

NOTICE OF RULEMAKING HEARING

The State Licensing Authority of the Colorado Department of Revenue, Liquor Enforcement Division, will consider the promulgation of amendments to its Rules and Regulations as authorized by the Colorado Liquor Code, sections 12-47-101 *et seq.*, C.R.S. For specific information and language concerning the proposed changes, please refer to the contents of this Notice and to the proposed rules that are set forth following this notice and are also at the Colorado Department of Revenue, Liquor Enforcement Division's website at: www.colorado.gov/enforcement/liquor.

STATUTORY AUTHORITY FOR RULEMAKING

The State Licensing Authority promulgates these rules pursuant to the authority granted in section 12-47-202, C.R.S., of the Colorado Liquor Code and section 24-4-103, C.R.S., of the Administrative Procedure Act.

SUBJECT OF RULEMAKING

The proposed rules and relevant information are posted on the Colorado Department of Revenue, Liquor Enforcement Division's website at www.colorado.gov/enforcement/liquor. In addition, the proposed rules attached to this Notice are fully incorporated herein.

The State Licensing Authority will consider the promulgation of the following list of new rules and/or existing rules with changes proposed on the subjects addressed therein. For specific information and language concerning the proposed changes, please refer to the proposed rules that are set forth with this notice, at the Colorado Department of Revenue, Liquor Enforcement Division's website, and on the Colorado Secretary of State website.

RULES TO BE CONSIDERED FOR AMENDMENT OR ADOPTION

The Rules to be considered for amendment or adoption are described as follows:

- Regulation 47-100. Definitions.
- Regulation 47-300. Change in Class of License.
- Regulation 47-303. License Renewal.
- Regulation 47-310. Application – General Provisions.
- Regulation 47-312. Change of Location.
- Regulation 47-322. Unfair Trade Practices and Competition
- Regulation 47-323. Lawful Extension of Credit
- Regulation 47-326. Distance Restriction – Applicability and Measurement.
- Regulation 47-416. Items Approved for Sale in Retail Liquor Stores.
- Regulation 47-426. Delivery of Alcohol Beverages.
- Regulation 47-502. Excise Tax Reports.
- Regulation 47-600. Complaints against Licensees – Suspension and Revocation of Licenses.
- Regulation 47-700. Inspection of the Licensed Premises.
- Regulation 47-902. Sanitary Requirements.

Regulation 47-904. Product Labeling, Substitution, Sampling and Analysis.
 Regulation 47-905. Colorado Wineries – Labeling and Records
 Regulation 47-908. Automatic and Electronic Dispensing Systems.
 Regulation 47-913. Age of Employees.
 Regulation 47-916. Advertising.
 Regulation 47-918. Removal of Alcohol Beverages from Premises.
 Regulation 47-920. Solicitation of Drinks.
 Regulation 47-926. Interference with Officers.
 Regulation 47-940. Powdered Alcohol – Packaging and Labeling.
 Regulation 47-942. Powdered Alcohol Regulation.
 Regulation 47-1000. Qualifications for Special Event Permit.
 Regulation 47-1002. Application for Special Event Permit.
 Regulation 47-1006. Special Event Permit – Application on School Property.
 Regulation 47-1012. Special Event Permit – Permitted Age of Servers.

RULEMAKING RECORD AND PUBLIC PARTICIPATION

1. Official Rulemaking Record. The official record for purposes of the rulemaking hearing to be held on December 19, 2017, will include any written comments or oral testimony submitted or presented.
2. Written Comments. The State Licensing Authority encourages interested parties to submit written comments on the proposed rules, including alternate proposals, by December 14, 2017 so that the State Licensing Authority can review comments prior to the rulemaking hearing. Written comments will also be accepted after the rulemaking hearing. The deadline to submit written comments is 5:00 P.M. on December 22, 2017.

The State Licensing Authority will accept all written comments but strongly encourages written comments to be submitted on the Liquor Enforcement Division Suggested Revision to Rules Form (Rule Form). The form may be found at: <https://www.colorado.gov/pacific/sites/default/files/DR%202477.pdf>.

Please print, complete, and save the Rule Form as a separate document and then submit the Rule Form via e-mail. Written comments and completed Rule Forms may be emailed to: dor_led@state.co.us. In addition, you may submit completed Rule Forms to:

Liquor Enforcement Division – Room 108
 Ref: Rules
 P.O. Box 173350
 Denver, CO 80217-3350

Written comments will be accepted at the rulemaking hearing.

3. Oral Comments. At its discretion, the State Licensing Authority may afford interested parties an opportunity to make brief oral presentations at the rulemaking hearing.

Oral presentations will likely be limited to two minutes or less per person. Individuals will not be allowed to cede their time to another person (for instance, one person speaking on behalf of five people will not be given ten minutes to speak). Organized groups of individuals are urged to identify one spokesperson and to be concise. The State Licensing

Authority encourages interested parties to avoid duplicating previously-submitted material and testimony.

HEARING SCHEDULE

Date: December 19, 2017

Time: 11 a.m.

Location: 17301 W. Colfax, #135, Golden, CO 80401

Location of the rulemaking hearing will also be posted on the Liquor Enforcement Division's website and the Secretary of State's website.

The hearing may be continued at such place and time as the State Licensing Authority may announce.

The State Licensing Authority shall deliberate upon testimony and written submissions presented at this rulemaking hearing, as well as applicable law and any related matters properly submitted before the hearing record is closed. Pursuant to said hearing, in the above-entitled matter at the time and place aforesaid, or at any adjourned meeting, the State Licensing Authority will adopt such rules as in its judgment are justified by the rulemaking record and applicable legal provisions.

If you are an individual with a disability who needs a reasonable accommodation in order to participate in this rulemaking hearing, please contact Sandra Lowman at Sandra.Lowman@state.co.us no later than December 15, 2017.

Dated this 15th day of November, 2017.

THE COLORADO DEPARTMENT OF REVENUE,
STATE LICENSING AUTHORITY,
LIQUOR ENFORCEMENT DIVISION



Michael S. Hartman
State Licensing Authority
Colorado Department of Revenue