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Food Allergy & Anaphylaxis  
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CALIFORNIA CHAPTER

nca  
National Celiac Association  
Education & Advocacy for the Gluten-free Community



April 2, 2025

The Honorable Caroline Menjivar  
Chair of the Committee on Health  
1021 O Street, Room 1200  
Sacramento, CA 95814

**Re: JOINT LETTER OF SUPPORT SB 68 – ADDE– Menjivar**

Dear Chairwoman Menjivar,

On behalf of the undersigned organizations, medical professionals, online community leaders, California restaurants, and California residents, we strongly support SB 68,



Allergen Disclosure for Dining Experiences (ADDE). We believe that this bill will improve food safety for millions of Californians with food allergies by requiring restaurants to label the Top 9 allergens on all restaurant menus.

An estimated 2.5 million California residents live with food allergies.<sup>12</sup> Exposure to allergens can lead to severe reactions, including anaphylaxis and, in some cases, death. Because food allergies have no treatment beyond strict avoidance, access to clear allergen information is critical. While federal laws have made it easier for individuals to avoid allergens in packaged foods, the labeling of restaurant food remains a significant gap in consumer safety.<sup>3</sup>

In fact, dining in restaurants represents the highest risk setting for food allergy reactions. Nearly 50% of reported fatal food allergy reactions are a result of food consumed from a restaurant or food establishment, and 75% of all food allergy reactions occur in a restaurant setting.<sup>4</sup> Without menu disclosures and food-allergy trained staff, individuals with allergies must rely on verbal assurances from staff and spend significant amounts of time researching safe places to dine.<sup>5</sup> More than half of parents of children with food allergies (53%) that AAFA surveyed in a regular patient study reported that they have left a restaurant in the middle of dining as a result of an allergy, and nearly 90% of parents have avoided certain restaurants altogether due to their child's allergy.<sup>6</sup> Surveyed parents communicated the need for greater availability of information about the contents of restaurant meals and asked regulators to prioritize better food labeling inside restaurants.<sup>7</sup> SB 68 (ADDE) would provide this critical transparency, making it easier for consumers to make safe choices and reducing the risk of life-threatening reactions.

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<sup>1</sup> Centers for Disease Control and Prevention. (2023, January 26). *More than a quarter of U.S. adults and children have at least one allergy*. National Center for Health Statistics.

<sup>2</sup> U.S. Census Bureau. (2024). *National population totals and components of change: 2020–2023*. U.S. Department of Commerce.

<sup>3</sup> Kids With Food Allergies. (n.d.). *Food allergen labeling*. Kids With Food Allergies. Retrieved February 27, 2025, from <https://kidswithfoodallergies.org/living-with-food-allergies/choosing-safe-foods/label-law-food-allergen-labeling-consumer-protection-act/>

<sup>4</sup> Radke, T. J., Brown, L. G., Faw, B., Hedeon, N., Matis, B., Perez, P., Viveiros, B., & Ripley, D. (2017). Restaurant food allergy practices—Six selected sites, United States, 2014. *Morbidity and Mortality Weekly Report*, 66(15), 404–407. <https://doi.org/10.15585/mmwr.mm6615a2>

<sup>5</sup> Asthma and Allergy Foundation of America. (2019). *My life with food allergy: Parent survey report*.

<sup>6</sup> Asthma and Allergy Foundation of America, 2019, p. 16

<sup>7</sup> Asthma and Allergy Foundation of America, 2019, p. 38



Allergen disclosures take up minimal space on a menu and serve a vital public health function by helping consumers avoid potentially fatal allergic reactions.<sup>8</sup> Countries around the world already require restaurants to disclose allergens.<sup>9</sup> Many have drawn parallels between the EU allergen restaurant labeling laws and the potential for states to improve allergen labeling laws in restaurants.<sup>10</sup> SB 68 offers California the chance to adopt a similar, common-sense approach to protect the millions of residents managing food allergies.

By enacting SB 68, California would position itself as a leader in food allergy protections, setting a critical example for other states to follow. We urge the legislature to pass SB 68 into law and take an important step toward preventing needless allergic reactions and deaths.

Sincerely,

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Asthma and Allergy Foundation of America

**Gwen Smith**

Allergic Living

**Erin Malawer**

AllergyStrong

**Karmi Ferguson**

American Academy of Pediatrics, California

**Susan Grupe**

American College of Allergy, Asthma, and Immunology

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<sup>8</sup> Doctorov, E. C. (2023). Fearless dining: Mandating universal allergen disclosures on restaurant menus. *California Law Review*, 111(6). <https://doi.org/10.15779/Z385T3G14X>

<sup>9</sup> European Commission. (2017). Commission notice of 13 July 2017 relating to the provision of information on substances or products causing allergies or intolerances as listed in Annex II to Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers (2017/C 428/01). *Official Journal of the European Union*, C 428, 1

<sup>10</sup> Baker, R. (2018). The global status of food allergen labeling laws. *California Western Law Review*, 54(2), Article 4. <https://scholarlycommons.law.cwsl.edu/cwlr/vol54/iss2/4>



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