

**COLORADO DEPARTMENT OF REVENUE  
LIQUOR ENFORCEMENT DIVISION  
NEW RULES AND/OR CHANGES TO EXISTING RULES  
2014**

**1 C.C.R. 203-2**

**Regulation 47-312. Change of Location.**

- C. For retail licenses, no change of location shall be permitted until the state licensing authority has, after approval of the local licensing authority, considered the application and such additional information as they may require, and ~~issued a permit for~~ APPROVED OF such change. The permit shall be effective on the date of issuance, and the licensee shall, within sixty (60) days, change the location of its licensed premises to the place specified therein. Once at the new location, the licensee shall no longer conduct the manufacture or sale of alcohol beverages at the former location. A local licensing authority may, at its discretion, extend the time to change the location of the licensed premises, for good cause shown. However, no extension that is beyond twelve (12) months from the original date of approval shall be granted.
- D. For those licensees not subject to approval by the local licensing authority, no change of location shall be permitted until the state licensing authority has considered the application and such additional information as it may require, and ~~issued a permit for~~ APPROVED OF such change. The permit shall be effective on the date of issuance and the licensee shall, within sixty (60) days, change the location of its licensed premises to the place specified therein. Once at the new location, the licensee shall no longer conduct the manufacture or sale of alcohol beverages at the former location. The state licensing authority may, at its discretion, extend the time to change the location, for good cause shown. However, no extension that is beyond twelve months from the original date of approval shall be granted.

**REGULATION 47-328. ENTERTAINMENT DISTRICTS.**

WITHIN FIFTEEN (15) DAYS OF THE CREATION OF AN ENTERTAINMENT DISTRICT PURSUANT TO 12-47-301(11), A LOCAL LICENSING AUTHORITY SHALL NOTIFY THE STATE LICENSING AUTHORITY OF THE ENTERTAINMENT DISTRICT, AND PROVIDE (1) A MAP OF THE ENTERTAINMENT DISTRICT AND ANY COMMON CONSUMPTION AREAS, (2) A LIST OF LICENSED PREMISES ATTACHED TO ANY COMMON CONSUMPTION AREA, AND (3) THE HOURS OF OPERATION FOR ANY COMMON CONSUMPTION AREA AND ATTACHED LICENSED PREMISES. CHANGES TO AN EXISTING ENTERTAINMENT DISTRICT SHALL BE REPORTED TO THE STATE LICENSING AUTHORITY BY THE LOCAL LICENSING AUTHORITY WITHIN FIFTEEN (15) DAYS OF SUCH CHANGES.

**REGULATION 47-506. FEES.**

BELOW ARE THE FEES SET BY THE STATE LICENSING AUTHORITY PURSUANT TO SECTIONS 12-47-501(2) AND 12-47-501(3), C.R.S.

ALTERNATING PROPRIETOR LICENSED PREMISES	\$ 150.00
APPLICATION FOR NEW LICENSE	\$ 600.00
APPLICATION FOR NEW LICENSE WITH CONCURRENT REVIEW	\$ 700.00
APPLICATION FOR TRANSFER LICENSE	\$ 600.00
ART GALLERY PERMIT	\$ 71.25
BED & BREAKFAST PERMIT	\$ 50.00
BRANCH WAREHOUSE OR WAREHOUSE STORAGE PERMIT	\$ 100.00

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CHANGE OF CORPORATE OR TRADE NAME	\$ 50.00
CHANGE OF LOCATION	\$ 150.00
CORPORATE/LLC CHANGE (PER PERSON)	\$ 100.00
DUPLICATE LIQUOR LICENSE	\$ 50.00
LIMITED LIABILITY CHANGE	\$ 100.00
MANAGER REGISTRATION (HOTEL/RESTAURANT OR TAVERN)	\$ 75.00
MASTER FILE BACKGROUND	\$ 250.00
MASTER FILE LOCATION FEE (PER LOCATION)	\$ 25.00
MODIFICATION OF LICENSE PREMISES (CITY OR COUNTY)	\$ 150.00
NEW PRODUCT REGISTRATION (PER UNIT)	\$ 5.00
OPTIONAL PREMISES ADDED TO H&R LICENSE (PER UNIT)	\$ 100.00
RETAIL WAREHOUSE STORAGE PERMIT	\$ 100.00
WINE FESTIVAL PERMIT	\$ 25.00
WINE DIRECT SHIPMENT PERMIT	\$ 50.00
SUBPOENA TESTIMONY (PER HOUR)	\$ 50.00

MINIMUM OF FOUR (4) HOURS OF APPEARANCE OR ON-CALL OR TRAVEL TIME TO COURT AND MILEAGE, MEALS, AND LODGING AT STATE EMPLOYEE PER-DIEM RATE. ACTUAL HOURLY RATE FOR ALL HOURS IN EXCESS OF FOUR (4) HOURS.

### **REGULATION 47- 601. ASSURANCE OF VOLUNTARY COMPLIANCE.**

THE LIQUOR ENFORCEMENT DIVISION DIRECTOR OR LOCAL LICENSING AUTHORITY MAY ACCEPT AN ASSURANCE OF VOLUNTARY COMPLIANCE REGARDING ANY ACT OR PRACTICE ALLEGED TO VIOLATE ARTICLES 46, 47 OR 48 OF TITLE 12, C.R.S., OR THE RULES AND REGULATIONS THEREUNDER, BY A LICENSEE WHO HAS ENGAGED IN, IS ENGAGING IN, OR IS ABOUT TO ENGAGE IN SUCH ACTS OR PRACTICES. THE ASSURANCE MUST BE IN WRITING AND MAY INCLUDE A STIPULATION FOR THE VOLUNTARY PAYMENT OF THE COSTS OF THE INVESTIGATION. AN ASSURANCE OF VOLUNTARY COMPLIANCE MAY NOT BE CONSIDERED AN ADMISSION OF A VIOLATION FOR ANY PURPOSE BY THE STATE OR LOCAL LICENSING AUTHORITY; HOWEVER, PROOF OF FAILURE TO COMPLY WITH THE ASSURANCE OF VOLUNTARY COMPLIANCE IS PRIMA FACIE EVIDENCE OF A VIOLATION OF ARTICLES 46, 47 OR 48 OF TITLE 12, C.R.S., OR THE RULES AND REGULATION THEREUNDER, NOT TO EXCEED NINE (9) MONTHS FROM THE DATE OF EXECUTED AGREEMENT. THE STATE LICENSING AUTHORITY OR LOCAL LICENSING AUTHORITY MAY APPROVE OR REVIEW AN ASSURANCE OF VOLUNTARY COMPLIANCE EXECUTED BY THEIR RESPECTIVE AGENCIES.

### **Regulation 47-604. Compliance Check Penalties.**

When a licensing authority finds that a licensee has sold alcohol beverages to a minor and that said violation was investigated or detected by using a person under twenty-one years of age to purchase alcohol beverages from the licensee, the licensing authority may consider the following penalties to be imposed for the violation:

- A. 1. First Offense - (within one year) A written warning, ASSURANCE OF VOLUNTARY COMPLIANCE, up to a 15 day suspension. Accepting a fine (within the provisions of C.R.S. 12-47-601) in lieu of ~~up to 14 days of~~ actual suspension is at the discretion of the licensing authority, as is holding a portion of the suspension time in abeyance for a period of time.
2. As an inducement for licensees to provide training for servers, because server training has proven to be an aid in the reduction of violations, it is recommended that, where there are no aggravating circumstances, a licensee who has FULFILLED THE REQUIREMENTS OF A RESPONSIBLE VENDOR PURSUANT TO 12-47-1002, C.R.S. ~~provided training to its staff members~~ be issued ~~only a warning~~ UP TO FIVE (5) DAYS SUSPENSION on the first violation.

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- B. Second Offense (within one year) - A 5 to ~~30~~ 25 day suspension. If no fine was paid or suspension served at the time of the first offense, it would ~~be~~ BE within the discretion of the licensing authority to accept a fine (within the provisions of C.R.S. 12-47-601) in lieu of actual days of suspension and/or to hold a portion of the suspension time in abeyance for a period of time.
- C. Third Offense (within ~~one~~ TWO years) - ~~1520~~ to ~~4045~~ 4045 day suspension.
- E. Licensing Authorities may also consider mitigating and aggravating factors when considering the imposition of the penalty. These factors may include:
  - 2. Licensee's past history of success OR ~~of~~ failure with compliance checks.
  - 4. Prior violations/prior corrective action(s) and ~~its~~ THEIR effectiveness.

### **Regulation 47-605. Responsible Alcohol Beverage Vendor and Permitted Tastings by Retail Liquor Stores and Liquor Licensed Drugstores.**

(To be added after paragraph D)

#### RECORDS RETENTION

THE CERTIFIED SELLER – SERVER TRAINING PROGRAM PROVIDERS FOR THE RESPONSIBLE ALCOHOL BEVERAGE VENDOR PROGRAM MUST KEEP PROOF OF ATTENDANCE AND RECORDS OF SUCCESSFUL COMPLETION OF THE TRAINING FOR A MINIMUM OF THREE (3) YEARS AND MAKE THE RECORDS AVAILABLE TO THE LIQUOR ENFORCEMENT DIVISION UPON REQUEST.

### **Regulation 47-912. Identification.**

- 4. A passport, OR PASSPORT IDENTIFICATION CARD.
- 7. A VALID CONSULAR IDENTIFICATION CARD FROM ANY FOREIGN COUNTRY.