

Kristen Chevrier proposes the following substitute bill:

Foods Additives in Schools

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kristen Chevrier

Senate Sponsor: Heidi Balderree

LONG TITLE

General Description:

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

Highlighted Provisions:

This bill:

- defines terms;
- enacts provisions to prohibit consumable items containing certain food additives from being provided in a public school under certain circumstances; and
- provides exceptions.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

53G-9-205.2, Utah Code Annotated 1953

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

Section 1. Section **53G-9-205.2** is enacted to read:

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

(1) As used in this section:

(a) "FD&C" 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) FD&C Blue No. 1;

(iv) FD&C Blue No. 2;

(v) FD&C Green No. 3;

(vi) FD&C Red No. 3;

(vii) FD&C Red No. 40;

(viii) FD&C Yellow No. 5; and

(ix) FD&C 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):

(i) a student's parent 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.

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

Section 2. **Effective Date.**

This bill takes effect on May 7, 2025.