

1 H.260

2 Introduced by Representatives Priestley of Bradford, Cole of Hartford, Chapin
3 of East Montpelier, Coffin of Cavendish, Howard of Rutland
4 City, McCann of Montpelier, McGill of Bridport, North of
5 Ferrisburgh, Nugent of South Burlington, and Olson of
6 Starksboro

7 Referred to Committee on

8 Date:

9 Subject: Health; pure food and drugs; prohibited substances

10 Statement of purpose of bill as introduced: This bill proposes to prohibit the
11 manufacture, sale, delivery, or distribution in commerce of food containing
12 brominated vegetable oil, potassium bromate, propylparaben, or red dye no. 3.

13 An act relating to prohibiting certain substances in food manufactured, sold,
14 or distributed in Vermont

15 It is hereby enacted by the General Assembly of the State of Vermont:

16 Sec. 1. 18 V.S.A. § 4032 is added to read:

17 § 4032. PROHIBITED SUBSTANCES

18 (a) As used in this section, “food” or “food product” means any raw,
19 cooked, or processed edible substances, including ice, beverage, or ingredient
20 used or intended in whole or in part for human consumption.

1 (b) Beginning on January 1, 2027, a person shall not manufacture, sell,
2 offer for sale, deliver, or distribute in commerce a food product for human
3 consumption that contains any of the following substances:

4 (1) brominated vegetable oil (CAS no. 8016-94-2);

5 (2) potassium bromate (CAS no. 7758-01-2);

6 (3) propylparaben (CAS no. 94-13-3); or

7 (4) red dye no. 3 (CAS no. 164423-68-0).

8 (c) The Attorney General may bring an action in the Civil Division of the
9 Washington Unit of the Superior Court for injunctive relief, costs, and
10 attorney's fees and may impose on a person that violates this section a civil
11 penalty of not more than \$5,000.00 for a first violation and not more than
12 \$10,000.00 for each subsequent violation. The Attorney General shall have the
13 same authority to investigate and to obtain remedies under this section as if the
14 action were brought under the Consumer Protection Act, 9 V.S.A. chapter 63.

15 Sec. 2. EFFECTIVE DATE

16 This act shall take effect on July 1, 2025.