

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

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 25-0880.01 Christopher McMichael x4775

**HOUSE BILL 25-1295**

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**HOUSE SPONSORSHIP**

**Rutinel and Lindsay**, Mabrey

**SENATE SPONSORSHIP**

**Roberts and Carson**, Amabile, Bridges, Cutter, Daugherty, Exum, Hinrichsen, Jodeh, Kipp, Liston, Marchman, Snyder, Wallace, Winter F.

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**House Committees**

Transportation, Housing & Local Government

**Senate Committees**

Local Government & Housing

SENATE  
Amended 3rd Reading  
May 6, 2025

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**A BILL FOR AN ACT**

101     **CONCERNING THE OPERATION OF FOOD TRUCKS, AND, IN CONNECTION**  
102             **THEREWITH, ESTABLISHING A DEFINITION OF "MOBILE FOOD**  
103             **ESTABLISHMENT" AND ESTABLISHING RECIPROCITY FOR**  
104             **CERTAIN LICENSES AND PERMITS BETWEEN LOCAL**  
105             **GOVERNMENT JURISDICTIONS TO ALLOW A MOBILE FOOD**  
106             **ESTABLISHMENT TO OPERATE IN MULTIPLE JURISDICTIONS.**

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SENATE  
Amended 2nd Reading  
May 2, 2025

**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>.)*

HOUSE  
3rd Reading Unamended  
April 28, 2025

The bill creates a reciprocal licensing and permitting system for

HOUSE  
Amended 2nd Reading  
April 25, 2025

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

the operation of food trucks within the jurisdictions of local governments in the state. The bill requires a local government to grant the owner or operator of a food truck a reciprocal business license, reciprocal health department permit, and reciprocal fire safety permit (reciprocal license and reciprocal permits), which reciprocal license and reciprocal permits allow the owner or operator of a food truck to operate within the local government's jurisdiction, if the owner or operator of a food truck:

- Has an active business license from another local government;
- Has an active health department permit from another local government;
- Has an active fire safety permit from another local government; and
- Pays applicable application and licensing and permitting fees.

A local government must review an application for the reciprocal license and reciprocal permits within 14 calendar days after receiving the application and decide whether to approve or deny the application. The local government may deny the application under certain circumstances. The local government may collect an application fee and charge reduced licensing and permitting fees for granting the reciprocal license and reciprocal permits.

The bill prohibits the governing body of a local government from adopting an ordinance, resolution, regulation, zoning code, or other code that:

- Prohibits the operation of a food truck in a zone in which a food establishment is considered a permitted or conditional use;
- Restricts the total number of days a food truck may be operated within the local government's jurisdiction during a calendar year; or
- Prohibits the operation of a food truck within a certain distance of another food establishment, unless the specified distance is less than 50 feet.

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

2 **SECTION 1.** In Colorado Revised Statutes, **recreate and**  
3 **reenact, with amendments,** article 11.6 of title 29 as follows:

4 **29-11.6-101. Legislative declaration.** (1) **THE GENERAL**  
5 **ASSEMBLY FINDS AND DECLARES THAT:**

1 (a) MOBILE \_\_\_ FOOD ESTABLISHMENTS ARE A GROWING PART OF  
2 THE STATE'S ECONOMY;

3 (b) MOBILE \_\_\_ FOOD ESTABLISHMENTS ARE INHERENTLY MOBILE  
4 AND ARE INTENDED TO OPERATE IN VARIOUS LOCATIONS ACROSS THE  
5 STATE; AND

6 (c) LAWS IMPOSED AND ADMINISTERED AT THE LOCAL LEVEL  
7 REQUIRING MOBILE \_\_\_\_\_ FOOD ESTABLISHMENTS TO OBTAIN SEPARATE  
8 PERMITS OR LICENSES TO OPERATE WITHIN A LOCAL GOVERNMENT'S  
9 JURISDICTION IMPOSE INORDINATE BURDENS ON THOSE ESTABLISHMENTS.

10 **29-11.6-102. Definitions.** AS USED IN THIS ARTICLE 11.6, UNLESS  
11 THE CONTEXT OTHERWISE REQUIRES:

12 (1) "DENVER RETAIL FOOD LICENSE" MEANS THE BUSINESS LICENSE  
13 GRANTED BY THE CITY AND COUNTY OF DENVER THAT AUTHORIZES A  
14 MOBILE \_\_\_\_\_ FOOD ESTABLISHMENT TO OPERATE WITHIN THE CITY AND  
15 COUNTY OF DENVER AND INDICATES THAT THE MOBILE \_\_\_\_\_ FOOD  
16 ESTABLISHMENT IS IN COMPLIANCE WITH APPLICABLE FOOD SAFETY  
17 STANDARDS.

18 (2) "DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC HEALTH  
19 AND ENVIRONMENT CREATED IN SECTION 25-1-102.

20 (3) "FIRE SAFETY PERMIT" MEANS A PERMIT OR DOCUMENT ISSUED  
21 BY A LOCAL GOVERNMENT THAT CERTIFIES THAT A MOBILE \_\_\_\_\_ FOOD  
22 ESTABLISHMENT MEETS THE LOCAL GOVERNMENT'S FIRE SAFETY  
23 STANDARDS AND AUTHORIZES AN INDIVIDUAL TO OPERATE THE MOBILE \_\_\_  
24 FOOD ESTABLISHMENT.

25 (4) "INTERNATIONAL FIRE CODE" MEANS THE INTERNATIONAL FIRE  
26 CODE PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, OR A  
27 SUCCESSOR ORGANIZATION.

1           (5) "LOCAL GOVERNMENT" MEANS AN AUTHORITY, A COUNTY, A  
2 MUNICIPALITY, A CITY AND COUNTY, A DISTRICT, OR ANOTHER POLITICAL  
3 SUBDIVISION OF THE STATE OR ANY DEPARTMENT, AGENCY, INSTITUTION,  
4 OR AUTHORITY OF A COUNTY, A MUNICIPALITY, A CITY AND COUNTY, A  
5 DISTRICT, OR ANOTHER POLITICAL SUBDIVISION OF THE STATE.

6           (6) "MOBILE \_\_\_ FOOD ESTABLISHMENT" MEANS A RETAIL FOOD  
7 ESTABLISHMENT THAT:

8           (a) IS OPERATED FROM A MOVABLE, MOTOR-DRIVEN, OR  
9 PROPELLED VEHICLE, PORTABLE STRUCTURE, OR WATERCRAFT;

10           (b) CAN CHANGE LOCATION; AND

11           (c) IS INTENDED TO PHYSICALLY REPORT TO AND OPERATE FROM  
12 A COMMISSARY FOR SERVICING, RESTOCKING, AND MAINTENANCE.

13           (7) "RETAIL FOOD ESTABLISHMENT" HAS THE MEANING SET FORTH  
14 IN SECTION 25-4-1602 (14).

15           (8) "STATE HEALTH DEPARTMENT LICENSE" MEANS THE LICENSE  
16 GRANTED BY THE DEPARTMENT \_\_\_ PURSUANT TO SECTION 25-4-1606.

17           **29-11.6-103. Mobile \_\_\_ food establishment operations - fire**  
18 **safety permit - reciprocity between local government jurisdictions.**

19           (1) A VALID FIRE SAFETY PERMIT THAT HAS BEEN ISSUED TO A MOBILE \_\_\_  
20 FOOD ESTABLISHMENT IS VALID IN THE JURISDICTION OF ANY OTHER LOCAL  
21 GOVERNMENT IN THIS STATE IF THE FIRE SAFETY PERMIT WAS ISSUED:

22           (a) BY A LOCAL GOVERNMENT THAT HAS ADOPTED THE MOST  
23 RECENT INTERNATIONAL FIRE CODE OR A FIRE CODE THAT HAS  
24 INCORPORATED THE MINIMUM CODES AND STANDARDS FOR MOBILE \_\_\_  
25 FOOD ESTABLISHMENTS AS ADOPTED BY THE DIVISION OF FIRE PREVENTION  
26 AND CONTROL PURSUANT TO SECTION 24-33.5-1203 (1)(z); AND

27           (b) AFTER AN INSPECTION BY A CERTIFIED FIRE INSPECTOR, AS

1       DEFINED IN SECTION 24-33.5-1202 (2.5).

2               (2) (a) THE OWNER OR OPERATOR OF A MOBILE \_\_\_\_\_ FOOD  
3 ESTABLISHMENT SHALL PROVIDE, THROUGH REASONABLE ELECTRONIC  
4 MEANS, A COPY OF THE FIRE SAFETY PERMIT ISSUED IN ACCORDANCE WITH  
5 SUBSECTION (1) OF THIS SECTION TO THE LOCAL GOVERNMENT IN WHICH  
6 THE OWNER OR OPERATOR INTENDS TO OPERATE THE MOBILE \_\_\_\_ FOOD  
7 ESTABLISHMENT AT LEAST FOURTEEN CALENDAR DAYS BEFORE OPERATING  
8 WITHIN THE LOCAL GOVERNMENT'S JURISDICTION. THE OWNER OR  
9 OPERATOR OF THE MOBILE \_\_\_\_ FOOD ESTABLISHMENT SHALL SUBMIT THE  
10 COPY OF THE FIRE SAFETY PERMIT TO THE LOCAL GOVERNMENT ENTITY  
11 RESPONSIBLE FOR ISSUING FIRE SAFETY PERMITS FOR THE LOCAL  
12 GOVERNMENT IN WHICH THE MOBILE \_\_\_\_ FOOD ESTABLISHMENT INTENDS  
13 TO OPERATE.

14               (b) THE OWNER OR OPERATOR OF A MOBILE \_\_\_\_\_ FOOD  
15 ESTABLISHMENT MUST PROVIDE ONLY ONE COPY OF THE FIRE SAFETY  
16 PERMIT ISSUED IN ACCORDANCE WITH SUBSECTION (1) OF THIS SECTION TO  
17 THE LOCAL GOVERNMENT PER CALENDAR YEAR, UNLESS THE FIRE SAFETY  
18 PERMIT HAS EXPIRED IN THE TIME SINCE THE OWNER OR OPERATOR  
19 PREVIOUSLY SUBMITTED THE PERMIT TO THE LOCAL GOVERNMENT.

20               \_\_\_\_\_

21               (3) (a) A MOBILE \_\_\_\_ FOOD ESTABLISHMENT THAT IS OPERATING IN  
22 A LOCAL GOVERNMENT'S JURISDICTION MUST BE IN COMPLIANCE WITH THE  
23 LOCAL GOVERNMENT'S FIRE SAFETY CODE DURING OPERATION IN THAT  
24 JURISDICTION AND IS SUBJECT TO INSPECTION AND ENFORCEMENT BY THE  
25 LOCAL GOVERNMENT.

26               (b) A MOBILE \_\_\_\_ FOOD ESTABLISHMENT THAT FAILS A FIRE SAFETY  
27 INSPECTION BY A LOCAL GOVERNMENT OR THAT IS FOUND IN VIOLATION OF

1 THE LOCAL GOVERNMENT'S FIRE SAFETY CODE IS CONSIDERED TO NO  
2 LONGER HAVE A VALID FIRE SAFETY PERMIT IN THAT JURISDICTION  
3 PURSUANT TO SUBSECTION (1) OF THIS SECTION AND IS NOT PERMITTED TO  
4 OPERATE WITHIN THAT LOCAL GOVERNMENT'S JURISDICTION UNTIL THE  
5 MOBILE \_\_\_ FOOD ESTABLISHMENT PASSES A FIRE SAFETY INSPECTION FROM  
6 A CERTIFIED FIRE INSPECTOR, AS DEFINED IN SECTION 24-33.5-1202 (2.5),  
7 AND COMPLIES WITH THE LOCAL GOVERNMENT'S FIRE SAFETY CODE.

8 **29-11.6-104. Mobile \_\_\_ food establishment operations -**  
9 **Denver retail food license - state health department license -**  
10 **reciprocity between jurisdictions. (1) Denver retail food license.**

11 **(a) THE CITY AND COUNTY OF DENVER SHALL PERMIT THE OWNER OR**  
12 **OPERATOR OF A MOBILE \_\_\_ FOOD ESTABLISHMENT THAT HAS AN ACTIVE**  
13 **AND VALID STATE HEALTH DEPARTMENT LICENSE TO OPERATE THE MOBILE**  
14 **\_\_\_ FOOD ESTABLISHMENT WITHIN THE JURISDICTION OF THE CITY AND**  
15 **COUNTY OF DENVER IF THE OWNER OR OPERATOR MEETS THE**  
16 **REQUIREMENTS OF SUBSECTIONS (1)(b) AND (1)(c) OF THIS SECTION.**

17 **(b) (I) THE OWNER OR OPERATOR OF A MOBILE \_\_\_ FOOD**  
18 **ESTABLISHMENT SHALL SUBMIT TO THE CITY AND COUNTY OF DENVER,**  
19 **THROUGH REASONABLE ELECTRONIC MEANS AS DETERMINED BY THE CITY**  
20 **AND COUNTY OF DENVER, THE FOLLOWING DOCUMENTATION AND**  
21 **INFORMATION AT LEAST FOURTEEN CALENDAR DAYS BEFORE OPERATING**  
22 **WITHIN THE JURISDICTION OF THE CITY AND COUNTY OF DENVER:**

23 **(A) A COPY OF THE VALID STATE HEALTH DEPARTMENT LICENSE;**

24 **(B) A COPY OF THE STATE HEALTH DEPARTMENT LICENSE**  
25 **APPLICATION THAT WAS SUBMITTED TO THE DEPARTMENT OR ANOTHER**  
26 **LOCAL GOVERNMENT JURISDICTION, INCLUDING ANY PERMITS THAT WERE**  
27 **SUBMITTED AS PART OF THE APPLICATION, IF THE MOBILE \_\_\_ FOOD**

1 ESTABLISHMENT OBTAINED ITS INITIAL STATE HEALTH DEPARTMENT  
2 LICENSE WITHIN THE PREVIOUS TWO YEARS AND THE APPLICATION  
3 MATERIALS ARE READILY AVAILABLE TO THE OWNER OR OPERATOR OF THE  
4 MOBILE \_\_\_ FOOD ESTABLISHMENT; AND

5 (C) AT THE REQUEST OF THE CITY AND COUNTY OF DENVER, A  
6 SUMMARY OF ANY VIOLATIONS COMMITTED BY THE OWNER OR OPERATOR  
7 OF THE MOBILE \_\_\_\_\_ FOOD ESTABLISHMENT WITHIN THE PREVIOUS  
8 CALENDAR YEAR THAT WERE RELATED TO THE STATE HEALTH  
9 DEPARTMENT LICENSE OR OPERATION OF THE MOBILE \_\_\_\_\_ FOOD  
10 ESTABLISHMENT.

11 (II) (A) THE OWNER OR OPERATOR OF A MOBILE \_\_\_\_\_ FOOD  
12 ESTABLISHMENT SHALL DISPLAY THE STATE HEALTH DEPARTMENT LICENSE  
13 IN THE SERVICE WINDOW OF THE MOBILE \_\_\_ FOOD ESTABLISHMENT AT ALL  
14 TIMES DURING THE OPERATION OF THE MOBILE \_\_\_ FOOD ESTABLISHMENT  
15 IN THE CITY AND COUNTY OF DENVER.

16 (B) THE OWNER OR OPERATOR OF A MOBILE \_\_\_\_\_ FOOD  
17 ESTABLISHMENT SHALL MAINTAIN ALL REQUIRED FIRE SAFETY PERMITS,  
18 INCLUDING FIRE SAFETY PERMITS REQUIRED FOR FLAMMABLE OPERATIONS,  
19 WITHIN THE MOBILE \_\_\_ FOOD ESTABLISHMENT AND PROVIDE THE PERMITS  
20 UPON REQUEST DURING AN INSPECTION OF THE MOBILE \_\_\_\_\_ FOOD  
21 ESTABLISHMENT. \_\_\_\_\_

22 (c) (I) A MOBILE \_\_\_\_\_ FOOD ESTABLISHMENT THAT IS OPERATING  
23 WITHIN THE JURISDICTION OF THE CITY AND COUNTY OF DENVER  
24 PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION MUST BE IN  
25 COMPLIANCE WITH ALL ORDINANCES, RESOLUTIONS, REGULATIONS,  
26 ZONING CODES, HEALTH CODES, OR OTHER CODES OF THE CITY AND  
27 COUNTY OF DENVER DURING OPERATION WITHIN THE CITY AND COUNTY

1 OF DENVER AND IS SUBJECT TO INSPECTION AND ENFORCEMENT BY THE  
2 CITY AND COUNTY OF DENVER.

3 (II) IF THE CITY AND COUNTY OF DENVER FINDS THAT A MOBILE \_\_\_  
4 FOOD ESTABLISHMENT WITH A STATE HEALTH DEPARTMENT LICENSE AND  
5 THAT IS OPERATING WITHIN ITS JURISDICTION PURSUANT TO SUBSECTION  
6 (1)(a) OF THIS SECTION IS IN VIOLATION OF ANY APPLICABLE STATE LAW  
7 OR OF ANY ORDINANCE, RESOLUTION, REGULATION, ZONING CODE, HEALTH  
8 CODE, OR OTHER CODE OF THE CITY AND COUNTY OF DENVER, THE CITY  
9 AND COUNTY OF DENVER MAY:

10 (A) PROHIBIT THE MOBILE \_\_\_\_\_ FOOD ESTABLISHMENT FROM  
11 OPERATING WITHIN THE CITY AND COUNTY OF DENVER UNTIL THE MOBILE  
12 \_\_\_ FOOD ESTABLISHMENT PASSES A HEALTH INSPECTION BY THE CITY AND  
13 COUNTY OF DENVER, HAS PAID ALL FINES ASSESSED BY THE CITY AND  
14 COUNTY OF DENVER FOR THE VIOLATIONS, AND IS FOUND TO BE IN  
15 COMPLIANCE WITH ALL APPLICABLE STATE LAWS AND THE LAWS OF THE  
16 CITY AND COUNTY OF DENVER; AND

17 (B) NOTIFY THE DEPARTMENT OF THE VIOLATIONS COMMITTED BY  
18 THE MOBILE \_\_\_ FOOD ESTABLISHMENT WHILE OPERATING IN THE CITY AND  
19 COUNTY OF DENVER.

20 (III) IF THE DEPARTMENT RECEIVES NOTICE FROM THE CITY AND  
21 COUNTY OF DENVER PURSUANT TO THIS SUBSECTION (1)(c), THE  
22 DEPARTMENT MAY TAKE ENFORCEMENT ACTION AGAINST A MOBILE \_\_\_  
23 FOOD ESTABLISHMENT WITH A STATE HEALTH DEPARTMENT LICENSE FOR  
24 THE VIOLATIONS.

25 (2) **State health department license.** (a) THE OWNER OR  
26 OPERATOR OF A MOBILE \_\_\_ FOOD ESTABLISHMENT THAT HAS A VALID AND  
27 ACTIVE DENVER RETAIL FOOD LICENSE IS CONSIDERED TO HAVE A VALID

1 STATE HEALTH DEPARTMENT LICENSE AND IS PERMITTED TO OPERATE THE  
2 MOBILE \_\_\_ FOOD ESTABLISHMENT WITHIN THE JURISDICTION OF ANOTHER  
3 LOCAL GOVERNMENT.

4 (b) (I) THE OWNER OR OPERATOR OF A MOBILE \_\_\_\_\_ FOOD  
5 ESTABLISHMENT SHALL PROVIDE, THROUGH REASONABLE ELECTRONIC  
6 MEANS, A COPY OF THE ACTIVE AND VALID DENVER RETAIL FOOD LICENSE  
7 TO THE LOCAL GOVERNMENT IN WHICH THE OWNER OR OPERATOR INTENDS  
8 TO OPERATE THE MOBILE \_\_\_\_\_ FOOD ESTABLISHMENT AND TO THE  
9 DEPARTMENT \_\_\_\_\_ AT LEAST FOURTEEN CALENDAR DAYS BEFORE  
10 OPERATING WITHIN THE LOCAL GOVERNMENT'S JURISDICTION.

11 (II) THE OWNER OR OPERATOR OF A MOBILE \_\_\_\_\_ FOOD  
12 ESTABLISHMENT MUST PROVIDE ONLY ONE COPY OF THE DENVER RETAIL  
13 FOOD LICENSE TO THE LOCAL GOVERNMENT PER CALENDAR YEAR, UNLESS  
14 THE DENVER RETAIL FOOD LICENSE HAS EXPIRED IN THE TIME SINCE THE  
15 OWNER OR OPERATOR PREVIOUSLY SUBMITTED THE LICENSE TO THE LOCAL  
16 GOVERNMENT.

17 (III) A LOCAL GOVERNMENT MAY DESIGNATE THE OFFICE OR  
18 DEPARTMENT OF THE LOCAL GOVERNMENT TO WHICH THE OWNER OR  
19 OPERATOR OF A MOBILE \_\_\_ FOOD ESTABLISHMENT SHALL SUBMIT THE  
20 COPY OF THE DENVER RETAIL FOOD LICENSE IN ACCORDANCE WITH THIS  
21 SUBSECTION (2)(b). IF THE LOCAL GOVERNMENT DOES NOT DESIGNATE AN  
22 OFFICE OR DEPARTMENT, THE OWNER OR OPERATOR OF THE MOBILE \_\_\_  
23 FOOD ESTABLISHMENT SHALL SUBMIT THE COPY OF THE DENVER RETAIL  
24 FOOD LICENSE TO A RELEVANT OFFICE OR DEPARTMENT.

25 (c) (I) (A) A MOBILE \_\_\_ FOOD ESTABLISHMENT WITH A DENVER  
26 RETAIL FOOD LICENSE THAT IS OPERATING IN A LOCAL GOVERNMENT'S  
27 JURISDICTION MUST BE IN COMPLIANCE WITH ALL ORDINANCES,

1 RESOLUTIONS, REGULATIONS, ZONING CODES, OR OTHER CODES OF THE  
2 LOCAL GOVERNMENT DURING OPERATION IN THAT JURISDICTION AND IS  
3 SUBJECT TO INSPECTION AND ENFORCEMENT BY THE LOCAL GOVERNMENT.

4 (B) A MOBILE \_\_\_ FOOD ESTABLISHMENT WITH A DENVER RETAIL  
5 FOOD LICENSE THAT IS FOUND IN VIOLATION OF ANY ORDINANCE,  
6 RESOLUTION, REGULATION, ZONING CODE, OR OTHER CODE OF THE LOCAL  
7 GOVERNMENT IN WHICH IT IS OPERATING IS NOT PERMITTED TO OPERATE  
8 WITHIN THAT JURISDICTION PURSUANT TO SUBSECTION (2)(a) OF THIS  
9 SECTION UNTIL THE MOBILE \_\_\_ FOOD ESTABLISHMENT COMPLIES WITH THE  
10 LAWS OF THE LOCAL GOVERNMENT.

11 (II) (A) A MOBILE \_\_\_ FOOD ESTABLISHMENT WITH A DENVER  
12 RETAIL FOOD LICENSE THAT IS OPERATING WITHIN THE JURISDICTION OF  
13 ANOTHER LOCAL GOVERNMENT PURSUANT TO SUBSECTION (2)(a) OF THIS  
14 SECTION MUST BE IN COMPLIANCE WITH RULES ADOPTED BY THE  
15 DEPARTMENT \_\_\_ PURSUANT TO SECTION 25-4-1604.

16 (B) IF A LOCAL GOVERNMENT FINDS THAT A MOBILE \_\_\_ FOOD  
17 ESTABLISHMENT WITH A DENVER RETAIL FOOD LICENSE AND THAT IS  
18 OPERATING WITHIN THE LOCAL GOVERNMENT'S JURISDICTION PURSUANT  
19 TO SUBSECTION (2)(a) OF THIS SECTION IS IN VIOLATION OF THE RULES  
20 ADOPTED BY THE DEPARTMENT \_\_\_ PURSUANT TO SECTION 25-4-1604, THE  
21 LOCAL GOVERNMENT MAY PROHIBIT THE MOBILE \_\_\_ FOOD ESTABLISHMENT  
22 FROM OPERATING WITHIN THE LOCAL GOVERNMENT'S JURISDICTION UNTIL  
23 THE MOBILE \_\_\_ FOOD ESTABLISHMENT PASSES A HEALTH INSPECTION BY  
24 THE LOCAL GOVERNMENT, THE DEPARTMENT, OR ANOTHER LOCAL  
25 GOVERNMENT THAT ENFORCES THE RULES ADOPTED BY THE DEPARTMENT  
26 \_\_\_ PURSUANT TO SECTION 25-4-1604.

27 **29-11.6-105. Local government enforcement.** NOTHING IN THIS

1 ARTICLE 11.6 PROHIBITS A LOCAL GOVERNMENT FROM ADOPTING OR  
2 ENFORCING THE LOCAL GOVERNMENT'S ORDINANCES, RESOLUTIONS,  
3 REGULATIONS, ZONING CODES, HEALTH CODES, OR OTHER CODES RELATED  
4 TO THE OPERATION OF A MOBILE      FOOD ESTABLISHMENT.

5 **SECTION 2.** In Colorado Revised Statutes, 25-4-1602, **add** (2.7)  
6 and (10.5) as follows:

7 **25-4-1602. Definitions.** As used in this part 16, unless the context  
8 otherwise requires:

9 (2.7) "DENVER RETAIL FOOD LICENSE" HAS THE MEANING SET  
10 FORTH IN SECTION 29-11.6-102 (1).

11 (10.5) "MOBILE      FOOD ESTABLISHMENT" HAS THE MEANING SET  
12 FORTH IN SECTION 29-11.6-102 (6).

13 **SECTION 3.** In Colorado Revised Statutes, 25-4-1604, **amend**  
14 (2); and **add** (3) as follows:

15 **25-4-1604. Powers and duties of department - reciprocal**  
16 **license - rules.** (2) (a) Subsection (1) of this section ~~shall~~ DOES not apply  
17 to the city and county of Denver, which, by ordinance, may provide for  
18 the licensure of retail food establishments.

19 (b) THE CITY AND COUNTY OF DENVER SHALL PERMIT A LICENSEE  
20 TO OPERATE A MOBILE      FOOD ESTABLISHMENT WITHIN THE JURISDICTION  
21 OF THE CITY AND COUNTY OF DENVER IN ACCORDANCE WITH SECTION  
22 29-11.6-104 (1).

23 (3) THE DEPARTMENT SHALL CONSIDER AN OWNER OR OPERATOR  
24 OF A MOBILE      FOOD ESTABLISHMENT WITH A DENVER RETAIL FOOD  
25 LICENSE TO HAVE A VALID LICENSE TO OPERATE THE MOBILE      FOOD  
26 ESTABLISHMENT WITHIN THE JURISDICTION OF ANOTHER LOCAL  
27 GOVERNMENT IN ACCORDANCE WITH SECTION 29-11.6-104 (2).

1           **SECTION 4.** In Colorado Revised Statutes, 24-33.5-1203, add  
2           (1)(z) as follows:

3           **24-33.5-1203. Duties of division.** (1) The division shall perform  
4           the following duties:

5           (z) ADOPT MINIMUM CODES AND STANDARDS FOR FIRE SAFETY AND  
6           PREVENTION RELATED TO THE OPERATION OF MOBILE \_\_\_\_\_ FOOD  
7           ESTABLISHMENTS, AS DEFINED IN SECTION 29-11.6-102 (6), FOR USE BY A  
8           LOCAL GOVERNMENT IN THE LOCAL GOVERNMENT'S ESTABLISHMENT OR  
9           ADOPTION OF A FIRE CODE.

10           **SECTION 5. Act subject to petition - effective date -**  
11           **applicability.** (1) This act takes effect January 1, 2026; except that, if a  
12           referendum petition is filed pursuant to section 1 (3) of article V of the  
13           state constitution against this act or an item, section, or part of this act  
14           within the ninety-day period after final adjournment of the general  
15           assembly, then the act, item, section, or part will not take effect unless  
16           approved by the people at the general election to be held in November  
17           2026 and, in such case, will take effect on the date of the official  
18           declaration of the vote thereon by the governor.

19           (2) This act applies to the operation of mobile \_\_\_\_\_ food  
20           establishments on or after the applicable effective date of this act. \_\_\_\_\_