

April 16, 2024

RECEIVED
April 16, 2024
**Commission on
State Mandates**

Heather Halsey
Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, CA 95814

**Comments to Draft Expedited Parameters and Guidelines: Public School Restrooms:
Menstrual Products, 22-TC-04**

Dear Heather Halsey:

The Department of Finance has reviewed the Draft Expedited Parameters and Guidelines (Ps & Gs) prepared by the Commission on State Mandates (Commission) on March 26, 2024, and respectfully submits the following comments and concerns in response to the expedited draft parameters and guidelines.

Finance notes the following additional concerns:

As stated in Chapter 664, Statutes of 2021 (AB 367) and emphasized in the Commission's decision, the intent of the test claim statute is to expand student access to menstrual products. The reimbursable activities and restrooms for which a Claimant seeks reimbursement should specify **pupil** restrooms, not all restrooms, in line with the intent of the test claim statute.

The test claim statute also requires at least one men's restroom to be stocked with menstrual products at the mandated school sites. While the draft Ps & Gs do not require Claimants to identify the total number of men's restrooms in their reimbursement claims, Finance suggests Claimants should be required to specify the total number of men's restrooms in the school regardless of their compliance with the previous test claim, to ensure compliance with the test claim statute. The Ps & Gs should clearly state that reimbursement is not required to stock menstrual products in more than one men's restroom, in staff restrooms, or in school restrooms not required by statute.

If you have any questions or need additional information regarding this matter, please contact Melissa Ng, Principal Program Budget Analyst at (916) 445-0328.

Sincerely,

Chris Ferguson

Chris Ferguson
Program Budget Manager

DECLARATION OF SERVICE BY EMAIL

I, the undersigned, declare as follows:

I am a resident of the County of Sacramento and I am over the age of 18 years, and not a party to the within action. My place of employment is 980 Ninth Street, Suite 300, Sacramento, California 95814.

On April 16, 2024, I served the:

- **Claimant's Comments on the Draft Expedited Parameters and Guidelines filed April 16, 2024**
- **Finance's Comments on the Draft Expedited Parameters and Guidelines filed April 16, 2024**

Public School Restrooms: Menstrual Products, 22-TC-04

Statutes 2021, Chapter 664 (AB 367); Education Code Section 35292.6; effective January 1, 2022

Hesperia Unified School District, Claimant

by making it available on the Commission's website and providing notice of how to locate it to the email addresses provided on the attached mailing list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on April 16, 2024 at Sacramento, California.



David Chavez
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 4/12/24

**Claim
Number:** 22-TC-04

Matter: Public School Restrooms: Menstrual Products

Claimant: Hesperia Unified School District

TO ALL PARTIES, INTERESTED PARTIES, AND INTERESTED PERSONS:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, § 1181.3.)

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