



## Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

# Revised Fiscal Note

(replaces fiscal note dated February 26, 2021)

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<b>Drafting Number:</b>	LLS 21-0577	<b>Date:</b>	March 24, 2021
<b>Prime Sponsors:</b>	Sen. Rodriguez Rep. Bird	<b>Bill Status:</b>	Senate Appropriations
		<b>Fiscal Analyst:</b>	Clare Pramuk   303-866-2677 clare.pramuk@state.co.us

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**Bill Topic:** RESTRICTIONS ON THIRD-PARTY FOOD DELIVERY SERVICES

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**Summary of Fiscal Impact:**

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

The bill prohibits a third-party food delivery service from selling food and beverages from a restaurant without the restaurant's consent. It will increase state workload on an ongoing basis.

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**Appropriation Summary:** No appropriation is required.

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**Fiscal Note Status:** The fiscal note reflects the introduced bill, as amended by the Senate Business, Labor and Technology Committee.

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## Summary of Legislation

The bill prohibits a third-party food delivery service from offering or arranging for the sale of food and beverages from a restaurant without the restaurant's consent. If a third-party delivery service violates this provision, a restaurant can file a civil claim for damages, capped at \$1,000 per violation plus injunctive relief. The prevailing party is entitled to reasonable attorney fees.

## State Expenditures

This bill will increase trial court workload from civil filings from restaurants that have food delivered by a third-party delivery service without an agreement. The fiscal note assumes that delivery services will comply with the new requirements and that any increase in filings can be addressed within existing appropriations.

## Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

**State and Local Government Contacts**

Counties  
Labor

Information Technology  
Municipalities

Judicial