

CHAPTER 215

REVENUE - ACTIVITIES REGULATION

SENATE BILL 23-264

BY SENATOR(S) Rodriguez and Gardner, Liston, Pelton B., Will;
also REPRESENTATIVE(S) Lynch and McCluskie, Bird, Boesenecker, Bradfield, Frizell, Herod, Kipp, Lindsay, Lindstedt,
Lukens, Mabrey, Pugliese, Ricks, Snyder, Soper, Taggart, Weinberg, Willford, Young.

AN ACT**CONCERNING THE ABILITY OF CERTAIN ALCOHOL BEVERAGE LICENSE HOLDERS TO PARTICIPATE
IN FESTIVALS FOR ALCOHOL BEVERAGE RETAIL ACTIVITY.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 44-3-404, **amend** (1)(a)(II), (1)(a)(III), (1)(c), (2), and (3); and **add** (2.5) as follows:

44-3-404. Festival permit - rules. (1) (a) A person listed in subsection (9) of this section may file a festival permit application with the state licensing authority. The applicant must:

(II) File the application at least ~~ten business~~ THIRTY CALENDAR days before the festival is to be held; and

(III) Include a ~~twenty-five~~ FIFTY dollar ~~annual~~ processing fee FOR THE FIRST FESTIVAL with the application filed with the state licensing authority.

(c) If a festival permittee notifies the state licensing authority and the appropriate local licensing authority of the location of and dates of each festival at least ~~ten~~ THIRTY business days before holding the festival, the permittee may hold up to, but no more than, nine festivals during the twelve months after the festival permit is issued. BEGINNING JANUARY 1, 2024, A PERMITTEE MAY HOLD UP TO NINE FESTIVALS DURING EACH CALENDAR YEAR.

(2) The licensee that holds the festival must file the application for the permit, but other licensees may jointly participate under the permit issued to the licensee that

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

applied for the permit, SUBJECT TO THE LIMITATIONS SPECIFIED IN SUBSECTION (2.5) OF THIS SECTION.

(2.5) A LICENSEE MAY PARTICIPATE IN UP TO FIFTY-TWO FESTIVALS EACH CALENDAR YEAR, INCLUDING UP TO NINE FESTIVALS HELD UNDER A FESTIVAL PERMIT ISSUED TO THE LICENSEE PURSUANT TO SUBSECTION (1)(c) OF THIS SECTION.

(3) Notification of all subsequent festivals shall be by supplemental application, as approved by the state licensing authority. A FIFTY-DOLLAR PROCESSING FEE IS REQUIRED FOR EACH SUBSEQUENT FESTIVAL.

SECTION 2. Effective date. This act takes effect June 1, 2023.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

Approved: May 17, 2023