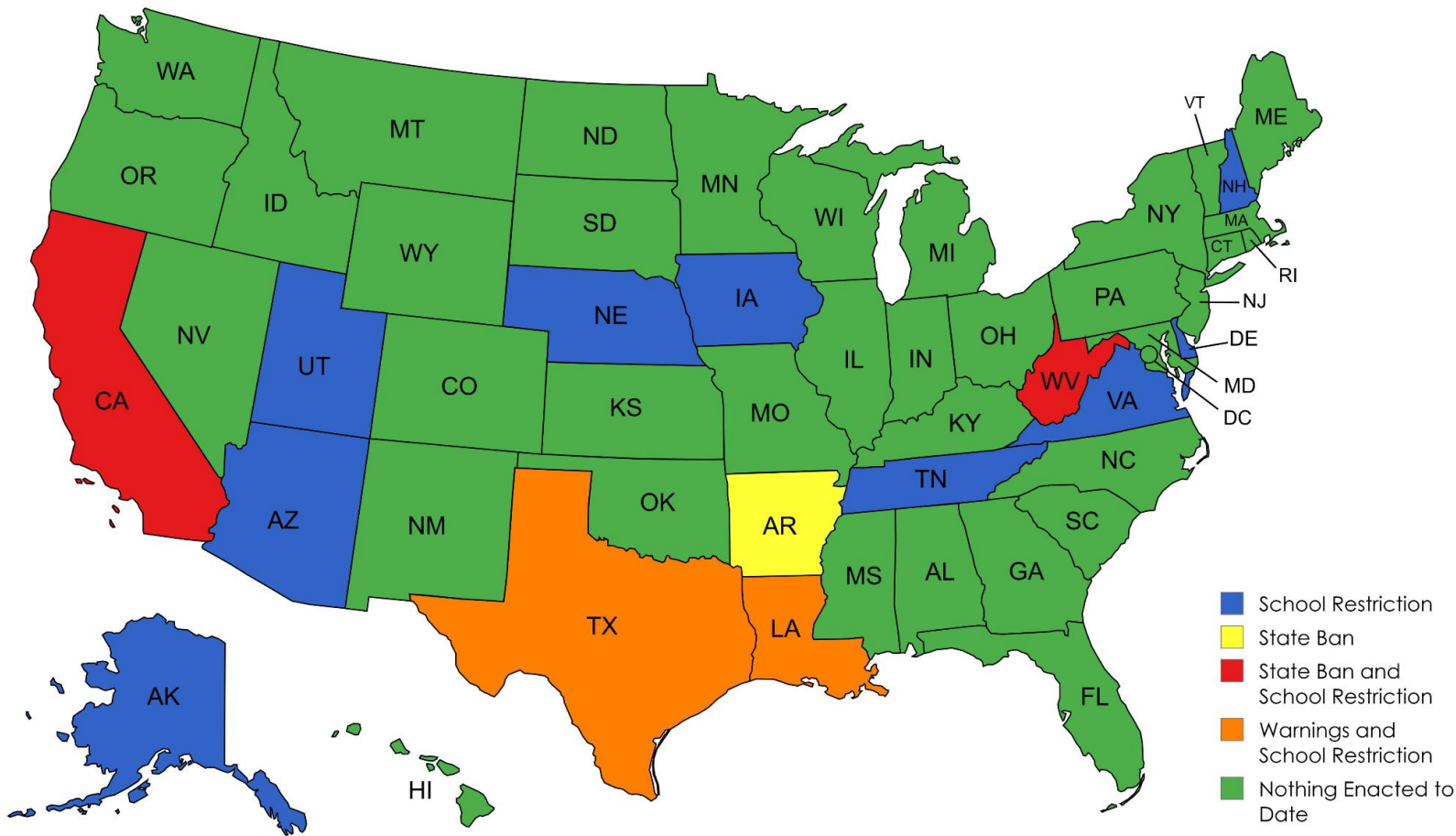


Survey of State Legislation Enacted to Prohibit or Limit Food Additives and Color Additives
(As of July 2026)¹



State	Legislation	Effective or Beginning Date	Scope of Prohibition	Food Additive(s) Prohibited
Alaska	S.B. 187 ² Became law without the Governor's signature as of 6/19/26	Jan. 1, 2028	A public school may not serve, as part of a breakfast or lunch provided by the school to enrolled students during a school day, a food or beverage that contains any of the listed color additives certified by the U.S. FDA under 21 USC 379e.	- FD&C Blue No. 1 - FD&C Blue No. 2 - FD&C Green No. 3 - FD&C Red No. 3 - FD&C Red No. 40 - FD&C Yellow No. 5 - FD&C Yellow No. 6
Arizona	Arizona Healthy Schools Act (H.B. 2164) ³ Signed into law by the Governor on 4/14/25	Jan. 1, 2027	Beginning in the 2026-27 school year, any school that participates in a federally funded or assisted meal program shall not serve, sell or allow a third party to sell ultra-processed food on the school campus during the normal school day.	"Ultra-processed" food is defined as a food or beverage that contains one or more of the following ingredients: - FD&C Blue No. 1 - FD&C Blue No. 2 - BVO - FD&C Green No. 3 - Potassium bromate - Propylparaben - FD&C Red No. 3 - FD&C Red No. 40 - Titanium dioxide - FD&C Yellow No. 5 - FD&C Yellow No. 6
Arkansas	Make Arkansas Healthy Again Act (S.B. 9) ⁴ Signed into law as Act 622 by the Governor on 4/16/25	Jan. 1, 2028	A person or entity shall not manufacture, sell, deliver, distribute, hold or offer for sale in commerce a food product for human consumption that contains these substances.	- Potassium bromate - Propylparaben
California	California Food Safety Act (A.B. 418) ⁵ Enacted 10/7/23	Jan. 1, 2027	A person shall not manufacture, sell, deliver, distribute, hold or offer for sale in commerce a food product for human consumption that contains any of the substances.	- BVO - Potassium bromate - Propylparaben - FD&C Red No. 3

State	Legislation	Effective or Beginning Date	Scope of Prohibition	Food Additive(s) Prohibited
California (cont'd.)	California School Food Safety Act (A.B. 2316) ⁶ Enacted 9/28/24	Dec. 1, 2027	Notwithstanding any other law, a public school shall not offer, sell or otherwise provide any food containing any of the substances. ⁷	- FD&C Blue No. 1 - FD&C Blue No. 2 - FD&C Green No. 3 - FD&C Red No. 40 - FD&C Yellow No. 5 - FD&C Yellow No. 6
	Real Food, Healthy Kids Act (A.B. 1264) ⁸ Signed into law by the Governor on 10/8/25	Dec. 31, 2027	From midnight before to 30 minutes after the end of the official school day: - Competitive foods and beverages sold to elementary, middle or high school students; - Competitive entrees sold by the district food service department the day of or after it is served on federal School Breakfast Program or National School Lunch Program menus, excluding foods provided by the United States Department of Agriculture (USDA) Foods in Schools program to middle and high school students; - Competitive entrees sold by the district food service department but not the day of or after it is served on federal School Breakfast Program or National School Lunch Program menus, or competitive entrées sold by another entity, excluding foods provided by the USDA Foods in Schools program, to middle or high school students; and - Nutritionally adequate breakfast and lunch meals, excluding foods provided by the USDA Foods in Schools Program, provided by a school district, county superintendent of schools or charter school maintaining kindergarten or any of grades one through 12 as part of the federal School Breakfast Program and National School Lunch Program.	- FD&C Blue No. 1 - FD&C Blue No. 2 - FD&C Green No. 3 - FD&C Red No. 40 - FD&C Yellow No. 5 - FD&C Yellow No. 6 On or before June 1, 2028, the department must adopt regulations to define “restricted school foods” and “ultra-processed foods of concern” to be codified in the California Health & Safety Code. “Restricted school food” means a “food or beverage product that is not listed in subdivision (b) of Section 104661 [of the California Health & Safety Code], that contains one or more” of the following substances “specified in paragraph (2) of subdivision (a) of Section 104661 [of the California Health & Safety Code], and that is restricted from service or sale in schools.” “Ultra-processed food of concern” or “UPF of concern” means a “food or

State	Legislation	Effective or Beginning Date	Scope of Prohibition	Food Additive(s) Prohibited
California (cont'd.)	A.B. 1264 (cont'd.)	Feb. 1, 2028	On or before February 1 of each year through Feb. 1, 2032 (until July 1, 2033, and as of repeal on Jan. 1, 2034), vendors of food or food products must report information on each food or food product sold to a school in the past calendar year.	food product that is an ultra-processed food, as defined in Section 104661 [of the California Health and Safety Code], that is of concern.” “Ultra-processed food” or “UPF” is defined as any food or beverage containing substances that is... (1) Listed in the U.S. FDA’s Substances Added to Food database designated as having any
		July 1, 2029	Schools must begin phasing out restricted school foods and ultra-processed foods of concern.	
		July 1, 2032	Vendors are prohibited from offering restricted school foods or ultra-processed foods of concern to schools.	

California (cont'd.)	A.B. 1264 (cont'd.)	July 1, 2035	From the midnight before to 30 minutes after the end of the official school day, the following are prohibited from being sold to students if they contain restricted school foods (as defined in Section 104662 of the Health and Safety Code) and ultra-processed foods of concern (as defined in Section 104662 of the Health and Safety Code): • Competitive foods and beverages sold to elementary, middle or high school students; • Competitive entrees, excluding foods provided by the USDA Foods in Schools Program, sold by any entity on the federal School Breakfast Program and National School Lunch Program menu to elementary school students; • Competitive entrees, excluding foods provided by the USDA Foods in Schools Program, sold by the district food service department the day, or the day after, it is served on the federal School Breakfast Program and National School Lunch Program menu to middle or high school students; • Competitive entrees, excluding foods provided by the USDA Foods in Schools Program, sold by the district food service department or any other entity but not the day or the day after it is served on the federal School Breakfast Program or National School Lunch Program menu to middle or high school students; and • Nutritionally adequate breakfast and lunch meals provided by a school district, county superintendent of schools or charter school maintaining kindergarten or any of grades one through twelve as a part of the federal School Breakfast Program and National School Lunch Program meal patterns.	of the following FDA-defined technical effects: • Color and coloring adjuncts • Emulsifiers and emulsifier salts • Flavoring agents and adjuvants • Flavor enhancers • Non-nutritive sweeteners • Propellants, aerating agents and gases • Stabilizers and thickeners • Surface-active agents (excluding salt or sodium chloride, spices or other natural seasonings and flavorings, and natural color additives) (2) High amounts of saturated fat, sodium or added sugar in foods or beverages containing: • 10 percent or more of total energy from saturated fat • A ratio of milligrams of sodium to calories equal to or greater than 1:1 • 10 percent or more of total energy from added sugars (3) Non-nutritive sweeteners or any of the following: • D-sorbitol (CAS 50-70-4) • Erythritol (CAS 149-32-6) • Hydrogenated starch hydrolysates (including, but not limited to, CAS 68425-17-2) • Sucralose (CAS 56038-13-2) • Isomalt (including, but not limited to, CAS 64519-82-0,
---	--------------------------------	---------------------	---	---

State	Legislation	Effective or Beginning Date	Scope of Prohibition	Food Additive(s) Prohibited
California (cont'd.)	A.B. 1264 (cont'd.)	July 1, 2035		CAS 534-73-6 and CAS 20942-99-8) • Lactitol (CAS 585-86-4) • Luo Han fruit concentrate (CAS 977188-77-4) • Maltitol (CAS 585-88-6) • Steviol glycosides (including, but not limited to, CAS 58543-16-1, CAS 57817-89-7, CAS 1220616-44-3, CAS 58543-16-1 and CAS 1220616-34-1) • Thaumatin (including, but not limited to, CAS 977178-03-2 and CAS 53850-34-3) • Xylitol (CAS 87-99-0)
Delaware	S.B. 69 ⁹ • Signed into law by the Governor on 5/22/25	July 1, 2026	School districts and charter schools are prohibited from selling or serving breakfast, lunch or competitive food on campus during the school that contains the color additive Red No. 40.	• FD&C Red No. 40 (CAS No. 25956-17-6)
Iowa	H.F. 2676 ¹⁰ • Signed into law by the Governor on 5/20/26	July 1, 2027	A school district shall not serve a meal to students as part of the school district's breakfast or lunch program that contains any of the ingredients.	• FD&C Blue No. 1 • FD&C Blue No. 2 • FD&C Green No. 3 • Potassium bromate • Propylparaben • FD&C Red No. 40 • FD&C Yellow No. 5 • FD&C Yellow No. 6

State	Legislation	Effective or Beginning Date	Scope of Prohibition	Food Additive(s) Prohibited
Louisiana	S.B. 14¹¹ - Signed into law as Act No. 463 by the Governor on 6/20/25 S.B. 57¹² - Signed into law as Act No. 735 by the Governor on 6/1/26	2028-29 School Year	No public school governing authority shall serve any food or beverage containing a prohibited ingredient to students in schools under its jurisdiction, and no nonpublic school that receives state funds shall serve any food or beverage containing a prohibited ingredient to students. This applies to breakfasts and lunches served to a student on a school campus during regular school hours and to any food or beverage served by the school to a student during aftercare.	- Aspartame - Azodicarbonamide - FD&C Blue No. 1 - FD&C Blue No 2 - BHA - BHT - FD&C Green No. 3 - Potassium bromate - Propylparaben - FD&C Red No. 3 - FD&C Red No. 40 - Sucralose - FD&C Yellow No. 5 - FD&C Yellow No. 6

Louisiana (cont'd.)	S.B. 14/57 (cont'd.)	Dec. 31, 2028	Any food or beverage product intended for human consumption offered for sale in Louisiana containing the ingredients listed shall be labeled by the manufacturer with a QR code with a statement adjacent to the code informing the consumer that additional ingredient information can be accessed by scanning the code. The QR code shall link to a web page under control of the manufacturer which contains the following disclaimer in a prominent location: <u>NOTICE:</u> This product contains [insert ingredient here]. For more information about this ingredient, including FDA approvals, click HERE. The disclaimer shall link to the FDA's web page regarding food chemical safety. Act No. 735 specifies that the food label warning requirements only apply if the FDA requires the ingredient to be named on a food label and the ingredient is used in food or beverages intended for human consumption. Act No. 735 also extended the compliance date from Jan. 1, 2028 to Dec. 31, 2028, and removed acesulfame potassium from the list of prohibited ingredients.	• Acetylated esters of mono- and diglycerides (acetic acid ester) • Anisole • Aspartame • Azodicarbonamide (ADA) • BHA • BHT • Bleached flour • FD&C Blue No. 1 • FD&C Blue No. 2 • Bromated flour • Calcium bromate • Canthaxanthin • FDA-Certified food colors • Citrus Red No. 2 • Diacetyl • Dimethylamylamine (DMAA) • Dioctyl sodium sulfosuccinate (DSS) • FD&C Green No. 3 • Interesterified palm oil • Interesterified soybean oil • Lactylated fatty acid esters of glycerol and propylene glycol • Lye • Morpholine • Olestra • Partially hydrogenated oil (PHO) • Potassium aluminum sulfate • Potassium bromate • Potassium iodate • Propylene oxide • Propylparaben • FD&C Red No. 3 • FD&C Red No. 4 • FD&C Red No. 40
---------------------------------------	-----------------------------	----------------------	--	---

State	Legislation	Effective or Beginning Date	Scope of Prohibition	Food Additive(s) Prohibited
Louisiana (cont'd.)	S.B. 14/57 (cont'd.)	Dec. 31, 2028		• Sodium aluminum sulfate • Sodium lauryl sulfate • Sodium stearyl fumarate • Stearyl tartrate • Sucralose • Synthetic trans fatty acid • Thiodipropionic acid • Toluene • FD&C Yellow No. 5 • FD&C Yellow No. 6
		Dec. 31, 2028	Any food service establishment that cooks or prepares food using seed oil shall display a disclaimer on the menu or other clearly visible location that informs customers of the potential presence of seed oil in food served at the establishment. The disclaimer shall state: Some menu items may contain or be prepared using seed oils.	• Canola or rapeseed oil • Corn oil • Cottonseed oil • Grapeseed oil • Rice bran oil • Safflower oil • Soybean oil • Sunflower oil
	H.R. 3 ¹³ • Passed on 5/28/25	Upon Approval	The Louisiana Department of Education is to study the feasibility of and potential costs associated with prohibiting certain foods and beverages in public schools, including charter schools, including grades kindergarten through 12.	• FD&C Blue No. 1 • FD&C Blue No. 2 • BVO • FD&C Green No. 3 • Potassium bromate • Propylparaben • FD&C Red No. 3 • FD&C Red No. 40 • Titanium dioxide • FD&C Yellow No. 5 • FD&C Yellow No. 6

State	Legislation	Effective or Beginning Date	Scope of Prohibition	Food Additive(s) Prohibited
Louisiana (cont'd.)	H.R. 4 ¹⁴ Passed on 5/27/25	Upon Approval	This house resolution memorializes the U.S. Congress to support funding for the ability to focus on purchasing American agricultural products and the removal of ultra-processed food and beverages from K-12 public schools.	Certain ultra-processed foods and beverages
Nebraska	L.B. 940 ¹⁵ Signed into law by the Governor on 4/14/26	Aug. 1, 2027	No public elementary or secondary school shall offer or make available to any student any food served as a part of a school meal that contains any of the following color additives as referred to by the U.S. FDA in the federal Regulatory Status of Color Additives as such list existed on Jan. 1, 2026.	- FD&C Blue No. 1 - FD&C Blue No. 2 - FD&C Green No. 3 - FD&C Red No. 40 - FD&C Yellow No. 5 - FD&C Yellow No. 6
New Hampshire	S.B. 577 ¹⁶ Signed into law by the Governor on 7/2/26	Jan. 1, 2028	No public elementary or secondary school shall offer or make available to any student any food served as a part of a school meal or any competitive food that contains any of the color additives listed.	- FD&C Blue No. 1 - FD&C Blue No. 2 - FD&C Citrus Red No. 2 - FD&C Green No. 3 - FD&C Orange B - FD&C Red No. 3 - FD&C Red No. 40 - FD&C Yellow No. 5 - FD&C Yellow No. 6
Tennessee	H.B. 134 ¹⁷ /S.B. 476 Passed on 5/27/25	Aug. 1, 2027	Each LEA and public charter school shall prohibit food or beverage items containing Allura Red AC, also known as Red 40, to be sold, offered for sale or provided to students on school property through the school nutrition program provided by the LEA, public charter school, or a third party expressly authorized by the LEA or public charter school.	FD&C Red No. 40 (Allura Red AC)

State	Legislation	Effective or Beginning Date	Scope of Prohibition	Food Additive(s) Prohibited
Texas	S.B. 314 ¹⁸ Passed on 5/27/25	2026-27 School Year	Beginning with the 2026-27 school year, a school district or open-enrollment charter school that provides free or reduced-price meals to eligible students under Section 33.901, the national school breakfast program or the national school lunch program may not provide as part of a free or reduced-price meal any food that contains the substances.	- Ammonium caramel (INS No. 150c) - Azodicarbonamide - BHA - FD&C Blue No. 1 - FD&C Blue No. 2 - BVO - Citrus Red No. 3 - FD&C Green No. 3 - Potassium bromate - Propylparaben - FD&C Red No. 3 - FD&C Red No. 40 - Orange B - Sulfite Ammonia caramel (INS No. 150d) - Titanium dioxide - FD&C Yellow No. 5 - FD&C Yellow No. 6 - Any additive that is substantially similar to the above

Texas (cont'd.)	S.B. 25¹⁹ Passed on 6/12/25	Sept. 1, 2025	For food products with labels developed or copyrighted on or after Jan. 1, 2027, a food manufacturer shall label each product the manufacturer offers for sale in Texas with a warning label disclosing, in a font size not smaller than the smallest font used to disclose other consumer information required by the U.S. FDA, the use of any of the ingredients in a product intended for human consumption, such as the following: <u>WARNING:</u> This product contains an ingredient that is not recommended for human consumption by the appropriate authority in Australia, Canada, the European Union or the United Kingdom.	- Acetylated esters of mono- and diglycerides (acetic acid ester) - Anisole - Azodicarbonamide (ADA) - Butylated hydroxyanisole (BHA) - Butylated hydroxytoluene (BHT) - Bleached flour - FD&C Blue No. 1 - FD&C Blue No. 2 - Bromated flour - Calcium bromate - Canthaxanthin - Certified food colors by the U.S. FDA - FD&C Citrus Red No. 2 - Diacetyl - Diacetyl tartaric and fatty acid esters of mono- and diglycerides (DATEM) - Dimethylamylamine (DMAA) - Diocetyl sodium sulfosuccinate (DSS) - Ficin - FD&C Green No. 3 - Interesterified palm oil - Interesterified soybean oil - Lactylated fatty acid esters of glycerol and propylene glycol - Lye - Morpholine - Olestra - Partially hydrogenated oil (PHO) - Potassium aluminum sulfate - Potassium bromate - Potassium iodate - Propylene oxide
-----------------------------------	---	----------------------	---	--

State	Legislation	Effective or Beginning Date	Scope of Prohibition	Food Additive(s) Prohibited
Texas (cont'd.)	S.B. 25 (cont'd.)	Sept. 1, 2025		• Propylparaben • FD&C Red No. 3 • FD&C Red No. 4 • FD&C Red No. 40 • Sodium aluminum sulfate • Sodium lauryl sulfate • Sodium stearyl fumarate • Stearyl tartrate • Synthetic trans fatty acid • Thiodipropionic acid • Titanium dioxide • Toluene • FD&C Yellow No. 5 • FD&C Yellow No. 6
Utah	H.B. 402 ²⁰ • Signed into law by the Governor on 3/27/25	May 7, 2025	Beginning in the 2026-27 school year, a public school may not sell, donate, offer or serve on school grounds during the school day, food that contains the substances.	• FD&C Blue No. 1 • FD&C Blue No. 2 • FD&C Green No. 3 • Potassium bromate • Propylparaben • FD&C Red No. 3 • FD&C Red No. 40 • FD&C Yellow No. 5 • FD&C Yellow No. 6
Virginia	H.B. 1910/S.B. 1289 ²¹ • Signed into law by the Governor on 3/21/25	July 1, 2027	No public elementary or secondary school shall offer or make available to any student any food served as a part of a school meal or any competitive food that contains any of the color additives listed.	• FD&C Blue No. 1 • FD&C Blue No. 2 • FD&C Green No. 3 • FD&C Red No. 3 • FD&C Red No. 40 • FD&C Yellow No. 5 • FD&C Yellow No. 6

State	Legislation	Effective or Beginning Date	Scope of Prohibition	Food Additive(s) Prohibited
West Virginia	H.B. 2354 ²² Signed into law by the Governor on 3/24/25	Aug. 1, 2025	The color additives are deemed unsafe and shall not be permitted as an ingredient in any meal served in a school nutrition program.	- FD&C Blue No. 1 - FD&C Blue No. 2 - BHA - FD&C Green No. 3 - Propylparaben - FD&C Red No. 2
		Jan. 1, 2028	Foods containing the substances are deemed adulterated.	

¹ Prepared by Kristi Weisner as of July 14, 2026.

² [S.B. 187](#), 34th Legis. (Alaska 2026).

³ *Arizona Healthy Schools Act*, [H.B. 2164](#), 57th Leg., 1st Reg. Sess. (Ariz. 2025).

⁴ *Make Arkansas Healthy Again Act*, [S.B. 9](#), 95th Gen. Assemb., Reg. Sess. (Ark. 2025).

⁵ *California Food Safety Act*, [A.B. 418](#), Reg. Sess. (Cal. 2023).

⁶ *California School Food Safety Act*, [A.B. 2316](#), Reg. Sess. (Cal. 2024).

⁷ CAL. EDUC. CODE § 49430.4(a); see also CAL. EDUC. CODE §§ 49431(a)(7) *et seq.*

⁸ *Real Food, Healthy Kids Act*, [A.B. 1264](#), Reg. Sess. (Cal. 2025).

⁹ [S.B. 69](#), 153rd Gen. Assemb. (Del. 2025).

¹⁰ [H.F. 2676](#), 91st Gen. Assemb. (Ia. 2026).

¹¹ [S.B. 14](#), Reg. Sess. (La. 2025).

¹² [S.B. 57](#), Reg. Sess. (La. 2026).

¹³ [H.R. 3](#), Reg. Sess. (La. 2025).

¹⁴ [H.R. 4](#), Reg. Sess. (La. 2025).

¹⁵ [L.B. 940](#), 109th Legis. (Neb. 2026).

¹⁶ [S.B. 577](#), Reg. Sess. (N.H. 2025).

¹⁷ [H.B. 134](#), Reg. Sess. (Tenn. 2025).

¹⁸ [S.B. 314](#), 89th Legis. (Tex. 2025).

¹⁹ [S.B. 25](#), 89th Legis. (Tex. 2025).

²⁰ [H.B. 402](#), Gen. Sess. (Utah 2025).

²¹ [S.B. 1289](#), Reg. Sess. (Va. 2025).

²² [H.B. 2354](#), Reg. Sess. (W. Va. 2025).