

SB197_L.006

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business, Labor, & Technology.SB16-197 be amended as follows:

1 Amend printed bill, page 4, line 3, after "(4);" insert "repeal (5);".

2 Page 4, strike lines 8 through 20 and substitute "where sold. ON AND
3 AFTER JULY 1, 2016, EXCEPT AS PERMITTED UNDER PARAGRAPH (b) OF
4 THIS SUBSECTION (1), THE STATE AND LOCAL LICENSING AUTHORITIES
5 SHALL NOT ISSUE A NEW LIQUOR-LICENSED DRUGSTORE LICENSE IF THE
6 LICENSED PREMISES FOR WHICH A LIQUOR-LICENSED DRUGSTORE LICENSE
7 IS SOUGHT IS LOCATED:

8 (A) WITHIN ONE THOUSAND FIVE HUNDRED FEET OF A RETAIL
9 LIQUOR STORE LICENSED UNDER SECTION 12-47-407; OR

10 (B) FOR A DRUGSTORE PREMISES LOCATED IN A MUNICIPALITY
11 WITH A POPULATION OF TEN THOUSAND OR FEWER, WITHIN THREE
12 THOUSAND FEET OF A RETAIL LIQUOR STORE LICENSED UNDER SECTION
13 12-47-407.

14 (II) Nothing in this subsection (1) ~~shall prohibit~~ PROHIBITS:

15 (A) THE RENEWAL OR TRANSFER OF OWNERSHIP OF A
16 LIQUOR-LICENSED DRUGSTORE LICENSE INITIALLY ISSUED PRIOR TO JULY
17 1, 2016.

18 (B) A liquor-licensed drugstore licensee from allowing tastings to
19 ~~be conducted on his or her~~ THE licensed premises if ~~an authorization for~~
20 the APPLICABLE LOCAL LICENSING AUTHORITY HAS AUTHORIZED THE
21 LIQUOR-LICENSED DRUGSTORE TO CONDUCT tastings ~~has been granted~~
22 ~~pursuant to section 12-47-301~~ ON ITS LICENSED PREMISES IN ACCORDANCE
23 WITH SECTION 12-47-301 (10).

24 (b) (I) ON OR AFTER JANUARY 1, 2017, TO QUALIFY FOR AN
25 ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSE UNDER THIS SECTION,
26 A LIQUOR-LICENSED DRUGSTORE LICENSEE, OR A RETAIL LIQUOR STORE
27 LICENSEE THAT WAS LICENSED AS A LIQUOR-LICENSED DRUGSTORE ON
28 FEBRUARY 21, 2016, MUST APPLY TO THE STATE AND LOCAL LICENSING
29 AUTHORITIES, AS PART OF A SINGLE APPLICATION, FOR A TRANSFER OF
30 OWNERSHIP OF AT LEAST TWO LICENSED RETAIL LIQUOR STORES THAT
31 WERE LICENSED OR HAD APPLIED FOR A LICENSE ON OR BEFORE MAY 1,
32 2016, A CHANGE OF LOCATION OF ONE OF THE RETAIL LIQUOR STORES, AND
33 A MERGER AND CONVERSION OF THE RETAIL LIQUOR STORE LICENSES INTO
34 A SINGLE LIQUOR-LICENSED DRUGSTORE LICENSE. THE APPLICANT MAY
35 APPLY FOR A TRANSFER, CHANGE OF LOCATION, AND MERGER AND
36 CONVERSION ONLY IF ALL OF THE FOLLOWING REQUIREMENTS ARE MET:

37 (A) THE RETAIL LIQUOR STORES THAT ARE THE SUBJECT OF THE



1 TRANSFER OF OWNERSHIP ARE LOCATED WITHIN THE SAME LOCAL
2 LICENSING AUTHORITY JURISDICTION AS THE DRUGSTORE PREMISES FOR
3 WHICH THE APPLICANT IS SEEKING A LIQUOR-LICENSED DRUGSTORE
4 LICENSE, AND, IF ANY RETAIL LIQUOR STORES ARE LOCATED WITHIN ONE
5 THOUSAND FIVE HUNDRED FEET OF THE DRUGSTORE PREMISES OR, FOR A
6 DRUGSTORE PREMISES LOCATED IN A MUNICIPALITY WITH A POPULATION
7 OF TEN THOUSAND OR FEWER, WITHIN THREE THOUSAND FEET OF THE
8 DRUGSTORE PREMISES, THE APPLICANT APPLIES TO TRANSFER OWNERSHIP
9 OF ALL RETAIL LIQUOR STORES LOCATED WITHIN THAT DISTANCE.

10 (B) UPON TRANSFER AND CONVERSION OF THE RETAIL LIQUOR
11 STORELICENSES TO A SINGLE LIQUOR-LICENSED DRUGSTORE LICENSE, THE
12 DRUGSTORE PREMISES FOR WHICH THE LIQUOR-LICENSED DRUGSTORE
13 LICENSE IS SOUGHT WILL BE LOCATED AT LEAST ONE THOUSAND FIVE
14 HUNDRED FEET FROM ALL LICENSED RETAIL LIQUOR STORES THAT ARE
15 WITHIN THE SAME LOCAL LICENSING AUTHORITY JURISDICTION AS THE
16 DRUGSTORE PREMISES OR, FOR A DRUGSTORE PREMISES LOCATED IN A
17 MUNICIPALITY WITH A POPULATION OF TEN THOUSAND OR FEWER, AT
18 LEAST THREE THOUSAND FEET FROM ALL LICENSED RETAIL LIQUOR STORES
19 THAT ARE WITHIN THE SAME LOCAL LICENSING AUTHORITY JURISDICTION
20 AS THE DRUGSTORE PREMISES.

21 (II) FOR PURPOSES OF DETERMINING WHETHER THE DISTANCE
22 REQUIREMENTS SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (b)
23 ARE SATISFIED, THE DISTANCE SHALL BE DETERMINED BY A RADIUS
24 MEASUREMENT THAT BEGINS AT THE PRINCIPAL DOORWAY OF THE
25 DRUGSTORE PREMISES FOR WHICH THE APPLICATION IS MADE AND ENDS AT
26 THE PRINCIPAL DOORWAY OF THE LICENSED RETAIL LIQUOR STORE.

27 (III) IN MAKING ITS DETERMINATION ON THE TRANSFER OF
28 OWNERSHIP, CHANGE OF LOCATION, AND LICENSE MERGER AND
29 CONVERSION APPLICATION, THE LOCAL LICENSING AUTHORITY SHALL
30 CONSIDER THE REASONABLE REQUIREMENTS OF THE NEIGHBORHOOD AND
31 THE DESIRES OF THE ADULT INHABITANTS IN ACCORDANCE WITH SECTION
32 12-47-312.

33 (IV) IN ADDITION TO ANY OTHER REQUIREMENTS FOR LICENSURE
34 UNDER THIS SECTION OR ARTICLE, A PERSON APPLYING FOR A NEW
35 LIQUOR-LICENSED DRUGSTORE LICENSE IN ACCORDANCE WITH THIS
36 PARAGRAPH (b) ON OR AFTER JANUARY 1, 2017, OR TO RENEW A
37 LIQUOR-LICENSED DRUGSTORE LICENSE ISSUED ON OR AFTER JANUARY 1,
38 2017, UNDER THIS PARAGRAPH (b) MUST:

39 (A) PROVIDE EVIDENCE TO THE STATE AND LOCAL LICENSING
40 AUTHORITIES THAT AT LEAST TWENTY PERCENT OF THE LICENSEE'S GROSS
41 ANNUAL INCOME DERIVED FROM TOTAL SALES DURING THE PRIOR TWELVE



- 1 MONTHS AT THE DRUGSTORE PREMISES FOR WHICH A NEW OR RENEWAL
2 LICENSES IS SOUGHT IS FROM THE SALE OF FOOD ITEMS, AS DEFINED BY THE
3 STATE LICENSING AUTHORITY BY RULE; AND
4 (B) BE OPEN TO THE PUBLIC."
- 5 Strike page 5.
- 6 Page 6, strike lines 1 through 23.
- 7 Page 6, line 24, strike "(a)".
- 8 Page 6, line 26, strike "(I)" and substitute "(a)".
- 9 Page 7, line 1, strike "(II)" and substitute "(b)".
- 10 Page 7, line 5, strike "(III)" and substitute "(c)".
- 11 Page 7, line 10, strike "(IV)" and substitute "(d)".
- 12 Page 7, strike lines 12 through 14 and substitute "LIQUORS TO PRESENT A
13 VALID IDENTIFICATION, AS DETERMINED BY THE STATE LICENSING
14 AUTHORITY BY RULE;"
- 15 Page 7, line 16, strike "(V)" and substitute "(e)".
- 16 Page 7, strike lines 19 through 22.
- 17 Page 8, strike lines 9 through 17 and substitute:
- 18 "(IV) FOR A LIQUOR-LICENSED DRUGSTORE LICENSED ON OR
19 BEFORE JANUARY 1, 2016, ADDITIONAL LIQUOR-LICENSED DRUGSTORE
20 LICENSES AS FOLLOWS, BUT ONLY IF OBTAINED IN ACCORDANCE WITH
21 PARAGRAPH (b) OF SUBSECTION (1) OF THIS SECTION:
22 (A) ON OR AFTER JANUARY 1, 2017, AND BEFORE JANUARY 1,
23 2022, FOUR ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES, FOR A
24 MAXIMUM OF FIVE TOTAL LIQUOR-LICENSED DRUGSTORE LICENSES;
25 (B) ON OR AFTER JANUARY 1, 2022, AND BEFORE JANUARY 1,
26 2027, UP TO SEVEN ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES,
27 FOR A MAXIMUM OF EIGHT TOTAL LIQUOR-LICENSED DRUGSTORE
28 LICENSES;
29 (C) ON OR AFTER JANUARY 1, 2027, AND BEFORE JANUARY 1,



1 2032, UP TO TWELVE ADDITIONAL LIQUOR-LICENSED DRUGSTORE
2 LICENSES, FOR A MAXIMUM OF THIRTEEN TOTAL LIQUOR-LICENSED
3 DRUGSTORE LICENSES;

4 (D) ON OR AFTER JANUARY 1, 2032, AND BEFORE JANUARY 1,
5 2037, UP TO NINETEEN ADDITIONAL LIQUOR-LICENSED DRUGSTORE
6 LICENSES, FOR A MAXIMUM OF TWENTY TOTAL LIQUOR-LICENSED
7 DRUGSTORE LICENSES; AND

8 (E) ON OR AFTER JANUARY 1, 2037, AN UNLIMITED NUMBER OF
9 ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES.

10 (5) ~~A licensee under the provisions of this section with a valid~~
11 ~~license in effect on July 1, 2000, may apply to a local licensing authority~~
12 ~~to convert or transfer such license to a retail liquor store license issued~~
13 ~~under the provisions of section 12-47-407 and may continue to operate as~~
14 ~~a retail liquor store licensee notwithstanding the limitations with respect~~
15 ~~to location within five hundred feet from any public or parochial school~~
16 ~~or the principal campus of any college, university, or seminary pursuant~~
17 ~~to the provisions of section 12-47-313 (1) (d) (I). The local licensing~~
18 ~~authority may, but shall not be required to, consider the reasonable~~
19 ~~requirements of the neighborhood pursuant to section 12-47-312 in~~
20 ~~making a determination on the conversion or transfer to a retail liquor~~
21 ~~store license."~~

22 Page 9, line 19, strike "OR 12-47-406" and substitute "12-47-406, OR
23 12-47-415".

24 Page 9, line 25, strike "PREVENT A" and substitute "PREVENT:
25 (I) A".

26 Page 10, line 3, strike "PUBLIC." and substitute "PUBLIC; OR
27 (II) A PERSON LICENSED UNDER SECTION 12-47-406 OR 12-47-415
28 FROM ACCESSING A LIQUOR-LICENSED DRUGSTORE'S DISPLAY TO
29 LAWFULLY REMOVE OR EXCHANGE MALT LIQUORS OR FERMENTED MALT
30 BEVERAGES, AS MAY BE PERMITTED BY THE STATE LICENSING AUTHORITY,
31 THAT NO LONGER MEET MANUFACTURER'S QUALITY STANDARDS."

32 Page 10, strike lines 4 through 9.

33 Page 11, after line 15 insert:

34 "(b) A LIMITED WINERY LICENSED PURSUANT TO SECTION
35 12-47-403;



1 (c) AN IMPORTER LICENSED PURSUANT TO SECTION 12-47-404;".

2 Reletter succeeding paragraphs accordingly.

3 Page 11, after line 21 insert:

4 "(4) IN RECOGNITION OF THE STATE'S FLOURISHING CRAFT
5 BREWERIES, WINERIES, AND DISTILLERIES THAT LOCALLY PRODUCE
6 HIGH-QUALITY MALT, VINOUS, AND SPIRITUOUS LIQUORS, MANAGERS OF
7 LIQUOR-LICENSED DRUGSTORES ARE ENCOURAGED TO PURCHASE AND
8 PROMOTE LOCALLY-PRODUCED ALCOHOL BEVERAGE PRODUCTS IN THEIR
9 LIQUOR-LICENSED DRUGSTORES."

10 Page 12, after line 26 insert:

11 "SECTION 5. In Colorado Revised Statutes, add 12-46-108 as
12 follows:

13 **12-46-108. Liquor industry working group - creation - duties**
14 **- report - repeal.** (1) THE STATE LICENSING AUTHORITY SHALL CONVENE
15 A LIQUOR INDUSTRY WORKING GROUP TO DEVELOP AN IMPLEMENTATION
16 PROCESS FOR GROCERY AND CONVENIENCE STORES TO APPLY FOR A
17 LICENSE TO SELL MALT LIQUOR AND FERMENTED MALT BEVERAGES
18 CONTAINING AT LEAST ONE-HALF PERCENT ALCOHOL BY VOLUME
19 STARTING JANUARY 1, 2019. THE WORKING GROUP SHALL ANALYZE THE
20 IMPACT THAT REMOVING THE ALCOHOL CONTENT LIMIT ON FERMENTED
21 MALT BEVERAGES WILL HAVE ON THE ALCOHOL BEVERAGE INDUSTRY AS
22 A WHOLE, AS WELL AS ON CURRENT RETAIL LICENSEES, AND SHALL
23 CONSIDER OTHER LEGISLATIVE, REGULATORY, OR ADMINISTRATIVE
24 CHANGES NECESSARY TO PROMOTE THE THREE-TIERED DISTRIBUTION
25 SYSTEM IN COLORADO.

26 (2) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE
27 SHALL APPOINT THE FOLLOWING MEMBERS TO SERVE ON THE LIQUOR
28 INDUSTRY WORKING GROUP:

29 (a) A MEMBER FROM THE DEPARTMENT OF REVENUE;

30 (b) A MEMBER FROM THE LIQUOR ENFORCEMENT DIVISION IN THE
31 DEPARTMENT OF REVENUE;

32 (c) A MEMBER FROM THE ATTORNEY GENERAL'S OFFICE;

33 (d) A MEMBER REPRESENTING CITY GOVERNMENT;

34 (e) A MEMBER REPRESENTING COUNTY GOVERNMENT;

35 (f) A MEMBER REPRESENTING COMMUNITY PREVENTION;

36 (g) A MEMBER REPRESENTING LAW ENFORCEMENT;



- 1 (h) TWO MEMBERS REPRESENTING LARGE BREWERIES;
2 (i) TWO MEMBERS REPRESENTING SMALL BREWERIES;
3 (j) ONE MEMBER REPRESENTING A NATIONAL DISTILLERY;
4 (k) ONE MEMBER REPRESENTING A COLORADO DISTILLERY;
5 (l) THREE MEMBERS REPRESENTING RETAIL LIQUOR STORE
6 LICENSEES, ONE OF WHICH MUST REPRESENT A SMALL RETAIL LIQUOR
7 STORE LICENSEE;
8 (m) ONE MEMBER REPRESENTING A STATEWIDE OFF-PREMISES
9 RETAIL LICENSEE;
10 (n) TWO MEMBERS REPRESENTING PERSONS LICENSED UNDER
11 SECTION 12-47-411;
12 (o) ONE MEMBER REPRESENTING PERSONS LICENSED UNDER
13 SECTION 12-47-412;
14 (p) TWO MEMBERS REPRESENTING LICENSED WHOLESALERS;
15 (q) ONE MEMBER REPRESENTING A NATIONAL VINOUS LIQUORS
16 MANUFACTURER;
17 (r) ONE MEMBER REPRESENTING A COLORADO VINOUS LIQUORS
18 MANUFACTURER;
19 (s) TWO ATTORNEYS WHO PRACTICE IN THE AREA OF LIQUOR LAW
20 AND REGULATION;
21 (t) ONE MEMBER REPRESENTING MOTHERS AGAINST DRUNK
22 DRIVING OR ITS SUCCESSOR ORGANIZATION;
23 (u) TWO MEMBERS REPRESENTING GROCERY STORES;
24 (v) TWO MEMBERS REPRESENTING CONVENIENCE STORES; AND
25 (w) TWO MEMBERS OF THE PUBLIC.
26 (3) THE LIQUOR INDUSTRY WORKING GROUP SHALL CONVENE AS
27 SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS SECTION, BUT
28 NO LATER THAN AUGUST 1, 2016, AND BY JANUARY 1, 2018, SHALL
29 REPORT ITS FINDINGS AND RECOMMENDATIONS FOR AN IMPLEMENTATION
30 PROCESS, INCLUDING ANY LEGISLATIVE OR ADMINISTRATIVE
31 RECOMMENDATIONS, TO THE SENATE BUSINESS, LABOR, AND TECHNOLOGY
32 COMMITTEE AND THE HOUSE OF REPRESENTATIVES BUSINESS AFFAIRS AND
33 LABOR COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.
34 (4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2019."

35 Renumber succeeding sections accordingly.

36 Page 13, line 1, after "(19)" insert "and (31)".

37 Page 13, strike lines 10 through 26 and substitute:



1 "(31) "Retail liquor store" means an establishment engaged only
2 in the sale of malt, vinous, and spirituous liquors and soft drinks and
3 mixers, all in sealed containers for consumption off the premises;
4 tobaccos, tobacco products, smokers' supplies, and nonfood items related
5 to the consumption of such beverages; and liquor-filled candy and food
6 items approved by the state licensing authority, which are prepackaged,
7 labeled, and directly related to the consumption of such beverages and are
8 sold solely for the purpose of cocktail garnish in containers up to sixteen
9 ounces. Nothing in this section shall be construed to authorize the sale of
10 food items that could constitute a snack, a meal, or portion of a meal
11 NONALCOHOL PRODUCTS, BUT ONLY IF THE ANNUAL GROSS REVENUES
12 FROM THE SALE OF NONALCOHOL PRODUCTS DOES NOT EXCEED TWENTY
13 PERCENT OF THE RETAIL LIQUOR STORE'S TOTAL ANNUAL GROSS
14 REVENUES.

15 **SECTION 7.** In Colorado Revised Statutes, 12-47-301, **amend**
16 **(9) and (10) (c) (V); repeal (10) (c) (IX) and (10) (c) (XI); and add (12)**
17 **as follows:**

18 **12-47-301. Licensing in general.** (9) (a) (I) A licensee may move
19 his or her permanent location to any other place in the same city, town, or
20 city and county for which the license was originally granted, or in the
21 same county if such license was granted for a place outside the corporate
22 limits of any city, town, or city and county, but it shall be unlawful to sell
23 any alcohol beverage at any such place until permission to do so is
24 granted by all the licensing authorities provided for in this article.

25 (II) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS PARAGRAPH
26 (a), FOR A RETAIL LIQUOR STORE LICENSED ON OR BEFORE JANUARY 1,
27 2016, THE LICENSEE MAY APPLY TO MOVE THE PERMANENT LOCATION TO
28 ANOTHER PLACE WITHIN OR OUTSIDE THE MUNICIPALITY OR COUNTY IN
29 WHICH THE LICENSE WAS ORIGINALLY GRANTED. IT IS UNLAWFUL FOR THE
30 LICENSEE TO SELL ANY ALCOHOL BEVERAGES AT THE NEW LOCATION
31 UNTIL PERMISSION IS GRANTED BY THE STATE AND LOCAL LICENSING
32 AUTHORITIES.

33 (b) (I) In permitting such A change of location, such THE licensing
34 authorities shall consider the reasonable requirements of the
35 neighborhood to which the applicant seeks to change his or her location,
36 the desires of the adult inhabitants as evidenced by petitions,
37 remonstrances, or otherwise, and all reasonable restrictions that are or
38 may be placed upon the new district by the council, board of trustees, or
39 licensing authority of the city, town, or city and county or by the board of
40 county commissioners of any county.

41 (II) IF THE STATE AND LOCAL LICENSING AUTHORITIES APPROVE AN



1 APPLICATION FOR A CHANGE OF LOCATION SUBMITTED UNDER
2 SUBPARAGRAPH (II) OF PARAGRAPH (a) OF THIS SUBSECTION (9) BY A
3 RETAIL LIQUOR STORE LICENSED ON OR BEFORE JANUARY 1, 2016, THE
4 LICENSEE MUST CHANGE THE LOCATION OF ITS PREMISES WITHIN THREE
5 YEARS AFTER THE APPROVAL IS GRANTED.

6 (10) (c) Tastings are subject to the following limitations:

7 (V) Tastings shall be conducted only during the operating hours
8 in which the licensee on whose premises the tastings occur is permitted
9 to sell alcohol beverages. ~~and in no case earlier than 11 a.m. or later than~~
10 ~~7 p.m.~~

11 ~~(IX) The licensee shall not serve more than four individual~~
12 ~~samples to a patron during a tasting.~~

13 ~~(XI) Tastings may occur on no more than four of the six days from~~
14 ~~a Monday to the following Saturday, not to exceed one hundred four days~~
15 ~~per year.~~

16 (12) (a) NOTWITHSTANDING ANY OTHER PROVISION OF THIS
17 ARTICLE, ON AND AFTER JULY 1, 2016, THE STATE AND LOCAL LICENSING
18 AUTHORITIES SHALL NOT ISSUE A NEW LICENSE AUTHORIZING THE SALE AT
19 RETAIL OF MALT, VINOUS, OR SPIRITUOUS LIQUORS IN SEALED CONTAINERS
20 FOR CONSUMPTION OFF THE LICENSED PREMISES IF THE PREMISES FOR
21 WHICH THE RETAIL LICENSE IS SOUGHT IS LOCATED:

22 (I) WITHIN ONE THOUSAND FIVE HUNDRED FEET OF ANOTHER
23 LICENSED PREMISES LICENSED TO SELL MALT, VINOUS, OR SPIRITUOUS
24 LIQUORS AT RETAIL FOR OFF-PREMISES CONSUMPTION; OR

25 (II) FOR A PREMISES LOCATED IN A MUNICIPALITY WITH A
26 POPULATION OF TEN THOUSAND OR FEWER, WITHIN THREE THOUSAND FEET
27 OF ANOTHER LICENSED PREMISES LICENSED TO SELL MALT, VINOUS, OR
28 SPIRITUOUS LIQUORS AT RETAIL FOR OFF-PREMISES CONSUMPTION.

29 (b) FOR PURPOSES OF DETERMINING WHETHER THE DISTANCE
30 REQUIREMENTS SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (12) ARE
31 SATISFIED, THE DISTANCE SHALL BE DETERMINED BY A RADIUS
32 MEASUREMENT THAT BEGINS AT THE PRINCIPAL DOORWAY OF THE
33 PREMISES FOR WHICH THE APPLICATION IS MADE AND ENDS AT THE
34 PRINCIPAL DOORWAY OF THE OTHER RETAIL LICENSED PREMISES."

35 Renumber succeeding sections accordingly.

36 Page 14, line 1, strike "(2)" and substitute "(2); and **add** (1) (d)".

37 Page 14, lines 2 and 3, strike "**permits - repeal.**" and substitute
38 "**permits.**".



- 1 Page 14, line 20, strike "(A)".
- 2 Page 14, line 21, before "TWO" insert "AT LEAST".
- 3 Page 14, line 23, strike "TWO".
- 4 Page 15, line 4, strike "MAY" and substitute "SHALL".
- 5 Page 15, line 6, strike "TWO".
- 6 Page 15, strike lines 12 and 13.
- 7 Page 15, after line 19 insert:
- 8 "(d) THE STATE OR A LOCAL LICENSING AUTHORITY SHALL NOT
9 APPROVE A TRANSFER OF OWNERSHIP UNDER THIS SUBSECTION (1) UNTIL
10 THE APPLICANT FILES WITH THE LOCAL LICENSING AUTHORITY
11 CONFIRMATION FROM EACH WHOLESALER LICENSED UNDER THIS ARTICLE
12 THAT HAS SOLD ALCOHOL BEVERAGES TO THE TRANSFEROR THAT THE
13 WHOLESALER HAS BEEN PAID IN FULL FOR ALL ALCOHOL BEVERAGES
14 DELIVERED TO THE TRANSFEROR."
- 15 Page 16, strike lines 19 through 24 and substitute "license. ~~The reasonable~~
16 ~~requirements of the neighborhood may, but are not required to, be~~
17 ~~considered in the conversion or transfer of a liquor-licensed drugstore~~
18 ~~license to a retail liquor store license~~ FOR THE MERGER AND CONVERSION
19 OF RETAIL LIQUOR STORE LICENSES TO A SINGLE LIQUOR-LICENSED
20 DRUGSTORE LICENSE IN ACCORDANCE WITH SECTION 12-47-408 (1) (b),
21 THE LOCAL LICENSING AUTHORITY SHALL CONSIDER THE REASONABLE
22 REQUIREMENTS OF THE NEIGHBORHOOD AND THE DESIRES OF THE ADULT
23 INHABITANTS OF THE NEIGHBORHOOD."
- 24 Page 17, strike lines 17 through 19 and substitute "ESTABLISHING
25 REASONABLE ALLOCATION PROCEDURES WHEN THE ANTICIPATED DEMAND
26 FOR A PRODUCT IS GREATER THAN THE SUPPLY OF THE PRODUCT."
- 27 Page 17, line 21, after "(4);" insert "**repeal (5);**".
- 28 Page 17, line 22, strike "**license - repeal. (1) (a)**" and substitute "**license.**
29 (1) (a) (I)".



1 Strike page 18.

2 Page 19, strike line 1 and substitute:

3 "(II) ON AND AFTER JULY 1, 2016, THE STATE AND LOCAL
4 LICENSING AUTHORITIES SHALL NOT ISSUE A NEW RETAIL LIQUOR STORE
5 LICENSE IF THE PREMISES FOR WHICH THE RETAIL LIQUOR STORE LICENSE
6 IS SOUGHT IS LOCATED:

7 (A) WITHIN ONE THOUSAND FIVE HUNDRED FEET OF ANOTHER
8 RETAIL LIQUOR STORE LICENSED UNDER THIS SECTION OR A
9 LIQUOR-LICENSED DRUGSTORE LICENSED UNDER SECTION 12-47-408; OR

10 (B) FOR A PREMISES LOCATED IN A MUNICIPALITY WITH A
11 POPULATION OF TEN THOUSAND OR LESS, WITHIN THREE THOUSAND FEET
12 OF ANOTHER RETAIL LIQUOR STORE LICENSED UNDER THIS SECTION OR A
13 LIQUOR-LICENSED DRUGSTORE LICENSED UNDER SECTION 12-47-408.

14 (b) In addition, retail liquor stores may sell ~~nonfood items related~~
15 ~~to the consumption of such liquors, liquor-filled candy, and food items~~
16 ~~approved by the state licensing authority that are prepackaged, labeled,~~
17 ~~directly related to the consumption of such liquors, and sold solely for the~~
18 ~~purpose of cocktail garnish in containers up to sixteen ounces. Nothing~~
19 ~~in this section shall be construed to authorize the sale of food items that~~
20 ~~could constitute a snack, a meal, or a portion of a meal~~ ANY NONALCOHOL
21 PRODUCTS, BUT ONLY IF THE ANNUAL GROSS".

22 Page 19, line 2, strike "MERCHANDISE DOES" and substitute "PRODUCTS
23 DO".

24 Page 19, strike lines 26 and 27.

25 Page 20, strike line 12 and substitute:

26 "(III) FOR A RETAIL LIQUOR STORE LICENSED ON OR BEFORE
27 JANUARY 1, 2016, AND WHOSE LICENSE HOLDER IS A COLORADO
28 RESIDENT, ADDITIONAL RETAIL LIQUOR STORE LICENSES AS FOLLOWS, BUT
29 ONLY IF THE PREMISES FOR WHICH A LICENSE IS SOUGHT SATISFIES THE
30 DISTANCE REQUIREMENTS SPECIFIED IN SUBPARAGRAPH (II) OF
31 PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION:

32 (A) ON OR AFTER JANUARY 1, 2017, AND BEFORE JANUARY 1,
33 2022, ONE ADDITIONAL RETAIL LIQUOR STORE LICENSE, FOR A MAXIMUM
34 OF UP TO TWO TOTAL RETAIL LIQUOR STORE LICENSES;

35 (B) ON OR AFTER JANUARY 1, 2022, AND BEFORE JANUARY 1,



1 2027, UP TO TWO ADDITIONAL RETAIL LIQUOR STORE LICENSES, FOR A
2 MAXIMUM OF THREE TOTAL RETAIL LIQUOR STORE LICENSES; AND
3 (C) ON OR AFTER JANUARY 1, 2027, UP TO THREE ADDITIONAL
4 RETAIL LIQUOR STORE LICENSES, FOR A MAXIMUM OF FOUR TOTAL RETAIL
5 LIQUOR STORE LICENSES; or".

6 Page 20, after line 14 insert:

7 "(5) ~~A licensee under the provisions of section 12-47-408 with a~~
8 ~~valid license in effect on July 1, 2000, may apply to a local licensing~~
9 ~~authority to convert or transfer such license to a retail liquor store license~~
10 ~~issued under the provisions of this section and may continue to operate as~~
11 ~~a retail liquor store licensee notwithstanding the limitations with respect~~
12 ~~to location within five hundred feet from any public or parochial school~~
13 ~~or the principal campus of any college, university, or seminary pursuant~~
14 ~~to the provisions of section 12-47-313 (1) (d) (i). The local licensing~~
15 ~~authority may, but shall not be required to, consider the reasonable~~
16 ~~requirements of the neighborhood pursuant to section 12-47-312 in~~
17 ~~making a determination on the conversion or transfer to a retail liquor~~
18 ~~store license."~~

19 Page 20, line 15, strike "(a)".

20 Page 20, line 17, strike "TWO".

21 Page 20, strike lines 20 and 21.

22 Page 20, line 25, strike "fees - repeal." and substitute "fees."

23 Page 21, line 7, strike "(A)".

24 Page 21, strike lines 10 and 11.

25 Page 21, line 13, strike "12-47-426." and substitute "12-47-425."

26 Page 21, line 16, strike "fees - repeal." and substitute "fees."

27 Page 21, line 22, strike "(A)".

28 Page 21, strike lines 25 and 26.



1 Page 23, line 13, after "AS" insert "A RETAIL LIQUOR STORE UNDER
2 SECTION 12-47-407 OR".

3 Page 23, line 17, before "LIQUOR-LICENSED" insert "RETAIL LIQUOR STORE
4 OR".

5 Page 24, strike lines 13 through 20 and substitute "CONSUMER TO PRESENT
6 A VALID IDENTIFICATION, AS DETERMINED BY THE STATE LICENSING
7 AUTHORITY BY RULE. THE RETAIL LICENSEE OR EMPLOYEE".

8 Page 25, strike lines 13 through 21 and substitute:

9 **"SECTION 17. Effective date.** This act takes effect July 1, 2016;
10 except that sections 3 and 4 of this act, section 12-47-103 (19), Colorado
11 Revised Statutes, as amended in section 6 of this act, and section
12 12-47-901 (8), Colorado Revised Statutes, as repealed in section 15 of
13 this act, take effect January 1, 2019.

14 **SECTION 18. Safety clause.** The general assembly hereby finds,
15 determines, and declares that this act is necessary for the immediate
16 preservation of the public peace, health, and safety."

17 Page 1, strike lines 102 through 113.

18 Page 2, strike lines 101 through 109 and substitute "CONNECTION
19 THEREWITH, RESTRICTING THE ISSUANCE OF NEW LIQUOR-LICENSED
20 DRUGSTORE AND RETAIL LIQUOR STORE LICENSES EXCEPT UNDER
21 SPECIFIED CIRCUMSTANCES; ALLOWING LIQUOR-LICENSED DRUGSTORE
22 AND RETAIL LIQUOR STORE LICENSEES TO OBTAIN ADDITIONAL
23 LICENSES UNDER LIMITED CIRCUMSTANCES; AND REPEALING THE LIMIT
24 ON THE ALCOHOL CONTENT OF FERMENTED MALT BEVERAGES ON
25 JANUARY 1, 2019."

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