

Colorado Liquor Enforcement Division Liquor Rules Working Group (LRWG)

Meeting of September 21, 2016
1:00p – 4:00p

Liquor Enforcement Division Office
1881 Pierce Street | Lakewood

Working Group Members Present:

Patrick Maroney, Co-Chair	Liquor Enforcement
Donia Amick	Chief of Investigations
Lynda Atkins	Attorney General Office
Ilana Kurtzig.....	Community Prevention
John Tipton.....	Liquor Attorney
Adam Stapen.....	Liquor Attorney
Jenn Penn.....	Brewery (Large)
Garin Vorthmann	Brewery (Large)
Laura Long.....	Brewery (Small)
Joan Green Turner	Distillery (National View)
Joshua Phair.....	Grocery Store
Tanya Kelly-Bowry (<i>for Jim Shpall</i>).....	Off Premises (Independent)
Phil Hayes.....	Grocery Store
Jeanne McEvoy	Off Premises (Statewide)
Mark Berzins.....	On Premises (Restaurants)
Nick Hoover (<i>for Sonia Riggs</i>).....	On Premises (Restaurants)
Stephanie Fransen	On Premises (Tavern)
Mickey Petrollini.....	On Premises (Tavern)
Micki Hackenberger	Wholesaler
Steve Findley	Wholesaler
Doug Caskey	Winery (State)

Welcome & Introductions

Patrick Maroney opened with introductions.

Housekeeping Items

It is our plan to file the Rule Recommendations with the Secretary of State's Office on September 30th and publish the hearing date for the 2016 Rule Making (asking for October 31, 2016). This will depend on the Hearings Division.

Sub-Group Reports

Powdered Alcohol | Rule Recommendations APPROVED

- No objections

Trade Practices | RECOMMENDATIONS APPROVED

- Objections to 47-322(B) concerning hand sales by Colorado Wine Board, Wine Institute
- Objections to 47-316(B) concerning display items by Colorado Beer Distributors Association and John Tipton.

SB16-197 | Rule Recommendations APPROVED (with changes).

- The Colorado Wine Board and the Colorado Beer Distributors Association would like clarification to the definition of laid in costs for a manufacturer-owned beer wholesaler. The group decided to table this to next year.

- There was discussion of whether or not to have a rule concerning Colorado residency requirements for an additional retail liquor store license due to potential constitutional issues. The LED said it would take everyone's suggestions/comments into consideration prior to making a decision.

LED Review & Modifications | Rule Recommendations APPROVED (with changes).

- There was discussion concerning market research (47-317), including whether or not to allow cross competitors' product results to be used in advertising.
- There was objections to 47-602 changes by Colorado Restaurant Association, Adam Stapen, John Tipton and Mark Berzen.

Public Comments

- Donations are part of our community outreach.
- Violations on donations occur all the time... even by cities and prestigious businesses. Does not need to be restricted.

Any comments to the Rule Recommendations must to be submitted to the LED in writing by September 28, 2016, in order to be considered prior to the rule filing with the Secretary of State's Office.

2016 Rule Making Hearing TBD.

The meeting was adjourned.