

# VIRGINIA ACTS OF ASSEMBLY - 2026 SESSION

## CHAPTER 939

*An Act 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.*

[S 183]

Approved April 13, 2026

**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 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.*