

ORDINANCE NO. 142-2023(PSH),
Second Reading, As Amended

By Councilperson Boyd

An Ordinance establishing and acknowledging a policy of detainee access to menstrual products and cleaning facilities in the Cleveland Heights Jail; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, access to feminine hygiene products is necessary to ensure the health, safety and welfare of jail detainees experiencing menstrual cycles; and

WHEREAS, policies and procedures in the Cleveland Heights Jail Manual provide that feminine hygiene articles shall be available to inmates upon request; and

WHEREAS, this Council wishes to endorse and enact such policy as law.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. It shall be and hereby is the policy of the City of Cleveland Heights that Jail detainees experiencing menstrual cycles shall be provided with adequate and appropriate feminine hygiene products at no cost to the detainee, and that such products shall not be withheld for disciplinary or other reasons. Further rules shall be established to provide sanitary procedures for cleaning surfaces between restroom areas and area of product disposal, as well as daily access to bathing or showering facilities as requested. Specifically, the Cleveland Height Jail shall have a written policy and procedure in place that: 1) protects inmates from the denial, withholding or refusal of administration of feminine hygiene products based on race, sex, gender identity, income status, degree of charge, disability status, or any other type of discriminatory identity, and 2) provides that inmates shall not be denied the use of showering or bathing facilities while experiencing menstruation, regardless of whether the inmates are separated from the general population for degree of charge or disciplinary reasons.

SECTION 2. Notice of passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to declare this Council's support for menstrual equity in the Cleveland Heights Jail. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Ordinance shall take effect and be in force

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immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.



MELODY JOY HART
President of the Council



ADDIE BALESTER
Clerk of Council

PASSED: 9/18/2023

Presented to Mayor: 09/19/2023

Approved by Mayor: 09/26/2023



KAHLIL SEREN
Mayor