

Kristen Chevrier proposes the following substitute bill:

Feminine Hygiene Products Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kristen Chevrier

Senate Sponsor: Stephanie Pitcher

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13-2-1 (Effective 05/06/26) (Superseded 07/01/26), as last amended by Laws of Utah 2025, Chapters 51, 181, 237, and 269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

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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34 **13-2-1 (Effective 05/06/26) (Superseded 07/01/26).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 (2,3,7,8-tetrachlordibenzo-p-dioxin (TCDD)); or

144 (e) PFAS.

145 (2)(a) "Confidential business information" means an ingredient intentionally added, or a
146 combination of ingredients intentionally added, for which:

147 (i) the Administrator of the United States Environmental Protection Agency has
148 approved a claim for inclusion on the confidential portion of the Toxic Substances
149 Control Act Chemical Substance Inventory in accordance with 15 U.S.C. Sec.

150 2607(b); or

151 (ii) the manufacturer claims is a trade secret, as that term is defined in Section 13-24-2,
152 in accordance with Title 13, Chapter 24, Uniform Trade Secrets Act.

153 (b) "Confidential business information" does not include a chemical.

154 (3) "Covered substance" means a chemical or an ingredient intentionally added.

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

156 (5) "Ingredient intentionally added" means a substance or combination of substances in a
157 menstrual product that serves a technical or functional purpose in the finished menstrual
158 product.

159 (6) "Manufacturer" means a manufacturer of a menstrual product sold, offered for sale, or
160 distributed in the state.

161 (7) "Menstrual product" means, whether disposable or reusable:

162 (a) a tampon;

163 (b) a sanitary napkin;

- 164 (c) a menstrual cup; or
165 (d) another similar product designed for hygiene in connection with the human
166 menstrual cycle.
167 (8) "Perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" means a substance that is a
168 member of the class of fluorinated organic chemicals containing at least one fully
169 fluorinated carbon atom.

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

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

172 **13-82-201 (Effective 05/06/26). Feminine hygiene products -- Labeling.**

- 173 (1) Beginning December 1, 2027, a manufacturer shall include a label on the package of the
174 menstrual product manufactured on or after December 1, 2027, that lists each covered
175 substance.
176 (2)(a) The label described in Subsection (1) shall:
177 (i) except as provided in Subsection (2)(b), list each covered substance in order of
178 predominance by weight as a percentage of the weight of the menstrual product;
179 (ii) be in a conspicuous location on the outside packaging of the menstrual product;
180 (iii) be in legible type; and
181 (iv) comply with rules the division makes in accordance with this section, if any.
182 (b) If the weight of a covered substance is less than 1% of the weight of the menstrual
183 product, the covered substance may be listed in any order following the other covered
184 substances listed as described in Subsection (2)(a).
185 (3) Reasonable variations in the amount of a covered substance in a menstrual product
186 listed on the label as described in Subsection (2) is permitted.
187 (4) A manufacturer shall:
188 (a) keep records of tests the manufacturer conducts for covered substances in menstrual
189 products for three years; and
190 (b) produce the records described in Subsection (4)(a) to the division upon request of the
191 division.
192 (5) Nothing in this section prohibits a manufacturer from using technology, including a link
193 to an internet website, to provide the information required under Subsections (1) and (2).
194 (6)(a) This section may not be construed to require a manufacturer to disclose
195 confidential business information on the package of a menstrual product or on the
196 manufacturer's website.
197 (b) If an ingredient intentionally added is confidential business information, the

198 ingredient intentionally added may be listed as described in this section by the
199 common name of the ingredient intentionally added.

200 (7) The division may make rules in accordance with Title 63G, Chapter 3, Utah
201 Administrative Rulemaking Act, to establish additional requirements for the label
202 described in Subsection (1).

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

204 **Part 3. Enforcement**

205 **13-82-301 (Effective 05/06/26). Administration and enforcement -- Powers --**
206 **Legal counsel -- Fees.**

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

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

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

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

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

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

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

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

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

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

222 (a) reasonable attorney fees;

223 (b) court costs; and

224 (c) investigative fees.

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

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

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

232 Section 6. **Effective Date.**

233 (1) Except as provided in Subsection (2), this bill takes effect May 6, 2026.

234 (2) The actions affecting Section 13-2-1 (**Effective 07/01/26**) take effect on July 1, 2026.