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HOUSE BILL No. 1137

Proposed Changes to introduced printing by AM113703

DIGEST OF PROPOSED AMENDMENT

Prohibited ingredients. Removes the definition of "ultraprocessed food or beverage". Establishes a definition for "prohibited ingredient". Provides that certain public schools may not serve, sell, or allow a third party to sell a food or beverage that contains a prohibited ingredient on school property. Makes conforming changes.

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

2026

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

(1) may not serve, sell, or allow a third party vendor to serve or sell ~~an ultraprocessed~~ [a] food or beverage that contains a prohibited ingredient on school property on a school day; and

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

(c) A school described in subsection (b) may sell or permit the sale of ~~an ultraprocessed~~ [a] food or beverage that contains a prohibited ingredient on school property as part of a fundraising event if the sale of the ~~ultraprocessed~~ food or beverage occurs at least thirty (30) minutes after the end of the school day.

(d) This section does not prohibit the parent of a student from providing ~~an ultraprocessed~~ [a] food or beverage that contains a prohibited ingredient to the student during the school day.

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