

LOCAL

CONDITIONAL FISCAL IMPACT

Drafting Number: LLS 12-0115
Prime Sponsor(s): Rep. Bradford

Date: January 11, 2012
Bill Status: House Economic & Business Development
Fiscal Analyst: Clare Pramuk (303-866-2677)

TITLE: CONCERNING THE SALE OF NONPOTENTIALLY HAZARDOUS FOOD PRODUCED IN A HOME KITCHEN FOR SALE DIRECTLY TO CONSUMERS FOR CONSUMPTION OFF PREMISES.

Fiscal Impact Summary	FY 2012-2013	FY 2013-2014
State Revenue		
State Expenditures		
FTE Position Change		
Effective Date: August 7, 2012, if the General Assembly adjourns on May 9, 2012, as scheduled, and no referendum petition is filed.		
Appropriation Summary for FY 2012-2013: None required		
Local Government Impact: See Local Government Impact section of the fiscal note.		

Summary of Legislation

This bill allows people (producers) to produce nonpotentially hazardous foods in a home kitchen for sale directly to consumers for off-site consumption. Sales of these foods are limited to the producer's property, at a roadside stand or at a farmers' market. A county or district public health agency may register producers and charge a fee up to \$100 per producer per year. Products must be labeled and include specific information as well as a statement that the product was produced in a home kitchen that is not subject to state licensure or inspection. Producers must maintain adequate liability insurance.

Background

Nonpotentially hazardous foods are defined in current law as any food or beverage that, when stored under normal conditions without refrigeration, will not support the rapid and progressive growth of microorganisms that cause food infections or food intoxications.

Local Government Impact

This bill allows but does not require a county or district public health agency to register producers and charge a fee. The fiscal impact of the bill is conditional upon a county or district public health agency choosing to implement a registration system and charge a fee for registration. Any fiscal impact is expected to be minimal.

Departments Contacted

Agriculture

Public Health and Environment

Revenue