

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

February 29, 2024
Date

Committee on Business Affairs & Labor.

After consideration on the merits, the Committee recommends the following:

HB24-1156 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend page 2, lines 9 and 10, strike "COMMERCE, OR TO ANY MEMBER OF
2 A CHAMBER OF".

3 Page 2, line 13, strike "COMMERCE;" and substitute "COMMERCE, AND THE
4 PREMISES OF THE MEMBERS AND THE LOCATIONS SPECIFIED IN THE SPECIAL
5 EVENT PERMIT NEED NOT BE CONTIGUOUS;".

6 Page 2, strike lines 23 through 24 and substitute "MAY PARTICIPATE IN
7 THE SPECIAL EVENT IF THE HOLDER IS NOT EXERCISING THE PRIVILEGES OF
8 THE PERMIT ISSUED UNDER SECTION 44-3-424 DURING THE SPECIAL
9 EVENT.".

10 Page 3, before line 1 insert:

11 "SECTION 2. In Colorado Revised Statutes, 44-3-202, **add**
12 (2)(a)(I)(U) as follows:

13 **44-3-202. Duties of state licensing authority.** (2) (a) (I) Rules
14 adopted pursuant to subsection (1)(b) of this section may cover, without
15 limitation, the following subjects:

16 (U) SPECIAL EVENT PERMITS ISSUED UNDER ARTICLE 5 OF THIS
17 TITLE 44.".

18 Renumber succeeding sections accordingly.

19 Page 3, after line 20 insert:

20 "SECTION 5. In Colorado Revised Statutes, **add** 44-7-105.5 as
21 follows:

1 **44-7-105.5. Tobacco festivals - rules.** (1) THE EXECUTIVE
2 DIRECTOR SHALL PROMULGATE RULES THAT CREATE AN OFF-SITE EVENT
3 PERMIT IN ORDER TO AUTHORIZE A STATE LICENSE HOLDER TO HOST AN
4 AGE-RESTRICTED TOBACCO FESTIVAL HOSTED BY THE STATE LICENSE
5 HOLDER.
6 (2) THE RULES REQUIRED PURSUANT TO SUBSECTION (1) OF THIS
7 SECTION MUST:
8 (a) AUTHORIZE OFF-SITE TOBACCO FESTIVALS FOR PERMIT
9 HOLDERS;
10 (b) ESTABLISH PROCEDURES TO AUTHORIZE A STATE LICENSE
11 HOLDER TO APPLY FOR AND BE ISSUED AN OFF-SITE EVENT PERMIT FOR A
12 TOBACCO FESTIVAL;
13 (c) REQUIRE A STATE LICENSE HOLDER TO NOTIFY THE DIVISION OF
14 THE TIME AND PLACE OF THE TOBACCO FESTIVAL AND ANY OTHER
15 INFORMATION REQUIRED BY RULE AT LEAST THIRTY DAYS BEFORE THE
16 FESTIVAL;
17 (d) REQUIRE THE STATE LICENSE HOLDER TO HAVE ANY LOCAL
18 PERMIT REQUIRED BY THE LOCAL AUTHORITY;
19 (e) REQUIRE THE TOBACCO FESTIVAL TO COMPLY WITH PART 2 OF
20 ARTICLE 14 OF TITLE 25; AND
21 (f) PROHIBIT AN INDIVIDUAL WHO IS UNDER TWENTY-ONE YEARS
22 OF AGE FROM TAKING PART IN THE TOBACCO FESTIVAL.
23 (3) THE EXECUTIVE DIRECTOR MAY ESTABLISH BY RULE AN
24 APPLICATION FEE FOR THE PERMIT. THE APPLICATION FEE MUST BE SET AT
25 AN AMOUNT THAT OFFSETS THE DIRECT AND INDIRECT COST OF
26 IMPLEMENTING THIS SECTION, INCLUDING ISSUING THE PERMIT AND
27 ENFORCEMENT RESULTING FROM THE PERMIT.
28 (4) THIS SECTION TAKES EFFECT JANUARY 1, 2025."

29 Renumber succeeding section accordingly.

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