

# Colorado Liquor Enforcement Division

## SB16-197 STATUTORY Working

### Minutes of the Meetings

Meeting of September 22, 2017  
1:00p – 4:30p

Liquor Enforcement  
1881 Pierce Street  
Lakewood, CO 80214

#### Introductions & Announcements

Director Maroney opened the meeting with introductions. Thank you to everyone for your hard work and dedication into this Working Group. I will go around the room to each voting member on each recommendation. There are two recommendations that have special instructions which will be addressed when we get to them. Prior to the first vote, please announce yourself and who you represent before giving your vote. Each vote given will either be Yes, No, or No Position.

SB16-197 Official Tally for Voting on Submitted Recommendations

Rec. #	Title	Yes	No	NP*
5.1	Definition of When the Manufacturing Process Ends	10	0	21
5.2	Option 1: Manufacturing Ends When Beverage has been Released from Bonded Warehouse or Licensee's own Federally Bonded Premises and Placed in Commerce.	2	-	-
5.3	Option 2: Manufacturing Ends when Product is Bottled or Packaged so as to be Legally Sold to a Consumer and is Ready to be Placed into Commerce.	8	-	-
6.1	Review of Recommendations for their Impact on the Craft Brewing Industry.	7	11	13
7	Reporting Requirements for Carriers Shipping Beer, Wine, and Distilled Spirits into Colorado.	12	2	17
<b>**NB: Working Group Members may vote EITHER on Rec. 9.1 (inclusive of sub-recommendations 9.3-9.20) OR on Rec. 9.2 (allows for individual voting on sub-recommendations 9.3-9.20)**</b>				
9.1	Application Process for Grocery and Convenience Store Malt Liquor License – (Accept all Listed Requirements)	3	20	7
<b>**NB: Any Working Group Member who already voted on Rec. 9.1 should not participate in the vote on 9.2**</b>				
9.2	Application Process for Grocery and Convenience Store Malt Liquor License - (Accept some listed requirements)	1	-	-
<b>**NB: Only Working Group Members who voted YES on 9.2 should participate in the voting for sub-recommendations 9.3-9.20</b>				
9.3	Application Processing Time	1	-	-
9.4	Survey and Needs and Desires Hearing	1	-	-
9.5	No Modification of Premises	1	-	-
9.6	Transition of Current On and Off Premises Licenses	1	-	-
9.7	Distance from Schools	-	-	1
9.8	Distance from Retail Liquor Licensed Premises	-	-	1
9.9	Separation of Inventories	1	-	-
9.1	Age of Employees	1	-	-
9.11	Alcohol by Volume (ABV) Limitation	-	-	1
9.12	Refrigeration Requirement	-	-	1

**SB16-197 Official Tally for Voting on Submitted Recommendations**

Rec. #	Title	Yes	No	NP*
9.13	Limitation on Refrigerated Beverage Retail Space	-	-	1
9.14	Separation of Malt Liquor and Non-Alcohol Products	-	-	1
9.15	No Sales of Alcohol-Branded Merchandise	1	-	-
9.16	No Sales of Home Brew or Winemaking Equipment	1	-	-
9.17	No Sales Below Invoice Cost	1	-	-
9.18	No Point of Sale (POS) Marketing or Sales of Malt Liquor Products	1	-	-
9.19	Only 6- and 12-Packs Allowed	-	-	1
9.2	Compliance with Other Malt Liquor License Requirements	1	-	-
11 + 15	Single License for Fermented Malt Beverages and Malt Liquor	17	4	10
12 + 17	Prohibiting Public Consumption of Fermented Malt Beverages and Malt Liquors	14	8	9
13	<b>Statutory and Rule Changes Regarding Tastings on the Premises of Retail Liquor Stores and Liquor-Licensed Drugstores</b>			
13.1	Timing of Tastings and Annual Limit of 150 Days per Year	19	2	10
13.2	Storing Unconsumed Alcohol Beverage Samples in a Locked, Secure Area on the Licensed Premises	17	1	13
13.3	Allowing Supplier Representatives to Pour Alcohol Products under the Supervision of the RLS and LLDS Employees	21	2	8
13.4	RLS or LLDS Licensees Solely Responsible for Administrative Violations	20	4	7
13.5	Supplier Pouring at Sampling and Tasting Events not a Cost of Labor	19	1	11
13.6	Clarification Regarding RLS and LLDS Financial Responsibility for a Tasting	21	2	8
16	Local Review Process for 3.2% Fermented Malt Beverage Licensees to Sell Higher-Strength Beer	5	12	14
18	<b>Aligning Requirements between FMB Licenses in §12-46, C.R.S. and Alcohol Beverage Licenses in §12-47, C.R.S.</b>			
18.1	Provisions for Off Premises and On/Off Premises FMB Licenses on December 31, 2018	9	6	16
18.2	Provisions for New FMB Licenses On or After January 1, 2019	8	11	12
18.3	Provisions for Transfer of Ownership of an Existing FMB License after January 1, 2019	9	11	11
19	Annual Briefing on the Protection and Promotion of the Three-Tier System in Colorado <i>(Includes Recs. 3 &amp; 8)</i>	7	12	12
21	Prohibiting or Allowing the Public Consumption of All Alcohol Beverages	10	9	12
22 + 23	No Substantial Statutory Changes or New Licensing Requirements Needed to Manage the Transition of Removing the Alcohol By Volume Cap on Fermented Malt Beverages <i>(Includes Recs. 2, 4 &amp; 14)</i>	13	9	9

There will be a limit of two pages for comments submitted by close of business Friday, September 29, 2017. The official results of the voting will be posted to the website. Adjourned 3:20PM

According to SB16-197, the LED will publish the final report by January 1, 2018.