

Liquor Enforcement Division
Colorado Liquor Compliance Working Group #6

Meeting of September 25, 2014
Beginning at 1:00 pm

Offices of Bryan Cave
1700 Lincoln Street, Suite 4100
Denver, CO 80203

Working Group Members Present:

Ron Kammerzell, Chair
Patrick Maroney, Co-Chair
Barbara Brohl, Executive Director, Colorado Department of Revenue
Heather Copp, Deputy Director, Colorado Department of Revenue
Kevin Patterson, Governor's Office
Lynda Atkins, Assistant Attorney General
Jennifer Higgs, Agent In Charge, Liquor and Tobacco Enforcement
Sandra Lowman, Executive Assistant to the Director
Wendy Spaulding, Executive Assistant to the Senior Director
Representative Dan Pabon
Doug Caskey, Colorado Wine Industry Development Board
Laura Long, Weist Capitol Group
Jeanne McEvoy, Colorado Licensed Beverage Association
Jim Shpall, Applejack Wine & Spirits
Sonja Riggs (for Pete Meersman), Colorado Restaurant Association
Chuck McGrigg, Wine Institute
Corey Tipton (for John Tipton), The Tipton Law Firm, P.C.
Jenn Penn (for Bob Hunt) Miller Coors
Micki Hackenberger, Wine & Spirit Wholesalers of Colorado
Andrew Lemley, New Belgium Brewing Company
Robert Runco, Tipton Law Firm, PC
Kevin Bommer, Municipal League
Stephen Gould, Golden Moon Distillery
Joan Green Turner, Distilled Beverage Council of the U.S.
Manuel Martinez, Bryan Cave Law Firm
Nick Hoover, Colorado Restaurant Association

I. Welcome and Introductions

Patrick Maroney, Director, opened the meeting by having each working group member and the public in attendance introduced themselves. He explained the goal of this meeting is to finalize recommendations made by this working group and the four sub working groups. Updated recommendations will be submitted to the State Licensing Authority for approval.

LC – 01 Hand Sales 47-322(B): Director Maroney suggested this subject be tabled for further discussion as it merits additional scrutiny. The group voted unanimously to table Hand Sales at this time.

LC - 02 Breakage 47-322(F)(3): Director Maroney opened this topic up for discussion. To clarify, this topic refers to a broken or damaged container that is not able to be sold to a consumer. The group voted unanimously to table Breakage at this time.

LC – 03 Assurance of Voluntary Compliance (AVC) 47-601: This is a proposed new rule. After a lengthy discussion, a change to the verbiage stating the State Licensing Authority or the Local Licensing Authority can review the AVC executed by the respective agencies was made. The group voted unanimously to forward the recommendation as amended.

LC – 04 Compliance Check Violations 47-604: Director Maroney stated he attempted to bring this into alignment with the matrix that the Compliance Working Group created. It was agreed that this would be set aside until the matrix is also discussed later in this meeting.

Upon return to this recommendation, suggested changes to the rule were discussed. Amendments were made to the matrix which affect this rule, and the group voted unanimously to forward the recommendation as amended.

LC – 05 Responsible Vendor Records Retention 47-605: A discussion was had and language was revised to include an additional paragraph to the current Responsible Vendor rule requiring records retention by licensed training companies. That paragraph was also amended and “Proof of attendance” was added. The group voted unanimously to forward the recommendation as amended.

Steven Gould connected via Skype.

LC - 06 Consular cards and ID's 47-912: The group voted unanimously to forward the recommendation.

LC - 07 90 day extension of expired licenses: It was determined that this recommendation will require legislative action. Jeanne McEvoy volunteered to work with Representative Singer to determine if he would be interested in carrying this matter forward. Consensus was achieved to extend the time of implementation of this recommendation.

LC - 08 Liquor Enforcement Division Education: This topic was to discuss the education of licensees on how to obtain and remain in compliance. Action items were decided upon with the first being to form a committee to organize a working group. This steering committee will initially include, Sonia Riggs, Andrew Lemley, Steve Finley, Jeanne McEvoy and John Tipton.

LC - 09 Liquor Enforcement Division Online Renewals: This was brought forth to discuss the validity of the Liquor Division moving forward to provide online renewals for licensees. The Division is currently working toward this goal and the group voted unanimously to have the Division continue working toward this recommendation.

LC - 10 Liquor Enforcement Division Standards for Violations: The matrix provided was created by the Liquor Compliance Sub Working Group. A discussion was had and the group voted unanimously to forward the recommendation.

The discussion was then returned to LC – 04.

LC – 11 Live Streaming: This recommendation would allow live streaming and online training with interactive participation between the student and instructor. The group voted unanimously to forward the recommendation.

LC -12 Model Guidelines – Compliance Checks: A short discussion was had and the group voted unanimously to forward the recommendation.

Director Maroney asked for any public comment, nobody came forward.

Next Steps

- Recommendations will be forwarded to State Licensing Authority
- The Trade Practice Sub Group continues to meet
- Incorporate in rule making process
 - Amended rules will be disseminated and posted on the website on October 1
 - A rule making workshop will be held October 22
 - The rules will be noticed on October 31
 - The permanent rule making hearing will be held December 3

Meeting Adjourned