

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. 1

COMMITTEE AMENDMENT

(Date)

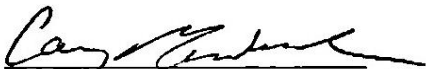
I move to amend Senate Bill No. 4, by the attached floor substitute (Request #1884) for the title, enacting clause, and entire body of the measure.

Submitted by:




Senator Thompson

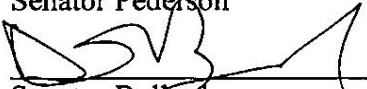
I hereby grant permission for the floor substitute to be adopted.



Senator Murdoch, Chair (required)

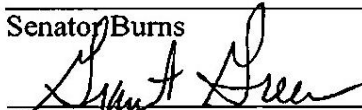


Senator Pederson



Senator Bullard

Senator Burns

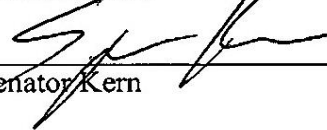


Senator Green

Senator Grellner

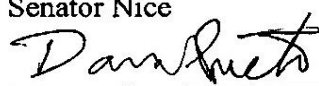
Senator Paxton, President Pro Tempore

Senator Hieks



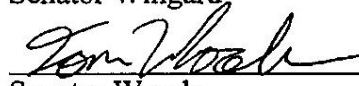
Senator Kern

Senator Nice



Senator Prieto

Senator Wingard



Senator Woods

Senator Daniels, Majority Floor Leader

Note: Agriculture and Wildlife committee majority requires seven (7) members' signatures.

Thompson-MR-FS-SB4
3/25/2025 7:48 AM

(Floor Amendments Only)

Date and Time Filed: 3/26/25 10:14 am ago

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 FLOOR SUBSTITUTE
4 FOR

5 SENATE BILL NO. 4

By: Thompson and Seifried of
the Senate

and

West (Tammy) and Moore of
the House

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7
8
9
10 FLOOR SUBSTITUTE

11 [food products - substances - promulgation of rules
12 - disclosure - violations - fines - codification -
effective date]

13
14
15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 5-400 of Title 2, unless there
18 is created a duplication in numbering, reads as follows:

19 A. Notwithstanding any other provision of law, no person, firm,
20 association, corporation, or any other entity of this state shall
21 manufacture, compound, brew, distill, produce, process, sell,
22 deliver, distribute, hold, offer, or expose for sale any of the
23 following substances as food additives or food color additives or
24 any other food product beginning on January 15, 2027, or those

1 additives or color additives used to reformulate ingestible drugs
2 beginning on January 18, 2028, that contain any of the following
3 substances:

- 4 1. Blue dye 1;
- 5 2. Blue dye 2;
- 6 3. Green dye 3;
- 7 4. Red dye 3;
- 8 5. Red dye 40;
- 9 6. Yellow dye 5; or
- 10 7. Yellow dye 6.

11 B. Upon the issuance of a revocation of authorization for use
12 by the U.S. Food and Drug Administration, the prohibition as set
13 forth in subsection A of this section shall extend to the following
14 additives:

- 15 1. Aspartame;
- 16 2. Azodicarbonamide (ADA);
- 17 3. Brominated vegetable oil (BVO);
- 18 4. Butylated hydroxyanisole (BHA);
- 19 5. Butylated hydroxytoluene (BHT);
- 20 6. Ethylene dichloride;
- 21 7. Methylene chloride;
- 22 8. Potassium bromate;
- 23 9. Propyl gallate;
- 24 10. Propylparaben;

- 1 11. Sodium benzoate;
- 2 12. Sodium nitrate;
- 3 13. Titanium dioxide; and
- 4 14. Trichloroethylene.

5 C. 1. Upon the effective date of this act, no person, firm,
6 association, corporation, or any other entity shall manufacture,
7 compound, brew, distill, produce, process, sell, deliver,
8 distribute, hold, offer, or expose for sale as food additives or
9 food color additives or any other food product or additives or color
10 additives used to reformulate ingestible drugs that contain any of
11 the ingredients provided in subsections A and B of this section
12 without disclosing those ingredients on the product label, website,
13 or a quick response (QR) code on the product label linked to a
14 website.

15 2. No person, firm, association, corporation, or any other
16 entity shall be considered in compliance with this subsection unless
17 the product bears a label that states conspicuously a warning to the
18 consumer that the product contains one or more of the ingredients
19 provided in subsections A and B of this section. Such warning shall
20 display the following message: "WARNING. THIS PRODUCT CONTAINS
21 INGREDIENTS AND/OR CHEMICALS HAZARDOUS FOR INGESTION AND MAY CAUSE
22 ADVERSE HEALTH EFFECTS IN HUMANS."

23 D. The State Board of Agriculture is authorized to issue a
24 written or printed "stop-sale" or "notice of violation" order to the

1 person, firm, association, corporation, or any other entity of a
2 product in violation of this section.

3 E. 1. The Oklahoma Department of Agriculture, Food, and
4 Forestry may take one or more of the following actions:

5 a. assess an administrative penalty pursuant to Section
6 2-18 of Title 2 of the Oklahoma Statutes for each day
7 of violation. Each day a violation continues shall be
8 a separate and distinct offense,

9 b. assess an administrative penalty of Five Thousand
10 Dollars (\$5,000.00) for subsequent violations, or

11 c. bring an action for injunctive relief granted by a
12 district court.

13 2. A district court may grant injunctive relief to prevent a
14 violation of, or to compel compliance with, any of the provisions of
15 this section or any rule promulgated thereunder.

16 3. Nothing in this section shall preclude the Department from
17 seeking penalties in district court in the maximum amount allowed by
18 law. The assessment of penalties in an administrative enforcement
19 proceeding shall not prevent the subsequent assessment by a court of
20 the maximum criminal penalties for violations of this section.

21 4. Any person assessed an administrative penalty may be
22 required to pay, in addition to such penalty amount and interest
23 thereon, attorney fees and costs associated with the collection of
24 such penalties.

1 5. Any administrative penalty required to be paid pursuant to
2 the provisions of this subsection shall be deposited into the State
3 Department of Agriculture Revolving Fund. The expenditure of these
4 fines shall be limited to conducting the provisions of the Oklahoma
5 Farm to School Program Act.

6 F. The State Board of Agriculture shall promulgate rules
7 necessary to implement the provisions of this section.

8 SECTION 2. This act shall become effective November 1, 2025.

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10 60-1-1884 MR 3/26/2025 10:30:13 AM

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