

1-1 By: Hughes, Cook, Hall S.B. No. 314
1-2 (In the Senate - Filed November 12, 2024; February 3, 2025,
1-3 read first time and referred to Committee on Education K-16;
1-4 February 19, 2025 rereferred to Committee on Health & Human
1-5 Services; March 10, 2025, reported adversely, with favorable
1-6 Committee Substitute by the following vote: Yeas 8, Nays 1;
1-7 March 10, 2025, sent to printer.)

1-8 COMMITTEE VOTE

1-9		Yea	Nay	Absent	PNV
1-10	Kolkhorst	X			
1-11	Perry	X			
1-12	Blanco	X			
1-13	Cook	X			
1-14	Hall	X			
1-15	Hancock		X		
1-16	Hughes	X			
1-17	Miles	X			
1-18	Sparks	X			

1-19 COMMITTEE SUBSTITUTE FOR S.B. No. 314 By: Perry

1-20 A BILL TO BE ENTITLED
1-21 AN ACT

1-22 relating to prohibiting certain food additives from being included
1-23 in free or reduced-price meals provided by school districts.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Subchapter 2, Chapter 33, Education Code, is
1-26 amended by adding Section 33.9011 to read as follows:

1-27 Sec. 33.9011. PROHIBITION ON CERTAIN ADDITIVES IN FREE OR
1-28 REDUCED-PRICE MEALS. (a) In this section:

1-29 (1) "National school breakfast program" means the
1-30 national school breakfast program under the Child Nutrition Act of
1-31 1966 (42 U.S.C. Section 1773).

1-32 (2) "National school lunch program" means the national
1-33 school lunch program of free or reduced-price lunches under 42
1-34 U.S.C. Section 1751 et seq.

1-35 (b) A school district or open-enrollment charter school
1-36 that provides free or reduced-price meals to eligible students
1-37 under Section 33.901, the national school breakfast program, or the
1-38 national school lunch program may not provide as part of a free or
1-39 reduced-price meal any food that contains the following substances:

- 1-40 (1) brominated vegetable oil (BVO);
1-41 (2) potassium bromate;
1-42 (3) propylparaben;
1-43 (4) azodicarbonamide;
1-44 (5) butylated hydroxyanisole (BHA);
1-45 (6) red 3 (CAS 16423-68-0);
1-46 (7) red 40 (CAS 25956-17-6);
1-47 (8) yellow 5 (CAS 1934-21-0);
1-48 (9) yellow 6 (CAS 2783-94-0);
1-49 (10) blue 1 (CAS 3844-45-9);
1-50 (11) blue 2 (CAS 860-22-0);
1-51 (12) green 3 (CAS 2353-45-9);
1-52 (13) caramel (CAS 8028-89-5);
1-53 (14) titanium dioxide; or
1-54 (15) any additive that is substantially similar to an
1-55 additive specified in Subdivisions (1) through (14).

1-56 SECTION 2. (a) Except as provided by Subsection (b) of this
1-57 section, this Act applies beginning with the 2026-2027 school year.

1-58 (b) This Act applies only to a contract to provide food for
1-59 free or reduced-price meals, as described by Section 33.9011,
1-60 Education Code, as added by this Act, entered into or renewed on or

2-1 after September 1, 2026.
2-2 SECTION 3. This Act takes effect immediately if it receives
2-3 a vote of two-thirds of all the members elected to each house, as
2-4 provided by Section 39, Article III, Texas Constitution. If this
2-5 Act does not receive the vote necessary for immediate effect, this
2-6 Act takes effect September 1, 2025.

2-7 * * * * *