

HB0350S01 compared with HB0350

~~{Omitted text}~~ shows text that was in HB0350 but was omitted in HB0350S01

inserted text shows text that was not in HB0350 but was inserted into HB0350S01

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

Foods Available at Schools Amendments
2026 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Kristen Chevrier
Senate Sponsor: Heidi Balderree



2

3 **LONG TITLE**

4 **General Description:**

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

6 **Highlighted Provisions:**

7 This bill:

- 8 ▶ ~~{amends the list of prohibited food additives;}~~
- 8 ▶ defines terms;
- 9 ▶ adds an exception related to food that is donated;
- 10 ▶ ~~{removes}~~ phases out an exception related to small schools; and
- 11 ▶ makes technical and conforming changes.

12 **Money Appropriated in this Bill:**

13 None

14 **Other Special Clauses:**

15 This bill provides a special effective date.

16 **Utah Code Sections Affected:**

17 AMENDS:

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

19

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

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

22 **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 (d) "School food pantry" means a noncommercial program a school or LEA operates, or partners with a nonprofit organization to operate, to provide food free of charge to a student or the student's family to address food insecurity.

27 (2)

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

29 (i) potassium bromate;

30 (ii) propylparaben;

31 ~~{(iii) titanium dioxide;}~~

32 ~~{(iii){}} {(iv){}}~~ FD&C Blue No. 1;

33 ~~{(iv){}} {(v){}}~~ FD&C Blue No. 2;

34 ~~{(v){}} {(vi){}}~~ FD&C Green No. 3;

35 ~~{(vi){}} {(vii){}}~~ FD&C Red No. 3;

36 ~~{(vii){}} {(viii){}}~~ FD&C Red No. 40;

37 ~~{(viii){}} {(ix){}}~~ FD&C Yellow No. 5; and

38 ~~{(ix){}} {(x){}}~~ FD&C Yellow No. 6.

39 (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.

42 (3)

{ ~~↔~~ } { ~~(a)~~ } { ~~(b)~~ } { ~~(c)~~ } { ~~(d)~~ } { ~~(e)~~ } { ~~(f)~~ } { ~~(g)~~ } { ~~(h)~~ } { ~~(i)~~ } { ~~(j)~~ } { ~~(k)~~ } { ~~(l)~~ } { ~~(m)~~ } { ~~(n)~~ } { ~~(o)~~ } { ~~(p)~~ } { ~~(q)~~ } { ~~(r)~~ } { ~~(s)~~ } { ~~(t)~~ } { ~~(u)~~ } { ~~(v)~~ } { ~~(w)~~ } { ~~(x)~~ } { ~~(y)~~ } { ~~(z)~~ } Notwithstanding Subsection (2)(b):

43 ~~{(i){}} ~~↔~~ { ~~(a)~~ } { ~~(b)~~ } { ~~(c)~~ } { ~~(d)~~ } { ~~(e)~~ } { ~~(f)~~ } { ~~(g)~~ } { ~~(h)~~ } { ~~(i)~~ } { ~~(j)~~ } { ~~(k)~~ } { ~~(l)~~ } { ~~(m)~~ } { ~~(n)~~ } { ~~(o)~~ } { ~~(p)~~ } { ~~(q)~~ } { ~~(r)~~ } { ~~(s)~~ } { ~~(t)~~ } { ~~(u)~~ } { ~~(v)~~ } { ~~(w)~~ } { ~~(x)~~ } { ~~(y)~~ } { ~~(z)~~ }~~ a student's parent may provide students with a food item described in Subsection (2)(a) during the school day;

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45 ~~{(ii) { H→ } } { (b) } { } { (ii) } { } ←H }~~ 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; ~~{ H→ } { } { } and { } { } { } ←H }~~

48 ~~[(iii) H→ (e)] (iii) ←H an individual may donate a food item described in Subsection (2)(a) to a
school's food pantry;~~

50 H→ ~~[(d)] { (iv) } ←H a public school may accept and distribute to a student a food item;~~

51 H→ ~~[(i)] { (A) } ←H described in Subsection (2)(a); and~~

52 H→ ~~[(ii)] { (B) } ←H { donated under Subsection (3)(c); and }~~

53 H→ ~~[(e)] (v) ←H]~~

50 (iii) an individual may donate a food item described in Subsection (2)(a) to a school's food pantry;

52 (iv) a public school may accept and distribute to a student a food item described in Subsection (2)
(a) if the food item is a donated food item described in Subsection (3)(a)(iii); and

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

54 ~~{ (A) { H→ } } { (i) } { } { (A) } { } ←H }~~ as a concession item at a school-sponsored event or extra-
curricular activity; or

56 ~~{ (B) { H→ } } { (ii) } { } { (B) } { } ←H }~~ in a vending machine.

57 ~~{ H→ } { } [{ } { }] (b) { } { } { } This section does not apply to a charter school or school district that
has 5,500 students or fewer until the 2027-2028 school year.~~

60 (b) Beginning with the 2027-2028 school year, this section applies to a charter school or school district
that has 5,500 students or fewer.

~~{ { } { } } { } ←H }~~

62 Section 2. **Effective date.**

Effective Date.

This bill takes effect on July 1, 2026.

2-23-26 2:37 PM