

March 25, 2016

Mike Mauer, Director
Colorado Legislative Council Staff
Room 029
State Capitol Building
Denver, Colorado 80203

Dear Mr. Mauer:

Attached please find a proposed initiative, dealing with a minimum age for alcohol sales, for the 2016 general election ballot. The proponents are:

Carolyn Joy-Fortino
547 No. High St.
Denver, CO 80218

Faye B. Diamond
1011 S. Valentia St., Apt. 84
Denver, CO 80247

You may use my telephone number, fax number, and email address, found on this letterhead, for purposes of contacting the proponents, as I am representing them in this matter.

Thank you very much.

Sincerely,



Mark G. Grueskin

MINIMUM AGE AT LIQUOR OUTLETS

Be it enacted by the People of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, **add** section 12-47-314 as follows:

12-47-314. MINIMUM AGE OF EMPLOYEES – FACILITIES SELLING FOR OFF-PREMISES CONSUMPTION.

(1) A LICENSEE'S EMPLOYEES MUST BE TWENTY-ONE YEARS OF AGE OR OLDER IN ORDER TO:

- (a) WORK ON A LICENSED PREMISES WHERE SPIRITUOUS LIQUORS, VINOUS LIQUORS, OR MALT LIQUORS, OR ANY COMBINATION THEREOF, ARE OFFERED FOR PURCHASE IN SEALED CONTAINERS FOR CONSUMPTION OFF THE LICENSED PREMISES; OR
- (b) WORK ON OR OFF OF THE LICENSED PREMISES IN ORDER TO DELIVER SPIRITUOUS LIQUORS, VINOUS LIQUORS, OR MALT LIQUORS IN SEALED CONTAINERS, PURCHASED FOR CONSUMPTION OFF THE LICENSED PREMISES.

(2) THIS SECTION SHALL NOT APPLY TO LICENSEES THAT HAVE BEEN ISSUED ANY OF THE FOLLOWING LICENSES:

- (a) MANUFACTURER'S LICENSE UNDER SECTION 12-47-402;
- (b) LIMITED WINERY LICENSE UNDER SECTION 12-47-403;
- (c) BREW PUB LICENSE UNDER SECTION 12-47-415;
- (d) VINTNER'S RESTAURANT LICENSE UNDER SECTION 12-47-420;
- (e) DISTILLERY PUB LICENSE UNDER SECTION 12-47-424; OR
- (f) WHOLESALER'S LIQUOR OR WHOLESALER'S BEER LICENSE UNDER SECTION 12-47-406.

SECTION 2. In Colorado Revised Statutes, **amend** section 12-47-901(5)(a)(I) as follows:

12-47-901. Unlawful acts – exceptions. (5) It is unlawful for any person licensed to sell at retail pursuant to this article:

(a) (I) To sell an alcohol beverage to any person under the age of twenty-one years, to a habitual drunkard, or to a visibly intoxicated person, or to permit any alcohol beverage to be sold or dispensed by a person under eighteen years of age, or to permit any such person to participate in the sale or dispensing thereof. If a person who, in fact, is not twenty-one years of age exhibits a fraudulent proof of age, any action relying on such fraudulent proof of age shall not constitute grounds for the revocation or suspension of any license issued under this article or article 46 of this title. Notwithstanding any provision in this subparagraph (I) to the contrary, no person under twenty-one years of age shall be employed to sell or dispense malt, vinous, or spirituous liquors unless he or she is supervised by another person who is on premise and has attained twenty-one years of age. No employee of a tavern licensed pursuant to section 12-47-412, that does not regularly serve meals as defined in section 12-47-103 (20), or a retail liquor store shall sell malt, vinous, or spirituous liquors unless such person is at least twenty-one years of age.

NOTWITHSTANDING ANY OTHER PROVISION OF LAW, NO EMPLOYEE SUBJECT TO SECTION 12-47-314 SHALL BE YOUNGER THAN TWENTY-ONE YEARS OF AGE.

SECTION 3. THIS ACT TAKES EFFECT JULY 1, 2017.