**[581-021-0600](https://secure.sos.state.or.us/oard/viewSingleRule.action?ruleVrsnRsn=281312)**

**Menstrual Dignity for Students: Definitions**

The following definitions apply to OAR 581-021-0600 to 581-021-0609:

(1) “Bathroom” means a space with a toilet, a sink, and a trash receptacle that is privately accessible to students. Bathrooms may be single stalled or an aggregation of individual toilet compartments, including in locker rooms.

(2) “Dispenser” means a container sufficient to hold menstrual products and can include something installed on a wall or placed on a shelf.

(3) “Products” means tampons and menstrual pads.

(4) “Public school building” means a building used by a public education provider to provide educational services to students.

(5) “Student bathroom” means a bathroom that is accessible by students, including a gender-neutral bathroom, a bathroom designated for females, and a bathroom designated for males.

Statutory/Other Authority:HB 3294 (2021)

Statutes/Other Implemented: HB 3294 (2021)

[**581-021-0603**](https://secure.sos.state.or.us/oard/viewSingleRule.action?ruleVrsnRsn=281313)

**Menstrual Dignity for Students: Requirements**

(1) All education providers shall install in every student bathroom:

(a) At least one dispenser that:

(A) Does not require inserting coins or money;

(B) Is clearly marked as free in at least two languages;

(C) Is ADA compliant;

(D) Is located in a place where all students can access products; and

(E) Provides a variety of products with consideration of absorbency and size.

(2) Notwithstanding subsection (1), for the 2021-22 school year, all education providers shall stock and maintain menstrual product dispensers in at least two student bathrooms in each public school building. Education providers shall determine where to prioritize dispenser installation considering all-gender access to menstrual products and student privacy.

Statutory/Other Authority: HB 3294 (2021)

Statutes/Other Implemented: HB 3294 (2021)

[**581-021-0606**](https://secure.sos.state.or.us/oard/viewSingleRule.action?ruleVrsnRsn=281315)

**Menstrual Dignity for Students: Education**

(1) All education providers shall provide health and sexuality education that includes information on menstrual health. The education must:

(a) Be inclusive and affirming of transgender, non-binary, intersex, and two spirit/indigiqueer students;

(b) Be positive and not fear- or shame-based;

(c) Be age-appropriate;

(d) Be medically-accurate;

(e) Be culturally responsive; and

(f) Be accessible for students with disabilities.

(2) All education providers shall provide and display menstrual product instructions within the bathroom. The instructions must:

(a) Be inclusive and affirming of transgender, non-binary, intersex, and two spirit/indigiqueer students;

(b) Be positive and not fear- or shame-based;

(c) Be age-appropriate;

(d) Be medically-accurate.

(e) Be culturally responsive; and

(f) Be accessible for students with disabilities.

Statutory/Other Authority: ORS 326.051; HB 3294 (2021)

Statutes/Other Implemented: HB 3294 (2021)

[**581-021-0609**](https://secure.sos.state.or.us/oard/viewSingleRule.action?ruleVrsnRsn=281316)

**Menstrual Dignity for Students: Reimbursement Program**

(1) The Department shall determine how much funding is available each year for eligible entities based on annual ADM and a 49/51 split of available funding. The Department shall use the most current finalized ADM from the State School Fund from the prior year.

(2) The following education providers are eligible to receive the menstrual product reimbursement:

(a) School districts;

(b) Public charter schools; and

(c) Education service districts.

(3) Education providers shall electronically submit applications to the Department within the required timelines and on forms developed by the Department.

(4) Education providers shall be reimbursed for actual costs incurred. Actual costs incurred may include the following:

(a) Products;

(b) Dispensers; and

(c) Installation costs.

(5) Any unspent funds for the first year of the biennium shall be rolled into the distribution of funds for the second year of the biennium. If the total amount to be distributed does not exceed the amount of available funding for the biennium, any remaining amount shall be redistributed to the State School Fund and reconciled in the payment process per ORS 327.095.

Statutory/Other Authority: HB 3294 (2021)

Statutes/Other Implemented: HB 3294 (2021)