HOUSE COMMITTEE OF REFERENCE REPORT

_____ March 4, 2019
Chair of Committee Date

Committee on Rural Affairs & Agriculture.

After consideration on the merits, the Committee recommends the following:

HB19-1191 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, strike lines 2 through 8 and substitute:

"(1) "AGRICULTURAL OPERATIONS" HAS THE SAME MEANING AS SPECIFIED IN SECTION 35-3.5-102 (4).".

Page 4, line 13, after "LOCATED." add "A FARM STAND MAY SELL AND DISPLAY AGRICULTURAL PRODUCTS RESULTING FROM AGRICULTURAL OPERATIONS NOT CONDUCTED ON THE PRINCIPAL USE SITE TO THE EXTENT PERMITTED BY THE APPLICABLE LOCAL GOVERNMENT.".

Page 4, strike lines 21 through 27 and substitute "PROVISION OF LAW, A FARM STAND MAY BE LOCATED ON A PARCEL OF ANY SIZE. THE RETAIL SALE OF GOODS TO THE PUBLIC BY A FARM STAND MUST INCLUDE GOODS OR OTHER AGRICULTURAL PRODUCTS THAT ARE GROWN OR PRODUCED ON THE PRINCIPAL USE SITE ON WHICH THE FARM STAND IS LOCATED OR MAY INCLUDE AGRICULTURAL PRODUCTS RESULTING FROM AGRICULTURAL OPERATIONS THAT ARE NOT CONDUCTED ON THE PRINCIPAL USE SITE TO THE EXTENT PERMITTED BY THE APPLICABLE LOCAL GOVERNMENT. NOTHING IN THIS ARTICLE 30 PROHIBITS A LOCAL GOVERNMENT FROM REQUIRING THE OPERATOR OF A FARM STAND TO OBTAIN A VALID LICENSE OR PERMIT PRIOR TO OPERATING THE FARM STAND BUT IN NO WAY SHALL SUCH LOCAL PERMITTING OR LICENSING REQUIREMENTS DENY THE USE OF THE SITE AS DESCRIBED IN THIS SECTION.".

Page 5, strike lines 1 through 5.

** *** ** *** **