

1 **Foods Available at Schools Amendments**

2026 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Kristen Chevrier**

Senate Sponsor: Heidi Balderree

---

---

**LONG TITLE****General Description:**

This bill amends provisions related to food additive prohibitions in a public school.

**Highlighted Provisions:**

This bill:

- ▶ amends the list of prohibited food additives;
- ▶ adds an exception related to food that is donated;
- ▶ removes an exception related to small schools; and
- ▶ makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill provides a special effective date.

**Utah Code Sections Affected:**17 **AMENDS:**

18 **53G-9-205.2**, as enacted by Laws of Utah 2025, Chapter 466

---

---

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

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

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

23 (1) As used in this section:

- 24 (a) "FD&C" means the Federal Food, Drug, and Cosmetics Act, 21 C.F.R. Part 74.
- 25 (b) "Public school" means the same as that term is defined in Section 53G-9-205.1.
- 26 (c) "School day" means the same as that terms is defined in Section 53G-6-201.

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

- 29 (i) potassium bromate;
- 30 (ii) propylparaben;

- [iii] titanium dioxide;
- [iv] FD&C Blue No. 1;
- [v] FD&C Blue No. 2;
- [vi] FD&C Green No. 3;
- [vii] FD&C Red No. 3;
- [viii] FD&C Red No. 40;
- [ix] FD&C Yellow No. 5; and
- [x] 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)** a student's parent may provide students with a food item described in Subsection (2)(a) during the school day;

[**(ii)**] **(b)** 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)] (c) an individual may donate a food item described in Subsection (2)(a) to a school's food pantry;

(d) a public school may accept and distribute to a student a food item:

(i) described in Subsection (2)(a); and

(ii) donated under Subsection (3)(c); and

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

54 [A] (i) as a concession item at a school-sponsored event or extra-curricular activity;  
55 or  
56 [B] (ii) in a vending machine.

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

## Section 2. Effective Date.

This bill takes effect on July 1, 2026.