

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Equitable Restrooms Act is amended by
5 changing Section 20 and by adding Sections 30 and 35 as
6 follows:

7 (410 ILCS 35/20) (from Ch. 111 1/2, par. 3751-20)

8 Sec. 20. Application. Except for Section 25 and Section
9 30, this Act applies only to places of public accommodation
10 that commence construction, or that commence alterations
11 exceeding 50% of the entire place of public accommodation,
12 after the effective date of this Act.

13 (Source: P.A. 101-165, eff. 1-1-20.)

14 (410 ILCS 35/30 new)

15 Sec. 30. Menstrual hygiene products in public restrooms.

16 (a) The General Assembly finds that:

17 (1) menstrual hygiene products are a health care
18 necessity and not an item that can be forgone or
19 substituted easily; and

20 (2) access to menstrual hygiene products is a serious
21 and ongoing need in this State.

22 (b) As used in this Section:

1 "Menstrual hygiene products" means tampons and sanitary
2 napkins for use in connection with the menstrual cycle.

3 "Public restroom" means any public toilet facility that is
4 available without preference to any specific gender or any
5 public toilet facility that is available only to women.

6 "Public restroom" does not include any public toilet facility
7 in a mosque, temple, church, and other places of worship if the
8 provision of menstrual hygiene products would conflict with
9 the entity's sincerely held religious beliefs, practices, or
10 observances.

11 (c) This Section applies to any existing or future public
12 buildings, as that term is defined in Section 18.

13 (d) Notwithstanding any other provision of law, the owner
14 of a public restroom shall make available and accessible in
15 that public restroom menstrual hygiene products at no cost and
16 shall be responsible for ordering, stocking, and replenishing
17 the supply of those products in that restroom.

18 (e) During any inspection of a public building by a health
19 officer or health inspector, the health officer or health
20 inspector may inspect the public building to determine whether
21 it complies with this Section.

22 (f) The Department of Public Health shall adopt rules to
23 implement this Section.

24 (410 ILCS 35/35 new)

25 Sec. 35. Violation. The owner of a place of public

1 accommodation or a public building that violates Section 18,
2 Section 25, or Section 30 is guilty of a petty offense. The
3 penalty is a fine of not more than \$100.

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.