



## Summary of Changes to the Rules and Regulations Governing Cottage Food Producers in the State of Colorado, 6 CCR 1010-15

*This summary provides a synopsis of CDPHE textual changes resulting from the global deletion of Tier 1 references following Stakeholder Meeting #4 held February 12, 2016. The primary intent of this record is to capture the amendments to the regulation proposed by CDPHE and stakeholders.*

### CHANGE RECORD

*Global Formatting - The overall format of the regulation comports with the Colorado Secretary of State style template.*

Section	Line Number	Change Summary
Main Title Page	N/A	Added <b><i>“THE PRODUCTION OF TIER 2”</i></b> and deleted <b><i>“COTTAGE”</i></b> and <b><i>“PRODUCERS”</i></b> to read, <b><i>“RULES AND REGULATIONS GOVERNING THE PRODUCTION OF TIER 2 FOODS IN THE STATE OF COLORADO.”</i></b>
Table of Contents	N/A	Updated Table of Contents
Page 1 Title Page	N/A	Added <b><i>“THE PRODUCTION OF TIER 2”</i></b> and deleted <b><i>“COTTAGE”</i></b> and <b><i>“PRODUCERS”</i></b> to read, <b><i>“RULES AND REGULATIONS GOVERNING THE PRODUCTION OF TIER 2 FOODS IN THE STATE OF COLORADO.”</i></b>
15.2(A)	17	Added <b><i>“Tier 2 Cottage Foods”</i></b> .
15.2(B)(3)	27	Replaced <b><i>“for an”</i></b> with <b><i>“from the sale of each”</i></b> to read, <b><i>“Cottage food producers who earn more than ten thousand dollars in net revenue per year from the sale of each eligible food product produced;”</i></b>
15.3(A)	38	Added <b><i>“Tier 2”</i></b> to read, <b><i>“These rules and regulations shall apply to Tier 2 cottage foods produced as defined in Section 25-4-1614(2)(b)(I), C.R.S.”</i></b>
15.4(A)(former 3)	N/A	Deleted entire <b><i>“Cottage Food”</i></b> definition, including subparts <b><i>“a.”</i></b> and <b><i>“b.”</i></b> Relocated and revised <b><i>“Tier 2 Cottage Food”</i></b> definition. Re-designated definition numbering.
15.4(A)(15)(c)	109	Added subpart <b><i>“c.”</i></b> to read <b><i>“For the purposes of this regulation, Producer only applies to Tier 2 producers.”</i></b>
15.4(A)(18)	115	Deleted <b><i>“Tier 1 and”</i></b> .
15.4(A)(19)	118	Added <b><i>“Tier 2”</i></b> .
15.5(A)(24)	138	Added <b><i>“Tier 2 Cottage Food means pickled vegetables that have an equilibrium pH value of 4.6 or lower.”</i></b>
15.5(A)	154	Replaced <b><i>“Cottage food”</i></b> with <b><i>“Tier 2”</i></b> .
15.5( former B)	N/A	Deleted <b><i>“Producers shall not care for children or animals concurrent with the production, packaging, or handling of any cottage food products.”</i></b>

15.5(B)	158	Relocated and revised former 15.5(D) to new 15.5(B) to read <i>“The kitchen and storage areas used to produce cottage food products shall be maintained free of rodents and insects.”</i>
15.5(former C)	N/A	Deleted <i>“No cottage food preparation, packaging, or labeling shall occur in the production kitchen concurrent with any other domestic activities, including but not limited to, personal cooking, laundry, smoking, eating, and telephone use.”</i>
15.5(C), former (E)	161	Relocated and revised language in 15.5(C) to read, <i>“Producers shall wash their hands and exposed portions of their arms for at least 20 seconds with soap and warm running water and dry with single-use towels:”</i> and 15.5(C)(2) to read, <i>“After engaging in any activities that contaminate their hands and or exposed portions of their arms including but not limited to before leaving the restroom, after handling soiled equipment or utensils, after caring for animals or children, after engaging in other domestic activities such as personal cooking, laundry, smoking, eating, or telephone use, and before putting on single-use gloves and;”</i>
15.5(F)	176	Added “or”, deleted “or labeling” and “and” to read, <i>“All food contact surfaces, equipment, and utensils used for the preparation or packaging of any cottage food products shall be maintained in good repair washed, rinsed, and sanitized before each use.”</i>
15.6(C)	211	Deleted <i>“Eggs sold under Section 25-4-1614(2)(b)(II), C.R.S., shall be labeled in accordance with Section 35-21-105, C.R.S.”</i>
Former 15.8, 15.8.1, 15.8.2	N/A	Deleted all of Section 15.8
New 15.8, 15.8.1, and 15.8.2	230-265	Former section 15.9 is now 15.8.
15.8(A)	232	Revised section citation from definition “(3)” to refer to definition “(24)” ( <b><i>Tier 2 Cottage Food</i></b> ). Now reads, <i>“Cottage food producers producing Tier 2 foods as defined in Section 15.4(A)(24), shall meet the following additional requirements.”</i>
15.8.2(D)	255-265	Added <i>“D. Curriculum shall include” 1. Hygienic Practices; 2. Food Handling; 3. Sanitation; 4. Household Vector; and 5. Labeling, Record Keeping, and other best practices.”</i>
15.8.5(A)(1) and (2) Former 15.9.5(A)(1)	299 & 301	Revised by separating former 15.9.5(A)(1) into two parts; 15.8.5(A)(1) and (A)(2).
15.8.5(A)(3)	303	Added, <i>“3. A letter of approval from a process authority.”</i>
15.9.1(A)	319	Added <i>“adulterated”</i> to read, <i>“A food product produced pursuant to the regulation is subject to food sampling inspection, and seizure by the Department or a county, district, or regional health agency pursuant to Section 25-5-406, C.R.S. of the Pure Food and Drug Law, if it is determined that the food product is misbranded, adulterated or if a consumer complaint has been received</i>

		<i>or if the product is suspected in an injury or foodborne illness outbreak.”</i>
15.9.1(B)	323	<i>Added, “B. Tier 2 cottage food producers shall be given a reasonable time to comply with the registration and labeling requirements of the law and the process controls established in section 15.8.5.”</i>
Former 15.10.2 and 15.10.3	N/A	Deleted.
15.9.2(A)	359-363	<i>Revised to read, “If the Department finds that a Tier 2 cottage food producer is in violation of Section 15.9.1, they will be subject to the enforcement provisions of the Pure Food and Drug Law.”</i>