Bill Topic: RETAIL FOOD ESTABLISHMENTS INSPECTION AND SUSPENSION

Summary of Fiscal Impact:
- State Revenue
- State Expenditure (minimal)
- State Transfer
- TABOR Refund
- Local Government (minimal)
- Statutory Public Entity

This bill modifies provisions of the Food Protection Act related to the inspection of retail food establishments. It will minimally increase state and local workload in FY 2019-20 only.

Background

Retail food establishment inspections. State law requires retail food establishments to obtain a license before operating any business that sells food to the public. Retail food establishments include restaurants, catering operations, grocery stores, convenience stores, concession stands, and food trucks. Most counties issue their own licenses for food operations within the county. The Colorado Department of Public Health and Environment (CDPHE) issues licenses and conducts inspections for retail food establishments in Clear Creek, Jackson, Moffat, Ouray, Park, and Pitkin counties. Penalties for violations levied by the CDPHE are deposited into the Food Protection Cash Fund.
Stakeholder group study. House Bill 15-1226 required the CDPHE to convene a stakeholder group to study retail food establishments, retail food establishment license fees, and retail food inspection programs. The most recent review conducted in 2018 focused on modifying statutory enforcement requirement protocols. The report issued November 30, 2018, included the legislative recommendations reflected in this bill.

Assumptions

While the bill makes changes to penalty amounts, this is not expected to change the amount of revenue collected from penalties by state or local inspectors.

State Expenditures

This bill will minimally increase workload for the Division of Environmental Health and Sustainability in the CDPHE to update its rules and train its inspectors on the new inspection protocols. This workload increase can be accomplished within existing resources.

Local Government

Like for the CDPHE, this bill will minimally increase workload for local health departments to update their rules and train inspectors on the new inspection protocols.

Effective Date

The bill takes effect January 1, 2020, if no referendum petition is filed.

State and Local Government Contacts

Counties Information Technology Public Health and Environment

The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit: leg.colorado.gov/fiscalnotes.