

By Senator Martin

33-01801-25

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1 A bill to be entitled
2 An act relating to ultra-processed food; creating s.
3 595.4051, F.S.; providing legislative findings;
4 prohibiting the Department of Agriculture and Consumer
5 Services from requiring school cafeteria personnel to
6 adhere to specified federal guidelines under certain
7 circumstances; defining the term "ultra-processed
8 food"; prohibiting a public school from serving or
9 selling ultra-processed food on school grounds during
10 the school day; providing construction; authorizing
11 the department to adopt rules; providing an effective
12 date.

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14 Be It Enacted by the Legislature of the State of Florida:

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16 Section 1. Section 595.4051, Florida Statutes, is created
17 to read:

18 595.4051 Ultra-processed foods; definition; prohibition.—

19 (1) The Legislature finds that:

20 (a) Childhood obesity, morbidity, and wellness are matters
21 of public concern.

22 (b) Ultra-processed, industrially manufactured, nutrient-
23 depleted food containing synthetic additives is not nourishing
24 to students at public schools and is contributing to childhood
25 obesity.

26 (c) A taxpayer-funded meal or snack program offered to
27 students at public schools in this state should be nutritious
28 and made primarily of wholesome, minimally processed plant or
29 animal products.

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30 (d) The United States Department of Agriculture's 2020-2025
31 Dietary Guidelines are a product of outdated science and reflect
32 conflicts of interest that favor the ultra-processed food
33 industry over the health of this state's children.

34 (2) If the United States Department of Agriculture issues
35 revised federal dietary guidelines on or after January 1, 2025,
36 the department may not require school cafeteria personnel to
37 adhere to the 2020-2025 dietary guidelines, but must encourage
38 school districts to provide meals composed of whole foods free
39 of the harmful ingredients described in subsection (3).

40 (3) (a) For the purpose of this section, the term "ultra-
41 processed food" means a food or beverage that contains at least
42 one of the following ingredients:

- 43 1. Potassium bromate.
- 44 2. Propylparaben.
- 45 3. Titanium dioxide.
- 46 4. Brominated vegetable oil.
- 47 5. Yellow dye 5.
- 48 6. Yellow dye 6.
- 49 7. Blue dye 1.
- 50 8. Blue dye 2.
- 51 9. Green dye 3.
- 52 10. Red dye 3.
- 53 11. Red dye 40.

54 (b) A public school may not serve or sell ultra-processed
55 food on school grounds during the school day. This subsection
56 does not prohibit a student's parent or guardian from providing
57 ultra-processed food to the student for consumption during the
58 school day.

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59 (c) The department may adopt rules to administer this
60 section.

61 Section 2. This act shall take effect July 1, 2025.