

116TH CONGRESS
2D SESSION

H. R. 7054

To encourage the donation of menstrual products to nonprofit organizations for distribution, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 28, 2020

Ms. MENG introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To encourage the donation of menstrual products to nonprofit organizations for distribution, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Good Samaritan Men-
5 strual Products Act”.

6 **SEC. 2. LIMITATION OF LIABILITY FOR DAMAGES FROM DO-**
7 **NATED MENSTRUAL PRODUCTS.**

8 (a) LIABILITY OF PERSON, MANUFACTURER, OR DIS-
9 TRIBUTOR.—A person, manufacturer, or distributor shall
10 not be subject to civil or criminal liability arising from the

1 nature, age, packaging, or condition of apparently usable
2 menstrual products that the person, manufacturer, or dis-
3 tributor donates in good faith to a nonprofit organization
4 for ultimate distribution to individuals in need of such
5 products.

6 (b) LIABILITY OF NONPROFIT ORGANIZATION.—A
7 nonprofit organization shall not be subject to civil or
8 criminal liability arising from the nature, age, packaging,
9 or condition of apparently usable menstrual products that
10 the nonprofit organization received as a donation in good
11 faith from a person, manufacturer, or distributor for ulti-
12 mate distribution to individuals in need of such products.

13 (c) EXCEPTION.—Subsections (a) and (b) do not
14 apply to an act or omission of a person, manufacturer,
15 distributor, or nonprofit organization, as applicable, con-
16 stituting gross negligence or intentional misconduct that
17 results in injury to or death of a user or recipient of the
18 menstrual product.

19 **SEC. 3. DEFINITION.**

20 In this Act:

21 (1) The term “menstrual product” means a
22 sanitary napkin, tampon, liner, cup, and any similar
23 item used by an individual with respect to menstrea-
24 tion.

1 (2) The term “apparently usable” means, with
2 respect to a product, that the product meets all
3 quality and labeling standards imposed by Federal,
4 State, and local laws and regulations even if the
5 product may not be readily marketable.

○