

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.SB16-189 be amended as follows:

1 Amend reengrossed bill, page 81, after line 16 insert:

2 "SECTION 125. In Colorado Revised Statutes, 25-4-1607,
3 **amend as amended by House Bill 16-1401** (1) introductory portion; and
4 **amend as added by House Bill 16-1401** (1.5) (a) introductory portion,
5 (1.5) (a) (VI), (1.5) (b) introductory portion, and (1.5) (b) (VI) as follows:

6 **25-4-1607. Fees - repeal.** (1) Except as provided in subparagraph
7 PARAGRAPH (d.5) OF THIS SUBSECTION (1) and subsection (14) of this
8 section, effective January 1 of the year following the increases specified
9 in paragraph (a) of subsection (1.5) of this section, each retail food
10 establishment in this state shall be assessed an annual license fee as
11 follows:

12 (1.5) (a) Except as provided in ~~sub-subparagraph~~ SUBPARAGRAPH
13 (VI) of this paragraph (a) and subsection (14) of this section, effective
14 January 1, 2018, to December 31, 2018, each retail food establishment in
15 this state shall be assessed an annual license fee as follows:

16 (VI) The fees established in this subsection ~~(1)~~ (1.5) are effective
17 September 1, 2017, for any new retail food establishment that was not
18 licensed and in operation prior to that date.

19 (b) Except as provided in ~~sub-subparagraph~~ SUBPARAGRAPH (VI)
20 of this paragraph (b), effective January 1, 2017, to December 31, 2017,
21 each retail food establishment in this state shall be assessed an annual
22 license fee as follows:

23 (VI) The fees established in this subsection ~~(1)~~ (1.5) are effective
24 September 1, 2016, for any new retail food establishment that was not
25 licensed and in operation prior to that date. This subparagraph (VI) is
26 repealed, effective January 1, 2017.

27 **SECTION 126.** In Colorado Revised Statutes, **amend as added**
28 **by House Bill 16-1401** 25-4-1607.9 as follows:

29 **25-4-1607.9. Department targets - audits - reporting.** (1) On
30 or before April 1, 2017, the department shall respond to all plans and
31 specifications and HACCP plan reviews within fourteen working days
32 after receipt, as required by section 25-4-1605 (4).

33 (2) On or before December 31, 2019, the department shall ensure
34 significant statewide compliance with the federal food and drug
35 administration's voluntary national retail food regulatory program
36 standards by verifying that:

1 (a) At least seventy percent of Colorado's retail food program staff
2 meet the national criteria for appropriate training and education to
3 adequately perform required inspections; and
4 (b) At least seventy percent of Colorado's retail food program staff
5 meet the national criteria regarding the focus of inspections on critical
6 item risk factors, the correction of documented deficiencies, and the focus
7 of inspections on the highest-risk establishments.
8 (c) (3) To verify compliance with this section:
9 (f) (a) The department shall audit any local public health agency
10 that conducts inspections within its jurisdiction; and
11 (f) (b) Local public health agencies shall audit the department
12 regarding the jurisdictions where the department conducts inspections.
13 (d) (4) The results of the audits conducted pursuant to paragraph
14 ~~(c) of this subsection (2)~~ SUBSECTION (3) OF THIS SECTION must be
15 documented and reported during each stakeholder process held pursuant
16 to section 25-4-1607.5."

17 Renumber succeeding sections accordingly.

18 Page 81, after line 24 insert:

19 "(5) Sections 125 and 126 of this act take effect only if House Bill
20 16-1401 becomes law, in which case sections 125 and 126 take effect on
21 the effective date of House Bill 16-1401."

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