

**LEGISLATIVE SERVICES AGENCY**  
**OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**  
**FISCAL IMPACT STATEMENT**

**LS 6623**

**BILL NUMBER:** HB 1376

**NOTE PREPARED:** Dec 21, 2025

**BILL AMENDED:**

**SUBJECT:** Prohibited Food Additives.

**FIRST AUTHOR:** Rep. Payne

**BILL STATUS:** As Introduced

**FIRST SPONSOR:**

**FUNDS AFFECTED:**  **GENERAL**  
 **DEDICATED**  
 **FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** This bill prohibits the use of various food additives in Indiana.

**Effective Date:** July 1, 2026.

**Explanation of State Expenditures:** *Indiana Department of Health (IDOH):* The bill impacts workload at the IDOH to promulgate rules, update policies, provide guidance to local health officers, and to ensure compliance with the bill. IDOH existing staffing and resource levels, if currently being used to capacity, may be insufficient for full implementation. Ultimately, the source of funds and resources required to satisfy the requirements of this bill will depend on legislative and administrative actions. *[The IDOH's administrative expenditures are currently paid from the Tobacco Master Settlement Fund, a dedicated fund.]*

**Additional Information:** The bill prohibits a list of six food additives to be sold, stored, distributed, or used in food preparation. Other states have proposed similar legislation to prohibit some or all of the additives on this list. The US Department of Health and Human Services has also announced plans to phase out some of these additives.

**Explanation of State Revenues:** *Penalty Provision:* A person who recklessly violates the bill's provisions regarding food additives commits a Class B misdemeanor. If additional court cases occur and fines are collected, revenue to both the Common School Fund (from fines) and the state General Fund (from court fees) would increase. The maximum fine for a Class B misdemeanor is \$1,000. The total fee revenue per case would range between \$113 and \$138. The amount of court fees deposited will vary depending on whether the case is filed in a court of record or a municipal court. The following linked document describes the fees and distribution of the revenue: [Court fees imposed in civil, probate, and small claims cases.](#)

**Explanation of Local Expenditures:** *Local Health Departments:* The bill will require local health departments to update existing policies regulating foods and drugs.

*Penalty Provision:* A Class B misdemeanor is punishable by up to 180 days in jail.

**Explanation of Local Revenues:** *Penalty Provision:* If additional court actions result in a guilty verdict, certain local units will collect more revenue. The following linked document describes the fees and distribution of the revenue: [Court fees imposed in civil, probate, and small claims cases.](#)

**State Agencies Affected:** Indiana Department of Health.

**Local Agencies Affected:** Trial courts; local law enforcement agencies; local health departments.

**Information Sources:** Indiana Supreme Court, Indiana Trial Court Fee Manual; [www.fda.gov/food](#).

**Fiscal Analyst:** Allison Leeuw, 317-234-9465.