

**HB139 ENGROSSED**



1      HB139  
2      JPXS4NF-2  
3      By Representative Crawford  
4      RFD: Health  
5      First Read: 13-Jan-26  
6      PFD: 09-Jan-26



1  
2  
3  
4

5 A BILL  
6 TO BE ENTITLED  
7 AN ACT

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

18                   Section 1. Section 20-1-71, as amended by Act 2025-387,  
19 2025 Regular Session, and Section 20-1-79, as added by Act  
20 2025-387, 2025 Regular Session, Code of Alabama 1975, are  
21 amended to read as follows:

22 "§20-1-71

23 When used in this article, the following terms have the  
24 following meanings, unless the context clearly indicates  
25 otherwise:



29 Cosmetic Act.

30 (2) BOARD. The Alabama State Board of Agriculture and  
31 Industries.

32 (3) BREAD. Bread, rolls, or buns of every kind and  
33 description made wholly or partly from wheat flour which  
34 conforms to the definition and standard of identity of bread  
35 set out in 21 C.F.R. Part 136. The term does not include bread  
36 containing no wheat flour or breads made from 100 percent  
37 whole wheat flour. The term includes breads made from mixtures  
38 of white flour and whole wheat flour, known as brown breads.

39 (4) CORN MASA. A ~~dry flour-type~~ product made from corn  
40 that has been treated with slaked lime or otherwise undergoes  
41 a process known as nixtamalization.

42 (5) CORN MASA FLOUR. A dry flour-type product made from  
43 drying corn masa.

44 (5)-(6) CORN MASA PRODUCT. Any food product ~~containing~~  
45 made primarily from corn masa or corn masa flour.

46 (6)-(7) CORNMEAL. All meal for human consumption made  
47 from corn, either white or yellow, whole cornmeal, bolted  
48 cornmeal, and degerminated cornmeal as defined in definitions  
49 and standards of identity set out in 21 C.F.R. Part 137.

50 (7)-(8) ENRICHMENT. As applied to bread, flour, meal, or  
51 grits, the addition ~~thereto~~ of vitamins and other ingredients  
52 of the nature required by this article and The terms  
53 "enriched bread," "enriched flour," "enriched whole cornmeal,"  
54 "enriched bolted meal," "enriched degerminated meal," or and  
55 "enriched grits" ~~means~~ mean the appropriate food product,  
56 according to the federal standards of identity, which has been



57 enriched to conform to the requirements of this article.

58 ~~(8)~~(9) FLOUR.

59 a. ~~Flour, white~~ White flour, wheat flour, and plain  
60 flour.

61 b. Bromated flour.

62 c. Self-rising flour, self-rising white flour, and  
63 self-rising wheat flour.

64 d. Phosphated flour, phosphated white flour, and  
65 phosphated wheat flour in the definitions and standards of  
66 identity set out in 21 C.F.R. Part 137. The term includes all  
67 mixtures of flours with whole wheat or high-extraction flours.

68 The term does not include 100 percent whole wheat flour and  
69 specially packaged cake and pancake flour.

70 ~~(9)~~(10) GRITS. Grits, pearl grits, and degeminated  
71 grits made from corn by grinding or cracking as defined in the  
72 standards of identity set out in 21 C.F.R. Part 137.

73 ~~(10)~~(11) PERSON. An individual, corporation,  
74 partnership, association, joint stock company, trust, or any  
75 unincorporated organization."

76 "§20-1-79

77 (a) No person shall manufacture, mix, compound, sell,  
78 trade, or offer for sale or trade for human consumption any  
79 corn masa flour or corn masa product in this state ~~unless the~~  
80 ~~following ingredients are contained in each pound thereof~~  
81 except in accordance with the following:

82 (1) ~~For corn~~ Corn masa flour, not less than shall  
83 contain 0.7 milligrams of folic acid per pound of flour,  
84 within an acceptable industry standard deviation of error.



85                   (2) ~~For corn~~ Corn masa products, ~~not less than~~ shall  
86                   contain 0.4 milligrams of folic acid per pound of end product,  
87                   within an acceptable industry standard deviation of error.

88                   (b) This section shall not apply to ~~either~~ any of the  
89                   following:

90                   (1) Corn masa flour or corn masa products made by or  
91                   supplied to a cottage food production operation.

92                   (2) Corn masa flour or corn masa products offered for  
93                   sale by a grocery store offering conforming products.

94                   (3) Snack foods. For the purposes of this subdivision,  
95                   the term "snack food" means a food product that is intended  
96                   for immediate consumption, is typically prepackaged in small  
97                   or single-serving portions, and is primarily consumed between  
98                   meals, including, but not limited to, chips, crisps, or  
99                   extruded food products. The term does not include a food  
100                   product primarily made from corn masa flour or wet corn masa  
101                   products that is bulk packaged or is commonly used as a  
102                   primary ingredient in meal preparation, including, but not  
103                   limited to, tortillas.

104                   Section 2. This act shall become effective on October  
105                   1, 2026.



**HB139 Engrossed**

106  
107  
108

House of Representatives

109 Read for the first time and referred ..... 13-Jan-26  
110 to the House of Representatives  
111 committee on Health  
112  
113 Read for the second time and placed ..... 21-Jan-26  
114 on the calendar:  
115 1 amendment  
116  
117 Read for the third time and passed ..... 05-Feb-26  
118 as amended  
119 Yeas 81  
120 Nays 14  
121 Abstains 9  
122  
123  
124 John Treadwell  
125 Clerk  
126