

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 24-1176.01 Yelana Love x2295

SENATE BILL 24-231

SENATE SPONSORSHIP

Rodriguez and Gardner, Van Winkle

HOUSE SPONSORSHIP

Snyder and Frizell,

Senate Committees

Finance
Appropriations

House Committees

Finance
Appropriations

A BILL FOR AN ACT

101 **CONCERNING IMPLEMENTING CONSENSUS RECOMMENDATIONS OF THE**
102 **LIQUOR ADVISORY GROUP CONVENED BY THE DEPARTMENT OF**
103 **REVENUE TO CONDUCT A COMPREHENSIVE REVIEW OF**
104 **COLORADO'S LIQUOR LAWS, AND, IN CONNECTION THEREWITH,**
105 **MAKING AN APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

In current law, both a lodging facility and an entertainment facility are licensed as a lodging and entertainment facility licensee. **Sections 1,**

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

SENATE
3rd Reading Unamended
May 7, 2024

SENATE
Amended 2nd Reading
May 4, 2024

3, 6, 8, 17, 24, 27, 28, 29, 30, 31, 33, and 34 of the bill convert the licenses of lodging facilities to lodging facility licenses, convert the licenses of entertainment facilities to entertainment facility licenses, and make necessary conforming amendments.

Sections 3, 9, and 30 allow a brewery, a limited winery, and a distillery to manufacture alcohol beverages at up to 2 noncontiguous locations and set an annual fee for such operations.

Current law limits the amount of alcohol beverages certain retailers can purchase from retail liquor stores, liquor-licensed drugstores, and fermented malt beverage and wine retailers to \$2,000 each year. **Sections 15 through 23, 26, and 27** increase the cap to \$7,000 and allow for an annual inflation adjustment of the cap.

Section 2 requires the state licensing authority to study the feasibility of adopting an online application and renewal system.

Section 3:

- Gives a local licensing authority the ability to delegate licensing authority to the state licensing authority when a retail business is located on state-owned property;
- Allows an off-premises retailer to conduct tastings;
- Allows tastings for all authorized retailers to begin at 10 a.m. instead of 11 a.m.; and
- Allows retail liquor stores to hold educational classes.

Under current law, liquor licenses are valid for a one-year period. **Sections 4 and 32** will allow certain qualifying licensees to apply for a 2-year license.

Section 5 updates gendered language, changing "husband and wife" to "spouses or partners in a civil union".

Section 7 removes the requirement that a local licensing authority schedule a public hearing on an application for a new retail liquor license.

Section 9 allows a distiller that operates a sales room to purchase and use common alcohol modifiers to mix with its spirituous liquors to produce cocktails.

Section 10 changes the notice requirement for a festival permittee to hold multiple festivals from 30 business days to 30 calendar days before each festival.

Sections 11 and 12 allow wholesalers of vinous or spirituous liquors to obtain an importer's license. **Section 12** also allows wholesalers to hold trade show events.

Section 13 allows a retail liquor store going out of business to sell its inventory to another retail liquor store.

Section 14 specifies that a liquor-licensed drugstore's use of an electronic funds transfer is not an extension of credit.

Section 21 allows an arts licensee to place limited advertising of the availability of alcohol beverages for sale on the licensed premises while an artistic or cultural production or performance is taking place.

Section 25 increases the time to process a retail establishment permit from 15 to 30 days.

Section 29 creates an alcohol beverage shipper license and permit for wine direct shipping deliveries.

Section 29 establishes a catering license to allow a catering company to sell alcohol beverages at a location that is not otherwise licensed to sell or serve alcohol beverages.

Section 30 allows the state licensing authority to charge an investigative fee to recover the cost of certain investigations.

Section 33:

- Allows alcohol beverage sales on Christmas; and
- Prohibits the sale of controlled substances on premises licensed to sell alcohol beverages.

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

2 **SECTION 1.** In Colorado Revised Statutes, 44-3-103, **amend**
3 (11.5)(j), (11.5)(k), (11.5)(l), (15)(c)(XI), (15)(c)(XII), (29), and (38)(b);
4 and **add** (2.5), (8.5), (11.5)(m), (14.5), (15)(c)(XIII), (15.5), and (21.5) as
5 follows:

6 **44-3-103. Definitions.** As used in this article 3 and article 4 of
7 this title 44, unless the context otherwise requires:

8 (2.5) "ALCOHOL BEVERAGE SHIPPER LICENSEE" MEANS A PERSON
9 THAT SHIPS TO CONSUMERS VINOUS LIQUORS THAT IT RECEIVED FROM A
10 WINERY DIRECT SHIPPER'S PERMITTEE PURSUANT TO SECTION 44-3-104.

11 (8.5) "CATERING COMPANY" MEANS A PERSON, NOT INCLUDING
12 PERSONS IN THE MOBILE FOOD SERVICES INDUSTRY OR FOOD SERVICE
13 INDUSTRIES, THAT:

14 (a) IS PRIMARILY ENGAGED IN PROVIDING EVENT-BASED _____
15 ALCOHOL BEVERAGE SERVICES FOR EVENTS:

16 (I) AT A VENUE THAT DOES NOT POSSESS A LIQUOR LICENSE OR
17 PERMIT; AND

18 (II) THAT HAVE SNACKS AND SANDWICHES AVAILABLE AT THE

1 EVENT; AND

2 (b) HAS EQUIPMENT AND VEHICLES TO TRANSPORT MEALS,
3 ALCOHOL BEVERAGES, AND SNACKS TO EVENTS OR TO PREPARE FOOD AT
4 AN OFF-PREMISES SITE.

5 (11.5) "Communal outdoor dining area" means an outdoor space
6 that is used for food and alcohol beverage service by two or more
7 licensees licensed under this article 3 or article 4 of this title 44 as a:

8 (j) ~~Lodging and~~ Entertainment facility;

9 (k) Optional premises; ~~or~~

10 (l) Fermented malt beverage AND WINE retailer licensed for
11 consumption on the premises; OR

12 (m) LODGING FACILITY.

13 (14.5) "EDUCATIONAL CLASS" MEANS A CLOSED EVENT ON THE
14 PREMISES OF A RETAIL LIQUOR STORE, DURING WHICH CONSUMERS WHO
15 ARE TWENTY-ONE YEARS OF AGE OR OLDER ARE TAUGHT ABOUT ALCOHOL
16 BEVERAGES THAT ARE SOLD BY THE RETAIL LIQUOR STORE, INCLUDING,
17 BUT NOT LIMITED TO, THE HISTORY OF THE ALCOHOL BEVERAGE, FOOD
18 PAIRINGS, AND SERVING SUGGESTIONS.

19 (15) "Entertainment district" means an area that:

20 (c) Contains at least twenty thousand square feet of premises that,
21 at the time the district is created, is licensed pursuant to this article 3 as
22 a:

23 (XI) ~~Lodging and~~ Entertainment facility licensee; ~~or~~

24 (XII) Optional premises; OR

25 (XIII) LODGING FACILITY LICENSEE.

26 (15.5) "ENTERTAINMENT FACILITY" MEANS AN ESTABLISHMENT:

27 (a) IN WHICH THE PRIMARY BUSINESS IS TO PROVIDE THE PUBLIC

1 WITH SPORTS OR ENTERTAINMENT ACTIVITIES WITHIN ITS LICENSED
2 PREMISES; AND

3 (b) THAT, INCIDENTAL TO ITS PRIMARY BUSINESS, SELLS AND
4 SERVES ALCOHOL BEVERAGES AT RETAIL FOR CONSUMPTION ON THE
5 LICENSED PREMISES AND HAS SANDWICHES AND LIGHT SNACKS AVAILABLE
6 FOR CONSUMPTION ON THE LICENSED PREMISES.

7 (21.5) "INFLATION" MEAN THE ANNUAL PERCENTAGE CHANGE IN
8 THE UNITED STATES DEPARTMENT OF LABOR'S BUREAU OF LABOR
9 STATISTICS CONSUMER PRICE INDEX, OR A SUCCESSOR INDEX, FOR
10 DENVER-AURORA-LAKEWOOD FOR ALL ITEMS PAID BY URBAN
11 CONSUMERS.

12 (29) "Lodging ~~and entertainment~~ facility" means an establishment:
13 ~~that:~~

14 (a) ~~Is either:~~ IN WHICH THE PRIMARY BUSINESS IS TO PROVIDE THE
15 PUBLIC WITH SLEEPING ROOMS AND MEETING FACILITIES; AND

16 ~~(I) A lodging facility, the primary business of which is to provide~~
17 ~~the public with sleeping rooms and meeting facilities; or~~

18 ~~(II) An entertainment facility, the primary business of which is to~~
19 ~~provide the public with sports or entertainment activities within its~~
20 ~~licensed premises; and~~

21 (b) ~~Incidental to its primary business,~~ THAT sells and serves
22 alcohol beverages at retail for consumption on the LICENSED premises and
23 has sandwiches and light snacks available for consumption on the
24 LICENSED premises.

25 (38) (b) Notwithstanding subsection (38)(a) of this section, for a
26 winery, LIMITED WINERY, DISTILLERY, OR BREWERY authorized to
27 manufacture ~~vinous liquors~~ ALCOHOL BEVERAGES pursuant to section

1 44-3-402 or 44-3-403, the licensed premises may include up to two
2 noncontiguous locations, both of which are used for manufacturing
3 purposes, within a radius of ten miles.

4 **SECTION 2.** In Colorado Revised Statutes, 44-3-202, **add** (4) as
5 follows:

6 **44-3-202. Duties of state licensing authority - feasibility study**
7 **- rules - repeal.** (4) (a) (I) BY JANUARY 1, 2028, THE STATE LICENSING
8 AUTHORITY SHALL STUDY THE FEASIBILITY OF ADOPTING AN ONLINE
9 PORTAL SYSTEM THAT:

10 (A) ALLOWS LIQUOR LICENSE APPLICATIONS AND RENEWALS TO BE
11 COMPLETED ONLINE;

12 (B) ALLOWS A LICENSEE TO HAVE AN ACCOUNT WHERE ALL
13 RELEVANT LICENSE INFORMATION FOR ALL OF ITS LICENSES IS STORED;
14 AND

15 (C) AT THE TIME OF RENEWAL, ENABLES A LICENSEE TO RENEW ITS
16 LICENSE ONLINE BY UPLOADING ALL REQUIRED DOCUMENTATION.

17 (II) AS PART OF STUDYING THE FEASIBILITY OF AN ONLINE PORTAL
18 SYSTEM, THE STUDY MUST INCLUDE:

19 (A) A PROPOSED TIMELINE FOR IMPLEMENTING THE SYSTEM;

20 (B) A PROPOSED REQUEST FOR PROPOSAL PROCESS FOR
21 DEVELOPING THE SYSTEM; AND

22 (C) THE ESTIMATED COSTS OF DEVELOPING AND IMPLEMENTING
23 THE SYSTEM.

24 (III) IN ADDITION, THE FEASIBILITY STUDY MUST INCLUDE A
25 REPRESENTATIVE SAMPLE OF LOCAL LICENSING AUTHORITIES
26 THROUGHOUT THE STATE.

27 (b) BY MARCH 1, 2028, THE STATE LICENSING AUTHORITY SHALL

1 SUBMIT A REPORT TO THE HOUSE OF REPRESENTATIVES FINANCE
2 COMMITTEE AND THE SENATE FINANCE COMMITTEE, OR THEIR SUCCESSOR
3 COMMITTEES, ON THE FEASIBILITY OF DEVELOPING AND IMPLEMENTING
4 AN ONLINE PORTAL SYSTEM. THE REPORT MUST INCLUDE THE ELEMENTS
5 SPECIFIED IN SUBSECTION (4)(a)(II) OF THIS SECTION.

6 (c) THE STATE LICENSING AUTHORITY MAY ADOPT RULES
7 NECESSARY TO IMPLEMENT AND ADMINISTER THIS SUBSECTION (4).

8 (d) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JANUARY 1,
9 2029.

10 **SECTION 3.** In Colorado Revised Statutes, 44-3-301, **amend**
11 (2)(b), (3)(a)(II)(E), (3)(a)(II)(F), (8) introductory portion, (10)(c)(V),
12 (11)(c)(II) introductory portion, (11)(d), and (11)(e)(I); and **add** (2)(d),
13 (2)(e), (3)(a)(II)(G), (3)(a)(II)(H), (10)(g), and (13) as follows:

14 **44-3-301. Licensing in general - rules - tastings - promotional**
15 **association - educational classes.** (2) (b) A local licensing authority ~~or~~
16 ~~the state~~ may DELEGATE ITS LICENSING AUTHORITY TO THE STATE
17 LICENSING AUTHORITY WHEN AN APPLICANT IS APPLYING FOR OR
18 RENEWING A LICENSE TO SELL ALCOHOL BEVERAGES AT RETAIL FOR
19 CONSUMPTION ON OR OFF A LICENSED PREMISES AND THE LICENSED
20 PREMISES IS LOCATED on state-owned property. A LOCAL LICENSING
21 AUTHORITY MAY deny the issuance of any new tavern or retail liquor store
22 license whenever such authority determines that the issuance of the
23 license would result in or add to an undue concentration of the same class
24 of license and, as a result, require the use of additional law enforcement
25 resources.

26 (d) THE STATE LICENSING AUTHORITY SHALL APPROVE THE
27 PROPOSED PREMISES FOR A DISTILLERY APPLYING PURSUANT TO SECTION

1 44-3-402, WHICH PREMISES INCLUDES UP TO TWO NONCONTIGUOUS
2 LOCATIONS USED FOR MANUFACTURING SPIRITUOUS LIQUORS, OR A
3 MODIFICATION OF THE LICENSED PREMISES OF A DISTILLERY LICENSED
4 PURSUANT TO SECTION 44-3-402 TO INCLUDE UP TO TWO NONCONTIGUOUS
5 LOCATIONS USED FOR MANUFACTURING SPIRITUOUS LIQUORS, IF THE
6 ALCOHOL AND TOBACCO TAX AND TRADE BUREAU OF THE UNITED STATES
7 DEPARTMENT OF THE TREASURY HAS APPROVED THE DESCRIPTION AND
8 DIAGRAM OF THE PROPOSED OR MODIFIED PREMISES. ADDITIONALLY, WITH
9 THE INITIAL LICENSE APPLICATION THAT INCLUDES NONCONTIGUOUS
10 LOCATIONS WITHIN THE PROPOSED PREMISES OR A SUBSEQUENT
11 APPLICATION TO MODIFY THE PREMISES TO INCLUDE NONCONTIGUOUS
12 LOCATIONS, THE LICENSEE SHALL SUBMIT PROOF FROM THE LOCAL
13 LICENSING AUTHORITY IN WHICH THE PREMISES IS LOCATED OF
14 COMPLIANCE WITH ALL APPLICABLE ZONING, BUILDING, FIRE, AND OTHER
15 REQUIREMENTS FOR OCCUPANCY AND OPERATION. THE STATE LICENSING
16 AUTHORITY MAY, BY RULE, ESTABLISH A ONE-TIME APPLICATION FEE AND
17 AN ANNUAL RENEWAL FEE, NEITHER OF WHICH MAY EXCEED FIVE
18 HUNDRED DOLLARS PER LOCATION, FOR APPLICATIONS UNDER THIS
19 SUBSECTION (2)(d).

20 (e) THE STATE LICENSING AUTHORITY SHALL APPROVE THE
21 PROPOSED PREMISES FOR A BREWERY APPLYING PURSUANT TO SECTION
22 44-3-402, WHICH PREMISES INCLUDES UP TO TWO NONCONTIGUOUS
23 LOCATIONS USED FOR MANUFACTURING MALT LIQUORS, OR A
24 MODIFICATION OF THE LICENSED PREMISES OF A BREWERY LICENSED
25 PURSUANT TO SECTION 44-3-402 TO INCLUDE UP TO TWO NONCONTIGUOUS
26 LOCATIONS USED FOR MANUFACTURING MALT LIQUORS, IF THE ALCOHOL
27 AND TOBACCO TAX AND TRADE BUREAU OF THE UNITED STATES

1 DEPARTMENT OF THE TREASURY HAS APPROVED THE DESCRIPTION AND
2 DIAGRAM OF THE PROPOSED OR MODIFIED PREMISES. ADDITIONALLY, WITH
3 THE INITIAL LICENSE APPLICATION THAT INCLUDES NONCONTIGUOUS
4 LOCATIONS WITHIN THE PROPOSED PREMISES OR A SUBSEQUENT
5 APPLICATION TO MODIFY THE PREMISES TO INCLUDE NONCONTIGUOUS
6 LOCATIONS, THE LICENSEE SHALL SUBMIT PROOF FROM THE LOCAL
7 LICENSING AUTHORITY IN WHICH THE PREMISES IS LOCATED OF
8 COMPLIANCE WITH ALL APPLICABLE ZONING, BUILDING, FIRE, AND OTHER
9 REQUIREMENTS FOR OCCUPANCY AND OPERATION. THE STATE LICENSING
10 AUTHORITY MAY, BY RULE, ESTABLISH A ONE-TIME APPLICATION FEE AND
11 AN ANNUAL RENEWAL FEE, NEITHER OF WHICH MAY EXCEED FIVE
12 HUNDRED DOLLARS PER LOCATION, FOR APPLICATIONS UNDER THIS
13 SUBSECTION (2)(e).

14 (3) (a) (II) For purposes of this section, each of the following is
15 considered a single business and location:

16 (E) A winery OR LIMITED WINERY licensed pursuant to section
17 44-3-402 or 44-3-403 that has noncontiguous locations included in the
18 licensed premises; and

19 (F) ~~A festival at which more than one licensee participates~~
20 ~~pursuant to a festival permit.~~ A BREWERY LICENSED PURSUANT TO
21 SECTION 44-3-402 THAT HAS NONCONTIGUOUS LOCATIONS INCLUDED IN
22 THE LICENSED PREMISES;

23 (G) A DISTILLERY LICENSED PURSUANT TO SECTION 44-3-402 THAT
24 HAS NONCONTIGUOUS LOCATIONS INCLUDED IN THE LICENSED PREMISES;
25 AND

26 (H) A FESTIVAL AT WHICH MORE THAN ONE LICENSEE
27 PARTICIPATES PURSUANT TO A FESTIVAL PERMIT.

1 (8) Each licensee holding a fermented malt beverage AND WINE
2 on-premises license or on- and off-premises license, beer and wine
3 license, hotel and restaurant license, LODGING FACILITY LICENSE, tavern
4 license, ~~lodging and~~ entertainment FACILITY license, club license, arts
5 license, or racetrack license shall manage the premises ~~himself or herself~~
6 or employ a separate and distinct manager on the premises and shall
7 report the name of the manager to the state and local licensing authorities.
8 The licensee shall report any change in managers to the state and local
9 licensing authorities within thirty days after the change. When a hotel and
10 restaurant, LODGING FACILITY, tavern, or ~~lodging and~~ entertainment
11 FACILITY licensee reports a change in manager to the state and local
12 licensing ~~authority~~ AUTHORITIES, the licensee shall pay:

13 (10) (c) Tastings are subject to the following limitations:

14 (V) The licensee may conduct tastings only during the operating
15 hours in which the licensee on whose premises the tastings occur is
16 permitted to sell alcohol beverages, and in no case earlier than ~~11 a.m.~~ 10
17 a.m. or later than 9 p.m.

18 (g) (I) AN OFF-PREMISES RETAILER MAY CONDUCT A TASTING OF
19 ALCOHOL BEVERAGES FROM THE OFF-PREMISES RETAIL LICENSEE'S
20 EXISTING INVENTORY.

21 ==
22 (II) OFF-PREMISES RETAILERS MAY HOLD TASTINGS, SUBJECT TO
23 RESTRICTIONS AS TO THE SERVING SIZE OF ANY ONE SAMPLE AND OVERALL
24 TOTAL AMOUNTS OF ALL ALCOHOL BEVERAGES THAT ARE TASTED. THE
25 TOTAL AMOUNT OF ALCOHOL BEVERAGES TO BE SAMPLED AT A TASTING
26 SHALL BE LIMITED TO, REGARDLESS OF THE NUMBER OF ITEMS BEING
27 TASTED, NOT MORE THAN FOUR OUNCES OF MALT LIQUOR, FOUR OUNCES

1 OF VINOUS LIQUOR, AND TWO OUNCES OF SPIRITUOUS LIQUOR PER
2 CUSTOMER PER DAY.

3 (11) (c) (II) An association or licensed tavern, ~~lodging and~~
4 entertainment facility, LODGING FACILITY, hotel and restaurant, brew pub,
5 distillery pub, retail gaming tavern, vintner's restaurant, beer and wine
6 licensee, manufacturer or beer wholesaler that operates a sales room, or
7 limited winery that wishes to create a promotional association may submit
8 an application to the local licensing authority. To qualify for certification,
9 the promotional association must:

10 (d) A person shall not attach a premises licensed under this article
11 3 to a common consumption area unless authorized by the local licensing
12 authority. Any noncontiguous location included in the licensed premises
13 of a winery, LIMITED WINERY, DISTILLERY, OR BREWERY licensed pursuant
14 to section 44-3-402 or 44-3-403 that falls outside the approved
15 boundaries of an entertainment district or a common consumption area
16 authorized pursuant to this subsection (11) shall not be included as part
17 of a certified promotional association or entertainment district even
18 though the licensed premises of that winery, LIMITED WINERY,
19 DISTILLERY, OR BREWERY is within the entertainment district.

20 (e) (I) A licensed tavern, ~~lodging and~~ entertainment facility,
21 LODGING FACILITY, hotel and restaurant, brew pub, distillery pub, retail
22 gaming tavern, vintner's restaurant, beer and wine licensee, manufacturer
23 or beer wholesaler that operates a sales room, limited winery, or optional
24 premises that wishes to attach to a common consumption area may submit
25 an application to the local licensing authority. To qualify, the licensee
26 must include a request for authority to attach to the common consumption
27 area from the certified promotional association of the common

1 consumption area unless the promotional association does not exist when
2 the application is submitted. If ~~so~~ THE PROMOTIONAL ASSOCIATION EXISTS
3 WHEN THE APPLICATION IS SUBMITTED, the applicant shall request the
4 authority when a promotional association is certified and shall
5 demonstrate to the local licensing authority that the authority has been
6 obtained by the time the applicant's license issued under this article 3 is
7 renewed.

8 (13)(a) A PERSON LICENSED PURSUANT TO SECTION 44-3-409 MAY
9 HOLD EDUCATIONAL CLASSES PURSUANT TO THIS SUBSECTION (13) AND
10 MAY CHARGE A FEE FOR THE EDUCATIONAL CLASSES IT HOLDS; EXCEPT
11 THAT THE LICENSEE SHALL NOT CHARGE A FEE BY THE DRINK.

12 (b) A LICENSEE AUTHORIZED UNDER THIS SUBSECTION (13) TO
13 HOLD EDUCATIONAL CLASSES SHALL NOT ALLOW CLASS PARTICIPANTS TO
14 PARTICIPATE IN ANY OTHER TASTING EVENTS ON THE LICENSED PREMISES
15 HELD ON THE SAME DAY AND SHALL IMPLEMENT A MEANS OF TRACKING
16 HOW MANY SAMPLES EACH CLASS PARTICIPANT IS PROVIDED, WHICH MAY
17 INCLUDE THE USE OF A WRISTBAND OR OTHER MEANS OF ACCURATELY
18 TRACKING AN INDIVIDUAL CLASS PARTICIPANT'S CONSUMPTION.

19 (c) IN ORDER TO TEACH AN EDUCATIONAL CLASS PURSUANT TO
20 THIS SUBSECTION (13), A CLASS INSTRUCTOR MUST HAVE SUCCESSFULLY
21 COMPLETED THE RESPONSIBLE ALCOHOL BEVERAGE VENDOR TRAINING
22 PROVIDED IN SECTION 44-3-1002.

23 (d) NOTWITHSTANDING ANY LAW TO THE CONTRARY, A
24 WHOLESALER OR MANUFACTURER MAY PROVIDE ALCOHOL BEVERAGES
25 FOR AN EDUCATIONAL CLASS HELD BY A LICENSEE PURSUANT TO THIS
26 SUBSECTION (13). SUCH ALCOHOL BEVERAGES MUST BE USED ONLY FOR
27 THE SPECIFIC EDUCATIONAL CLASS FOR WHICH THE ALCOHOL BEVERAGES

1 WERE PROVIDED. A WHOLESALER OR MANUFACTURER THAT PROVIDES
2 ALCOHOL BEVERAGES FOR AN EDUCATIONAL CLASS SHALL REMOVE ALL
3 UNOPENED PRODUCTS THAT REMAIN AT THE END OF THE CLASS. OPENED,
4 UNFINISHED ALCOHOL BEVERAGES MAY BE USED BY THE LICENSEE ONLY
5 AT A FUTURE EDUCATIONAL CLASS AND MUST BE LOCKED UP OFF THE
6 SALES FLOOR.

7 (e) THE STATE LICENSING AUTHORITY MAY PROMULGATE RULES
8 ESTABLISHING SAMPLE SIZE LIMITS AND TOTAL VOLUME LIMITS FOR
9 EDUCATIONAL CLASSES HELD PURSUANT TO THIS SUBSECTION (13).

10 **SECTION 4.** In Colorado Revised Statutes, 44-3-302, **amend**
11 (1)(a), (2)(b), (2)(d)(I), and (2)(d)(VIII); and **add** (3) as follows:

12 **44-3-302. License renewal - rules.** (1) (a) Ninety days before the
13 expiration date of an existing license, the state licensing authority AND,
14 FOR LICENSES ISSUED BY A LOCAL LICENSING AUTHORITY, THE LOCAL
15 LICENSING AUTHORITY shall notify the licensee of the expiration date by
16 any method reasonably likely to actually notify the licensee. The state
17 licensing authority shall promulgate rules setting the procedure FOR THE
18 STATE LICENSING AUTHORITY to notify a licensee in accordance with this
19 subsection (1)(a).

20 (2) (b) A state or local licensing authority shall not accept a late
21 renewal application more than ninety days after the expiration of a
22 licensee's permanent annual OR BIENNIAL license. ~~Any~~ A licensee whose
23 permanent annual OR BIENNIAL license has been expired for more than
24 ninety days must apply for a new license pursuant to section 44-3-311 or
25 a reissued license pursuant to subsection (2)(d) of this section.

26 (d) (I) Notwithstanding subsection (2)(b) of this section, with the
27 permission of the licensing authority, a licensee whose permanent annual

1 OR BIENNIAL license has been expired for more than ninety days but less
2 than one hundred eighty days may submit to the local licensing authority,
3 or to the state licensing authority in the case of a licensee whose alcohol
4 beverage license is not subject to issuance or approval by a local licensing
5 authority, an application for a reissued license. The licensing authority
6 has the sole discretion to determine whether to allow a licensee to apply
7 for a reissued license.

8 (VIII) (A) EXCEPT AS PROVIDED IN SUBSECTION (2)(d)(VIII)(B) OF
9 THIS SECTION, if the state licensing authority approves the reissuance OF
10 A LICENSE, the licensee ~~will maintain~~ MAINTAINS the same license period
11 dates as if the license had been renewed prior to the expiration date.

12 (B) IF THE STATE LICENSING AUTHORITY APPROVES THE
13 REISSUANCE OF AN EXPIRED LICENSE THAT WAS A BIENNIAL LICENSE, THE
14 STATE LICENSING AUTHORITY MUST REISSUE AN ANNUAL LICENSE INSTEAD
15 OF A BIENNIAL LICENSE.

16 (3) (a) A PERSON LICENSED SOLELY BY THE STATE LICENSING
17 AUTHORITY PURSUANT TO THIS ARTICLE 3 OR ARTICLE 4 OF THIS TITLE 44
18 AND IN GOOD STANDING WITH THE STATE LICENSING AUTHORITY MAY FILE
19 AN APPLICATION WITH THE STATE LICENSING AUTHORITY TO RENEW THE
20 LICENSE FOR A TWO-YEAR PERIOD. A PERSON LICENSED BY BOTH THE
21 STATE AND LOCAL LICENSING AUTHORITIES PURSUANT TO THIS ARTICLE 3
22 OR ARTICLE 4 OF THIS TITLE 44 AND IN GOOD STANDING WITH BOTH THE
23 STATE LICENSING AUTHORITY AND A LOCAL LICENSING AUTHORITY MAY
24 FILE AN APPLICATION AS SPECIFIED IN SUBSECTION (1)(b) OF THIS SECTION
25 TO RENEW THE LICENSE FOR A TWO-YEAR PERIOD.

26 (b) A LICENSEE GRANTED A BIENNIAL LICENSE PURSUANT TO THIS
27 SUBSECTION (3) SHALL PAY THE APPLICABLE FEE REQUIRED BY SECTIONS

1 44-3-501 (1) AND (3) AND 44-3-505 (1) ANNUALLY AS FOLLOWS:

2 (I) THE FIRST PAYMENT MUST BE SUBMITTED WITH THE
3 APPLICATION TO RENEW THE LICENSE FOR A TWO-YEAR PERIOD; AND

4 (II) THE SECOND PAYMENT MUST BE SUBMITTED BY A DATE
5 SPECIFIED BY THE STATE LICENSING AUTHORITY THAT IS TWELVE MONTHS
6 AFTER THE BIENNIAL LICENSE APPLICATION IS FILED.

7 (c) THIS SUBSECTION (3) APPLIES TO LICENSES ISSUED BY A LOCAL
8 LICENSING AUTHORITY ONLY IF THE GOVERNING BODY OF THE COUNTY,
9 CITY AND COUNTY, OR MUNICIPALITY WITH JURISDICTION OVER THE LOCAL
10 LICENSING AUTHORITY ADOPTS AN ORDINANCE OR RESOLUTION
11 AUTHORIZING THE ISSUANCE OF BIENNIAL LICENSES.

12 (d) THE STATE LICENSING AUTHORITY SHALL ADOPT RULES
13 NECESSARY TO IMPLEMENT AND ADMINISTER THIS SUBSECTION (3).

14 **SECTION 5.** In Colorado Revised Statutes, 44-3-303, **amend**
15 (1)(b) as follows:

16 **44-3-303. Transfer of ownership and temporary permits.**

17 (1) (b) When a license has been issued to ~~a husband and wife~~ SPOUSES,
18 PARTNERS IN A CIVIL UNION, or ~~to~~ general or limited partners, the death of
19 a spouse or partner ~~shall~~ DOES not require the surviving spouse or partner
20 to obtain a new license. All rights and privileges granted under the
21 original license ~~shall~~ continue in full force and effect as to ~~such~~ THE
22 survivors for the balance of the license period.

23 **SECTION 6.** In Colorado Revised Statutes, 44-3-309, **amend**
24 (1)(n); and **add** (1)(o) as follows:

25 **44-3-309. Local licensing authority - applications - optional**
26 **premises licenses.** (1) A local licensing authority may issue only the
27 following alcohol beverage licenses upon payment of the fee specified in

1 section 44-3-505:

2 (n) ~~Lodging and~~ Entertainment FACILITY license;

3 (o) LODGING FACILITY LICENSE.

4 **SECTION 7.** In Colorado Revised Statutes, 44-3-311, **amend** (1)
5 as follows:

6 **44-3-311. Public notice - posting and publication - definition.**

7 (1) Upon receipt of an application, except an application for renewal or
8 for transfer of ownership, ~~the~~ A local licensing authority ~~shall~~ MAY
9 schedule a public hearing upon the application not less than thirty days
10 ~~from~~ AFTER the date of the application and shall post and publish the
11 public notice ~~thereof~~ OF THE HEARING not less than ten days prior to the
12 hearing. IF A PUBLIC HEARING IS SCHEDULED, THE LOCAL LICENSING
13 AUTHORITY SHALL GIVE public notice ~~shall be given by the~~ posting of a
14 sign in a conspicuous place on the premises for which application has
15 been made and by publication in a newspaper of general circulation in the
16 county in which the premises are located.

17 **SECTION 8.** In Colorado Revised Statutes, 44-3-401, **amend**
18 (1)(w); and **add** (1)(y) and (1)(z) as follows:

19 **44-3-401. Classes of licenses and permits - rules.** (1) For the
20 purpose of regulating the manufacture, sale, and distribution of alcohol
21 beverages, the state licensing authority in its discretion, upon application
22 in the prescribed form made to it, may issue and grant to the applicant a
23 license or permit from any of the following classes, subject to the
24 provisions and restrictions provided by this article 3:

25 (w) ~~Lodging and~~ Entertainment FACILITY license;

26 (y) LODGING FACILITY LICENSE;

27 (z) CATERING LICENSE.

1 **SECTION 9.** In Colorado Revised Statutes, 44-3-402, **amend**
2 (7)(a) as follows:

3 **44-3-402. Manufacturer's license - rules.** (7) (a) (I) A
4 manufacturer of spirituous liquors licensed pursuant to this section may
5 conduct tastings and sell to customers spirituous liquors of its own
6 manufacture on its licensed premises and at one other approved sales
7 room location at no additional cost. A sales room location may be
8 included in the license at the time of the original license issuance or by
9 supplemental application. IF THE LICENSED PREMISES INCLUDES MULTIPLE
10 NONCONTIGUOUS LOCATIONS, THE MANUFACTURER MAY OPERATE A SALES
11 ROOM ON ONLY ONE OF THOSE NONCONTIGUOUS LOCATIONS.

12 (II) A MANUFACTURER OF SPIRITUOUS LIQUORS LICENSED
13 PURSUANT TO THIS SECTION THAT OPERATES A SALES ROOM MAY
14 PURCHASE AND USE COMMON ALCOHOL MODIFIERS, INCLUDING
15 VERMOUTH, AMAROS, AND LIQUEURS, TO COMBINE WITH SPIRITUOUS
16 LIQUORS TO PRODUCE COCKTAILS FOR CONSUMPTION ON OR OFF THE SALES
17 ROOM PREMISES. A MANUFACTURER THAT USES AN ALCOHOL MODIFIER
18 PURSUANT TO THIS SUBSECTION (7)(a)(II) SHALL COMBINE THE MODIFIER
19 WITH A SPIRITUOUS LIQUOR PRODUCED BY THE MANUFACTURER. A
20 MANUFACTURER SHALL NOT SELL AN ALCOHOL MODIFIER THAT HAS NOT
21 BEEN COMBINED WITH A SPIRITUOUS LIQUOR. THE STATE LICENSING
22 AUTHORITY MAY ADOPT RULES NECESSARY TO IMPLEMENT AND
23 ADMINISTER THIS SUBSECTION (7)(a)(II).

24 **SECTION 10.** In Colorado Revised Statutes, 44-3-404, **amend**
25 (1)(c) as follows:

26 **44-3-404. Festival permit - rules.** (1) (c) If a festival permittee
27 notifies the state licensing authority and the appropriate local licensing

1 authority of the location of and dates of each festival at least thirty
2 ~~business~~ CALENDAR days before holding the festival, the permittee may
3 hold up to, but no more than, nine festivals during the twelve months after
4 the festival permit is issued. Beginning January 1, 2024, a permittee may
5 hold up to nine festivals during each calendar year.

6 **SECTION 11.** In Colorado Revised Statutes, 44-3-405, **repeal** (2)
7 as follows:

8 **44-3-405. Importer's license.** (2) ~~It is unlawful for any licensed~~
9 ~~importer of vinous or spirituous liquors or any person, partnership,~~
10 ~~association, organization, or corporation interested financially in or with~~
11 ~~such a licensed importer to be interested financially, directly or indirectly,~~
12 ~~in the business of any vinous or spirituous wholesale licensee; except that~~
13 ~~any such financial interest that occurred on or before July 1, 1969, shall~~
14 ~~be lawful.~~

15 **SECTION 12.** In Colorado Revised Statutes, 44-3-407, **amend**
16 (3); and **add** (1.5) as follows:

17 **44-3-407. Wholesaler's license - discrimination in wholesale**
18 **sales prohibited - rules.** (1.5) (a) A LICENSED WHOLESALER MAY HOLD
19 TRADE SHOW EVENTS TO ALLOW RETAILERS TO SAMPLE PRODUCTS ON THE
20 WHOLESALER'S LICENSED PREMISES IN AN AREA DESIGNATED FOR TRADE
21 SHOW EVENTS. A WHOLESALER SHALL NOT OPEN TRADE SHOW EVENTS TO
22 THE GENERAL PUBLIC.

23 (b) (I) EXCEPT AS PROVIDED IN SUBSECTION (1.5)(b)(II) OF THIS
24 SECTION, A WHOLESALER MAY HOLD A TRADE SHOW EVENT ON THE
25 WHOLESALER'S LICENSED PREMISES.

26 (II) A WHOLESALER SHALL NOT HOLD A TRADE SHOW EVENT IN:

27 (A) THE DOCKING, DELIVERY, OR WAREHOUSE STORAGE AREAS OF

1 THE LICENSED PREMISES, UNLESS THE WAREHOUSE IS A DESIGNATED AREA
2 FOR A TRADE SHOW EVENT OR IS ISOLATED AND EXCLUDED FROM ONGOING
3 BUSINESS ACTIVITY; OR

4 (B) A SALES ROOM DURING ANY TIME WHEN THE SALES ROOM IS
5 OPEN TO THE GENERAL PUBLIC.

6 (c) THE STATE LICENSING AUTHORITY MAY PROMULGATE RULES
7 IMPLEMENTING THIS SUBSECTION (1.5).

8 (3) It is unlawful for a licensed wholesaler of vinous or spirituous
9 liquors or any person, partnership, association, organization, or
10 corporation interested financially in or with such a wholesaler to be
11 interested financially in the business of any licensed manufacturer ~~or~~
12 ~~importer~~ of vinous or spirituous liquors; except that any such financial
13 interest that occurred on or before July 1, 1969, ~~shall be~~ IS lawful.

14 **SECTION 13.** In Colorado Revised Statutes, 44-3-409, **amend**
15 (2)(a)(I); and **add** (6), (7), and (8) as follows:

16 **44-3-409. Retail liquor store license - rules - definitions.**

17 (2) (a) A person licensed under this section to sell malt, vinous, and
18 spirituous liquors in a retail liquor store:

19 (I) EXCEPT AS PROVIDED IN SUBSECTION (6) OF THIS SECTION, shall
20 purchase the malt, vinous, and spirituous liquors only from a wholesaler
21 licensed pursuant to this article 3; and

22 (6) (a) A SELLING LICENSEE MAY SELL OR OTHERWISE TRANSFER
23 ALL OF THE LICENSEE'S ALCOHOL BEVERAGE INVENTORY TO ANOTHER
24 LICENSED RETAIL LIQUOR STORE AS PROVIDED IN THIS SUBSECTION (6).

25 (b) (I) THE SELLING LICENSEE MUST SELL ALL OF THE LICENSEE'S
26 ALCOHOL BEVERAGE INVENTORY TO ONLY ONE ACQUIRING LICENSEE.

27 (II) IN DETERMINING THE COST OF THE ALCOHOL BEVERAGE

1 INVENTORY, THE SELLING LICENSEE SHALL CHARGE, AND THE ACQUIRING
2 LICENSEE MUST PAY, THE HIGHEST AMOUNT THE SELLING LICENSEE PAID
3 FOR EACH ALCOHOL BEVERAGE IN THE ACQUIRING LICENSEE'S INVENTORY
4 AT THE TIME THE INVENTORY IS ACQUIRED.

5 (c) BOTH THE SELLING LICENSEE AND THE ACQUIRING LICENSEE
6 SHALL GIVE NOTICE TO THE STATE AND LOCAL LICENSING AUTHORITIES OF
7 THE SALE OR TRANSFER OF THE INVENTORY NOT LESS THAN FIFTEEN DAYS
8 BEFORE THE SALE OCCURS.

9 (d) (I) PRIOR TO ACCEPTING PAYMENT FROM AN ACQUIRING
10 LICENSEE, THE SELLING LICENSEE SHALL NOTIFY ALL WHOLESALERS FROM
11 WHICH THE SELLING LICENSEE PURCHASED ALCOHOL BEVERAGES WITHIN
12 THE FOUR MONTHS IMMEDIATELY PRECEDING THE DATE OF THE SALE OR
13 TRANSFER, INFORMING THE WHOLESALERS OF THE IMPENDING SALE OR
14 TRANSFER.

15 (II) WITHIN FIFTEEN BUSINESS DAYS AFTER RECEIVING THE NOTICE
16 SENT PURSUANT TO SUBSECTION (6)(d)(I) OF THIS SECTION, A
17 WHOLESALER SHALL NOTIFY THE ACQUIRING LICENSEE AND THE SELLING
18 LICENSEE OF ANY OUTSTANDING DEBT OWED BY THE SELLING LICENSEE TO
19 THE WHOLESALER FOR THE PRODUCTS BEING SOLD OR TRANSFERRED.

20 (III) IF AN ACQUIRING LICENSEE RECEIVES NOTICE OF AN
21 OUTSTANDING DEBT OWED BY THE SELLING LICENSEE PURSUANT TO
22 SUBSECTION (6)(d)(II) OF THIS SECTION, THE ACQUIRING LICENSEE SHALL
23 FIRST SATISFY THE SELLING LICENSEE'S DEBT WITH THE WHOLESALER. THE
24 ACQUIRING LICENSEE SHALL PAY ANY REMAINING MONEY OWED FOR THE
25 PURCHASED INVENTORY AFTER PAYMENT HAS BEEN MADE TO ANY
26 WHOLESALERS THAT NOTIFIED THE ACQUIRING LICENSEE IN A MANNER
27 CONSISTENT WITH THE AGREEMENT BETWEEN THE SELLING LICENSEE AND

1 THE ACQUIRING LICENSEE.

2 (IV) IF A WHOLESALER FAILS TO PROVIDE NOTICE OF ANY
3 INDEBTEDNESS OWED TO THE WHOLESALER BY THE SELLING LICENSEE
4 WITHIN THE TIME SPECIFIED IN SUBSECTION (6)(d)(II) OF THIS SECTION,
5 THE ACQUIRING LICENSEE IS EXCUSED OF ANY LIABILITY FOR THE
6 OUTSTANDING DEBT THE SELLING LICENSEE OWES THE WHOLESALER.

7 (e) AT THE TIME THAT THE SELLING LICENSEE OFFERS ITS ALCOHOL
8 BEVERAGE INVENTORY FOR SALE TO AN ACQUIRING LICENSEE, THE
9 SELLING LICENSEE SHALL ALSO GIVE NOTICE TO ALL LICENSED
10 WHOLESALERS OF THE OFFER, AND THE SELLING LICENSEE SHALL
11 IMMEDIATELY, UPON GIVING NOTICE, CEASE TO PURCHASE ANY FURTHER
12 PRODUCT FROM A LICENSED WHOLESALER.

13 (f) (I) AFTER THE SELLING LICENSEE'S ALCOHOL BEVERAGE
14 INVENTORY IS PURCHASED, THE SELLING LICENSEE'S LICENSE IS CANCELED,
15 INVALID, AND CONSIDERED TO HAVE BEEN SURRENDERED. EXCEPT AS
16 PROVIDED IN SUBSECTION (6)(f)(II) OF THIS SECTION, THE STATE OR A
17 LOCAL LICENSING AUTHORITY SHALL NOT ISSUE A NEW RETAIL LIQUOR
18 STORE LICENSE AT THE LOCATION OF THE SELLING LICENSEE'S PREMISES OR
19 WITHIN ONE THOUSAND FIVE HUNDRED FEET OF THE LICENSED PREMISES
20 FOR THE FIVE YEARS IMMEDIATELY FOLLOWING THE DATE THE LICENSE IS
21 CANCELED, INVALIDATED, OR CONSIDERED SURRENDERED.

22 (II) THE STATE AND LOCAL LICENSING AUTHORITIES MAY APPROVE
23 A TRANSFER OF OWNERSHIP THAT ENABLES A NEW LICENSEE TO OPERATE
24 AT THE SAME PREMISES IF THE CONDITIONS IN SUBSECTION (7) OF THIS
25 SECTION ARE MET.

26 (7) (a) AN ACQUIRING LICENSEE MAY, SUBJECT TO APPROVAL FROM
27 THE STATE AND LOCAL LICENSING AUTHORITIES AND THE LIMITATIONS

1 SPECIFIED IN SUBSECTION (4)(b)(III) OF THIS SECTION, OBTAIN THE RETAIL
2 LIQUOR LICENSE OF A SELLING LICENSEE WHEN THE ALCOHOL BEVERAGE
3 INVENTORY OF THE SELLING LICENSEE IS TRANSFERRED TO THE ACQUIRING
4 LICENSEE IF:

5 (I) THE LICENSED PREMISES OF THE SELLING LICENSEE DOES NOT
6 EXCEED TEN THOUSAND SQUARE FEET; AND

7 (II) THE ACQUISITION OF THE LICENSE IS APPROVED BY THE STATE
8 AND LOCAL LICENSING AUTHORITIES FOR A CHANGE OF OWNERSHIP AS
9 REQUIRED BY SECTION 44-3-303.

10

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11 (b) IF THE ACQUIRING LICENSEE OWNS MORE THAN ONE RETAIL
12 LIQUOR STORE LICENSE, THE PURCHASED ALCOHOL BEVERAGE INVENTORY
13 MAY BE PAID FOR BY THE ACQUIRING LICENSEE, AND THE ACQUIRING
14 LICENSEE MAY ALLOCATE THE COST BETWEEN OR AMONG ALL OF THE
15 RETAIL LIQUOR STORES OWNED BY THE ACQUIRING LICENSEE, SO LONG AS
16 THE ALLOCATION OCCURS PRIOR TO OR AT THE TIME THE ALCOHOL
17 BEVERAGE IS REMOVED FROM THE PREMISES OF THE SELLING LICENSEE.

18 (c) UPON ENTERING INTO AN AGREEMENT FOR THE SALE OF THE
19 SELLING LICENSEE'S ALCOHOL BEVERAGE INVENTORY, THE SELLING
20 LICENSEE AND THE ACQUIRING LICENSEE SHALL PROVIDE NOTICE OF THE
21 PENDING SALE TO THE STATE LICENSING AUTHORITY, WHICH SHALL POST
22 THE NOTICE ON THE LIQUOR ENFORCEMENT DIVISION'S WEBSITE.

23 (d) THE ACQUIRING LICENSEE MUST TRANSPORT THE ALCOHOL
24 BEVERAGE IT PURCHASED FROM THE SELLING LICENSEE AND MAY ONLY
25 TRANSPORT THE ALCOHOL BEVERAGES TO THE ACQUIRING LICENSEE'S
26 LICENSED PREMISES OR TO ONE OF THE OTHER LICENSED PREMISES OWNED
27 BY THE ACQUIRING LICENSEE.

1 (8) AS USED IN THIS SECTION:

2 (a) "ACQUIRING LICENSEE" MEANS A LICENSED RETAIL LIQUOR
3 STORE PURCHASING OR ATTEMPTING TO PURCHASE THE INVENTORY OF A
4 SELLING LICENSEE.

5 (b) "SELLING LICENSEE" MEANS A LICENSED RETAIL LIQUOR STORE
6 THAT IS SURRENDERING ITS LICENSE.

7 **SECTION 14.** In Colorado Revised Statutes, 44-3-410, **amend**
8 (2)(b) as follows:

9 **44-3-410. Liquor-licensed drugstore license - multiple licenses**
10 **permitted - requirements - rules.** (2) (b) A person licensed under this
11 section on or after January 1, 2017, shall not purchase malt, vinous, or
12 spirituous liquors from a wholesaler on credit and shall effect payment
13 upon delivery of the alcohol beverages. THE ACCEPTANCE AND USE OF AN
14 ELECTRONIC FUNDS TRANSFER IS NOT AN EXTENSION OR ACCEPTANCE OF
15 CREDIT AS PROHIBITED BY THIS SUBSECTION (2)(b) IF THE TRANSFER IS
16 INITIATED ON OR BEFORE THE NEXT BUSINESS DAY AFTER THE DELIVERY
17 OF THE MALT, VINOUS, OR SPIRITUOUS LIQUORS.

18 **SECTION 15.** In Colorado Revised Statutes, 44-3-411, **amend**
19 (2)(a) as follows:

20 **44-3-411. Beer and wine license.** (2) (a) Every person selling
21 malt and vinous liquors as provided in this section shall purchase malt
22 and vinous liquors only from a wholesaler licensed pursuant to this article
23 3; except that, during a calendar year, ~~any~~ A person selling malt and
24 vinous liquors as provided in this section may purchase not more than ~~two~~
25 SEVEN thousand dollars' worth of malt and vinous liquors from retailers
26 licensed pursuant to sections 44-3-409, 44-3-410, and 44-4-104 (1)(c).
27 ON JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE STATE

1 LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION
2 SPECIFIED IN THIS SUBSECTION (2)(a) FOR INFLATION AND SHALL PUBLISH
3 THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR
4 ENFORCEMENT DIVISION'S WEBSITE.

5 **SECTION 16.** In Colorado Revised Statutes, 44-3-413, **amend**
6 (7)(b)(I) as follows:

7 **44-3-413. Hotel and restaurant license - definitions - rules.**

8 (7) (b) (I) During a calendar year, a person selling alcohol beverages as
9 provided in this section may purchase not more than ~~two~~ SEVEN thousand
10 dollars' worth of malt, vinous, and spirituous liquors from retailers
11 licensed pursuant to sections 44-3-409, 44-3-410, and 44-4-104 (1)(c).

12 ON JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE STATE
13 LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION
14 SPECIFIED IN THIS SUBSECTION (7)(b)(I) FOR INFLATION AND SHALL
15 PUBLISH THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR
16 ENFORCEMENT DIVISION'S WEBSITE.

17 **SECTION 17.** In Colorado Revised Statutes, 44-3-414, **amend**
18 (2)(a); and **repeal** (9) as follows:

19 **44-3-414. Tavern license.** (2) (a) Every person selling alcohol
20 beverages as provided in this section shall purchase alcohol beverages
21 only from a wholesaler licensed pursuant to this article 3; except that,
22 during a calendar year, a person selling alcohol beverages as provided in
23 this section may purchase not more than ~~two~~ SEVEN thousand dollars'
24 worth of malt, vinous, and spirituous liquors from retailers licensed
25 pursuant to sections 44-3-409, 44-3-410, and 44-4-104 (1)(c). ON
26 JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE STATE
27 LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION

1 SPECIFIED IN THIS SUBSECTION (2)(a) FOR INFLATION AND SHALL PUBLISH
2 THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR
3 ENFORCEMENT DIVISION'S WEBSITE.

4 ~~(9) (a) At the time a tavern license is due for renewal or by one~~
5 ~~year after August 10, 2016, whichever occurs later, a tavern licensed~~
6 ~~under this section that does not have as its principal business the sale of~~
7 ~~alcohol beverages, has a valid license on August 10, 2016, and is a~~
8 ~~lodging and entertainment facility may apply to, and the applicable local~~
9 ~~licensing authority shall, convert the tavern license to a lodging and~~
10 ~~entertainment license under section 44-3-428, and the licensee may~~
11 ~~continue to operate as a lodging and entertainment facility licensee. If a~~
12 ~~tavern licensee does not have as its principal business the sale of alcohol~~
13 ~~beverages but is not a lodging and entertainment facility, at the time the~~
14 ~~tavern license is due for renewal or by one year after August 10, 2016,~~
15 ~~whichever occurs later, the licensee may apply to, and the applicable local~~
16 ~~licensing authority shall, convert the tavern license to another license~~
17 ~~under this article 3, if any, for which the person qualifies.~~

18 ~~(b) A person applying under this subsection (9) to convert an~~
19 ~~existing tavern license to another license under this article 3 may apply to~~
20 ~~convert the license, even if the location of the licensed premises is within~~
21 ~~five hundred feet of any public or parochial school or the principal~~
22 ~~campus of any college, university, or seminary, so long as the local~~
23 ~~licensing authority has previously approved the location of the licensed~~
24 ~~premises in accordance with section 44-3-313 (1)(d).~~

25 **SECTION 18.** In Colorado Revised Statutes, 44-3-416, **amend**
26 (2)(a) as follows:

27 **44-3-416. Retail gaming tavern license.** (2) (a) Every person

1 selling alcohol beverages as described in this section shall purchase the
2 alcohol beverages only from a wholesaler licensed pursuant to this article
3 3; except that, during a calendar year, a person selling alcohol beverages
4 as provided in this section may purchase not more than ~~two~~ SEVEN
5 thousand dollars' worth of malt, vinous, or spirituous liquors from
6 retailers licensed pursuant to sections 44-3-409, 44-3-410, and 44-4-104
7 (1)(c). ON JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE
8 STATE LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION
9 SPECIFIED IN THIS SUBSECTION (2)(a) FOR INFLATION AND SHALL PUBLISH
10 THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR
11 ENFORCEMENT DIVISION'S WEBSITE.

12 **SECTION 19.** In Colorado Revised Statutes, 44-3-417, **amend**
13 (3)(a) as follows:

14 **44-3-417. Brew pub license - definitions.** (3) (a) Every person
15 selling alcohol beverages pursuant to this section shall purchase alcohol
16 beverages, other than those that are manufactured at the licensed brew
17 pub, from a wholesaler licensed pursuant to this article 3; except that,
18 during a calendar year, a person selling alcohol beverages as provided in
19 this section may purchase not more than ~~two~~ SEVEN thousand dollars'
20 worth of malt, vinous, and spirituous liquors from retailers licensed
21 pursuant to sections 44-3-409, 44-3-410, and 44-4-104 (1)(c). ON
22 JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE STATE
23 LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION
24 SPECIFIED IN THIS SUBSECTION (3)(a) FOR INFLATION AND SHALL PUBLISH
25 THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR
26 ENFORCEMENT DIVISION'S WEBSITE.

27 **SECTION 20.** In Colorado Revised Statutes, 44-3-418, **amend**

1 (2)(a) as follows:

2 **44-3-418. Club license - legislative declaration.** (2) (a) Every
3 person selling alcohol beverages as provided in this section shall purchase
4 the alcohol beverages only from a wholesaler licensed pursuant to this
5 article 3; except that, during a calendar year, a person selling alcohol
6 beverages as provided in this section may purchase not more than ~~two~~
7 SEVEN thousand dollars' worth of malt, vinous, and spirituous liquors
8 from retailers licensed pursuant to sections 44-3-409, 44-3-410, and
9 44-4-104 (1)(c). ON JANUARY 1, 2025, AND EACH JANUARY 1
10 THEREAFTER, THE STATE LICENSING AUTHORITY SHALL ADJUST THE
11 PURCHASE LIMITATION SPECIFIED IN THIS SUBSECTION (2)(a) FOR
12 INFLATION AND SHALL PUBLISH THE ADJUSTED PURCHASE LIMITATION
13 AMOUNT ON THE LIQUOR ENFORCEMENT DIVISION'S WEBSITE.

14 **SECTION 21.** In Colorado Revised Statutes, 44-3-419, **amend**
15 (1)(a) and (4)(a) as follows:

16 **44-3-419. Arts license - definition.** (1) (a) An arts license may
17 be issued to any nonprofit arts organization that sponsors and presents
18 productions or performances of an artistic or cultural nature, and the arts
19 license permits the licensee to sell alcohol beverages only to patrons of
20 the productions or performances for consumption on the licensed
21 premises in connection with the productions or performances. ~~No person~~
22 ~~licensed pursuant to this section shall permit any exterior or interior~~
23 ~~advertising concerning the sale of alcohol beverages on the licensed~~
24 ~~premises~~ A LICENSEE MAY PLACE LIMITED ADVERTISING OF THE
25 AVAILABILITY OF ALCOHOL BEVERAGES FOR SALE ON THE LICENSED
26 PREMISES WHILE AN ARTISTIC OR CULTURAL PRODUCTION OR
27 PERFORMANCE IS TAKING PLACE AND MAY INCLUDE THE LIMITED

1 ADVERTISING IN E-MAIL, PRINT, RADIO, TELEVISION, AND SOCIAL MEDIA
2 MARKETING ABOUT THE PRODUCTION OR PERFORMANCE, BUT THE
3 AVAILABILITY OF ALCOHOL BEVERAGES MUST NOT BE THE PRIMARY FOCUS
4 OF THE ADVERTISEMENT.

5 (4) (a) Every person selling alcohol beverages as provided in this
6 section shall purchase the alcohol beverages only from a wholesaler
7 licensed pursuant to this article 3; except that, during a calendar year, a
8 person selling alcohol beverages as provided in this section may purchase
9 not more than ~~two~~ SEVEN thousand dollars' worth of malt, vinous, and
10 spirituous liquors from retailers licensed pursuant to sections 44-3-409,
11 44-3-410, and 44-4-104 (1)(c). ON JANUARY 1, 2025, AND EACH JANUARY
12 1 THEREAFTER, THE STATE LICENSING AUTHORITY SHALL ADJUST THE
13 PURCHASE LIMITATION SPECIFIED IN THIS SUBSECTION (4)(a) FOR
14 INFLATION AND SHALL PUBLISH THE ADJUSTED PURCHASE LIMITATION
15 AMOUNT ON THE LIQUOR ENFORCEMENT DIVISION'S WEBSITE.

16 **SECTION 22.** In Colorado Revised Statutes, 44-3-420, **amend**
17 (2)(a) as follows:

18 **44-3-420. Racetrack license.** (2) (a) Every person selling alcohol
19 beverages as provided in this section shall purchase the alcohol beverages
20 only from a wholesaler licensed pursuant to this article 3; except that,
21 during a calendar year, a person selling alcohol beverages as provided in
22 this section may purchase not more than ~~two~~ SEVEN thousand dollars'
23 worth of malt, vinous, and spirituous liquors from retailers licensed
24 pursuant to sections 44-3-409, 44-3-410, and 44-4-104 (1)(c). ON
25 JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE STATE
26 LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION
27 SPECIFIED IN THIS SUBSECTION (2)(a) FOR INFLATION AND SHALL PUBLISH

1 THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR
2 ENFORCEMENT DIVISION'S WEBSITE.

3 **SECTION 23.** In Colorado Revised Statutes, 44-3-422, **amend**
4 (3)(a) as follows:

5 **44-3-422. Vintner's restaurant license.** (3) (a) Every person
6 selling alcohol beverages pursuant to this section shall purchase the
7 alcohol beverages, other than those that are manufactured at the licensed
8 vintner's restaurant, from a wholesaler licensed pursuant to this article 3;
9 except that, during a calendar year, a person may purchase not more than
10 ~~two~~ SEVEN thousand dollars' worth of malt, vinous, and spirituous liquors
11 from retailers licensed pursuant to sections 44-3-409, 44-3-410, and
12 44-4-104 (1)(c). ON JANUARY 1, 2025, AND EACH JANUARY 1
13 THEREAFTER, THE STATE LICENSING AUTHORITY SHALL ADJUST THE
14 PURCHASE LIMITATION SPECIFIED IN THIS SUBSECTION (3)(a) FOR
15 INFLATION AND SHALL PUBLISH THE ADJUSTED PURCHASE LIMITATION
16 AMOUNT ON THE LIQUOR ENFORCEMENT DIVISION'S WEBSITE.

17 **SECTION 24.** In Colorado Revised Statutes, 44-3-423, **amend**
18 (2)(a)(X); and **add** (2)(a)(XI) as follows:

19 **44-3-423. Removal of vinous liquor from licensed premises.**

20 (2) This section applies to a person:

21 (a) That is duly licensed as a:

22 (X) ~~Lodging and~~ Entertainment facility under section 44-3-428;

23 and

24 (XI) A LODGING FACILITY UNDER SECTION 44-3-432; AND

25 **SECTION 25.** In Colorado Revised Statutes, 44-3-424, **amend**
26 (2)(b) as follows:

27 **44-3-424. Retail establishment permit - definitions.**

1 (2) (b) Upon initial application, and for each renewal, ~~the~~ AN applicant
2 must list each day that alcohol beverages will be served, which days must
3 not be changed without a minimum of ~~fifteen~~ THIRTY days' written notice
4 to the state and local licensing ~~authority~~ AUTHORITIES.

5 **SECTION 26.** In Colorado Revised Statutes, 44-3-426, **amend**
6 (4)(b)(I) as follows:

7 **44-3-426. Distillery pub license - legislative declaration -**
8 **definition.** (4) (b) (I) During a calendar year, a person selling alcohol
9 beverages as provided in this section may purchase not more than ~~two~~
10 SEVEN thousand dollars' worth of malt, vinous, and spirituous liquors
11 from retailers licensed pursuant to sections 44-3-409, 44-3-410, and
12 44-4-104 (1)(c). ON JANUARY 1, 2025, AND EACH JANUARY 1
13 THEREAFTER, THE STATE LICENSING AUTHORITY SHALL ADJUST THE
14 PURCHASE LIMITATION SPECIFIED IN THIS SUBSECTION (4)(b)(I) FOR
15 INFLATION AND SHALL PUBLISH THE ADJUSTED PURCHASE LIMITATION
16 AMOUNT ON THE LIQUOR ENFORCEMENT DIVISION'S WEBSITE.

17 **SECTION 27.** In Colorado Revised Statutes, 44-3-428, **amend**
18 (1), (2), (3)(a), (3)(b) introductory portion, and (4)(b); **repeal** (5); and **add**
19 (6) and (7) as follows:

20 **44-3-428. Entertainment facility license - repeal.** (1) ~~A lodging~~
21 ~~and~~ AN entertainment FACILITY license may be issued to ~~a lodging and~~ AN
22 entertainment facility selling alcohol beverages by the drink only to
23 customers for consumption on the premises. ~~A lodging and~~ AN
24 entertainment facility licensee shall have sandwiches and light snacks
25 available for consumption on the LICENSED premises during business
26 hours but need not have meals available for consumption.

27 (2) (a) ~~A lodging and~~ AN entertainment facility licensed to sell

1 alcohol beverages as provided in this section shall purchase alcohol
2 beverages only from a wholesaler licensed pursuant to this article 3;
3 except that, during a calendar year, ~~a lodging and~~ AN entertainment
4 facility licensed to sell alcohol beverages as provided in this section may
5 purchase not more than ~~two~~ SEVEN thousand dollars' worth of malt,
6 vinous, and spirituous liquors from retailers licensed pursuant to sections
7 44-3-409, 44-3-410, and 44-4-104 (1)(c). ON JANUARY 1, 2025, AND EACH
8 JANUARY 1 THEREAFTER, THE STATE LICENSING AUTHORITY SHALL ADJUST
9 THE PURCHASE LIMITATION SPECIFIED IN THIS SUBSECTION (2)(a) FOR
10 INFLATION AND SHALL PUBLISH THE ADJUSTED PURCHASE LIMITATION
11 AMOUNT ON THE LIQUOR ENFORCEMENT DIVISION'S WEBSITE.

12 (b) ~~A lodging and~~ AN entertainment facility licensee shall retain
13 evidence of each purchase of malt, vinous, or spirituous liquors from a
14 retailer licensed pursuant to section 44-3-409, 44-3-410, or 44-4-104
15 (1)(c), in the form of a purchase receipt showing the name of the licensed
16 retailer, the date of purchase, a description of the alcohol beverages
17 purchased, and the price paid for the alcohol beverages. The ~~lodging and~~
18 entertainment facility licensee shall retain the receipt and make it
19 available to the state and local licensing authorities at all times during
20 business hours.

21 (3) (a) Except as provided in subsection (3)(b) of this section, it
22 is unlawful for any owner, part owner, shareholder, or person interested
23 directly or indirectly in ~~lodging and~~ entertainment FACILITY licenses to
24 conduct, own either in whole or in part, or be directly or indirectly
25 interested in any other business licensed pursuant to this article 3 or
26 article 4 of this title 44.

27 (b) An owner, part owner, shareholder, or person interested

1 directly or indirectly in a ~~lodging and~~ AN entertainment FACILITY license
2 may have an interest in:

3 (4) (b) The manager for each ~~lodging and~~ LICENSED entertainment
4 ~~license~~ FACILITY, the ~~lodging and~~ entertainment facility licensee, or an
5 employee or agent of the ~~lodging and~~ entertainment facility licensee shall
6 purchase alcohol beverages for one licensed premises only, and the
7 purchases shall be separate and distinct from purchases for any other
8 ~~lodging and~~ LICENSED entertainment ~~license~~ FACILITY.

9 (5) ~~At the time a tavern license issued under section 44-3-414 is~~
10 ~~due for renewal or by one year after August 10, 2016, whichever occurs~~
11 ~~later, a person licensed as a tavern that does not have as its principal~~
12 ~~business the sale of alcohol beverages, has a valid license on August 10,~~
13 ~~2016, and is a lodging and entertainment facility may apply to, and the~~
14 ~~applicable local licensing authority shall, convert the tavern license to a~~
15 ~~lodging and entertainment license under this section, and the person may~~
16 ~~continue to operate as a lodging and entertainment facility licensee. A~~
17 ~~person applying to convert an existing tavern license to a lodging and~~
18 ~~entertainment license under this subsection (5) may apply to convert the~~
19 ~~license, even if the location of the licensed premises is within five~~
20 ~~hundred feet of any public or parochial school or the principal campus of~~
21 ~~any college, university, or seminary, so long as the local licensing~~
22 ~~authority has previously approved the location of the licensed premises~~
23 ~~in accordance with section 44-3-313 (1)(d).~~

24 (6) (a) ON AND AFTER THE EFFECTIVE DATE OF THIS SUBSECTION
25 (6), THE STATE OR A LOCAL LICENSING AUTHORITY SHALL NOT ISSUE OR
26 RENEW ANY LICENSES UNDER THIS SECTION TO A LODGING FACILITY.

27 (b) THE STATE AND LOCAL LICENSING AUTHORITIES SHALL TREAT

1 ANY APPLICATION SUBMITTED ON OR BEFORE THE EFFECTIVE DATE OF THIS
2 SECTION, AS AMENDED, BY A LODGING FACILITY FOR A LODGING AND
3 ENTERTAINMENT FACILITY LICENSE OR RENEWAL LICENSE AS AN
4 APPLICATION FOR A LODGING FACILITY LICENSE OR RENEWAL LICENSE
5 ISSUED PURSUANT TO SECTION 44-3-432.

6 (c) ON THE EFFECTIVE DATE OF THIS SUBSECTION (6), EACH
7 LODGING AND ENTERTAINMENT FACILITY LICENSE ISSUED UNDER THIS
8 SECTION TO A LODGING FACILITY AUTOMATICALLY CONVERTS TO LODGING
9 FACILITY LICENSE ISSUED PURSUANT TO SECTION 44-3-432.

10 (d) THE CONVERSION OF AN ENTERTAINMENT AND LODGING
11 LICENSE ISSUED TO A LODGING FACILITY UNDER THIS SECTION TO A
12 LODGING FACILITY LICENSE UNDER SECTION 44-3-432 PURSUANT TO THIS
13 SUBSECTION (6) IS A CONTINUATION OF THE PRIOR LICENSE AND DOES NOT
14 AFFECT:

15 (I) ANY PRIOR DISCIPLINE, LIMITATION, OR CONDITION IMPOSED BY
16 THE STATE LICENSING AUTHORITY ON A LICENSEE;

17 (II) THE DEADLINE FOR RENEWAL OF THE LICENSE; OR

18 (III) ANY PENDING OR FUTURE INVESTIGATION OR
19 ADMINISTRATIVE PROCEEDING.

20 (e) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE SEPTEMBER 1,
21 2026.

22 (7) (a) ON THE EFFECTIVE DATE OF THIS SUBSECTION (7), EACH
23 LODGING AND ENTERTAINMENT FACILITY LICENSE ISSUED UNDER THIS
24 SECTION TO AN ENTERTAINMENT FACILITY AUTOMATICALLY CONVERTS TO
25 AN ENTERTAINMENT FACILITY LICENSE.

26 (b) THE STATE AND LOCAL LICENSING AUTHORITIES SHALL TREAT
27 ANY APPLICATION SUBMITTED ON OR BEFORE THE EFFECTIVE DATE OF THIS

1 SECTION, AS AMENDED, BY AN ENTERTAINMENT FACILITY FOR A LODGING
2 AND ENTERTAINMENT FACILITY LICENSE OR RENEWAL LICENSE AS AN
3 APPLICATION FOR AN ENTERTAINMENT FACILITY LICENSE OR RENEWAL
4 LICENSE ISSUED PURSUANT TO THIS SECTION.

5 (c) THE CONVERSION OF A LODGING AND ENTERTAINMENT
6 FACILITY LICENSE ISSUED TO AN ENTERTAINMENT FACILITY TO AN
7 ENTERTAINMENT FACILITY LICENSE PURSUANT TO THIS SUBSECTION (7) IS
8 A CONTINUATION OF THE PRIOR LICENSE AND DOES NOT AFFECT:

9 (I) ANY PRIOR DISCIPLINE, LIMITATION, OR CONDITION IMPOSED BY
10 THE STATE LICENSING AUTHORITY ON A LICENSEE;

11 (II) THE DEADLINE FOR RENEWAL OF THE LICENSE; OR

12 (III) ANY PENDING OR FUTURE INVESTIGATION OR
13 ADMINISTRATIVE PROCEEDING.

14 (d) THIS SUBSECTION (7) IS REPEALED, EFFECTIVE SEPTEMBER 1,
15 2026.

16 **SECTION 28.** In Colorado Revised Statutes, 44-3-429, **amend**
17 (1)(j) and (1)(k); and **add** (1)(l) as follows:

18 **44-3-429. Purchasing alcohol from a surrendered license of**
19 **common ownership - definition.** (1) This section applies to a person
20 that has been issued the following license types:

21 (j) Distillery pub license under section 44-3-426; ~~or~~

22 (k) ~~Lodging and~~ Entertainment facility license under section
23 44-3-428; OR

24 (l) A LODGING FACILITY LICENSE UNDER SECTION 44-3-432.

25 **SECTION 29.** In Colorado Revised Statutes, **add** 44-3-430,
26 44-3-431, and 44-3-432 as follows:

27 **44-3-430. Alcohol beverage shipper license for wine direct**

1 **shipping - rules - notice to revisor of statutes.** (1) THE STATE
2 LICENSING AUTHORITY MAY ISSUE AN ALCOHOL BEVERAGE SHIPPER
3 LICENSE TO AN ALCOHOL BEVERAGE SHIPPER THAT SHIPS VINOUS LIQUORS
4 FOR A LICENSED WINERY THAT HOLDS A WINERY DIRECT SHIPPER'S PERMIT
5 PURSUANT TO SECTION 44-3-104.

6 (2) A DRIVER DELIVERING ON BEHALF OF AN ALCOHOL BEVERAGE
7 SHIPPER LICENSE SHALL NOT LEAVE A PACKAGE UNATTENDED ON A
8 DOORSTEP AND SHALL CHECK THE RECIPIENT'S IDENTIFICATION TO ENSURE
9 THAT THE INDIVIDUAL ACCEPTING DELIVERY IS THE INDIVIDUAL INTENDED
10 TO RECEIVE THE PRODUCT AND IS NOT UNDER TWENTY-ONE YEARS OF AGE
11 OR VISIBLY INTOXICATED.

12 (3) IF AN ALCOHOL BEVERAGE SHIPPER VIOLATES THIS SECTION,
13 THE STATE LICENSING AUTHORITY SHALL BRING ACTION AGAINST THE
14 ALCOHOL BEVERAGE SHIPPER'S LICENSE.

15 (4) THE STATE LICENSING AUTHORITY SHALL ADOPT RULES
16 NECESSARY TO ADMINISTER AND ENFORCE THIS SECTION.

17 (5) THIS SECTION TAKES EFFECT IF THE STATE LICENSING
18 AUTHORITY DETERMINES THAT THE LIQUOR ENFORCEMENT DIVISION HAS
19 SUFFICIENT LEGALLY AVAILABLE FUNDING FOR THE ADMINISTRATION AND
20 ENFORCEMENT OF THIS SECTION. THE STATE LICENSING AUTHORITY SHALL
21 NOTIFY THE REVISOR OF STATUTES IN WRITING OF THE DATE WHEN THE
22 CONDITION SPECIFIED IN THIS SUBSECTION (5) HAS OCCURRED BY
23 E-MAILING THE NOTICE TO REVISOROFSTATUTES.GA@COLEG.GOV. THIS
24 SECTION TAKES EFFECT UPON THE DATE IDENTIFIED IN THE NOTICE THAT
25 THE LIQUOR ENFORCEMENT DIVISION HAS SUFFICIENT LEGALLY AVAILABLE
26 FUNDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THIS SECTION
27 OR, IF THE NOTICE DOES NOT SPECIFY THAT DATE, UPON THE DATE OF THE

1 NOTICE TO THE REVISOR OF STATUTES.

2 **44-3-431. Catering license - permitted events - private events**

3 **- fees - rules - notice to revisor of statutes.** (1) THE STATE LICENSING

4 AUTHORITY MAY ISSUE A CATERING LICENSE TO A CATERING COMPANY
5 THAT ALLOWS THE CATERING LICENSEE TO APPLY FOR TEMPORARY
6 PERMITS TO SELL AND SERVE ALCOHOL BEVERAGES ON UNLICENSED
7 PREMISES AT CATERED EVENTS. THE CATERING LICENSE IS VALID FOR ONE
8 CALENDAR YEAR AND RENEWED ON AN ANNUAL BASIS.

9 (2) (a) THE STATE LICENSING AUTHORITY SHALL ESTABLISH A
10 PROCESS FOR A CATERING LICENSEE TO OBTAIN A PERMIT TO CATER AN
11 EVENT THAT MAY BE ATTENDED BY SIX HUNDRED OR MORE INDIVIDUALS.
12 THE STATE LICENSING AUTHORITY MAY ESTABLISH A PROCESS FOR A
13 CATERING LICENSEE TO OBTAIN A PERMIT TO CATER AN EVENT THAT MAY
14 BE ATTENDED BY FEWER THAN SIX HUNDRED INDIVIDUALS.

15 (b) A LOCAL LICENSING AUTHORITY MAY ESTABLISH A PROCESS
16 FOR A CATERING LICENSEE TO OBTAIN A PERMIT TO CATER AN EVENT THAT
17 MAY BE ATTENDED BY SIX HUNDRED OR MORE INDIVIDUALS. IF A LOCAL
18 LICENSING AUTHORITY DOES NOT ESTABLISH A LOCAL CATERING PERMIT,
19 AN APPLICANT NEED NOT OBTAIN A CATERING PERMIT FROM THE LOCAL
20 LICENSING AUTHORITY.

21 (3) THE STATE LICENSING AUTHORITY SHALL ESTABLISH AND
22 MAINTAIN, ON THE LIQUOR ENFORCEMENT DIVISION'S PUBLIC-FACING
23 WEBSITE, A LISTING OF ALL CATERING LICENSES IN THE STATE. A CATERING
24 LICENSEE SHALL SUBMIT INFORMATION REQUIRED BY THE STATE
25 LICENSING AUTHORITY IN RULE.

26 (4) A CATERING LICENSEE SHALL NOT PERMIT AN INDIVIDUAL WHO
27 IS EIGHTEEN YEARS OF AGE OR OLDER AND UNDER TWENTY-ONE YEARS OF

1 AGE TO SELL, DISPENSE, OR PARTICIPATE IN THE SALE OR DISPENSING OF AN
2 ALCOHOL BEVERAGE, UNLESS THE INDIVIDUAL IS SUPERVISED BY ANOTHER
3 INDIVIDUAL WHO IS ON THE UNLICENSED PREMISES AND IS TWENTY-ONE
4 YEARS OF AGE OR OLDER.

5 (5) THE STATE LICENSING AUTHORITY MAY ADOPT RULES
6 NECESSARY TO IMPLEMENT AND ADMINISTER THIS SECTION.

7 (6) THIS SECTION TAKES EFFECT IF THE STATE LICENSING
8 AUTHORITY DETERMINES THAT THE LIQUOR ENFORCEMENT DIVISION HAS
9 SUFFICIENT LEGALLY AVAILABLE FUNDING FOR THE ADMINISTRATION AND
10 ENFORCEMENT OF THIS SECTION. THE STATE LICENSING AUTHORITY SHALL
11 NOTIFY THE REVISOR OF STATUTES IN WRITING OF THE DATE WHEN THE
12 CONDITION SPECIFIED IN THIS SUBSECTION (6) HAS OCCURRED BY
13 E-MAILING THE NOTICE TO REVISOROFSTATUTES.GA@COLEG.GOV. THIS
14 SECTION TAKES EFFECT UPON THE DATE IDENTIFIED IN THE NOTICE THAT
15 THE LIQUOR ENFORCEMENT DIVISION HAS SUFFICIENT LEGALLY AVAILABLE
16 FUNDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THIS SECTION
17 OR, IF THE NOTICE DOES NOT SPECIFY THAT DATE, UPON THE DATE OF THE
18 NOTICE TO THE REVISOR OF STATUTES.

19 **44-3-432. Lodging facility license - rules.** (1) A LODGING
20 FACILITY LICENSE MAY BE ISSUED TO A LODGING FACILITY THAT SELLS
21 ALCOHOL BEVERAGES BY THE DRINK ONLY TO CUSTOMERS FOR
22 CONSUMPTION ON THE LICENSED PREMISES. A LODGING FACILITY'S
23 LICENSED PREMISES DOES NOT INCLUDE THE FACILITY'S SLEEPING ROOMS.
24 A LODGING FACILITY LICENSEE SHALL NOT PERMIT ALCOHOL BEVERAGES
25 TO BE PURCHASED IN A SLEEPING ROOM, SERVE OR DELIVER ALCOHOL
26 BEVERAGES TO A SLEEPING ROOM, OR ALLOW A MINIBAR, AS DEFINED IN
27 SECTION 44-3-413 (4)(b), IN A SLEEPING ROOM.

1 (2) (a) A LODGING FACILITY LICENSED TO SELL ALCOHOL
2 BEVERAGES AS PROVIDED IN THIS SECTION SHALL PURCHASE ALCOHOL
3 BEVERAGES ONLY FROM A WHOLESALER LICENSED PURSUANT TO THIS
4 ARTICLE 3; EXCEPT THAT, DURING A CALENDAR YEAR, A LODGING FACILITY
5 LICENSED TO SELL ALCOHOL BEVERAGES AS PROVIDED IN THIS SECTION
6 MAY PURCHASE NOT MORE THAN SEVEN THOUSAND DOLLARS' WORTH OF
7 MALT, VINOUS, AND SPIRITUOUS LIQUORS FROM RETAILERS LICENSED
8 PURSUANT TO SECTIONS 44-3-409, 44-3-410, AND 44-4-104 (1)(c). ON
9 JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE STATE
10 LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION
11 SPECIFIED IN THIS SUBSECTION (2)(a) FOR INFLATION AND SHALL PUBLISH
12 THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR
13 ENFORCEMENT DIVISION'S WEBSITE.

14 (b) A LODGING FACILITY LICENSEE SHALL RETAIN EVIDENCE OF
15 EACH PURCHASE OF MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A
16 RETAILER LICENSED PURSUANT TO SECTION 44-3-409, 44-3-410, OR
17 44-4-104 (1)(c) IN THE FORM OF A PURCHASE RECEIPT SHOWING THE NAME
18 OF THE LICENSED RETAILER, THE DATE OF PURCHASE, A DESCRIPTION OF
19 THE ALCOHOL BEVERAGES PURCHASED, AND THE PRICE PAID FOR THE
20 ALCOHOL BEVERAGES. THE LODGING FACILITY LICENSEE SHALL RETAIN
21 THE RECEIPT AND MAKE IT AVAILABLE TO THE STATE AND LOCAL
22 LICENSING AUTHORITIES AT ALL TIMES DURING BUSINESS HOURS.

23 (3) (a) EXCEPT AS PROVIDED IN SUBSECTION (3)(b) OF THIS
24 SECTION, IT IS UNLAWFUL FOR ANY OWNER, PART OWNER, SHAREHOLDER,
25 OR PERSON INTERESTED DIRECTLY OR INDIRECTLY IN LODGING FACILITY
26 LICENSES TO CONDUCT, OWN EITHER IN WHOLE OR IN PART, OR BE
27 DIRECTLY OR INDIRECTLY INTERESTED IN ANY OTHER BUSINESS LICENSED

1 PURSUANT TO THIS ARTICLE 3 OR ARTICLE 4 OF THIS TITLE 44.

2 (b) AN OWNER, PART OWNER, SHAREHOLDER, OR PERSON
3 INTERESTED DIRECTLY OR INDIRECTLY IN A LODGING FACILITY LICENSE
4 MAY HAVE AN INTEREST IN:

5 (I) A LICENSE DESCRIBED IN SECTION 44-3-401 (1)(j) TO (1)(t),
6 (1)(v), OR (1)(w); 44-3-412 (1); OR 44-4-104 (1)(c); OR

7 (II) A FINANCIAL INSTITUTION REFERRED TO IN SECTION 44-3-308
8 (4).

9 (4) THE MANAGER FOR EACH LICENSED LODGING FACILITY, THE
10 LODGING FACILITY LICENSEE, OR AN EMPLOYEE OR AGENT OF THE LODGING
11 FACILITY LICENSEE SHALL PURCHASE ALCOHOL BEVERAGES FOR ONE
12 LICENSED PREMISES ONLY, AND THE PURCHASES SHALL BE SEPARATE AND
13 DISTINCT FROM PURCHASES FOR ANY OTHER LICENSED LODGING FACILITY.

14 (5) THE STATE LICENSING AUTHORITY MAY ADOPT RULES
15 NECESSARY TO IMPLEMENT AND ADMINISTER THIS SECTION.

16 **SECTION 30.** In Colorado Revised Statutes, 44-3-501, **amend**
17 (1) introductory portion, (1)(v), and (3)(a)(XVIII); **repeal** (1)(t); and **add**
18 (1)(x), (3)(a)(XX), (3)(a)(XXI), (3)(a)(XXII), (3)(a)(XXIII), and (3)(e) as
19 follows:

20 **44-3-501. State fees - rules.** (1) ~~The~~ AN applicant shall pay the
21 following license and permit fees to the department annually in advance:

22 (t) ~~For each retail establishment permit, up to two hundred dollars;~~

23 (v) For each ~~lodging~~ and entertainment FACILITY license,
24 seventy-five dollars;

25 (x) FOR EACH LODGING FACILITY LICENSE, SEVENTY-FIVE
26 DOLLARS.

27 (3) (a) The state licensing authority shall establish fees for

1 processing the following types of applications, notices, or reports required
2 to be submitted to the state licensing authority:

3 (XVIII) Applications for the renewal of a license or permit issued
4 in accordance with this article 3; ~~and~~

5 (XX) APPLICATIONS FOR RETAIL ESTABLISHMENT PERMITS
6 PURSUANT TO SECTION 44-3-424 AND RULES ADOPTED PURSUANT TO THAT
7 SECTION;

8 (XXI) APPLICATIONS FOR A CATERING LICENSE AND CATERING
9 PERMIT PURSUANT TO SECTION 44-3-431 AND RULES ADOPTED PURSUANT
10 TO THAT SECTION;

11 (XXII) APPLICATIONS FOR EACH NONCONTIGUOUS
12 MANUFACTURING FACILITY PURSUANT TO SECTION 44-3-402 AND RULES
13 ADOPTED PURSUANT TO THAT SECTION; AND

14 (XXIII) APPLICATIONS FOR AN ALCOHOL BEVERAGE SHIPPER
15 LICENSE PURSUANT TO SECTION 44-3-430 AND RULES ADOPTED PURSUANT
16 TO THAT SECTION.

17 (e) (I) THE STATE LICENSING AUTHORITY MAY CHARGE A LICENSEE
18 AN INVESTIGATIVE FEE, IN ADDITION TO ANY FINES OR PENALTIES THAT
19 MAY BE IMPOSED FOR A VIOLATION, FOR:

20 (A) A COMPLEX OR FELONY INVESTIGATION;

21 (B) AN INVESTIGATION THAT RELATES TO PUBLIC HEALTH, SAFETY,
22 OR WELFARE AS SPECIFIED BY THE STATE LICENSING AUTHORITY BY RULE;
23 OR

24 (C) AN INVESTIGATION WHERE THE LICENSEE HAS ADMITTED GUILT
25 IN A STIPULATION, AGREEMENT, AND ORDER.

26 (II) (A) AN INVESTIGATIVE FEE MAY INCLUDE THE TIME, ON A
27 PER-HOUR BASIS, THAT A CRIMINAL INVESTIGATOR SPENT INVESTIGATING

1 A VIOLATION AND TESTIFYING AT AN ADMINISTRATIVE HEARING
2 ASSOCIATED WITH THE VIOLATION.

3 (B) TO RECOVER THE COST OF THE INVESTIGATOR'S TIME
4 PURSUANT TO THIS SUBSECTION (3)(e), THE STATE LICENSING AUTHORITY
5 SHALL PROVIDE TIME TRACKING FOR THE FEE, WITHOUT DISCLOSING ANY
6 INFORMATION INVOLVING CONFIDENTIAL ATTORNEY-CLIENT
7 COMMUNICATIONS.

8 (C) THE STATE LICENSING AUTHORITY SHALL SET THE HOURLY
9 RATE FOR INVESTIGATIVE WORK BY RULE.

10 (III) THE STATE LICENSING AUTHORITY SHALL NOT SEEK
11 INVESTIGATIVE FEES:

12 (A) FOR A ROUTINE COMPLIANCE CHECK BY THE STATE LICENSING
13 AUTHORITY, INCLUDING THE TIME SPENT BY A MINOR WHO ASSISTS THE
14 STATE LICENSING AUTHORITY IN THE COMPLIANCE CHECK;

15 (B) BASED ON A VOLUNTARY DISCLOSURE FROM A LICENSEE TO
16 THE STATE LICENSING AUTHORITY; OR

17 (C) FOR TIME SPENT BY AN INVESTIGATOR TO PREPARE TO TESTIFY
18 AT A HEARING FOR THE VIOLATION.

19 (IV) A LICENSEE CHARGED AN INVESTIGATIVE FEE MAY
20 CHALLENGE THE REASONABLENESS OF THE FEE AT AN ADMINISTRATIVE
21 HEARING.

22 (V) AN INVESTIGATIVE FEE COLLECTED PURSUANT TO THIS
23 SUBSECTION (3)(e) SHALL BE DEPOSITED INTO THE LIQUOR ENFORCEMENT
24 DIVISION AND STATE LICENSING AUTHORITY CASH FUND CREATED IN
25 SECTION 44-6-101.

26 (VI) THE STATE LICENSING AUTHORITY MAY ADOPT RULES
27 NECESSARY TO IMPLEMENT THIS SUBSECTION (3)(e).

1 **SECTION 31.** In Colorado Revised Statutes, 44-3-505, **amend**
2 (1)(p); and **add** (1)(r) as follows:

3 **44-3-505. Local license fees.** (1) The applicant shall pay the
4 following license fees to the treasurer of the municipality, city and
5 county, or county where the licensed premises is located annually in
6 advance:

7 (p) For each ~~lodging and~~ entertainment FACILITY license, five
8 hundred dollars;

9 (r) FOR EACH LODGING FACILITY LICENSE, FIVE HUNDRED
10 DOLLARS.

11 **SECTION 32.** In Colorado Revised Statutes, 44-3-601, **amend**
12 (1)(a); and **add** (10) as follows:

13 **44-3-601. Suspension - revocation - annual renewal - fines -**
14 **investigative fees - rules.** (1) (a) (I) Subject to subsection (8) of this
15 section, in addition to any other penalties prescribed by this article 3 or
16 article 4 or 5 of this title 44, the state or any local licensing authority has
17 the power, on its own motion or on complaint, after investigation and
18 public hearing at which the licensee shall be afforded an opportunity to
19 be heard, to TAKE ANY OF THE FOLLOWING ACTIONS FOR ANY VIOLATION
20 BY A LICENSEE, OR BY ANY OF THE AGENTS, SERVANTS, OR EMPLOYEES OF
21 THE LICENSEE, OF THIS ARTICLE 3, ANY RULES AUTHORIZED BY THIS
22 ARTICLE 3, OR ANY OF THE TERMS, CONDITIONS, OR PROVISIONS OF THE
23 LICENSE OR PERMIT ISSUED BY SUCH AUTHORITY:

24 (A) Fine a licensee; ~~or to~~

25 (B) REQUIRE ANNUAL RENEWAL OF A LICENSE; OR

26 (C) Suspend or revoke, in whole or in part, any license or permit
27 issued by such authority. ~~for any violation by the licensee or by any of the~~

1 ~~agents, servants, or employees of the licensee of this article 3; any rules~~
2 ~~authorized by this article 3; or any of the terms, conditions, or provisions~~
3 ~~of the license or permit issued by such authority.~~

4 (II) A licensing authority may impose a fine pursuant to this
5 subsection (1) regardless of whether a licensee has petitioned the
6 licensing authority pursuant to subsection (3)(a) of this section for
7 permission to pay a fine in lieu of license or permit suspension, and the
8 licensing authority need not make the findings specified in subsections
9 (3)(a)(I) and (3)(a)(II) of this section.

10 (10) (a) IF A LICENSEE WITH A BIENNIAL LICENSE IS FOUND TO
11 HAVE VIOLATED THIS ARTICLE 3, THE STATE LICENSING AUTHORITY SHALL
12 REQUIRE THE LICENSEE TO RENEW ITS LICENSE ANNUALLY.

13 (b) A LICENSEE MAY REAPPLY TO RENEW ITS LICENSE BIENNIALLY
14 PURSUANT TO SECTION 44-3-302 (3) AFTER TWO YEARS WITHOUT ANY
15 VIOLATIONS.

16 **SECTION 33.** In Colorado Revised Statutes, 44-3-901, **amend**
17 (6)(b)(II), (6)(c), (6)(i)(I), and (6)(p)(II); and **add** (6)(q) as follows:

18 **44-3-901. Unlawful acts - exceptions - definitions.** (6) It is
19 unlawful for any person licensed to sell at retail pursuant to this article 3
20 or article 4 of this title 44:

21 (b) To sell, serve, or distribute any malt, vinous, or spirituous
22 liquors at any time other than the following:

23 (II) In sealed containers, beginning at 8 a.m. until 12 midnight
24 each day; ~~except that no malt, vinous, or spirituous liquors shall be sold,~~
25 ~~served, or distributed in a sealed container on Christmas day;~~

26 (c) To sell fermented malt beverages:

27 (I) To any person under ~~the age of~~ twenty-one years OF AGE,

1 except as provided in section 18-13-122; OR

2 (II) To any person between the hours of 12 midnight and 8 a.m.;

3 or

4 (III) ~~In a sealed container on Christmas day;~~

5 (i) (I) To sell malt, vinous, or spirituous liquors or fermented malt
6 beverages in a place where the alcohol beverages are to be consumed,
7 unless the place is a hotel, A restaurant, A tavern, ~~lodging and~~ AN
8 entertainment facility, A LODGING FACILITY, A racetrack, A club, A retail
9 gaming tavern, or AN arts licensed premises or unless the place is a
10 dining, club, or parlor car; A plane; A bus; or other conveyance or facility
11 of a public transportation system.

12 (p) (II) If licensed as a tavern under section 44-3-414 that does not
13 regularly serve meals or ~~a lodging and~~ AN entertainment facility under
14 section 44-3-428 that does not regularly serve meals, to permit an
15 employee who is under twenty-one years of age to sell malt, vinous, or
16 spirituous liquors; or

17 (q) TO KNOWINGLY PERMIT THE ILLEGAL SALE, OR NEGOTIATIONS
18 FOR THE SALE, OF A CONTROLLED SUBSTANCE, AS DEFINED IN SECTION
19 18-18-102 (5), ON THE LICENSEE'S LICENSED PREMISES. THIS SUBSECTION
20 (6)(q) DOES NOT PROHIBIT A PHARMACY LICENSED BY THE STATE BOARD
21 OF PHARMACY TO SELL LAWFULLY PRESCRIBED CONTROLLED SUBSTANCES
22 AT A LIQUOR-LICENSED DRUGSTORE.

23 **SECTION 34.** In Colorado Revised Statutes, 44-3-911, **amend**
24 (6)(a)(I) and (6)(a)(II) as follows:

25 **44-3-911. Takeout and delivery of alcohol beverages - permit**
26 **- on-premises consumption licenses - requirements and limitations -**
27 **rules - definition - repeal.** (6) (a) (I) This section authorizes a license

1 holder that is issued a license under one of the following sections to sell
2 an alcohol beverage to a customer for consumption off of the licensed
3 premises: Section 44-3-402 that operates a sales room or section 44-3-407
4 that operates a sales room or section 44-3-411, 44-3-413, 44-3-414,
5 44-3-417, 44-3-418, 44-3-422, 44-3-426, 44-3-428, ~~44-3-432~~, 44-4-104
6 (1)(c)(I)(A), or 44-4-104 (1)(c)(III).

7 (II) This section authorizes a license holder that is issued a license
8 under one of the following sections to deliver an alcohol beverage to a
9 customer for consumption off of the licensed premises: Section 44-3-411,
10 44-3-412, 44-3-413, 44-3-414, 44-3-415, 44-3-416, 44-3-417, 44-3-418,
11 44-3-419, 44-3-420, 44-3-421, 44-3-422, 44-3-426, ~~or 44-3-428~~, OR
12 ~~44-3-432~~.

13 **SECTION 35. Appropriation.** For the 2024-25 state fiscal year,
14 \$5,000 is appropriated to the department of revenue for use by the liquor
15 and tobacco enforcement division. This appropriation is from the liquor
16 enforcement division and state licensing authority cash fund created in
17 section 44-6-101, C.R.S. To implement this act, the division may use this
18 appropriation for operating expenses.

19 **SECTION 36. Act subject to petition - effective date.** This act
20 takes effect at 12:01 a.m. on the day following the expiration of the
21 ninety-day period after final adjournment of the general assembly; except
22 that, if a referendum petition is filed pursuant to section 1 (3) of article V
23 of the state constitution against this act or an item, section, or part of this
24 act within such period, then the act, item, section, or part will not take
25 effect unless approved by the people at the general election to be held in
26 November 2024 and, in such case, will take effect on the date of the
27 official declaration of the vote thereon by the governor.