



Legislative
Council Staff

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FISCAL NOTE

Drafting Number: LLS 20B-0028
Prime Sponsors: Rep. Bird

Date: November 30, 2020
Bill Status: House Finance
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Bill Topic: LOCAL AUTHORITY TO IMPOSE FOOD DELIVERY FEE RESTRICTIONS

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input checked="" type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill allows both municipalities and counties to limit the fee that a third-party food delivery service may charge to a restaurant, among other restrictions. Regulatory costs for local governments that choose to place limitations on delivery services will increase.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the introduced bill.

Summary of Legislation

The bill allows the governing body of municipalities and counties to limit the fee that a third-party food delivery service may charge to a retail food establishment, and place other restrictions on delivery services by ordinance or resolution, including a civil penalty.

State Expenditure

The creation of a new civil penalty increases workload for trial courts. Any increase is dependent on the number of local ordinances restricting food delivery services and how many violations are prosecuted. This fiscal note assumes that third-party food delivery services will comply with the law and additional court costs will be minimal. This small impact can be absorbed within existing resources.

Local Government

Local governments that choose to impose restrictions on food delivery services will have increased regulatory costs of enforcement. These local governments may also receive revenue from civil penalties in the event of noncompliance by third-party food delivery services.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State and Local Government Contacts

Counties
Local Affairs
Personnel

Judicial
Municipalities

Law
Public Health and Environment