

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
95th General Assembly
Regular Session, 2025

As Engrossed: S3/20/25

A Bill

SENATE BILL 9

By: Senators B. Davis, C. Penzo, C. Tucker

By: Representative Pilkington

For An Act To Be Entitled

AN ACT TO CREATE THE MAKE ARKANSAS HEALTHY AGAIN ACT;
TO PROHIBIT A PERSON OR ENTITY FROM MANUFACTURING,
SELLING, DELIVERING, DISTRIBUTING, HOLDING, OR
OFFERING FOR SALE A FOOD PRODUCT FOR HUMAN
CONSUMPTION THAT CONTAINS CERTAIN SUBSTANCES; AND FOR
OTHER PURPOSES.

Subtitle

TO CREATE THE MAKE ARKANSAS HEALTHY
AGAIN ACT; AND TO PROHIBIT
MANUFACTURING, SELLING, DELIVERING,
DISTRIBUTING, HOLDING, OR OFFERING FOR
SALE A FOOD PRODUCT THAT CONTAINS
CERTAIN SUBSTANCES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 20, Chapter 57, Subchapter 4, is amended to add an additional section to read as follows:

20-57-403. Make Arkansas Healthy Again Act – Prohibited substances in food products.

(a) This section shall be known and may be cited as the "Make Arkansas Healthy Again Act".

(b) A person or entity shall not manufacture, sell, deliver, distribute, hold, or offer for sale in commerce a food product for human consumption that contains any of the following substances:

(1) Potassium bromate, also known as CAS no. 7758-01-2; or



(2) Propylparaben, also known as CAS no. 94-13-3.

(c) Upon an action brought by the Attorney General, a city attorney, a county attorney, or a prosecuting attorney, a person or entity that violates subsection (b) of this section is liable for a civil penalty not to exceed five thousand dollars (\$5,000) for a first violation, and not to exceed ten thousand dollars (\$10,000) for each subsequent violation.

SECTION 2. EFFECTIVE DATE.

This act shall be effective on and after January 1, 2028.

/s/B. Davis