

1 AN ACT relating to school nutrition.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔Section 1. KRS 158.850 is amended to read as follows:

4 *(1) As used in this section:*

5 *(a) "Chemical Abstracts Service" and "chemical abstracts service number"*
6 *have the same meaning as in KRS 353.510;*

7 *(b) "School day" has the same meaning as in KRS 158.854; and*

8 *(c) "Ultra-processed food" means a food product for human consumption that*
9 *contains any of the following substances:*

10 *1. Brominated vegetable oil, chemical abstracts service number 8016-94-*

11 *2;*

12 *2. Potassium bromate, chemical abstracts service number 7758-01-2;*

13 *3. Propylparaben, chemical abstracts service number 94-13-3;*

14 *4. Titanium dioxide, chemical abstracts service number 13463-67-7;*

15 *5. Red dye 3, chemical abstracts service number 16423-68-0;*

16 *6. Red dye 40, chemical abstracts service number 25956-17-6;*

17 *7. Yellow dye 5, chemical abstracts service number 1934-21-0;*

18 *8. Yellow dye 6, chemical abstracts service number 2783-94-0;*

19 *9. Blue dye 1, chemical abstracts service number 3844-45-9;*

20 *10. Blue dye 2, chemical abstracts service number 860-22-0; and*

21 *11. Green dye 3, chemical abstracts service number 2353-45-9.*

22 *(2) ~~Beginning with the 2006-2007 school year,~~ Each school shall limit access to no*
23 *more than one (1) day each week to retail fast foods in the cafeteria, whether sold*
24 *by contract, commercial vendor, or otherwise.*

25 *(3) Beginning with the 2026-2027 school year, a school shall not sell or provide*
26 *ultra-processed foods to students during the school day. This subsection applies*
27 *to the availability of food in cafeterias, vending machines, school stores,*

1 canteens, food sold through fundraisers hosted by students, teachers, or groups,
2 or any other mechanism for providing food to students during the school day.
3 (4) This section shall not be construed to limit the sale of any food or beverages at
4 fundraisers off school property or outside of the school day.