

CHAPTER 205

REVENUE - ACTIVITIES REGULATION

SENATE BILL 24-231

BY SENATOR(S) Rodriguez and Gardner, Van Winkle;
also REPRESENTATIVE(S) Snyder and Frizell, Bird, Duran, Lindstedt, Titone, Velasco.

AN ACT

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

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

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

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

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

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

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

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

(II) THAT HAVE SNACKS AND SANDWICHES AVAILABLE AT THE EVENT; AND

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

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.

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

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

(k) Optional premises; ~~or~~

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

(m) LODGING FACILITY.

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

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

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

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

(XII) Optional premises; OR

(XIII) LODGING FACILITY LICENSEE.

(15.5) "ENTERTAINMENT FACILITY" MEANS AN ESTABLISHMENT:

(a) IN WHICH THE PRIMARY BUSINESS IS TO PROVIDE THE PUBLIC WITH SPORTS OR ENTERTAINMENT ACTIVITIES WITHIN ITS LICENSED PREMISES; AND

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

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

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

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

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

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

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

(38) (b) Notwithstanding subsection (38)(a) of this section, for a winery, LIMITED WINERY, DISTILLERY, OR BREWERY authorized to manufacture ~~vinous liquors~~ ALCOHOL BEVERAGES pursuant to section 44-3-402 or 44-3-403, the licensed premises may include up to two noncontiguous locations, both of which are used for manufacturing purposes, within a radius of ten miles.

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

44-3-202. Duties of state licensing authority - feasibility study - rules - repeal.

(4) (a) (I) BY JANUARY 1, 2028, THE STATE LICENSING AUTHORITY SHALL STUDY THE FEASIBILITY OF ADOPTING AN ONLINE PORTAL SYSTEM THAT:

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

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

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

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

(A) A PROPOSED TIMELINE FOR IMPLEMENTING THE SYSTEM;

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

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

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

(b) BY MARCH 1, 2028, THE STATE LICENSING AUTHORITY SHALL SUBMIT A REPORT TO THE HOUSE OF REPRESENTATIVES FINANCE COMMITTEE AND THE SENATE FINANCE COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, ON THE FEASIBILITY OF DEVELOPING AND IMPLEMENTING AN ONLINE PORTAL SYSTEM. THE REPORT MUST INCLUDE THE ELEMENTS SPECIFIED IN SUBSECTION (4)(a)(II) OF THIS SECTION.

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

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

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

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

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

(e) THE STATE LICENSING AUTHORITY SHALL APPROVE THE PROPOSED PREMISES FOR A BREWERY APPLYING PURSUANT TO SECTION 44-3-402, WHICH PREMISES INCLUDES UP TO TWO NONCONTIGUOUS LOCATIONS USED FOR MANUFACTURING MALT LIQUORS, OR A MODIFICATION OF THE LICENSED PREMISES OF A BREWERY LICENSED PURSUANT TO SECTION 44-3-402 TO INCLUDE UP TO TWO NONCONTIGUOUS LOCATIONS USED FOR MANUFACTURING MALT LIQUORS, IF THE ALCOHOL AND TOBACCO TAX AND TRADE BUREAU OF THE UNITED STATES DEPARTMENT OF THE TREASURY HAS APPROVED THE DESCRIPTION AND DIAGRAM OF THE PROPOSED OR MODIFIED PREMISES. ADDITIONALLY, WITH THE INITIAL LICENSE APPLICATION THAT INCLUDES NONCONTIGUOUS LOCATIONS WITHIN THE PROPOSED PREMISES OR A SUBSEQUENT APPLICATION TO MODIFY THE PREMISES TO INCLUDE NONCONTIGUOUS

LOCATIONS, THE LICENSEE SHALL SUBMIT PROOF FROM THE LOCAL LICENSING AUTHORITY IN WHICH THE PREMISES IS LOCATED OF COMPLIANCE WITH ALL APPLICABLE ZONING, BUILDING, FIRE, AND OTHER REQUIREMENTS FOR OCCUPANCY AND OPERATION. THE STATE LICENSING AUTHORITY MAY, BY RULE, ESTABLISH A ONE-TIME APPLICATION FEE AND AN ANNUAL RENEWAL FEE, NEITHER OF WHICH MAY EXCEED FIVE HUNDRED DOLLARS PER LOCATION, FOR APPLICATIONS UNDER THIS SUBSECTION (2)(e).

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

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

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

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

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

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

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

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

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

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

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

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

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

(e) (I) A licensed tavern, ~~lodging and~~ entertainment facility, LODGING FACILITY, hotel and restaurant, brew pub, distillery pub, retail gaming tavern, vintner's restaurant, beer and wine licensee, manufacturer or beer wholesaler that operates a sales room, limited winery, or optional premises that wishes to attach to a common consumption area may submit an application to the local licensing authority. To qualify, the licensee must include a request for authority to attach to the common consumption area from the certified promotional association of the common consumption area unless the promotional association does not exist when the application is submitted. ~~If so~~ THE PROMOTIONAL ASSOCIATION EXISTS WHEN THE APPLICATION IS SUBMITTED, the applicant shall request the authority when a promotional association is certified and shall demonstrate to the local licensing authority that the authority has been obtained by the time the applicant's license issued under this article 3 is renewed.

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

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

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

(d) NOTWITHSTANDING ANY LAW TO THE CONTRARY, A WHOLESALER OR MANUFACTURER MAY PROVIDE ALCOHOL BEVERAGES FOR AN EDUCATIONAL CLASS HELD BY A LICENSEE PURSUANT TO THIS SUBSECTION (13). SUCH ALCOHOL BEVERAGES MUST BE USED ONLY FOR THE SPECIFIC EDUCATIONAL CLASS FOR WHICH THE ALCOHOL BEVERAGES WERE PROVIDED. A WHOLESALER OR MANUFACTURER THAT PROVIDES ALCOHOL BEVERAGES FOR AN EDUCATIONAL CLASS SHALL REMOVE ALL UNOPENED PRODUCTS THAT REMAIN AT THE END OF THE CLASS. OPENED, UNFINISHED ALCOHOL BEVERAGES MAY BE USED BY THE LICENSEE ONLY AT A FUTURE EDUCATIONAL CLASS AND MUST BE LOCKED UP OFF THE SALES FLOOR.

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

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

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

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

(d) (I) Notwithstanding subsection (2)(b) of this section, with the permission of the licensing authority, a licensee whose permanent annual OR BIENNIAL license has been expired for more than ninety days but less than one hundred eighty days may submit to the local licensing authority, or to the state licensing authority in the case of a licensee whose alcohol beverage license is not subject to issuance or approval by a local licensing authority, an application for a reissued license. The licensing authority has the sole discretion to determine whether to allow a licensee to apply for a reissued license.

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

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

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

(b) A LICENSEE GRANTED A BIENNIAL LICENSE PURSUANT TO THIS SUBSECTION (3) SHALL PAY THE APPLICABLE FEE REQUIRED BY SECTIONS 44-3-501 (1) AND (3) AND 44-3-505 (1) ANNUALLY AS FOLLOWS:

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

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

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

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

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

44-3-303. Transfer of ownership and temporary permits. (1) (b) When a license has been issued to a ~~husband and wife~~ SPOUSES, PARTNERS IN A CIVIL UNION, or to general or limited partners, the death of a spouse or partner ~~shall~~ DOES not require the surviving spouse or partner to obtain a new license. All rights and privileges granted under the original license ~~shall~~ continue in full force and effect as to ~~such~~ THE survivors for the balance of the license period.

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

44-3-309. Local licensing authority - applications - optional premises licenses. (1) A local licensing authority may issue only the following alcohol beverage licenses upon payment of the fee specified in section 44-3-505:

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

(o) LODGING FACILITY LICENSE.

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

44-3-311. Public notice - posting and publication - definition. (1) Upon receipt of an application, except an application for renewal or for transfer of ownership, ~~the~~ A local licensing authority ~~shall~~ MAY schedule a public hearing upon the application not less than thirty days ~~from~~ AFTER the date of the application and shall post and publish the public notice ~~thereof~~ OF THE HEARING not less than ten days prior to the hearing. IF A PUBLIC HEARING IS SCHEDULED, THE LOCAL LICENSING AUTHORITY SHALL GIVE public notice ~~shall be given~~ by the posting of a sign in a conspicuous place on the premises for which application has been made and by publication in a newspaper of general circulation in the county in which the premises are located.

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

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

- (w) ~~Lodging and Entertainment FACILITY~~ license;
- (y) LODGING FACILITY LICENSE;
- (z) CATERING LICENSE.

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

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

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

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

44-3-404. Festival permit - rules. (1) (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 thirty ~~business~~ CALENDAR 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.

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

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

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

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

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

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

(A) THE DOCKING, DELIVERY, OR WAREHOUSE STORAGE AREAS OF THE LICENSED PREMISES, UNLESS THE WAREHOUSE IS A DESIGNATED AREA FOR A TRADE SHOW EVENT OR IS ISOLATED AND EXCLUDED FROM ONGOING BUSINESS ACTIVITY; OR

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

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

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

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

44-3-409. Retail liquor store license - rules - definitions. (2) (a) A person licensed under this section to sell malt, vinous, and spirituous liquors in a retail liquor store:

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

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

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

(II) IN DETERMINING THE COST OF THE ALCOHOL BEVERAGE INVENTORY, THE SELLING LICENSEE SHALL CHARGE, AND THE ACQUIRING LICENSEE MUST PAY, THE HIGHEST AMOUNT THE SELLING LICENSEE PAID FOR EACH ALCOHOL BEVERAGE IN THE ACQUIRING LICENSEE'S INVENTORY AT THE TIME THE INVENTORY IS ACQUIRED.

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

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

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

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

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

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

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

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

(7) (a) AN ACQUIRING LICENSEE MAY, SUBJECT TO APPROVAL FROM THE STATE AND LOCAL LICENSING AUTHORITIES AND THE LIMITATIONS SPECIFIED IN SUBSECTION (4)(b)(III) OF THIS SECTION, OBTAIN THE RETAIL LIQUOR LICENSE OF A SELLING LICENSEE WHEN THE ALCOHOL BEVERAGE INVENTORY OF THE SELLING LICENSEE IS TRANSFERRED TO THE ACQUIRING LICENSEE IF:

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

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

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

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

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

(8) AS USED IN THIS SECTION:

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

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

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

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

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

44-3-411. Beer and wine license. (2) (a) Every person selling malt and vinous liquors as provided in this section shall purchase malt and vinous liquors only from a wholesaler licensed pursuant to this article 3; except that, during a calendar year, ~~any~~ A person selling malt and vinous liquors as provided in this section may purchase not more than ~~two~~ SEVEN thousand dollars' worth of malt and vinous liquors from retailers licensed pursuant to sections 44-3-409, 44-3-410, and 44-4-104 (1)(c). ON JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE STATE LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION SPECIFIED IN THIS SUBSECTION (2)(a) FOR INFLATION AND SHALL PUBLISH THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR ENFORCEMENT DIVISION'S WEBSITE.

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

44-3-413. Hotel and restaurant license - definitions - rules. (7) (b) (I) During a calendar year, a person selling alcohol beverages as provided in this section may purchase not more than ~~two~~ SEVEN thousand dollars' worth of malt, vinous, and spirituous liquors from retailers licensed pursuant to sections 44-3-409, 44-3-410, and 44-4-104 (1)(c). ON JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE STATE LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION SPECIFIED IN THIS SUBSECTION (7)(b)(I) FOR INFLATION AND SHALL PUBLISH THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR ENFORCEMENT DIVISION'S WEBSITE.

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

44-3-414. Tavern license. (2) (a) Every person selling alcohol beverages as provided in this section shall purchase alcohol beverages only from a wholesaler licensed pursuant to this article 3; except that, during a calendar year, a person selling alcohol beverages as provided in this section may purchase not more than ~~two~~ SEVEN thousand dollars' worth of malt, vinous, and spirituous liquors from retailers licensed pursuant to sections 44-3-409, 44-3-410, and 44-4-104 (1)(c). ON

JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE STATE LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION SPECIFIED IN THIS SUBSECTION (2)(a) FOR INFLATION AND SHALL PUBLISH THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR ENFORCEMENT DIVISION'S WEBSITE.

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

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

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

44-3-416. Retail gaming tavern license. (2) (a) Every person selling alcohol beverages as described in this section shall purchase the alcohol beverages only from a wholesaler licensed pursuant to this article 3; except that, during a calendar year, a person selling alcohol beverages as provided in this section may purchase not more than ~~two~~ SEVEN thousand dollars' worth of malt, vinous, or spirituous liquors from retailers licensed pursuant to sections 44-3-409, 44-3-410, and 44-4-104 (1)(c). ON JANUARY 1, 2025, AND EACH JANUARY 1 THEREAFTER, THE STATE LICENSING AUTHORITY SHALL ADJUST THE PURCHASE LIMITATION SPECIFIED IN THIS SUBSECTION (2)(a) FOR INFLATION AND SHALL PUBLISH THE ADJUSTED PURCHASE LIMITATION AMOUNT ON THE LIQUOR ENFORCEMENT DIVISION'S WEBSITE.

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

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

SECTION 20. In Colorado Revised Statutes, 44-3-418, **amend** (2)(a) as follows:

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

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

44-3-419. Arts license - definition. (1) (a) An arts license may be issued to any nonprofit arts organization that sponsors and presents productions or performances of an artistic or cultural nature, and the arts license permits the licensee to sell alcohol beverages only to patrons of the productions or performances for consumption on the licensed premises in connection with the productions or performances. ~~No person licensed pursuant to this section shall permit any exterior or interior advertising concerning the sale of alcohol beverages on the licensed premises~~ A LICENSEE MAY 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 AND MAY INCLUDE THE LIMITED ADVERTISING IN E-MAIL, PRINT, RADIO, TELEVISION, AND SOCIAL MEDIA MARKETING ABOUT THE PRODUCTION OR PERFORMANCE, BUT THE AVAILABILITY OF ALCOHOL BEVERAGES MUST NOT BE THE PRIMARY FOCUS OF THE ADVERTISEMENT.

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

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

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

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

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

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

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

44-3-423. Removal of vinous liquor from licensed premises. (2) This section applies to a person:

(a) That is duly licensed as a:

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

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

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

44-3-424. Retail establishment permit - definitions. (2) (b) Upon initial application, and for each renewal, ~~the~~ AN applicant must list each day that alcohol beverages will be served, which days must not be changed without a minimum of ~~fifteen~~ THIRTY days' written notice to the state and local licensing ~~authority~~ AUTHORITIES.

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

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

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

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

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

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

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

(b) An owner, part owner, shareholder, or person interested directly or indirectly in a ~~lodging and~~ AN entertainment FACILITY license may have an interest in:

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

(5) ~~At the time a tavern license issued under section 44-3-414 is due for renewal or by one year after August 10, 2016, whichever occurs later, a person licensed as a tavern that does not have as its principal business the sale of alcohol beverages, has a valid license on August 10, 2016, and is a lodging and entertainment facility may apply to, and the applicable local licensing authority shall, convert the tavern license to a lodging and entertainment license under this section, and the person may continue to operate as a lodging and entertainment facility licensee. A person applying to convert an existing tavern license to a lodging and entertainment license~~

~~under this subsection (5) may apply to convert the license, even if the location of the licensed premises is within five hundred feet of any public or parochial school or the principal campus of any college, university, or seminary, so long as the local licensing authority has previously approved the location of the licensed premises in accordance with section 44-3-313 (1)(d).~~

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

(b) THE STATE AND LOCAL LICENSING AUTHORITIES SHALL TREAT ANY APPLICATION SUBMITTED ON OR BEFORE THE EFFECTIVE DATE OF THIS SECTION, AS AMENDED, BY A LODGING FACILITY FOR A LODGING AND ENTERTAINMENT FACILITY LICENSE OR RENEWAL LICENSE AS AN APPLICATION FOR A LODGING FACILITY LICENSE OR RENEWAL LICENSE ISSUED PURSUANT TO SECTION 44-3-432.

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

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

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

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

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

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

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

(b) THE STATE AND LOCAL LICENSING AUTHORITIES SHALL TREAT ANY APPLICATION SUBMITTED ON OR BEFORE THE EFFECTIVE DATE OF THIS SECTION, AS AMENDED, BY AN ENTERTAINMENT FACILITY FOR A LODGING AND ENTERTAINMENT FACILITY LICENSE OR RENEWAL LICENSE AS AN APPLICATION FOR AN ENTERTAINMENT FACILITY LICENSE OR RENEWAL LICENSE ISSUED PURSUANT TO THIS SECTION.

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

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

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

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

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

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

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

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

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

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

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

44-3-430. Alcohol beverage shipper license for wine direct shipping - rules - notice to revisor of statutes. (1) THE STATE LICENSING AUTHORITY MAY ISSUE AN ALCOHOL BEVERAGE SHIPPER LICENSE TO AN ALCOHOL BEVERAGE SHIPPER THAT SHIPS VINOUS LIQUORS FOR A LICENSED WINERY THAT HOLDS A WINERY DIRECT SHIPPER'S PERMIT PURSUANT TO SECTION 44-3-104.

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

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

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

(5) THIS SECTION TAKES EFFECT IF THE STATE LICENSING AUTHORITY DETERMINES THAT THE LIQUOR ENFORCEMENT DIVISION HAS SUFFICIENT LEGALLY AVAILABLE FUNDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THIS SECTION. THE STATE LICENSING AUTHORITY SHALL NOTIFY THE REVISOR OF STATUTES IN WRITING OF THE DATE WHEN THE CONDITION SPECIFIED IN THIS SUBSECTION (5) HAS OCCURRED BY E-MAILING THE NOTICE TO REVISOROFSTATUTES.GA@COLEG.GOV. THIS SECTION TAKES EFFECT UPON THE DATE IDENTIFIED IN THE NOTICE THAT THE LIQUOR

ENFORCEMENT DIVISION HAS SUFFICIENT LEGALLY AVAILABLE FUNDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THIS SECTION OR, IF THE NOTICE DOES NOT SPECIFY THAT DATE, UPON THE DATE OF THE NOTICE TO THE REVISOR OF STATUTES.

44-3-431. Catering license - permitted events - private events - fees - rules - notice to revisor of statutes. (1) THE STATE LICENSING AUTHORITY MAY ISSUE A CATERING LICENSE TO A CATERING COMPANY THAT ALLOWS THE CATERING LICENSEE TO APPLY FOR TEMPORARY PERMITS TO SELL AND SERVE ALCOHOL BEVERAGES ON UNLICENSED PREMISES AT CATERED EVENTS. THE CATERING LICENSE IS VALID FOR ONE CALENDAR YEAR AND RENEWED ON AN ANNUAL BASIS.

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

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

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

(4) A CATERING LICENSEE SHALL NOT PERMIT AN INDIVIDUAL WHO IS EIGHTEEN YEARS OF AGE OR OLDER AND UNDER TWENTY-ONE YEARS OF AGE TO SELL, DISPENSE, OR PARTICIPATE IN THE SALE OR DISPENSING OF AN ALCOHOL BEVERAGE, UNLESS THE INDIVIDUAL IS SUPERVISED BY ANOTHER INDIVIDUAL WHO IS ON THE UNLICENSED PREMISES AND IS TWENTY-ONE YEARS OF AGE OR OLDER.

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

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

44-3-432. Lodging facility license - rules. (1) A LODGING FACILITY LICENSE MAY BE ISSUED TO A LODGING FACILITY THAT SELLS ALCOHOL BEVERAGES BY THE

DRINK ONLY TO CUSTOMERS FOR CONSUMPTION ON THE LICENSED PREMISES. A LODGING FACILITY'S LICENSED PREMISES DOES NOT INCLUDE THE FACILITY'S SLEEPING ROOMS. A LODGING FACILITY LICENSEE SHALL NOT PERMIT ALCOHOL BEVERAGES TO BE PURCHASED IN A SLEEPING ROOM, SERVE OR DELIVER ALCOHOL BEVERAGES TO A SLEEPING ROOM, OR ALLOW A MINIBAR, AS DEFINED IN SECTION 44-3-413 (4)(b), IN A SLEEPING ROOM.

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

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

(3) (a) EXCEPT AS PROVIDED IN SUBSECTION (3)(b) OF THIS SECTION, IT IS UNLAWFUL FOR ANY OWNER, PART OWNER, SHAREHOLDER, OR PERSON INTERESTED DIRECTLY OR INDIRECTLY IN LODGING FACILITY LICENSES TO CONDUCT, OWN EITHER IN WHOLE OR IN PART, OR BE DIRECTLY OR INDIRECTLY INTERESTED IN ANY OTHER BUSINESS LICENSED PURSUANT TO THIS ARTICLE 3 OR ARTICLE 4 OF THIS TITLE 44.

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

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

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

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

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

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

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

- (t) ~~For each retail establishment permit, up to two hundred dollars;~~
- (v) For each ~~lodging and~~ entertainment FACILITY license, seventy-five dollars;
- (x) FOR EACH LODGING FACILITY LICENSE, SEVENTY-FIVE DOLLARS.

(3) (a) The state licensing authority shall establish fees for processing the following types of applications, notices, or reports required to be submitted to the state licensing authority:

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

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

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

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

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

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

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

- (p) For each ~~lodging and~~ entertainment FACILITY license, five hundred dollars;
- (r) FOR EACH LODGING FACILITY LICENSE, FIVE HUNDRED DOLLARS.

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

44-3-601. Suspension - revocation - annual renewal - fines - investigative fees - rules. (1) (a) (I) Subject to subsection (8) of this section, in addition to any other penalties prescribed by this article 3 or article 4 or 5 of this title 44, the state or any local licensing authority has the power, on its own motion or on complaint, after

investigation and public hearing at which the licensee shall be afforded an opportunity to be heard, to TAKE ANY OF THE FOLLOWING ACTIONS FOR ANY VIOLATION BY A LICENSEE, OR BY ANY OF THE AGENTS, SERVANTS, OR EMPLOYEES OF THE LICENSEE, OF THIS ARTICLE 3, ANY RULES AUTHORIZED BY THIS ARTICLE 3, OR ANY OF THE TERMS, CONDITIONS, OR PROVISIONS OF THE LICENSE OR PERMIT ISSUED BY SUCH AUTHORITY:

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

(B) REQUIRE ANNUAL RENEWAL OF A LICENSE; OR

(C) Suspend or revoke, in whole or in part, any license or permit issued by such authority. ~~for any violation by the licensee or by any of the agents, servants, or employees of the licensee of this article 3; any rules authorized by this article 3; or any of the terms, conditions, or provisions of the license or permit issued by such authority.~~

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

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

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

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

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

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

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

(c) To sell fermented malt beverages:

(I) To any person under ~~the age of~~ twenty-one years OF AGE, except as provided in section 18-13-122; OR

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

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

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

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

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

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

44-3-911. Takeout and delivery of alcohol beverages - permit - on-premises consumption licenses - requirements and limitations - rules - definition - repeal.

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

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

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

SECTION 36. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be

held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 18, 2024