

Kristen Chevrier proposes the following substitute bill:

Feminine Hygiene Products Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kristen Chevrier

Senate Sponsor:

LONG TITLE

General Description:

This bill provides labeling requirements for menstrual products.

Highlighted Provisions:

This bill:

▸ requires a manufacturer of menstrual products sold in the state to:

• list certain chemicals and ingredients intentionally added on a label on the packaging of the menstrual product; and

• keep records of tests for chemicals and ingredients intentionally added and produce the records to the Division of Consumer Protection (division) upon the division's request;

▸ authorizes the division to:

• make rules; and

• enforce labeling requirements;

▸ defines terms; 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:

AMENDS:

13-2-1 (Effective 05/06/26) (Superseded 07/01/26), as last amended by Laws of Utah 2025, Chapters 51, 181, 237, and 269

13-2-1 (Effective 07/01/26), as last amended by Laws of Utah 2025, Chapter 468

ENACTS:

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

31

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

33 Section 1. Section **13-2-1** is amended to read:

34 **13-2-1 (Effective 05/06/26) (Superseded 07/01/26). Consumer protection division**
 35 **established -- Functions.**

36 (1) There is established within the Department of Commerce the Division of Consumer
 37 Protection.

38 (2) The division shall administer and enforce the following:

39 (a) Chapter 10a, Music Licensing Practices Act;

40 (b) Chapter 11, Utah Consumer Sales Practices Act;

41 (c) Chapter 15, Business Opportunity Disclosure Act;

42 (d) Chapter 20, New Motor Vehicle Warranties Act;

43 (e) Chapter 21, Credit Services Organizations Act;

44 (f) Chapter 22, Charitable Solicitations Act;

45 (g) Chapter 23, Health Spa Services Protection Act;

46 (h) Chapter 25a, Telephone and Facsimile Solicitation Act;

47 (i) Chapter 26, Telephone Fraud Prevention Act;

48 (j) Chapter 28, Prize Notices Regulation Act;

49 (k) Chapter 32a, Pawnshop, Secondhand Merchandise, and Catalytic Converter
 50 Transaction Information Act;

51 (l) Chapter 34, Utah Postsecondary School and State Authorization Act;

52 (m) Chapter 41, Price Controls During Emergencies Act;

53 (n) Chapter 42, Uniform Debt-Management Services Act;

54 (o) Chapter 49, Immigration Consultants Registration Act;

55 (p) Chapter 51, Transportation Network Company Registration Act;

56 (q) Chapter 52, Residential Solar Energy Consumer Protection Act;

57 (r) Chapter 53, Residential, Vocational [øf] and Life Skills Program Act;

58 (s) Chapter 54, Ticket Website Sales Act;

59 (t) Chapter 56, Ticket Transferability Act;

60 (u) Chapter 57, Maintenance Funding Practices Act;

61 (v) Chapter 61, Utah Consumer Privacy Act;

62 (w) Chapter 64, Vehicle Value Protection Agreement Act;

- 63 (x) Chapter 65, Utah Commercial Email Act;
- 64 (y) Chapter 67, Online Dating Safety Act;
- 65 (z) Chapter 68, Lawyer Referral Consultants Registration Act;
- 66 (aa) Chapter 70, Automatic Renewal Contracts Act;
- 67 (bb) Chapter 71, Utah Minor Protection in Social Media Act;
- 68 (cc) Chapter 72a, Artificial Intelligence Applications Relating to Mental Health;[-and]
- 69 (dd) Chapter 78, Earned Wage Access Services Act[.]; and
- 70 (ee) Chapter 82, Feminine Hygiene Products.

71 (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
72 division may make rules to establish:

- 73 (a) a public list that identifies a person that:
 - 74 (i) violates a chapter described in Subsection (2);
 - 75 (ii) without proper legal justification, fails to comply with an order, subpoena,
76 judgment, or other legal process issued by:
 - 77 (A) the division; or
 - 78 (B) a court of competent jurisdiction; or
 - 79 (iii) breaches a settlement agreement, stipulation, assurance of voluntary compliance,
80 or similar instrument signed by the person and the division; and
- 81 (b) a process by which a person may be removed from the list the division establishes as
82 described in Subsection (3)(a).

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

84 **13-2-1 (Effective 07/01/26). Consumer protection division established --**

85 **Functions.**

- 86 (1) There is established within the Department of Commerce the Division of Consumer
87 Protection.
- 88 (2) The division shall administer and enforce the following:
 - 89 (a) Chapter 10a, Music Licensing Practices Act;
 - 90 (b) Chapter 11, Utah Consumer Sales Practices Act;
 - 91 (c) Chapter 15, Business Opportunity Disclosure Act;
 - 92 (d) Chapter 20, New Motor Vehicle Warranties Act;
 - 93 (e) Chapter 21, Credit Services Organizations Act;
 - 94 (f) Chapter 22, Charitable Solicitations Act;
 - 95 (g) Chapter 23, Health Spa Services Protection Act;
 - 96 (h) Chapter 25a, Telephone and Facsimile Solicitation Act;

- 97 (i) Chapter 26, Telephone Fraud Prevention Act;
- 98 (j) Chapter 28, Prize Notices Regulation Act;
- 99 (k) Chapter 32a, Pawnshop, Secondhand Merchandise, and Catalytic Converter
100 Transaction Information Act;
- 101 (l) Chapter 34, Utah Postsecondary School and State Authorization Act;
- 102 (m) Chapter 41, Price Controls During Emergencies Act;
- 103 (n) Chapter 42, Uniform Debt-Management Services Act;
- 104 (o) Chapter 49, Immigration Consultants Registration Act;
- 105 (p) Chapter 51, Transportation Network Company Registration Act;
- 106 (q) Chapter 52, Residential Solar Energy Consumer Protection Act;
- 107 (r) Chapter 53, Residential, Vocational [œ] and Life Skills Program Act;
- 108 (s) Chapter 54, Ticket Website Sales Act;
- 109 (t) Chapter 56, Ticket Transferability Act;
- 110 (u) Chapter 57, Maintenance Funding Practices Act;
- 111 (v) Chapter 61, Utah Consumer Privacy Act;
- 112 (w) Chapter 64, Vehicle Value Protection Agreement Act;
- 113 (x) Chapter 65, Utah Commercial Email Act;
- 114 (y) Chapter 67, Online Dating Safety Act;
- 115 (z) Chapter 68, Lawyer Referral Consultants Registration Act;
- 116 (aa) Chapter 70, Automatic Renewal Contracts Act;
- 117 (bb) Chapter 71, Utah Minor Protection in Social Media Act;
- 118 (cc) Chapter 72a, Artificial Intelligence Applications Relating to Mental Health;
- 119 (dd) Chapter 78, Earned Wage Access Services Act;[~~and~~]
- 120 (ee) Chapter 81, Utah Digital Choice Act[-] ; and
- 121 (ff) Chapter 82, Feminine Hygiene Products.
- 122 (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
123 division may make rules to establish:
- 124 (a) a public list that identifies a person that:
- 125 (i) violates a chapter described in Subsection (2);
- 126 (ii) without proper legal justification, fails to comply with an order, subpoena,
127 judgment, or other legal process issued by:
- 128 (A) the division; or
- 129 (B) a court of competent jurisdiction; or
- 130 (iii) breaches a settlement agreement, stipulation, assurance of voluntary compliance,

131 or similar instrument signed by the person and the division; and
132 (b) a process by which a person may be removed from the list the division establishes as
133 described in Subsection (3)(a).

134 Section 3. Section **13-82-101** is enacted to read:

135 **CHAPTER 82. Feminine Hygiene Products**

136 **Part 1. General Provisions**

137 **13-82-101 (Effective 05/06/26). Definitions.**

138 As used in this section:

139 (1) "Chemical" means:

140 (a) lead;

141 (b) cadmium;

142 (c) arsenic;

143 (d) dioxin; or

144 (e) PFAS.

145 (2) "Covered substance" means a chemical or an ingredient intentionally added.

146 (3) "Division" means the Division of Consumer Protection established in Section 13-2-1.

147 (4) "Ingredient intentionally added" means a substance or combination of substances in a
148 menstrual product that serves a technical or functional purpose in the finished hygiene
149 product.

150 (5) "Manufacturer" means a manufacturer of a menstrual product sold, offered for sale, or
151 distributed in the state.

152 (6) "Menstrual product" means, whether disposable or reusable:

153 (a) a tampon;

154 (b) a sanitary napkin;

155 (c) a menstrual cup; or

156 (d) another similar product designed for hygiene in connection with the human
157 menstrual cycle.

158 (7) "Perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" means a substance that is a
159 member of the class of fluorinated organic chemicals containing at least one fully
160 fluorinated carbon atom.

161 Section 4. Section **13-82-201** is enacted to read:

162 **Part 2. Requirements and Prohibited Practices**

163 **13-82-201 (Effective 05/06/26). Feminine hygiene products -- Labeling.**

- 164 (1) Beginning December 1, 2027, a manufacturer shall include a label on the package of the
165 menstrual product manufactured on or after December 1, 2027, that lists each covered
166 substance.
- 167 (2)(a) The label described in Subsection (1) shall:
- 168 (i) except as provided in Subsection (2)(b), list each covered substance in order of
169 predominance by weight as a percentage of the weight of the menstrual product;
170 (ii) include in the list of covered substances a covered substance that is 0% or more
171 of the weight of the menstrual product;
172 (iii) be in a conspicuous location on the outside packaging of the menstrual product;
173 (iv) be in legible type; and
174 (v) comply with rules the division makes in accordance with this section, if any.
- 175 (b) If the weight of a covered substance is less than 1% of the weight of the menstrual
176 product, the covered substance may be listed in any order following the other covered
177 substances listed as described in Subsection (2)(a).
- 178 (3) Reasonable variations in the amount of a covered substance in a menstrual product
179 listed on the label as described in Subsection (2) is permitted.
- 180 (4) A manufacturer shall:
- 181 (a) keep records of tests the manufacturer conducts for covered substances in menstrual
182 products for three years; and
- 183 (b) produce the records described in Subsection (4)(a) to the division upon request of the
184 division.
- 185 (5) Nothing in this section prohibits a manufacturer from using technology, including a link
186 to an internet website, to provide the information required under Subsections (1) and (2).
- 187 (6) The division may make rules in accordance with Title 63G, Chapter 3, Utah
188 Administrative Rulemaking Act, to establish additional requirements for the label
189 described in Subsection (1).

190 Section 5. Section **13-82-301** is enacted to read:

191 **Part 3. Enforcement**

192 **13-82-301 (Effective 05/06/26). Administration and enforcement -- Powers --**
193 **Legal counsel -- Fees.**

- 194 (1) The division shall administer and enforce the provisions of this chapter in accordance
195 with Chapter 2, Division of Consumer Protection.
- 196 (2)(a) In addition to the division's enforcement powers under Chapter 2, Division of
197 Consumer Protection:

- 198 (i) the division director may impose an administrative fine of up to \$2,500 for each
199 violation of this chapter; and
- 200 (ii) the division may bring an action in a court of competent jurisdiction to enforce a
201 provision of this chapter.
- 202 (b) In a court action by the division to enforce a provision of this chapter, the court may:
- 203 (i) declare that an act or practice violates a provision of this chapter;
204 (ii) issue an injunction for a violation of this chapter;
205 (iii) order disgorgement of any money received in violation of this chapter;
206 (iv) order payment of disgorged money to an injured purchaser or consumer;
207 (v) impose a fine of up to \$2,500 for each violation of this chapter; or
208 (vi) award any other relief that the court deems reasonable and necessary.
- 209 (3) If a court of competent jurisdiction grants judgment or injunctive relief to the division,
210 the court shall award the division:
- 211 (a) reasonable attorney fees;
212 (b) court costs; and
213 (c) investigative fees.
- 214 (4)(a) A person who violates an administrative or court order issued for a violation of
215 this chapter is subject to a civil penalty of no more than \$5,000 for each violation.
- 216 (b) A civil penalty authorized under this section may be imposed in any civil action
217 brought by the division.
- 218 (5) All money received for the payment of a fine or civil penalty imposed under this section
219 shall be deposited into the Consumer Protection Education and Training Fund created in
220 Section 13-2-8.

221 **Section 6. Effective Date.**

- 222 (1) Except as provided in Subsection (2), this bill takes effect May 6, 2026.
- 223 (2) The actions affecting Section 13-2-1 (Effective 07/01/26) take effect on July 1, 2026.