

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

As Engrossed: S3/20/25

A Bill

SENATE BILL 9

5 By: Senators B. Davis, C. Penzo, C. Tucker
6 By: Representative Pilkington
7

For An Act To Be Entitled

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

Subtitle

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18 TO CREATE THE MAKE ARKANSAS HEALTHY
19 AGAIN ACT; AND TO PROHIBIT
20 MANUFACTURING, SELLING, DELIVERING,
21 DISTRIBUTING, HOLDING, OR OFFERING FOR
22 SALE A FOOD PRODUCT THAT CONTAINS
23 CERTAIN SUBSTANCES.
24

25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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27 SECTION 1. Arkansas Code Title 20, Chapter 57, Subchapter 4, is
28 amended to add an additional section to read as follows:

29 20-57-403. Make Arkansas Healthy Again Act – Prohibited substances in
30 food products.

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

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

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



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(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