, WHETHER OPERATED BY A GOVERNMENTAL ENTITY OR A
16 PRIVATE CONTRACTOR, SHALL PROVIDE WHICHEVER MENSTRUAL HYGIENE
17 PRODUCTS ARE REQUESTED BY A PERSON IN CUSTODY TO THE PERSON IN
18 CUSTODY AT NO EXPENSE TO THE PERSON IN CUSTODY. THE FACILITY
19 SHALL NOT IMPOSE ANY CONDITION OR RESTRICTION TO A PERSON IN
20 CUSTODY'S ACCESS TO MENSTRUAL HYGIENE PRODUCTS."

21 Page 3 of the bill, strike line 12 and substitute "REQUIRES:

22 (a) "FACILITY" MEANS:

23 (I) A LOCAL JAIL, AS DEFINED IN SECTION 17-1-102 (7);

24 (II) A MULTI JURISDICTIONAL JAIL, AS DESCRIBED IN SECTION
25 17-26.5-101; AND

26 (III) A MUNICIPAL JAIL, AS AUTHORIZED IN SECTION 31-15-401
27 (1)(j).

28 (b) "MENSTRUAL HYGIENE PRODUCTS" MEANS TAMPONS, ".".

29 Page 2, strike lines 15 through 20 and substitute:

30 **"26-1-136.5. Menstrual hygiene products for a person in**
31 **custody - definition.** (1) A DEPARTMENT OF HUMAN SERVICES FACILITY
32 SHALL PROVIDE WHICHEVER MENSTRUAL HYGIENE PRODUCTS ARE
33 REQUESTED BY A PERSON IN THE CUSTODY OF A DEPARTMENT OF HUMAN
34 SERVICES FACILITY TO THE PERSON IN CUSTODY AT NO EXPENSE TO THE
35 PERSON IN CUSTODY. THE DEPARTMENT OF HUMAN SERVICES FACILITY
36 SHALL NOT IMPOSE ANY CONDITION OR RESTRICTION TO A PERSON IN
37 CUSTODY'S ACCESS TO MENSTRUAL HYGIENE PRODUCTS."

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