

# HB0493S01 compared with HB0493

~~{Omitted text}~~ shows text that was in HB0493 but was omitted in HB0493S01

inserted text shows text that was not in HB0493 but was inserted into HB0493S01

**DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.**

1                                    **~~{Pricing Protection}~~ Consumer Products Amendments**

2026 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jake Sawyer**

Senate Sponsor: Ann Millner



2

3 **LONG TITLE**

4 **General Description:**

5        This bill addresses provisions related to ~~{the verification and enforcement of commercial pricing}~~  
6 consumer products.

6 **Highlighted Provisions:**

7        This bill:

- 8        ▶ defines terms;
- 9        ▶ establishes a schedule and timeline of civil penalties for a violation of the weights and measures program under the Department of Agriculture and Food; ~~{and}~~
- 11       ▶ requires a manufacturer of menstrual products sold in the state to list certain ingredients intentionally added on a label on the packaging of the menstrual product;
- 13       ▶ authorizes the Division of Consumer Protection to enforce labeling requirements; and
- 11       ▶ makes technical and conforming changes.

15 **Money Appropriated in this Bill:**

16        None

17 **Other Special Clauses:**

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18 None

19 **Utah Code Sections Affected:**

20 AMENDS:

21 **4-9-111** (Effective 05/06/26), as renumbered and amended by Laws of Utah 2017, Chapter 345

23 **13-2-1** (Effective 05/06/26) (~~Superseded 07/01/26~~), as last amended by Laws of Utah 2025,  
**Chapters 51, 181, 237, and 269**

25 **13-2-1** [~~(Effective 07/01/26)~~] (Effective 05/06/26), as last amended by Laws of Utah 2025,  
**Chapter 468**

27 ENACTS:

28 **13-82-101** (Effective 05/06/26), Utah Code Annotated 1953

29 **13-82-201** (Effective 05/06/26), Utah Code Annotated 1953

30 **13-82-301** (Effective 05/06/26), Utah Code Annotated 1953

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

33 Section 1. Section **4-9-111** is amended to read:

34 **4-9-111.** (Effective 05/06/26) **Enforcement powers of department -- Penalties.**

23 (1) For the purpose of enforcing this chapter, the department may:

24 (a) enter any commercial premises during normal working hours after the presentation of credentials;

26 (b) issue in writing a "stop-use, hold, or removal order" with respect to any weights or measures  
commercially used or a "stop sale, use, or removal order" with respect to any packaged commodity  
or bulk commodity offered for sale;

29 (c) impose a civil penalty for a violation of this chapter, consistent with Subsection (3);

30 [(e)] (d) seize as evidence, without formal warrant, any incorrect or unapproved weight, measure,  
package, or commodity offered for sale or sold in violation of this chapter;

32 [(d)] (e)

(i) seek an order of seizure or condemnation of any weight, measure, package, or sale from bulk that  
violates this chapter; or

34 (ii) upon proper grounds, obtain a temporary restraining order or permanent injunction to prevent a  
violation of this chapter; and

36 [(e)] (f) stop any commercial vehicle and after presenting credentials:

37 (i) inspect [its] the vehicle's contents;

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- 38 (ii) require the person in charge of the vehicle to produce any documents in [his] the person's possession  
concerning the contents; or
- 40 (iii) require the person in charge of the vehicle to proceed with the vehicle to some specified place for  
inspection.
- 42 (2) If an order has been issued under Subsection (1)(b), the weights, measures, or commodities subject  
to the order may not be used, moved, or offered for sale until the department issues a written release.
- 45 (3)
- (a) A person that violates a provision of this chapter or a rule or order issued under the authority of this  
chapter is subject to:
- 47 (i) for a first violation, a notice of violation by the department;
- 60 (ii) for a second violation, the cost to the department of an inspection;
- 48 (ii){(iii)} for a {second} third violation, a civil penalty not to exceed \$500 and the cost to the  
department of an inspection;
- 50 (iii){(iv)} for a {third} fourth violation, a civil penalty not to exceed \$1,000 and the cost to the  
department of an inspection;
- 52 (iv){(v)} for a {fourth} fifth violation, a civil penalty not to exceed \$5,000 and the cost to the  
department of an inspection; and
- 54 (v){(vi)} for a {fifth} sixth or subsequent violation, a civil penalty not to exceed \$10,000 and the  
cost to the department of an inspection.
- 69 (b) The department may not impose a civil penalty described in Subsection (3)(a) for a third or  
subsequent violation sooner than 30 days from the day on which the department imposed a previous  
civil penalty.
- 56 (b){(c)} The department shall deposit a civil penalty collected under this section into the General Fund  
as a dedicated credit to be used by the department for the enforcement of this chapter.
- 59 [(3)] (4) A bond may not be required of the department in any injunctive proceeding brought under this  
section.

### Section 2. Section 13-2-1 is amended to read:

#### **13-2-1. Consumer protection division established -- Functions.**

- 80 (1) There is established within the Department of Commerce the Division of Consumer Protection.
- 82 (2) The division shall administer and enforce the following:
- 83 (a) Chapter 10a, Music Licensing Practices Act;

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- 84 (b) Chapter 11, Utah Consumer Sales Practices Act;
- 85 (c) Chapter 15, Business Opportunity Disclosure Act;
- 86 (d) Chapter 20, New Motor Vehicle Warranties Act;
- 87 (e) Chapter 21, Credit Services Organizations Act;
- 88 (f) Chapter 22, Charitable Solicitations Act;
- 89 (g) Chapter 23, Health Spa Services Protection Act;
- 90 (h) Chapter 25a, Telephone and Facsimile Solicitation Act;
- 91 (i) Chapter 26, Telephone Fraud Prevention Act;
- 92 (j) Chapter 28, Prize Notices Regulation Act;
- 93 (k) Chapter 32a, Pawnshop, Secondhand Merchandise, and Catalytic Converter Transaction Information Act;
- 95 (l) Chapter 34, Utah Postsecondary School and State Authorization Act;
- 96 (m) Chapter 41, Price Controls During Emergencies Act;
- 97 (n) Chapter 42, Uniform Debt-Management Services Act;
- 98 (o) Chapter 49, Immigration Consultants Registration Act;
- 99 (p) Chapter 51, Transportation Network Company Registration Act;
- 100 (q) Chapter 52, Residential Solar Energy Consumer Protection Act;
- 101 (r) Chapter 53, Residential, Vocational ~~[or]~~ and Life Skills Program Act;
- 102 (s) Chapter 54, Ticket Website Sales Act;
- 103 (t) Chapter 56, Ticket Transferability Act;
- 104 (u) Chapter 57, Maintenance Funding Practices Act;
- 105 (v) Chapter 61, Utah Consumer Privacy Act;
- 106 (w) Chapter 64, Vehicle Value Protection Agreement Act;
- 107 (x) Chapter 65, Utah Commercial Email Act;
- 108 (y) Chapter 67, Online Dating Safety Act;
- 109 (z) Chapter 68, Lawyer Referral Consultants Registration Act;
- 110 (aa) Chapter 70, Automatic Renewal Contracts Act;
- 111 (bb) Chapter 71, Utah Minor Protection in Social Media Act;
- 112 (cc) Chapter 72a, Artificial Intelligence Applications Relating to Mental Health;~~[-and]~~
- 113 (dd) Chapter 78, Earned Wage Access Services Act~~[-]~~ ; and
- 114 (ee) Chapter 82, Feminine Hygiene Products.

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- 115 (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may  
make rules to establish:
- 117 (a) a public list that identifies a person that:
- 118 (i) violates a chapter described in Subsection (2);
- 119 (ii) without proper legal justification, fails to comply with an order, subpoena, judgment, or other legal  
process issued by:
- 121 (A) the division; or
- 122 (B) a court of competent jurisdiction; or
- 123 (iii) breaches a settlement agreement, stipulation, assurance of voluntary compliance, or similar  
instrument signed by the person and the division; and
- 125 (b) a process by which a person may be removed from the list the division establishes as described in  
Subsection (3)(a).
- 127 Section 3. Section 13-2-1 is amended to read:
- 128 **13-2-1. Consumer protection division established -- Functions.**
- 130 (1) There is established within the Department of Commerce the Division of Consumer Protection.
- 132 (2) The division shall administer and enforce the following:
- 133 (a) Chapter 10a, Music Licensing Practices Act;
- 134 (b) Chapter 11, Utah Consumer Sales Practices Act;
- 135 (c) Chapter 15, Business Opportunity Disclosure Act;
- 136 (d) Chapter 20, New Motor Vehicle Warranties Act;
- 137 (e) Chapter 21, Credit Services Organizations Act;
- 138 (f) Chapter 22, Charitable Solicitations Act;
- 139 (g) Chapter 23, Health Spa Services Protection Act;
- 140 (h) Chapter 25a, Telephone and Facsimile Solicitation Act;
- 141 (i) Chapter 26, Telephone Fraud Prevention Act;
- 142 (j) Chapter 28, Prize Notices Regulation Act;
- 143 (k) Chapter 32a, Pawnshop, Secondhand Merchandise, and Catalytic Converter Transaction Information  
Act;
- 145 (l) Chapter 34, Utah Postsecondary School and State Authorization Act;
- 146 (m) Chapter 41, Price Controls During Emergencies Act;
- 147 (n) Chapter 42, Uniform Debt-Management Services Act;

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- 148 (o) Chapter 49, Immigration Consultants Registration Act;
- 149 (p) Chapter 51, Transportation Network Company Registration Act;
- 150 (q) Chapter 52, Residential Solar Energy Consumer Protection Act;
- 151 (r) Chapter 53, Residential, Vocational [ø] and Life Skills Program Act;
- 152 (s) Chapter 54, Ticket Website Sales Act;
- 153 (t) Chapter 56, Ticket Transferability Act;
- 154 (u) Chapter 57, Maintenance Funding Practices Act;
- 155 (v) Chapter 61, Utah Consumer Privacy Act;
- 156 (w) Chapter 64, Vehicle Value Protection Agreement Act;
- 157 (x) Chapter 65, Utah Commercial Email Act;
- 158 (y) Chapter 67, Online Dating Safety Act;
- 159 (z) Chapter 68, Lawyer Referral Consultants Registration Act;
- 160 (aa) Chapter 70, Automatic Renewal Contracts Act;
- 161 (bb) Chapter 71, Utah Minor Protection in Social Media Act;
- 162 (cc) Chapter 72a, Artificial Intelligence Applications Relating to Mental Health;
- 163 (dd) Chapter 78, Earned Wage Access Services Act;~~[-and]~~
- 164 (ee) Chapter 81, Utah Digital Choice Act~~[-]~~ ; and
- 165 (ff) Chapter 82, Feminine Hygiene Products.
- 166 (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may  
make rules to establish:
- 168 (a) a public list that identifies a person that:
- 169 (i) violates a chapter described in Subsection (2);
- 170 (ii) without proper legal justification, fails to comply with an order, subpoena, judgment, or other legal  
process issued by:
- 172 (A) the division; or
- 173 (B) a court of competent jurisdiction; or
- 174 (iii) breaches a settlement agreement, stipulation, assurance of voluntary compliance, or similar  
instrument signed by the person and the division; and
- 176 (b) a process by which a person may be removed from the list the division establishes as described in  
Subsection (3)(a).
- 178 Section 4. Section 4 is enacted to read:

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## CHAPTER 82. Feminine Hygiene Products

### Part 1. General Provisions

#### **13-82-101. Definitions.**

As used in this section:

- 179
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- 183 (1) "Chemical" means:
- 184 (a) lead;
- 185 (b) cadmium;
- 186 (c) arsenic;
- 187 (d) dioxin (2,3,7,8-tetrachlordibenzo-p-dioxin (TCDD)); or
- 188 (e) PFAS.
- 189 (2)
- (a) "Confidential business information" means an ingredient intentionally added, or a combination of ingredients intentionally added, for which:
- 191 (i) the Administrator of the United States Environmental Protection Agency has approved a claim for inclusion on the confidential portion of the Toxic Substances Control Act Chemical Substance Inventory in accordance with 15 U.S.C. Sec. 2607(b); or
- 195 (ii) the manufacturer claims is a trade secret, as that term is defined in Section 13-24-2, in accordance with Title 13, Chapter 24, Uniform Trade Secrets Act.
- 197 (b) "Confidential business information" does not include a chemical.
- 198 (3) "Division" means the Division of Consumer Protection established in Section 13-2-1.
- 199 (4) "Ingredient intentionally added" means a chemical, substance, or combination of substances in a menstrual product that serves a technical or functional purpose in the finished menstrual product.
- 202 (5) "Manufacturer" means a manufacturer of a menstrual product sold, offered for sale, or distributed in the state.
- 204 (6) "Menstrual product" means, whether disposable or reusable:
- 205 (a) a tampon;
- 206 (b) a sanitary napkin;
- 207 (c) a menstrual cup; or
- 208 (d) another similar product designed for hygiene in connection with the human menstrual cycle.
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(7) "Perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" means a substance that is a member of the class of fluorinated organic chemicals containing at least one fully fluorinated carbon atom.

213 Section 5. Section 5 is enacted to read:

## 214 Part 2. Requirements and Prohibited Practices

### 215 13-82-201. Feminine hygiene products -- Labeling.

216 (1) Beginning December 1, 2027, a manufacturer shall include a label on the package of the menstrual product manufactured on or after December 1, 2027, that lists each ingredient intentionally added.

219 (2)

(a) The label described in Subsection (1) shall:

220 (i) except as provided in Subsection (2)(b), list each ingredient intentionally added in order of predominance by weight as a percentage of the weight of the menstrual product;

223 (ii) be in a conspicuous location on the outside packaging of the menstrual product; and

225 (iii) be in legible type.

226 (b) If the weight of an ingredient intentionally added is less than 1% of the weight of the menstrual product, the ingredient intentionally added may be listed in any order following the other ingredients intentionally added listed as described in Subsection (2)(a).

230 (3) Reasonable variations in the amount of an ingredient intentionally added in a menstrual product listed on the label as described in Subsection (2) is permitted.

232 (4) Nothing in this section prohibits a manufacturer from using technology, including a link to an internet website, to provide the information required under Subsections (1) and (2).

234 (5)

(a) This section may not be construed to require a manufacturer to disclose confidential business information on the package of a menstrual product or on the manufacturer's website.

237 (b) If an ingredient intentionally added is confidential business information, the ingredient intentionally added may be listed as described in this section by the common name of the ingredient intentionally added.

240 (6) A manufacturer shall revise the list required under Subsection (1) no later than:

241 (a) for a label on the package of a menstrual product, 18 months after the day on which an intentionally added ingredient is added or changed in the menstrual product; or

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(b) for a list of intentionally added ingredients using technology as described in Subsection (4), 6 months after the day on which an intentionally added ingredient is added or changed in the menstrual product.

246 Section 6. Section 6 is enacted to read:

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## Part 3. Enforcement

248 **13-82-301. Administration and enforcement -- Powers -- Legal counsel -- Fees.**

250 (1) The division shall administer and enforce the provisions of this chapter in accordance with Chapter 2, Division of Consumer Protection.

252 (2)

(a) In addition to the division's enforcement powers under Chapter 2, Division of Consumer Protection:

254 (i) the division director may impose an administrative fine of up to \$2,500 for each violation of this chapter; and

256 (ii) the division may bring an action in a court of competent jurisdiction to enforce a provision of this chapter.

258 (b) In a court action by the division to enforce a provision of this chapter, the court may:

259 (i) declare that an act or practice violates a provision of this chapter;

260 (ii) issue an injunction for a violation of this chapter;

261 (iii) impose a fine of up to \$2,500 for each violation of this chapter; or

262 (iv) award any other relief that the court deems reasonable and necessary.

263 (3) If a court of competent jurisdiction grants judgment or injunctive relief to the division, the court shall award the division:

265 (a) reasonable attorney fees;

266 (b) court costs; and

267 (c) investigative fees.

268 (4)

(a) A person who violates an administrative or court order issued for a violation of this chapter is subject to a civil penalty of no more than \$5,000 for each violation.

270 (b) A civil penalty authorized under this section may be imposed in any civil action brought by the division.

272 (5) All money received for the payment of a fine or civil penalty imposed under this section shall be deposited into the Consumer Protection Education and Training Fund created in Section 13-2-8.

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Section 7. **Effective date.**

Effective Date.

This bill takes effect on May 6, 2026.

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