



NOTICE OF PUBLIC RULEMAKING HEARING

FOR REPEAL OF

**“Rules Pertaining to the Administration and Enforcement of the Sale
of Meat Act Method of Sale of Home Food Service”**

8 CCR 1202-12

Notice is hereby given pursuant to § 24-4-103 C.R.S. that the Department of Agriculture will hold a public rulemaking hearing:

DATE: January 23, 2019
TIME: 9:00 am
LOCATION: Colorado Department of Agriculture
San Juan Conference Room
305 Interlocken Parkway
Broomfield, Colorado 80021

The purpose of this rulemaking is to repeal the existing “Rules Pertaining to the Administration and Enforcement of the Sale of Meat Act Method of Sale of Home Food Service” currently codified at 8 CCR 1202-12. HB 18-1183 eliminates the regulation of home food service plans.

The statutory authority for the repeal of these rules is set forth in HB 18-1183.

Any interested party may file written comment with the Commissioner’s office prior to the hearing, or present at the aforementioned hearing written data, views or arguments. A copy of the proposed rule is available on the Department of Agriculture’s website at www.colorado.gov/ag or may be obtained by calling 303-869-9004. The proposed rule shall be available for public inspection at the Colorado Department of Agriculture at 305 Interlocken Parkway, Broomfield, Colorado during regular business hours.



DEPARTMENT OF AGRICULTURE

Inspection and Consumer Services Division

RULES PERTAINING TO THE ADMINISTRATION AND ENFORCEMENT OF THE SALE OF MEAT ACT METHOD OF SALE OF HOME FOOD SERVICE

8 CCR 1202-12

Statement of Basis, Specific Statutory Authority and Purpose

Adopted February 13, 2019 – Effective March 30, 2019

Statutory Authority

These Rules are being proposed for repeal by the Commissioner of the Colorado Department Agriculture (“CDA”) as set forth in HB 18-1183.

Purpose

The purpose of this rulemaking is to repeal the existing “Rules Pertaining to the Administration and Enforcement of the Sale of Meat Act Method of Sale of Home Food Service” currently codified at 8 CCR 1202-12. HB 18-1183 eliminates the regulation of home food service plans.

Factual and Policy Basis

The Department of Regulatory Agencies performed a Sunset Review in 2017 of the Colorado Sale of Meat Act. The review resulted in the recommendation that the General Assembly eliminate the regulation of home food service plans.

The need for the Departments home food service regulatory program has become obsolete as the number of licensees has declined to less than ten licensees making the cash funded program unsustainable.

House Bill 18-1183 repealed article 35.5 of Title 35 C.R.S. effective July 1, 2018.