

**Liquor Enforcement Division  
2015 Colorado Liquor Rules Working Group  
Meeting #1**

**Meeting of October 15, 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  
Donia Amick, Chief of Investigations, Liquor Division  
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)  
John Tipton, Liquor Attorney  
Doug Caskey, Liquor – Winery (State)  
David Reitz, Liquor – On Premises (Restaurants)  
Jeanne McEvoy, Colorado Licensed Beverage Association – Off Premises (Retail Liquor Stores)  
Pete Meersman, Member at Large

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 December 2 and that draft rules must be filed with the Secretary of State Office by October 31, 2015. Process: the Division will post proposed rules later this month, the Division will propose the final rules and the hearing officer will take testimony and make a recommendation. That will go to the Executive Director (State Licensing Authority) for her to make decision. Everything will be posted on website.

Review of Regulations

Director Maroney presented proposed revisions to the rules and discussed the changes and why they were included. Discussions were had as each rule, as listed below, was reviewed:

- 47-100. Definitions. 47-302. Changing, Altering, or Modifying Licensed Premises.
- 47-303. License Renewal.
- 47-304. Transfer of Ownership and Changes in Licensed Entities.

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

#### Review of Proposed Regulations the Liquor Division Received

Mark Fashaw and Brian Fashaw came forward to request a review of the alcohol infused ice cream that they manufacture and the possibility of putting that in Retail Liquor Stores. The group had a long discussion and offered suggestions to Mr. Fashaw but indicated that due to current regulation the product would not be allowed to be sold in a retail liquor store at this time. The Working Group decided not to change the current rule to add this product to the list of items that could be sold in a retail liquor store.

Home Brew Industry: Director Maroney brought forward the discussion of drafting a rule that clarifies Home Brews per 47-106. The Division will be drafting a bulletin to the Home Brew industry to clarify what they can and cannot do, especially where transport is concerned. It was decided that further discussion will be necessary.

Out of State Manufacturer Representatives: A discussion ensued regarding what these representatives are allowed to do under the current regulation. It was decided that further discussion will be necessary.

Cumulative Discounts: A handout was distributed regarding this topic and the group deliberated the proposal.

Delivery Standards: The group discussed the current regulation 47-426 (deliveries) and possible revisions that may be made. Director Maroney will put together verbiage and present them at the next meeting.

Public Comment

Ben Robinson, Declaration Brewing, came forward to discuss the delivery and invoicing process in Indiana. The group discussed the process and stated that a legislative change would need to be made to make the changes proposed by Mr. Robinson.

The meeting was adjourned.