

First Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 21-0114.02 Jery Payne x2157

SENATE BILL 21-079

SENATE SPONSORSHIP

Sonnenberg,

HOUSE SPONSORSHIP

Pelton,

Senate Committees
Health & Human Services

House Committees

A BILL FOR AN ACT

101 CONCERNING THE SALE OF ANIMALS FOR CONSUMPTION TO INFORMED
102 END CONSUMERS IN A MANNER THAT EXEMPTS THE SALE FROM
103 CERTAIN LAWS.

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://leg.colorado.gov>.)

Section 1 of the bill allows a person to sell, without licensure, regulation, or inspection by a public health agency, poultry meat, rabbit meat, or fish meat if the animal was raised by the seller and to sell shares in the meat of an animal, which includes cattle, calves, sheep, poultry, hogs, rabbits, and fish, for future delivery if:

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

- The person displays, at the point of sale, a conspicuous disclaimer, or gives the purchaser a document with a disclaimer, that:
 - The seller is not licensed and the animals or meat are not subject to state regulation or inspection by a public health agency; and
 - The animals or meat are not intended for resale; and
- The animals or meat are delivered directly from the seller to an informed end consumer, are sold only in Colorado, and the sale does not involve interstate commerce.

The purchaser is prohibited from reselling the animal or meat. The bill clarifies that the seller is not liable in a civil action for damages caused by inadequately cooking or improperly preparing the animal or meat for consumption.

Section 2 limits the number of brand inspections for an animal share sale to a single inspection before slaughter. Each purchaser must be listed on the inspection certificate. The state board of stock inspection commissioners will promulgate rules establishing procedures for a single inspection.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add 25-4-1617** as
 3 follows:

4 **25-4-1617. Animal shares and meat sales by farmers and**
 5 **ranchers - short title - definitions.** (1) **Short title.** THE SHORT TITLE OF
 6 THIS SECTION IS THE "RANCH TO PLATE ACT".

7 (2) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT
 8 OTHERWISE REQUIRES:

9 (a) "ANIMAL" INCLUDES CATTLE, CALVES, SHEEP, POULTRY, HOGS,
 10 RABBITS, AND FISH.

11 (b) "ANIMAL SHARE" MEANS AN OWNERSHIP INTEREST OF AT LEAST
 12 ONE PERCENT IN THE MEAT OF A LIVE ANIMAL.

13 (c) "INFORMED END CONSUMER" MEANS A PERSON THAT IS THE
 14 LAST PERSON TO PURCHASE A PRODUCT, THAT DOES NOT RESELL THE

1 PRODUCT, AND THAT HAS BEEN INFORMED BY THE SELLER IN COMPLIANCE
2 WITH SUBSECTION (3)(a) OF THIS SECTION THAT THE PRODUCT IS NOT
3 REGULATED OR INSPECTED BY THE DEPARTMENT OR A COUNTY OR
4 DISTRICT PUBLIC HEALTH AGENCY.

5 (3) **Sale exempt from licensure or inspection.** SECTIONS
6 25-4-1604 TO 25-4-1613 DO NOT APPLY TO A SALE OF ANIMALS, ANIMAL
7 SHARES, OR MEAT UNDER THIS SECTION IF:

8 (a) THE PERSON MAKING THE SALE EITHER GIVES THE PURCHASER
9 A DOCUMENT AT OR CONSPICUOUSLY DISPLAYS A PLACARD, SIGN, OR CARD
10 AT THE POINT OF SALE WITH THE FOLLOWING DISCLAIMER: "THE SELLER OF
11 THIS MEAT IS NOT SUBJECT TO LICENSURE, AND THE SALE OF ANIMALS OR
12 MEAT FROM THIS SELLER IS NOT SUBJECT TO STATE REGULATION OR
13 INSPECTION BY A PUBLIC HEALTH AGENCY. ANIMALS OR MEAT PURCHASED
14 FROM THIS SELLER ARE NOT INTENDED FOR RESALE.";

15 (b) THE SALE DOES NOT INVOLVE INTERSTATE COMMERCE; AND

16 (c) THE ANIMAL, ANIMAL SHARES, AND MEAT BEING SOLD:

17 (I) ARE DELIVERED DIRECTLY FROM THE SELLER TO AN INFORMED
18 END CONSUMER; AND

19 (II) ARE SOLD ONLY IN COLORADO.

20 (4) **Authorization to sell certain types of meat and animal**
21 **shares.** A PERSON THAT SATISFIES THE REQUIREMENTS OF SUBSECTION (3)
22 OF THIS SECTION MAY SELL:

23 (a) POULTRY MEAT, RABBIT MEAT, OR FISH MEAT TO AN INFORMED
24 END CONSUMER IF THE MEAT IS DERIVED FROM AN ANIMAL RAISED BY THE
25 PERSON AND THE ANIMAL IS SLAUGHTERED AND BUTCHERED BY THE
26 PERSON; OR

27 (b) ANIMAL SHARES OF AT LEAST ONE PERCENT OF A LIVE ANIMAL

1 TO AN INFORMED END CONSUMER FOR FUTURE DELIVERY AT A LOCATION
2 IN COLORADO AGREED TO BETWEEN THE PERSON AND THE INFORMED END
3 CONSUMER.

4 (5) **Resale prohibited.** A PERSON THAT PURCHASES, UNDER THIS
5 SECTION, ANIMALS, ANIMAL SHARES, OR MEAT SHALL NOT RESELL THE
6 ANIMALS, ANIMAL SHARES, OR MEAT.

7 (6) **Liability.** A PERSON THAT SELLS, UNDER THIS SECTION,
8 ANIMALS, ANIMAL SHARES, OR MEAT IS NOT LIABLE IN A CIVIL ACTION FOR
9 ANY DAMAGES CAUSED BY THE ANIMALS, ANIMAL SHARES, OR MEAT BEING
10 INADEQUATELY COOKED OR IMPROPERLY PREPARED FOR CONSUMPTION.

11 **SECTION 2.** In Colorado Revised Statutes, 35-53-101, **add** (3)
12 as follows:

13 **35-53-101. Brand inspection fee - animal shares - minimum fee**
14 **- waiver permit - rules - definition.** (3) (a) WHEN PERFORMING AN
15 INSPECTION OF LIVESTOCK SOLD AS ANIMAL SHARES IN ACCORDANCE WITH
16 SECTION 25-4-1617, AN AUTHORIZED COLORADO BRAND INSPECTOR
17 SHALL:

18 (I) INSPECT THE LIVESTOCK ONLY ONCE IMMEDIATELY BEFORE
19 SLAUGHTER NOTWITHSTANDING THE LIVESTOCK BEING SOLD TO MULTIPLE
20 PURCHASERS; AND

21 (II) REQUIRE THAT ALL OF THE PURCHASERS OF ANIMAL SHARES
22 ARE REFLECTED ON THE CERTIFICATE OF BRAND INSPECTION.

23 (b) THE STATE BOARD OF STOCK INSPECTION COMMISSIONERS
24 SHALL PROMULGATE RULES IMPLEMENTING THIS SUBSECTION (3),
25 INCLUDING ESTABLISHING PROCEDURES FOR A SINGLE BRAND INSPECTION
26 BEFORE SLAUGHTER OF LIVESTOCK INTENDED TO BE SOLD AS ANIMAL
27 SHARES IN ACCORDANCE WITH SECTION 25-4-1617.

1 (c) AS USED IN THIS SUBSECTION (3), "ANIMAL SHARE" HAS THE
2 MEANING SET FORTH IN SECTION 25-4-1617 (2)(b).

3 **SECTION 3. Safety clause.** The general assembly hereby finds,
4 determines, and declares that this act is necessary for the immediate
5 preservation of the public peace, health, or safety.