

**First Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

LLS NO. 19-0809.01 Megan Waples x4348

**HOUSE BILL 19-1246**

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**HOUSE SPONSORSHIP**

**Van Winkle and Kraft-Tharp,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

Transportation & Local Government

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE REGULATION OF FOOD TRUCK BUSINESSES BY LOCAL**  
102 **GOVERNMENTS.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill requires a local government to grant a business license to a food truck operator that has obtained a license from another local government, and prohibits the local government from imposing additional licensing requirements. Local governments are prohibited from requiring separate licenses or fees for the operation of a food truck in more than one location or on more than one day in the same year or requiring the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

HOUSE  
Amended 2nd Reading  
April 5, 2019

food truck operator to provide certain types of documentation related to the food truck's operation or location. A local government may enforce its sales tax, zoning, and land use regulations and promulgate ordinances or regulations related to the operation of food trucks in its jurisdiction that are not inconsistent with the bill's requirements.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, **add** article 11.6 to  
3 title 29 as follows:

4                                   **ARTICLE 11.6**

5                                   **Food Trucks**

6           **29-11.6-101. Legislative declaration.** (1) THE GENERAL  
7 ASSEMBLY HEREBY FINDS AND DECLARES THAT:

8                   (a) FOOD TRUCKS ARE A GROWING PART OF THE COLORADO  
9 ECONOMY;

10                  (b) FOOD TRUCKS ARE INHERENTLY MOBILE AND INTENDED TO  
11 OPERATE IN VARIOUS LOCATIONS ACROSS THE STATE; AND

12                  (c) LAWS IMPOSED AND ADMINISTERED AT THE LOCAL LEVEL  
13 REQUIRING FOOD TRUCK BUSINESSES TO OBTAIN SEPARATE PERMITS OR  
14 LICENSES TO OPERATE WITHIN A LOCAL GOVERNMENT'S JURISDICTION  
15 IMPOSE INORDINATE BURDENS ON THOSE BUSINESSES.

16                  (2) THE GENERAL ASSEMBLY FURTHER DECLARES THAT THE  
17 **UNIQUE ISSUES RAISED BY THE MOBILE NATURE OF THE FOOD TRUCK**  
18 **INDUSTRY MERIT FURTHER STUDY AND DISCUSSION TO INFORM POSSIBLE**  
19 **SOLUTIONS THAT MEET THE NEEDS OF THE FOOD TRUCK INDUSTRY AND**  
20 **LOCAL GOVERNMENTS.**

21                  **29-11.6-102. Study of local government regulation of food**  
22 **trucks.** **THE COLORADO MUNICIPAL LEAGUE MAY STUDY THE ISSUES**  
23 **RAISED BY THE REGULATION OF FOOD TRUCKS BY LOCAL GOVERNMENTS**

1 AND MEET WITH STAKEHOLDERS TO SOLICIT INPUT AND  
2 RECOMMENDATIONS ON SOLUTIONS THAT MEET THE NEEDS OF THE FOOD  
3 TRUCK INDUSTRY AND LOCAL GOVERNMENTS. THE COLORADO MUNICIPAL  
4 LEAGUE MAY PROVIDE A REPORT ON ITS FINDINGS, INCLUDING  
5 RECOMMENDATIONS FOR FUTURE LEGISLATIVE SOLUTIONS, TO THE  
6 BUSINESS AFFAIRS AND LABOR COMMITTEE OF THE HOUSE OF  
7 REPRESENTATIVES AND THE BUSINESS, LABOR, AND TECHNOLOGY  
8 COMMITTEE OF THE SENATE ON OR BEFORE NOVEMBER 1, 2019.

9 **29-11.6-103. Repeal.** THIS ARTICLE 11.6 IS REPEALED, EFFECTIVE  
10 SEPTEMBER 1, 2020.

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12 **SECTION 2. Act subject to petition - effective date.** This act  
13 takes effect at 12:01 a.m. on the day following the expiration of the  
14 ninety-day period after final adjournment of the general assembly (August  
15 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a  
16 referendum petition is filed pursuant to section 1 (3) of article V of the  
17 state constitution against this act or an item, section, or part of this act  
18 within such period, then the act, item, section, or part will not take effect  
19 unless approved by the people at the general election to be held in  
20 November 2020 and, in such case, will take effect on the date of the  
21 official declaration of the vote thereon by the governor.