

**Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 10-0640.02 Debbie Haskins

SENATE BILL 10-106

SENATE SPONSORSHIP

Bacon, Boyd, Newell, Sandoval

HOUSE SPONSORSHIP

Looper,

Senate Committees

Health and Human Services
Appropriations

House Committees

Agriculture, Livestock, & Natural Resources
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF A FOOD SYSTEMS ADVISORY COUNCIL,**
102 **AND MAKING AN APPROPRIATION THEREFOR.**

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://www.leg.state.co.us/billsummaries>.)

The bill creates a 17-member food systems advisory council (council). The executive directors or their designees from the departments of public health and environment, agriculture, human services, education, and local affairs are 5 of the members of the council. The remaining 12 members are appointed by the governor, the president

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

SENATE
3rd Reading Unamended
March 29, 2010

SENATE
Amended 2nd Reading
March 26, 2010

of the senate, the speaker of the house of representatives, the minority leader of the senate, and the minority leader of the house of representatives as outlined in the bill. Those 12 appointive members are representatives of 6 functional areas: Nutrition and health; agricultural production; food wholesalers and food retailers; anti-hunger and food assistance programs; economic development; and local government.

The purposes of the council are to:

- ! Identify and use existing studies of the food system and examples of best practices, whenever possible;
- ! Collaborate with other task forces, committees, or organizations with similar purposes;
- ! Develop local food policies for Colorado that contribute to building robust, resilient, and long-term local food economies;
- ! Develop policy recommendations regarding hunger and food access;
- ! Support the efforts of, be a resource to, and receive input from local and regional food policy councils in the state;
- ! Advise and recommend actions that state and local governments, businesses, agriculture, and consumers can take to build robust, resilient, and long-term local food economies.

The bill lists several policy issues that the council will consider and study. The council may appoint subcommittees in the following areas: Local and regional food councils, local government, and school districts. The council may also appoint other subcommittees.

The council may accept gifts, grants, donations, or federal funds to fund the work of the council. The council will annually report its findings and recommendations, including proposals for legislation or for administrative action, to the general assembly, the governor, and the commissioner of agriculture.

As an advisory committee, the council will undergo a sunset review and be repealed, effective July 1, 2013, unless extended by the general assembly.

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

2 **SECTION 1. Title 24, Colorado Revised Statutes, is amended BY**
3 **THE ADDITION OF A NEW ARTICLE to read:**

4 **ARTICLE 37.3**

5 **Colorado Food Systems Advisory Council**

1 **24-37.3-101. Legislative declaration.** (1) THE GENERAL
2 ASSEMBLY HEREBY FINDS AND DECLARES THAT:

3 (a) IN SEPTEMBER 2009, THE FEDERAL CENTERS FOR DISEASE
4 CONTROL AND PREVENTION REPORTED THAT NO STATE IN THE UNITED
5 STATES WAS MEETING NATIONAL GOALS FOR THE AMOUNT OF FRUITS AND
6 VEGETABLES THAT AMERICANS SHOULD BE EATING. AS A RESULT, THE
7 CENTERS FOR DISEASE CONTROL AND PREVENTION IDENTIFIED THE
8 CREATION OF FOOD POLICY COUNCILS, CONSISTING OF
9 MULTI-STAKEHOLDER ORGANIZATIONS, AS AN EFFECTIVE WAY TO SUPPORT
10 SYSTEM CHANGES TO IMPROVE LOCAL, REGIONAL, AND STATE FOOD
11 ECONOMIES.

12 (b) FOOD COUNCILS FORMED IN OTHER STATES HAVE BEEN
13 EFFECTIVE IN BRINGING TOGETHER A BROAD ARRAY OF FOOD-RELATED
14 GOVERNMENT AND NONGOVERNMENT CONSTITUENCIES TO EMPLOY A
15 FOOD SYSTEMS APPROACH THAT FACILITATES EVALUATION AND PROGRAM
16 DEVELOPMENT AT EVERY STAGE OF THE FOOD PROCESS FROM FARM TO
17 TABLE;

18 (c) FORMATION OF A STATE FOOD ADVISORY COUNCIL IS INTENDED
19 TO BENEFIT COLORADO AGRICULTURISTS AND OTHERS INVOLVED IN ALL
20 ASPECTS OF AGRICULTURAL PRODUCTION;

21 (d) CREATION OF A STATE FOOD ADVISORY COUNCIL WILL PROVIDE
22 INCREASED FOCUS ON THE ECONOMIC DEVELOPMENT OPPORTUNITIES OF
23 COLORADO'S FOOD SYSTEM ALONG WITH IMPROVEMENTS TO
24 AGRICULTURAL PRODUCTION, COMMUNITY WELL-BEING, AND PUBLIC
25 HEALTH;

26 (e) NOTHING IN THIS ARTICLE IS INTENDED TO IMPEDE, CAUSE
27 HARM TO, OR LIMIT CONVENTIONALLY PRODUCED AGRICULTURAL

1 PRODUCTS OR THE PERSONS WHO PRODUCE THEM.

2 (2) THE GENERAL ASSEMBLY FURTHER FINDS THAT BUILDING
3 LOCAL, REGIONAL, AND STATE FOOD ECONOMIES WILL CREATE JOBS,
4 STIMULATE STATEWIDE ECONOMIC DEVELOPMENT, AND CIRCULATE MONEY
5 FROM LOCAL FOOD SALES WITHIN LOCAL COMMUNITIES. THE GENERAL
6 ASSEMBLY FINDS THAT BUILDING ROBUST, RESILIENT, AND LONG-TERM
7 LOCAL FOOD ECONOMIES IN COLORADO WILL PRESERVE AND PROTECT THE
8 NATURAL ENVIRONMENT, INCREASE CONSUMER ACCESS TO FRESH,
9 HEALTHY, AND SAFE FOODS, AND PROVIDE GREATER FOOD SECURITY FOR
10 ALL COLORADANS.

11 **24-37.3-102. Colorado food systems advisory council - created**
12 **- membership - terms - vacancies.** (1) THERE IS HEREBY ESTABLISHED
13 IN THE DEPARTMENT OF AGRICULTURE THE COLORADO FOOD SYSTEMS
14 ADVISORY COUNCIL, REFERRED TO IN THIS ARTICLE AS THE "COUNCIL".
15 THE COUNCIL IS CREATED AS AN ADVISORY COMMITTEE TO FOSTER A
16 HEALTHY FOOD SUPPLY AVAILABLE TO ALL COLORADO RESIDENTS WHILE
17 ENHANCING THE STATE'S AGRICULTURAL AND NATURAL RESOURCES,
18 ENCOURAGING ECONOMIC GROWTH, EXPANDING THE VIABILITY OF
19 AGRICULTURE, AND IMPROVING THE HEALTH OF OUR COMMUNITIES AND
20 RESIDENTS. THE COUNCIL'S ROLE IS TO MAKE RECOMMENDATIONS TO THE
21 GENERAL ASSEMBLY AND TO THE APPROPRIATE REGULATORY AGENCIES,
22 NOT TO CREATE POLICY. THE COUNCIL SHALL USE A METHOD OF DIALOGUE
23 AND CONSENSUS DECISION-MAKING TO ARRIVE AT ITS RECOMMENDATIONS.

24 (2) THE COUNCIL CONSISTS OF THIRTEEN MEMBERS AS FOLLOWS:

25 (a) THE EXECUTIVE DIRECTOR, OR HIS OR HER DESIGNEE, OF EACH
26 OF THE FOLLOWING STATE DEPARTMENTS:

27 (I) THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT;

1 (II) THE DEPARTMENT OF AGRICULTURE;
2 (III) THE DEPARTMENT OF HUMAN SERVICES;
3 (IV) THE DEPARTMENT OF EDUCATION;
4 (b) NINE MEMBERS APPOINTED BY THE GOVERNOR WHO REPRESENT
5 AND HAVE EXPERTISE IN ONE OF FIVE FUNCTIONAL AREAS OF FOOD
6 SYSTEMS, AS FOLLOWS:
7 (I) TWO MEMBERS WHO REPRESENT NUTRITION AND HEALTH;
8 (II) THREE MEMBERS WHO REPRESENT AGRICULTURAL
9 PRODUCTION;
10 (III) TWO MEMBERS WHO REPRESENT FOOD WHOLESALERS OR
11 FOOD RETAILERS;
12 (IV) ONE MEMBER WHO REPRESENTS ANTI-HUNGER AND FOOD
13 ASSISTANCE PROGRAMS;
14 (V) ONE MEMBER WHO REPRESENTS ECONOMIC DEVELOPMENT.
15 (3) IN MAKING APPOINTMENTS TO THE COUNCIL, THE GOVERNOR
16 SHALL ENSURE THAT THE MEMBERSHIP OF THE COUNCIL INCLUDES
17 GEOGRAPHIC REPRESENTATION FROM ALL AREAS OF THE STATE. THE
18 GOVERNOR SHALL ALSO CONSIDER APPOINTING PERSONS WHO HAVE
19 EXPERTISE IN MORE THAN ONE FUNCTIONAL AREA. NO MORE THAN FIVE
20 MEMBERS OF THE COUNCIL APPOINTED BY THE GOVERNOR SHALL BE
21 MEMBERS OF THE SAME POLITICAL PARTY.
22 (4) EACH MEMBER OF THE COUNCIL WHO IS APPOINTED PURSUANT
23 TO SUBSECTION (2) OF THIS SECTION SHALL SERVE AT THE PLEASURE OF
24 THE APPOINTING AUTHORITY WHO APPOINTED THE MEMBER. EACH
25 MEMBER OF THE COUNCIL SHALL SERVE A THREE-YEAR TERM; EXCEPT
26 THAT THE GOVERNOR SHALL APPOINT FOUR MEMBERS TO SERVE
27 TWO-YEAR TERMS.

1 (5) THE APPOINTING AUTHORITIES SHALL MAKE THEIR INITIAL
2 APPOINTMENTS TO THE COUNCIL NO LATER THAN OCTOBER 1, 2010.

3 (6) ANY VACANCY ON THE COUNCIL SHALL BE FILLED IN THE SAME
4 MANNER IN WHICH THE ORIGINAL APPOINTMENT WAS MADE, AND THE
5 TERM SHALL BE FOR THE BALANCE OF THE UNEXPIRED TERM OF THE
6 MEMBER WHOSE TERM IS VACANT.

7 (7) A MAJORITY OF THE MEMBERS OF THE COUNCIL SHALL ELECT
8 A CHAIR AND A VICE-CHAIR WHO SHALL SERVE FOR TWO-YEAR TERMS. A
9 MEMBER OF THE COUNCIL WHO IS AN EXECUTIVE DIRECTOR OF A STATE
10 DEPARTMENT OR HIS OR HER DESIGNEE MAY BE ELECTED TO BE A CHAIR OR
11 A VICE-CHAIR OF THE COUNCIL, BUT BOTH POSITIONS SHALL NOT BE HELD
12 AT THE SAME TIME BY MEMBERS WHO ARE EXECUTIVE DIRECTORS OF
13 STATE DEPARTMENTS OR THEIR DESIGNEES.

14 (8) EACH MEMBER OF THE COUNCIL SHALL SERVE WITHOUT
15 COMPENSATION, BUT MAY BE REIMBURSED FROM THE FOOD SYSTEMS
16 ADVISORY COUNCIL FUND CREATED IN SECTION 24-37.3-105 FOR ACTUAL
17 AND NECESSARY SUBSISTENCE AND TRAVEL EXPENSES INCURRED IN THE
18 PERFORMANCE OF HIS OR HER DUTIES AS A MEMBER OF THE COUNCIL.

19 (9) THE CHAIR SHALL CALL THE MEETINGS AND NOTIFY THE
20 MEMBERS OF EACH MEETING BEING CALLED AT LEAST SEVEN DAYS IN
21 ADVANCE. MEETINGS SHALL BE HELD AS OFTEN AS THE CHAIR DEEMS
22 NECESSARY, BUT NOT LESS THAN FOUR TIMES EACH CALENDAR YEAR. A
23 QUORUM FOR THE TRANSACTION OF BUSINESS CONSISTS OF SEVEN
24 MEMBERS OF THE COUNCIL.

25 **24-37.3-103. Council - purpose and duties.** (1) THE PURPOSE
26 OF THE COUNCIL IS TO:

27 (a) IDENTIFY AND USE EXISTING STUDIES OF THE FOOD SYSTEM AND

1 EXAMPLES OF BEST PRACTICES, WHENEVER POSSIBLE;

2 (b) WORK WITH OTHER TASK FORCES, COMMITTEES, OR
3 ORGANIZATIONS THAT ARE PURSUING INITIATIVES OR STUDIES SIMILAR TO
4 THE PURPOSES AND DUTIES OUTLINED IN THIS ARTICLE AND DEVELOP
5 RELATIONSHIPS WITH OTHER TASK FORCES, COMMITTEES, OR
6 ORGANIZATIONS TO COLLABORATE ON SIMILAR EFFORTS;

7 (c) DEVELOP LOCAL FOOD RECOMMENDATIONS THAT PROMOTE
8 THE BUILDING OF ROBUST, RESILIENT, AND LONG-TERM LOCAL FOOD
9 ECONOMIES;

10 (d) DEVELOP RECOMMENDATIONS REGARDING HUNGER AND FOOD
11 ACCESS;

12 (e) COLLABORATE WITH, SERVE AS A RESOURCE TO, AND RECEIVE
13 INPUT FROM LOCAL AND REGIONAL FOOD POLICY COUNCILS IN THE STATE;

14 (f) COLLABORATE WITH THE DEPARTMENT OF AGRICULTURE IN
15 PROMOTING THE MARKETING PROGRAM KNOWN AS "COLORADO PROUD",
16 WHICH HELPS CONSUMERS, RESTAURANTS, AND RETAILERS TO IDENTIFY
17 AND PURCHASE COLORADO FOOD AND AGRICULTURAL PRODUCTS; AND

18 (g) DEVELOP RECOMMENDATIONS FOR ACTIONS THAT STATE AND
19 LOCAL GOVERNMENTS, BUSINESSES, AGRICULTURISTS, AND CONSUMERS
20 CAN TAKE TO BUILD ROBUST, RESILIENT, AND LONG-TERM LOCAL FOOD
21 ECONOMIES.

22 (2) IN DEVELOPING ITS RECOMMENDATIONS, THE COUNCIL SHALL
23 CONSIDER, BUT NOT BE LIMITED TO, THE FOLLOWING AREAS OF INTEREST:

24 (a) (I) AN EXAMINATION OF FOODS MADE AVAILABLE TO
25 CHILDREN, INCLUDING THOSE IN PUBLIC SCHOOLS, AND CONSIDERATION OF
26 WAYS TO IMPROVE THE NUTRITIONAL QUALITY OF THOSE FOODS AND
27 INCREASE CHILDREN'S ACCESS TO LOCALLY GROWN FOODS.

1 (II) IN DESIGNING RECOMMENDATIONS TO IMPROVE SCHOOL
2 NUTRITION AND INCREASE ACCESS TO LOCALLY GROWN FOODS, THE
3 COUNCIL SHALL INCORPORATE INPUT FROM, AND COORDINATE WITH THE
4 WORK OF, THE COLORADO CAMPAIGN TO END CHILDHOOD HUNGER BY
5 2015, INITIATED BY EXECUTIVE ORDER OF THE GOVERNOR.

6 (b) A STUDY OF EFFORTS TO MAKE LOCAL, HEALTHY, AND SAFE
7 FOODS AVAILABLE UNDER PUBLIC ASSISTANCE PROGRAMS, INCLUDING THE
8 POSSIBILITY OF USING FOOD STAMPS AT LOCAL FARMERS' MARKETS;

9 (c) AN IN-DEPTH EXAMINATION OF LOCAL AND REGIONAL EFFORTS
10 TO STRENGTHEN AND DEVELOP ROBUST, RESILIENT, AND LONG-TERM
11 LOCAL FOOD ECONOMIES BY SUPPORTING AND PROMOTING URBAN,
12 SUBURBAN, AND RURAL AGRICULTURAL PRODUCTION; IDENTIFYING AND
13 DEVELOPING SOLUTIONS TO REGULATORY AND POLICY BARRIERS; AND
14 STRENGTHENING LOCAL INFRASTRUCTURE AND ENTREPRENEURIAL
15 EFFORTS;

16 (d) THE POTENTIAL IMPACTS THAT THE PRODUCTION OF LOCAL,
17 HEALTHY, AND SAFE FOODS WOULD HAVE ON ECONOMIC DEVELOPMENT IN
18 COLORADO, INCLUDING BOTH THE DIRECT IMPACTS FOR THE PRODUCERS
19 OF LOCAL FOOD AND THE ACTUAL AND POTENTIAL INDIRECT IMPACTS,
20 SUCH AS ENCOURAGING RESTAURANTS TO FEATURE LOCALLY RAISED
21 AGRICULTURAL PRODUCTS AND PROMOTING FOOD AND WINE TOURISM;
22 AND

23 (e) ANY OTHER ISSUES THE COUNCIL, BY CONSENSUS, CONSIDERS
24 PERTINENT.

25 **24-37.3-104. Subcommittees of the council.** (1) (a) THE
26 COUNCIL MAY CREATE SUBCOMMITTEES, AS THE COUNCIL DEEMS
27 NECESSARY, TO CARRY OUT THE WORK OF THE COUNCIL. THESE

1 SUBCOMMITTEES MAY INCLUDE BUT ARE NOT LIMITED TO:
2 (I) LOCAL AND REGIONAL FOOD COUNCILS;
3 (II) LOCAL GOVERNMENT;
4 (III) SCHOOL DISTRICTS, THE MEMBERS OF WHICH SHALL INCLUDE
5 PERSONS WITH EXPERTISE IN NUTRITION AND IN SCHOOL FINANCING; AND
6 (IV) A COORDINATION SUBCOMMITTEE TO COLLABORATE WITH
7 OTHER TASK FORCES, COMMITTEES, AND ORGANIZATIONS, INCLUDING THE
8 INTERAGENCY FARM-TO-SCHOOL COORDINATION TASK FORCE CREATED IN
9 SECTION 22-82.6-104, C.R.S.
10 (b) THE SUBCOMMITTEES SHALL INCLUDE REPRESENTATIVES OF
11 THE COUNCIL AND MAY INCLUDE PERSONS APPOINTED BY THE CHAIR AND
12 THE VICE-CHAIR OF THE COUNCIL WHO ARE NOT MEMBERS OF THE
13 COUNCIL.
14 (2) THE COUNCIL MAY ENGAGE IN ANY OTHER ACTIVITY THE
15 COUNCIL DETERMINES IS NECESSARY TO ACCOMPLISH THE PURPOSES
16 OUTLINED IN THIS ARTICLE.
17 **24-37.3-105. Fund - acceptance of gifts, grants, or donations.**
18 (1) FOR THE PURPOSES OF CARRYING OUT THE DUTIES OF THE COUNCIL,
19 THE COUNCIL IS AUTHORIZED TO SEEK AND ACCEPT GIFTS, GRANTS, OR
20 DONATIONS, INCLUDING IN-KIND DONATIONS, FROM PRIVATE OR PUBLIC
21 SOURCES FOR THE PURPOSES OF THIS ARTICLE; EXCEPT THAT THE COUNCIL
22 MAY NOT ACCEPT A GIFT, GRANT, OR DONATION THAT IS SUBJECT TO
23 CONDITIONS THAT ARE INCONSISTENT WITH THIS ARTICLE OR ANY OTHER
24 LAW OF THE STATE. THE COUNCIL MAY ACCEPT IN-KIND DONATIONS OF
25 STAFF SERVICES FROM THE PRIVATE SECTOR TO STAFF THE COUNCIL. THE
26 COUNCIL IS ALSO AUTHORIZED TO ACCEPT AND EXPEND FEDERAL FUNDS
27 AVAILABLE FOR FOOD POLICY COUNCILS. ALL PRIVATE AND PUBLIC

1 MONEYS RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS SHALL BE
2 TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME
3 TO THE FOOD SYSTEMS ADVISORY COUNCIL FUND, WHICH FUND IS HEREBY
4 CREATED AND REFERRED TO IN THIS SECTION AS THE "FUND". THE
5 MONEYS IN THE FUND SHALL BE SUBJECT TO ANNUAL APPROPRIATION BY
6 THE GENERAL ASSEMBLY TO THE DEPARTMENT OF AGRICULTURE FOR
7 ALLOCATION TO THE COUNCIL FOR THE DIRECT AND INDIRECT COSTS
8 ASSOCIATED WITH IMPLEMENTING THIS ARTICLE. ANY MONEYS IN THE
9 FUND NOT EXPENDED FOR THE PURPOSE OF THIS ARTICLE MAY BE
10 INVESTED BY THE STATE TREASURER AS PROVIDED BY LAW. ALL INTEREST
11 AND INCOME DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS
12 IN THE FUND SHALL BE CREDITED TO THE FUND. ANY UNEXPENDED AND
13 UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF A
14 FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT REVERT OR BE
15 CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND;
16 EXCEPT THAT, IF, AT THE TIME THIS ARTICLE IS REPEALED PURSUANT TO
17 SECTION 24-37.3-107, THE FUND CONTAINS A BALANCE OF
18 UNENCUMBERED AND UNEXPENDED MONEYS, THOSE MONEYS SHALL
19 REVERT TO THE GENERAL FUND.

20 (2) MONEYS IN THE FUND MAY BE USED FOR THE FOLLOWING
21 PURPOSES:

22 (a) THE ACTUAL AND NECESSARY EXPENSES INCURRED BY
23 MEMBERS OF THE COUNCIL FOR SERVING ON THE COUNCIL;

24 (b) THE COSTS OF STAFFING THE COUNCIL; AND

25 (c) THE COSTS OF PREPARING AND SUBMITTING THE ANNUAL
26 REPORT REQUIRED BY SECTION 24-37.3-106.

27 (3) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT NO MONEYS

1 FROM THE GENERAL FUND BE APPROPRIATED FOR THE COUNCIL. IT IS ALSO
2 THE INTENT OF THE GENERAL ASSEMBLY THAT NO STATE EMPLOYEES BE
3 HIRED TO IMPLEMENT THIS ARTICLE AND THAT THE ADMINISTRATIVE
4 COSTS OF PROVIDING FISCAL SUPPORT TO THE COUNCIL BE ABSORBED BY
5 THE DEPARTMENT OF AGRICULTURE.

6 (4) IF THE COUNCIL DOES NOT RECEIVE SUFFICIENT MONEYS
7 THROUGH GIFTS, GRANTS, AND DONATIONS PURSUANT TO SUBSECTION (1)
8 OF THIS SECTION TO CARRY OUT THE DUTIES OF THE COUNCIL, THE
9 COUNCIL SHALL NOT MEET AND SHALL NOT PREPARE AN ANNUAL REPORT
10 PURSUANT TO SECTION 24-37.3-106 UNTIL SUCH TIME AS SUFFICIENT
11 MONEYS BECOME AVAILABLE.

12 **24-37.3-106. Reports - recommendations.** COMMENCING
13 OCTOBER 1, 2011, AND ON OR BEFORE OCTOBER 1 OF EACH YEAR
14 THEREAFTER, THE COUNCIL SHALL REPORT ITS FINDINGS AND
15 RECOMMENDATIONS, INCLUDING ANY LEGISLATIVE PROPOSALS OR
16 PROPOSALS FOR ADMINISTRATIVE ACTION, TO THE GENERAL ASSEMBLY,
17 THE GOVERNOR, AND THE COMMISSIONER OF AGRICULTURE PURSUANT TO
18 SECTION 24-1-136 (9). NO LATER THAN JANUARY 31, 2012, AND EVERY
19 JANUARY THEREAFTER, THE COUNCIL SHALL ALSO REPORT ITS FINDINGS
20 AND RECOMMENDATIONS, INCLUDING ANY LEGISLATIVE PROPOSALS, TO
21 THE HOUSE HEALTH AND HUMAN SERVICES COMMITTEE; THE SENATE
22 HEALTH AND HUMAN SERVICES COMMITTEE; THE HOUSE AGRICULTURE,
23 LIVESTOCK, AND NATURAL RESOURCES COMMITTEE; AND THE SENATE
24 AGRICULTURE AND NATURAL RESOURCES COMMITTEE OR THEIR
25 SUCCESSOR COMMITTEES.

26 **24-37.3-107. Repeal of article.** THIS ARTICLE IS REPEALED,
27 EFFECTIVE JULY 1, 2013. PRIOR TO SUCH REPEAL, THE FOOD SYSTEMS

1 ADVISORY COUNCIL SHALL BE REVIEWED AS PROVIDED FOR IN SECTION
2 2-3-1203, C.R.S.

3 **SECTION 2.** 2-3-1203 (3) (z), Colorado Revised Statutes, is
4 amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

5 **2-3-1203. Sunset review of advisory committees.** (3) The
6 following dates are the dates for which the statutory authorization for the
7 designated advisory committees is scheduled for repeal:

8 (z) July 1, 2013:

9 (VI) THE COLORADO FOOD SYSTEMS ADVISORY COUNCIL CREATED
10 IN SECTION 24-37.3-102, C.R.S.

11 **SECTION 3. Appropriation.** In addition to any other
12 appropriation, there is hereby appropriated, out of any moneys in the food
13 systems advisory council fund created in section 24-37.3-105, Colorado
14 Revised Statutes, not otherwise appropriated, to the department of
15 agriculture, for allocation to the Colorado food systems advisory council,
16 for the fiscal year beginning July 1, 2010, the sum of twenty-two
17 thousand five hundred thirty-one dollars (\$22,531) cash funds, or so much
18 thereof as may be necessary, for the implementation of this act.

19 **SECTION 4. Act subject to petition - effective date.** This act
20 shall take effect at 12:01 a.m. on the day following the expiration of the
21 ninety-day period after final adjournment of the general assembly (August
22 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a
23 referendum petition is filed pursuant to section 1 (3) of article V of the
24 state constitution against this act or an item, section, or part of this act
25 within such period, then the act, item, section, or part shall not take effect
26 unless approved by the people at the general election to be held in

- 1 November 2010 and shall take effect on the date of the official
- 2 declaration of the vote thereon by the governor.