

Ann Millner proposes the following substitute bill:

**Consumer Products Amendments**

2026 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jake Sawyer**

Senate Sponsor: Ann Millner

---



---

**LONG TITLE**

**General Description:**

This bill addresses provisions related to consumer products.

**Highlighted Provisions:**

This bill:

- defines terms;
- establishes a schedule and timeline of civil penalties for a violation of the weights and measures program under the Department of Agriculture and Food;
- 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;
- authorizes the Division of Consumer Protection to enforce labeling requirements; and
- makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

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

Chapter 345

**13-2-1 (Effective 05/06/26) (Superseded 07/01/26)**, as last amended by Laws of Utah 2025, Chapters 51, 181, 237, and 269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)] (Effective 05/06/26)**, 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 **4-9-111** is amended to read:

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

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

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

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

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

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

44 ~~[(d)] (e)(i)~~ seek an order of seizure or condemnation of any weight, measure, package,  
45 or sale from bulk that violates this chapter; or

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

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

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

50 (ii) require the person in charge of the vehicle to produce any documents in ~~[his]~~ the  
51 person's possession concerning the contents; or

52 (iii) require the person in charge of the vehicle to proceed with the vehicle to some  
53 specified place for inspection.

54 (2) If an order has been issued under Subsection (1)(b), the weights, measures, or  
55 commodities subject to the order may not be used, moved, or offered for sale until the  
56 department issues a written release.

57 (3)(a) A person that violates a provision of this chapter or a rule or order issued under  
58 the authority of this chapter is subject to:

59 (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;

61 (iii) for a third violation, a civil penalty not to exceed \$500 and the cost to the  
62 department of an inspection;

- 63           (iv) for a fourth violation, a civil penalty not to exceed \$1,000 and the cost to the  
 64           department of an inspection;  
 65           (v) for a fifth violation, a civil penalty not to exceed \$5,000 and the cost to the  
 66           department of an inspection; and  
 67           (vi) for a sixth or subsequent violation, a civil penalty not to exceed \$10,000 and the  
 68           cost to the department of an inspection.
- 69           (b) The department may not impose a civil penalty described in Subsection (3)(a) for a  
 70           third or subsequent violation sooner than 30 days from the day on which the  
 71           department imposed a previous civil penalty.
- 72           (c) The department shall deposit a civil penalty collected under this section into the  
 73           General Fund as a dedicated credit to be used by the department for the enforcement  
 74           of this chapter.
- 75           ~~(3)~~ (4) A bond may not be required of the department in any injunctive proceeding brought  
 76           under this section.

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

78           **13-2-1 (Effective 05/06/26) (Superseded 07/01/26). Consumer protection division**  
 79           **established -- Functions.**

- 80           (1) There is established within the Department of Commerce the Division of Consumer  
 81           Protection.
- 82           (2) The division shall administer and enforce the following:
- 83           (a) Chapter 10a, Music Licensing Practices Act;  
 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  
 94           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 [øŕ] 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.
- 115 (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
- 116 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,
- 120 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,
- 124 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
- 126 described in Subsection (3)(a).
- 127 Section 3. Section **13-2-1** is amended to read:
- 128 **13-2-1 [~~(Effective 07/01/26)~~] (Effective 05/06/26). Consumer protection division**
- 129 **established -- Functions.**
- 130 (1) There is established within the Department of Commerce the Division of Consumer

- 131 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
- 144 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;
- 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 [øŕ] 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
- 167 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,
- 171 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,
- 175 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
- 177 described in Subsection (3)(a).

178 Section 4. Section **13-82-101** is enacted to read:

179 **CHAPTER 82. Feminine Hygiene Products**

180 **Part 1. General Provisions**

181 **13-82-101 (Effective 05/06/26). Definitions.**

182 As used in this section:

- 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
- 190 combination of ingredients intentionally added, for which:
- 191 (i) the Administrator of the United States Environmental Protection Agency has
- 192 approved a claim for inclusion on the confidential portion of the Toxic Substances
- 193 Control Act Chemical Substance Inventory in accordance with 15 U.S.C. Sec.
- 194 2607(b); or
- 195 (ii) the manufacturer claims is a trade secret, as that term is defined in Section 13-24-2,
- 196 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  
200 substances in a menstrual product that serves a technical or functional purpose in the  
201 finished menstrual product.  
202 (5) "Manufacturer" means a manufacturer of a menstrual product sold, offered for sale, or  
203 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  
209 menstrual cycle.  
210 (7) "Perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" means a substance that is a  
211 member of the class of fluorinated organic chemicals containing at least one fully  
212 fluorinated carbon atom.

213 Section 5. Section **13-82-201** is enacted to read:

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

215 **13-82-201 (Effective 05/06/26). Feminine hygiene products -- Labeling.**

- 216 (1) Beginning December 1, 2027, a manufacturer shall include a label on the package of the  
217 menstrual product manufactured on or after December 1, 2027, that lists each ingredient  
218 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  
221 order of predominance by weight as a percentage of the weight of the menstrual  
222 product;  
223 (ii) be in a conspicuous location on the outside packaging of the menstrual product;  
224 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  
227 menstrual product, the ingredient intentionally added may be listed in any order  
228 following the other ingredients intentionally added listed as described in Subsection  
229 (2)(a).  
230 (3) Reasonable variations in the amount of an ingredient intentionally added in a menstrual  
231 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  
 233 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  
 235 confidential business information on the package of a menstrual product or on the  
 236 manufacturer's website.
- 237 (b) If an ingredient intentionally added is confidential business information, the  
 238 ingredient intentionally added may be listed as described in this section by the  
 239 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  
 242 an intentionally added ingredient is added or changed in the menstrual product; or
- 243 (b) for a list of intentionally added ingredients using technology as described in  
 244 Subsection (4), 6 months after the day on which an intentionally added ingredient is  
 245 added or changed in the menstrual product.

246 Section 6. Section **13-82-301** is enacted to read:

247 **Part 3. Enforcement**

248 **13-82-301 (Effective 05/06/26). Administration and enforcement -- Powers --**

249 **Legal counsel -- Fees.**

- 250 (1) The division shall administer and enforce the provisions of this chapter in accordance  
 251 with Chapter 2, Division of Consumer Protection.
- 252 (2)(a) In addition to the division's enforcement powers under Chapter 2, Division of  
 253 Consumer Protection:
- 254 (i) the division director may impose an administrative fine of up to \$2,500 for each  
 255 violation of this chapter; and
- 256 (ii) the division may bring an action in a court of competent jurisdiction to enforce a  
 257 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,  
 264 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  
269 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  
271 brought by the division.

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

275 Section 7. **Effective Date.**

276 This bill takes effect on May 6, 2026.