

First Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 21-0209.01 Jery Payne x2157

HOUSE BILL 21-1062

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HOUSE SPONSORSHIP

Valdez D.,

SENATE SPONSORSHIP

Sonnenberg,

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House Committees

Agriculture, Livestock, & Water  
Public & Behavioral Health & Human Services

Senate Committees

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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.**

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**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, an animal or shares of the meat of an animal for future delivery if:

- At the point of sale, the person displays a conspicuous disclaimer or gives the customer a document with a

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.*

disclaimer indicating that the seller is not subject to licensure and the animal or meat is not subject to state regulation or inspection by a public health agency and that the animal or meat is not intended for resale; and

- The animal or meat is delivered directly from the seller to an informed end consumer and is sold only in Colorado and the sale does not involve interstate commerce.

A person who makes a purchase under the bill is prohibited from reselling the animal or animal share. 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 animal share.

**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.

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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 - definitions.** (1) **Definitions.** AS USED IN THIS SECTION,  
6 UNLESS THE CONTEXT OTHERWISE REQUIRES:

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

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

11           (c) "INFORMED END CONSUMER" MEANS A PERSON THAT IS THE  
12 LAST PERSON TO PURCHASE A PRODUCT, THAT DOES NOT RESELL THE  
13 PRODUCT, AND THAT HAS BEEN INFORMED BY THE SELLER THAT THE  
14 PRODUCT IS NOT REGULATED OR INSPECTED BY A PUBLIC HEALTH AGENCY.

15           (d) "PUBLIC HEALTH AGENCY" MEANS THE DEPARTMENT OR A  
16 COUNTY OR DISTRICT PUBLIC HEALTH AGENCY.

1                   **(2) Sale exempt from licensure, regulation, or inspection by a**  
2                   **public health agency.** SECTIONS 25-4-1604 TO 25-4-1612 DO NOT APPLY  
3                   TO THE SALE OF AN ANIMAL OR ANIMAL SHARE IF:

4                   (a) THE PERSON MAKING THE SALE EITHER GIVES THE CONSUMER  
5                   A DOCUMENT AT OR CONSPICUOUSLY DISPLAYS A PLACARD, SIGN, OR CARD  
6                   AT THE POINT OF SALE WITH THE FOLLOWING DISCLAIMER: "THE PERSON  
7                   WHO IS SELLING THIS MEAT IS NOT SUBJECT TO LICENSURE, AND AN  
8                   ANIMAL OR MEAT SOLD BY THIS PERSON IS NOT SUBJECT TO STATE  
9                   REGULATION OR INSPECTION BY A PUBLIC HEALTH AGENCY. AN ANIMAL OR  
10                  MEAT PURCHASED HERE IS NOT INTENDED FOR RESALE.";

11                  (b) THE SALE DOES NOT INVOLVE INTERSTATE COMMERCE; AND  
12                  (c) THE ANIMAL OR ANIMAL SHARE BEING SOLD:

13                  (I) IS DELIVERED DIRECTLY FROM THE SELLER TO AN INFORMED  
14                  END CONSUMER; AND  
15                  (II) IS SOLD ONLY IN COLORADO.

16                  **(3) Authorization to sell animals and animal shares.** A PERSON  
17                  WHO SATISFIES THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION  
18                  MAY SELL AN ANIMAL OR ANIMAL SHARE TO AN INFORMED END CONSUMER  
19                  FOR FUTURE DELIVERY AT A LOCATION AGREED TO BETWEEN THE PERSON  
20                  AND THE INFORMED END CONSUMER, SUBJECT TO A BRAND INSPECTION  
21                  REQUIRED IN SECTION 35-53-101 (3).

22                  **(4) Resale prohibited.** A PERSON WHO PURCHASES AN ANIMAL OR  
23                  ANIMAL SHARE UNDER THIS SECTION SHALL NOT RESELL THE ANIMAL OR  
24                  ANIMAL SHARE.

25                  **(5) Liability.** A PERSON WHO SELLS AN ANIMAL OR ANIMAL SHARE  
26                  IN ACCORDANCE WITH THIS SECTION IS NOT LIABLE IN A CIVIL ACTION FOR  
27                  ANY DAMAGES CAUSED BY THE ANIMAL OR ANIMAL SHARE BEING

1 INADEQUATELY COOKED OR IMPROPERLY PREPARED FOR CONSUMPTION.

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

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

9 (I) INSPECT THE LIVESTOCK ONLY ONCE IMMEDIATELY BEFORE  
10 SLAUGHTER NOTWITHSTANDING THE LIVESTOCK BEING SOLD TO MULTIPLE  
11 PURCHASERS; AND

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

14 (b) THE STATE BOARD OF STOCK INSPECTION COMMISSIONERS  
15 SHALL PROMULGATE RULES IMPLEMENTING THIS SECTION, INCLUDING  
16 ESTABLISHING PROCEDURES FOR A SINGLE BRAND INSPECTION BEFORE  
17 SLAUGHTER OF LIVESTOCK INTENDED TO BE SOLD AS ANIMAL SHARES IN  
18 ACCORDANCE WITH SECTION 25-4-1617.

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

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