

HB0402S03 compared with HB0402S02

~~{Omitted text}~~ shows text that was in HB0402S02 but was omitted in HB0402S03
inserted text shows text that was not in HB0402S02 but was inserted into HB0402S03

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1 **Foods Additives in Schools**
2025 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Kristen Chevrier
Senate Sponsor: Heidi Balderree

2

3 **LONG TITLE**

4 **General Description:**

5 This bill enacts provisions to prohibit consumable items containing certain food additives
6 from being provided in a public school.

7 **Highlighted Provisions:**

8 This bill:

9 ▶ defines terms;

10 ▶ enacts provisions to prohibit consumable items containing certain food additives from being
provided in a public schoolunder certain circumstances; and

12 ▶ provides {~~an exception~~} exceptions.

13 **Money Appropriated in this Bill:**

14 None

15 **Other Special Clauses:**

16 None

18 **ENACTS:**

19 **53G-9-205.2** , Utah Code Annotated 1953 , Utah Code Annotated 1953

HB0402S02

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Be it enacted by the Legislature of the state of Utah:

Section 1. Section 1 is enacted to read:

53G-9-205.2. Definitions -- Prohibited food additives -- Exceptions.

(1) As used in this section:

(a) "FDC" means the Federal Food, Drug, and Cosmetics Act, 21 C.F.R. Part 74.

(b) "Public school" means the same as that term is defined in Section 53G-9-205.1.

(c) "School day" means the same as that terms is defined in Section 53G-6-201.

(2)

(a) Beginning in the 2026-2027 school year, a public school may not sell, donate, offer, or serve on school grounds during the school day, food that contains:

(i) potassium bromate;

(ii) propylparaben;

(iii) FDC Blue No. 1;

(iv) FDC Blue No. 2;

(v) FDC Green No. 3;

(vi) FDC Red No. 3;

(vii) FDC Red No. 40;

(viii) FDC Yellow No. 5; and

(ix) FDC Yellow No. 6.

(b) Except as provided in Subsection (3), a person who sells, donates, offers, or serves a consumable item during the school day shall comply with the requirements under this section.

(3)

(a) Notwithstanding Subsection (2)(b):

{(3)} (i) {Nothing in this section prevents} a student's parent {from providing the parent's student may} **may** provide students with a food item described in Subsection (2)(a) during the school day{:} ;

(ii) a teacher may provide students with a food item described in Subsection (2)(a) if the teacher obtains permission from the students' parents at the start of each school semester; and

(iii) a person may sell a food item described in Subsection (2)(a):

(A) as a concession item at a school-sponsored event or extra-curricular activity; or

(B) in a vending machine.

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51 (b) This section does not apply to a charter school or district school that has 5,500 students or fewer.

53 Section 2. **Effective date.**

This bill takes effect on May 7, 2025.

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