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# SENATE BILL No. 200

AM020009 has been incorporated into January 27, 2026 printing.

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**Synopsis:** Public school matters.

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SB 200—LS 6948/DI 152



Second Regular Session of the 124th General Assembly (2026)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2025 Regular Session of the General Assembly.

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## SENATE BILL No. 200

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 20-26-5-4.1 IS ADDED TO THE INDIANA  
2 CODE AS A NEW SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2026]: **Sec. 4.1. (a) This section applies to a**  
4 **vendor contract entered into, amended, or renewed after June 30,**  
5 **2026.**  
6 **(b) As used in this section, "choice of law provision" means a**  
7 **term within a vendor contract that subjects the vendor contract to**  
8 **the laws of a state other than Indiana.**  
9 **(c) As used in this section, "indemnity provision" means a**  
10 **provision, a clause, a covenant, or an agreement that:**  
11 **(1) is contained in, collateral to, or affecting a vendor**  
12 **contract; and**  
13 **(2) purports to indemnify, defend, or hold harmless, or has**  
14 **the effect of indemnifying, defending, or holding harmless, a**  
15 **vendor against liability for loss or damage resulting from:**  
16 **(A) negligence;**  
17 **(B) intentional acts; or (C) omissions;**

SB 200—LS 6948/DI 152



- 1 of the vendor or an agent, employee, servant, or independent
- 2 contractor that is directly responsible to the vendor.
- 3 (d) As used in this section, "vendor contract" means a contract
- 4 between a governing body of a school corporation, including a
- 5 charter school (as defined in IC 20-24-1-4), and a vendor in which
- 6 the vendor promises to provide goods or services.
- 7 (e) Notwithstanding any other law, an indemnity provision in
- 8 a vendor contract under this section is:
- 9 (1) against public policy; and
- 10 (2) void and unenforceable.
- 11 (f) Notwithstanding any other law, a choice of law provision in
- 12 a vendor contract under this section is:
- 13 (1) against public policy; and
- 14 (2) void and unenforceable.
- 15 A vendor contract is only subject to the laws of the state of Indiana.
- 16 SECTION 2. IC 20-26-9-20 IS ADDED TO THE INDIANA
- 17 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 18 [EFFECTIVE JULY 1, 2026]: **Sec. 20. (a) This section does not apply**
- 19 **to contracts:**
- 20 (1) concerning vending machines on school property:
- 21 (A) that are not accessible by students; or
- 22 (B) located outside of a school building; or
- 23 (2) concerning fundraising events.
- 24 (b) Except as provided in subsections (c) and (d), beginning
- 25 with the 2027-2028 school year, a public school, including a charter
- 26 school, that participates in a federally funded or assisted meal
- 27 program may not enter into or renew a contract with a third party
- 28 vendor for the purchase, distribution, or provision of a food or
- 29 beverage item to be sold or otherwise provided to students during
- 30 the school day unless the following conditions are met:
- 31 (1) The food or beverage items provided under the contract
- 32 do not contain one (1) or more of the following ingredients:
- 33 (A) Potassium bromate (CAS 7758-01-02).
- 34 (B) Propylparaben (CAS 94-13-3).
- 35 (C) Titanium dioxide (CAS 13463-67-7).
- 36 (D) Yellow dye 5 (CAS 1934-21-0).
- 37 (E) Yellow dye 6 (CAS 2783-94-0).
- 38 (F) Blue dye 1 (CAS 3844-45-9).
- 39 (G) Blue dye 2 (CAS 860-22-0).
- 40 (H) Green dye 3 (CAS 2353-45-9).
- 41 (I) Red dye 3 (CAS 16423-68-0).
- 42 (J) Red dye 40 (CAS 25956-17-6).

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- 1 (K) Butylated hydroxytoluene (BHT) (CAS 128-37-0).
- 2 (L) Tert-butylhydroquinone (TBHQ) (CAS 1948-33-0).
- 3 (M) Azodicarbonamide (CAS 123-77-3).
- 4 (2) The third party vendor agrees to:
  - 5 (A) maintain a current list of each food and beverage
  - 6 item provided under the contract, along with a complete
  - 7 list of ingredients for each food and beverage item, on
  - 8 the vendor's publicly accessible website; and
  - 9 (B) provide the school with a direct link to the
  - 10 information described in clause (A).
- 11 (c) The department may grant a waiver to the conditions
- 12 described in subsection (b)(1) for a school that provides a written
- 13 request demonstrating that compliance with the conditions would
- 14 result in a significant financial hardship. A waiver granted by the
- 15 department under this subsection is valid for one (1) year and may
- 16 be renewed one (1) time by the department if the school
- 17 demonstrates continued financial hardship and provides a plan for
- 18 future compliance.
- 19 (d) If, prior to July 1, 2027, a school entered into a contract
- 20 with a third party vendor for the purchase, distribution, or
- 21 provision of a food or beverage item that does not comply with
- 22 subsection (b), the school may continue to operate under the
- 23 contract until the contract is no longer eligible for renewal as
- 24 described in 7 CFR 220.7(d)(4), expires, or otherwise terminates.
- 25 SECTION 3. IC 20-26-20-4, AS ADDED BY P.L.86-2020,
- 26 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 27 JULY 1, 2026]: Sec. 4. (a) Upon request by an organization under
- 28 section 3 of this chapter, a public school shall provide at least ~~one (1)~~
- 29 ~~time~~ **two (2) times** each school year, a day and time, which may be
- 30 during the school day **or at a time where a majority of students and**
- 31 **their families will be present on school property**, as approved by the
- 32 public school, for the representatives of the organization to provide
- 33 information to students on school property as described in section 3 of
- 34 this chapter.
- 35 (b) An organization may submit a grievance to the
- 36 department, in a manner prescribed by the department, if a public
- 37 school refuses to allow an organization to provide information to
- 38 students on school property as required by subsection (a).

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