

**Liquor Enforcement Division
Colorado Liquor Compliance Working Group
Meeting #3**

**Meeting of September 23, 2015
1:00 pm**

**Colorado Department of Revenue
1881 Pierce Street, Room 110
Lakewood, CO 80214**

Working Group Members Present:

Patrick Maroney, Co-Chair
Ron Kammerzell, Co-Chair
Lynda Atkins, Attorney General Office
Cheryl Aragon, City Government
Sonia Riggs, Liquor - On Premises (Restaurants)
Mickey Petrollini, Liquor – On Premises (Tavern)
Andrew Lemley, Liquor – Brewery (Small Brewery)
Corey Tipton for John Tipton, Liquor Attorney
Doug Caskey, Liquor – Winery (State)
Chuck McGrigg, Liquor – Winery (National)
Mark Berzins, Liquor – On Premises (Restaurants)
Garin Vorthmann, Liquor – Brewery (Large Brewery)
Ilana Kurtzig, M.A.D.D.
Micki Hackenberger, Liquor – Wholesaler
Joan Green Turner, Liquor – Distillery (National View)
Jenn Penn, Liquor – Brewery (Large Brewery)
Stephen A Gould, Liquor – Distillery (State View)
Fern O’Brien, Liquor Attorney
Mickey Hackenberger

Welcome and Introductions

Patrick Maroney, Director, opened the meeting and began by thanking the working group members for their time and the public for their attendance. Each working group member and the public introduced themselves. Director Maroney stated that only working group members are allowed to participate in this discussion and that public comment will be allowed at the end of the meeting.

Director Maroney also explained the rulemaking process stating that the formal rulemaking hearing will be held in December and that this group will need to complete draft rules timely to enable the Division to file the rules with the Secretary of State by October 31.

Draft Rules

Director Maroney read through the draft rules which were provided for each working group member and discussed the changes and why they were included. Discussions were had as each rule, as listed below, was reviewed:

Regulation 47-100.	Definitions.
Regulation 47-302.	Changing, Altering, or Modifying Licensed Premises.
Regulation 47-303.	License Renewal.
Regulation 47-304.	Transfer of Ownership and Changes in Licensed Entities.
Regulation 47-316.	Advertising Practices.
Regulation 47-320.	Signs and Interior Displays.
Regulation 47-322.	Unfair Trade Practices and Competition.
Regulation 47-323.	Lawful Extension of Credit.
Regulation 47-400.	Licensed Breweries.
Regulation 47-408.	Purchases by Retailers.
Regulation 47-412.	Wholesale Warehouse of Branch Houses.
Regulation 47-418.	Restaurants.
Regulation 47-424.	Engaging in Business.
Regulation 47-426.	Delivery of Alcohol Beverages.
Regulation 47-428.	Manufacturer Sales Rooms.
Regulation 47-500.	Excise Tax Audits.
Regulation 47-902.	Sanitary Requirements.
Regulation 47-904.	Product Labeling, Substitution, Sampling and Analysis.
Regulation 47-906.	Container Size.
Regulation 47-908.	Automatic and Electronic Dispensing Systems.
Regulation 47-940.	Powdered Alcohol – Packaging and Labeling.
Regulation 47-942.	Powdered Alcohol Regulation.
Regulation 47-1016.	Special Event Permittee – Purchase and Storage of Alcohol Beverages.
Regulation 47-1020.	Alcohol Beverage Donations.

Subgroup Reports

After discussion of above regulations, no sub group members had additional information to report.

Consideration of Organizational Matters

Director Maroney explained the rule making timeline and the following actions items:

- The next Liquor Industry Working Group is scheduled for Monday, October 5 at 1 pm, 1881 Pierce, Room 110.
- The Chairperson of each subgroup will schedule a meeting and will prepare to issue formal recommendations regarding their regulation to the Division.
- On October 1, Form DR2477 will be available for the public to request any rule changes. Any rules requests must be submitted to the Division, on this form by October 9.
- The Division will review the public changes, made on the DR2477 forms and those approved to move forward will be posted by October 12.

- The first Rule Making Working Group meeting will take place on October 15 at 1 pm at 1881 Pierce, Room 110, and will consist of the same members as the Liquor Industry Working Group.
- If needed an additional Working Group meeting will be held October 28 at 1 pm.
- The formal Rulemaking Hearing will be held on Wednesday December 2, at 1 pm at 1881 Pierce, Room 110. These rules will be adopted by end of year and effective late January.
- Each year, as required by the Governors' office and the Department of Revenue, the Division must review 20% of their rules to ensure that they are effective, efficient and essential and submit a Regulatory Rule Agenda to the Executive Director. This year Regulations 47-404 through 47-432 will be reviewed by the Division. If there are any comments on these rules, Form DR2477 must be submitted to the Division.
- An EBT (Electronic Benefit Transaction) Working Group will be held on October 5 at 9 am at the Golden Gaming Office, 17301 W. Colfax Avenue.
- The EBT rulemaking hearing on will be held on October 26 at 2 pm, also at Golden Gaming Office.

Director Maroney also stated the expectations for next meeting being held on October 5, is for each sub group to submit formal recommendations for rulemaking.

Public Comment

Stephanie Davis, licensed pharmacist, certified wine educator came forward to request the Division to allow her product a luxury soap, specifically created for the wine enthusiast to be allowed to be sold in Liquor Stores. Director Maroney suggested that Ms. Davis submit form DR2477 for a possible rule change to the regulation.

The meeting was adjourned.