

Motion by South Dakota to amend the Library of Definitions, Part II, definition of “feminine hygiene products” to change the name of the defined term and to allow a toggle for period underwear and other items that meet the definition of “clothing” but are marketed specifically for use as menstrual discharge collection devices.

“~~Feminine Hygiene Products~~Menstrual Discharge Collection Devices” (also known as feminine hygiene products) means tampons, panty liners, menstrual cups, ~~sanitary napkins~~pads, and other similar tangible personal property designed for ~~feminine hygiene use~~ in connection with the human menstrual cycle, but does not include “grooming and hygiene products” as defined in this Agreement.

A state may choose to include or exclude from the definition of menstrual discharge collection devices,

(a) Period underwear; and/or,

(b) All other items that meet the definition of “clothing” but are marketed specifically for use as menstrual discharge collection devices for the human menstrual cycle, such as period swimwear, period running shorts and period sleep shorts.

Note: States that have already adopted the “feminine hygiene products” definition are not required to amend the definition or to adopt the new term “menstrual discharge collection devices.”