

SENATE BILL NO. 183

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Education and Health

on January 29, 2026)

(Patron Prior to Substitute—Senator Williams Graves)

A BILL to direct the Board of Health to promulgate regulations requiring restaurants to place an identifying marker on delivery or carry out food altered or substituted due to consumer-identified food allergy or sensitivity.

Be it enacted by the General Assembly of Virginia:

1. § 1. *That the Board of Health shall, pursuant to § 35.1-14 of the Code of Virginia, promulgate regulations requiring all restaurants that alter or substitute food due to a consumer-identified food allergy or sensitivity to place an identifying marker consistent with the standards established by the Board of Health on any food item prepared for delivery or carry out service that has been altered or substituted.*

§ 2. *That the Board of Health shall establish standardized identifying markers for each common food allergy or sensitivity, to include each of the major food allergens specified in 12VAC5-421-10, as well as gluten.*