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HOUSE BILL No. 1137

Proposed Changes to introduced printing by AM113702

DIGEST OF PROPOSED AMENDMENT

Ultraprocessed food or beverage. Amends the definition of ultraprocessed food or beverage.

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-26-9-20 IS ADDED TO THE INDIANA
2 CODE AS A NEW SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2026]: Sec. 20. (a) As used in this section,
4 "ultraprocessed food or beverage" means a food or beverage that
5 contains one (1) or more of the following ingredients:

- 6 (1) Potassium bromate (CAS 7758-01-02).
- 7 (2) Propylparaben (CAS 94-13-3).
- 8 (3) Titanium dioxide (CAS 13463-67-7).
- 9 (4) Yellow dye 5 (CAS 1934-21-0).
- 10 (5) Yellow dye 6 (CAS 2783-94-0).
- 11 (6) Blue dye 1 (CAS 3844-45-9).
- 12 (7) Blue dye 2 (CAS 860-22-0).
- 13 (8) Green dye 3 (CAS 2353-45-9).
- 14 (9) Red dye 3 (CAS ~~25956-17-6~~ [16423-68-0]).
- 15 (10) Red dye 40 (CAS 2595~~9~~[6]-17-6).
- 16 (11) Butylated hydroxytoluene (BHT) (CAS 128-37-0).
- 17 (12) Tert-buylhydroquinone (TBHQ) (CAS 1948-33-0).
- 18 (13) Azodicarbonamide (CAS 123-77-3).

19 (b) Beginning with the 2027-2028 school year and except as
20 provided in subsection (c), a public school, including a charter
21 school, that participates in a federally funded or assisted meal

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1 program:

2 (1) may not serve, sell, or allow a third party vendor to serve
3 or sell an ultraprocessed food or beverage on school property
4 on a school day; and

5 (2) shall post on the school's website the school's breakfast
6 and lunch menu, as applicable, with the list of ingredients for
7 each item on the menu.

8 (c) A school described in subsection (b) may sell or permit the
9 sale of an ultraprocessed food or beverage on school property as
10 part of a fundraising event if the sale of the ultraprocessed food or
11 beverage occurs at least thirty (30) minutes after the end of the
12 school day.

13 (d) This section does not prohibit the parent of a student from
14 providing an ultraprocessed food or beverage to the student during
15 the school day.¹

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