

# STATE OF COLORADO

## Colorado General Assembly

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### MEMORANDUM

**TO:** Steven Ward and Levi Mendyk  
**FROM:** Legislative Council Staff and Office of Legislative Legal Services  
**DATE:** April 6, 2022  
**SUBJECT:** Proposed initiative measure 2021-2022 #129, concerning the Sales of Alcohol Products

Section 1-40-105 (1), Colorado Revised Statutes, requires the directors of the Colorado Legislative Council and the Office of Legislative Legal Services to "review and comment" on initiative petitions for proposed laws and amendments to the Colorado Constitution. We hereby submit our comments to you regarding the appended proposed initiative.

The purpose of this statutory requirement of the directors of the Legislative Council and the Office of Legislative Legal Services is to provide comments intended to aid proponents in determining the language of their proposal and to avail the public of knowledge of the contents of the proposal. Our first objective is to be sure we understand your intent and your objective in proposing the amendment. We hope that the statements and questions contained in this memorandum will provide a basis for discussion and understanding of the proposal.

This initiative was submitted with proposed initiative 2021-2022 #128. The comments and questions raised in this memorandum will not include comments and questions that were addressed in the memorandum for proposed initiative 2021-2022 #128, except as necessary to fully understand the issues raised by the revised proposed initiative. Comments and questions addressed in that memorandum may also be relevant, and those questions and comments are hereby incorporated by reference in this memorandum.

## **Purposes**

The major purposes of the proposed amendment to the Colorado Constitution appear to be authorizing the holder of any retail license that permits the sale of beer to also sell wine at the retail premises.

## **Substantive Comments and Questions**

The substance of the proposed initiative raises the following comments and questions:

1. Article V, section 1 (5.5) of the Colorado Constitution requires all proposed initiatives to have a single subject. What is the single subject of the proposed initiative?
2. The substantive comments and questions set forth in the review and comment memorandum on proposed initiative 2021-2022 #128 are applicable to proposed initiative 2021-2022 #129 and, as such, will not be repeated.

## **Technical Comments**

The following comments address technical issues raised by the form of the proposed initiative. These comments will be read aloud at the public meeting only if the proponents so request. You will have the opportunity to ask questions about these comments at the review and comment meeting. Please consider revising the proposed initiative as suggested below.

The technical comments set forth in the review and comment memorandum on proposed initiative 2021-2022 #128 are applicable to proposed initiative 2021-2022 #129 and, as such, will not be repeated.