

**Colorado Department of Revenue
Liquor Enforcement Division**

Emergency Amendment Concerning:

**Repeal Regulation 47-002. Fermented Malt Beverages – Advertising Practices.
Repeal Regulation 47-004. Fermented Malt Beverages – Possession of Alcohol Liquors.
Repeal Regulation 47-006. Fermented Malt Beverages – Identification and Labeling.
Amend Regulation 47-008. Fermented Malt Beverages – Limitations of License.
Amend Regulation 47-904. Product Labeling, Substitution, Sampling and Analysis.
Amend Regulation 47-914. Unlicensed Possession of Beverages.
Amend Regulation 47-924. Importation and Sole Source of Supply/Brand Registration.
New Regulation 47-930. ADVERTISING, LABELING, AND REGISTRATION OF MALT
BEVERAGES**

Statement of Emergency Justification and Adoption

Pursuant to §24-4-103, C.R.S., §12-46-102(1), C.R.S., §12-47-202(1)(b), C.R.S., §12-47-202(2)(a)(I)(S), §12-47-202(2)(a)(I)(M), C.R.S., §12-47-202(2)(a)(I)(N), C.R.S., and §12-47-202(2)(a)(I)(Q), C.R.S. I, Roxy Huber, Executive Director of the Colorado Department of Revenue and State Liquor Licensing Authority, hereby adopt amendments to the aforementioned regulations and new Regulation 47-930, which are attached hereto.

I find that the immediate adoption of these amendments and the new regulation is necessary to properly administer legislative changes to §12-47-202(2)(a)(I)(S), through Senate Bill 10-083, which became effective on August 11, 2011.

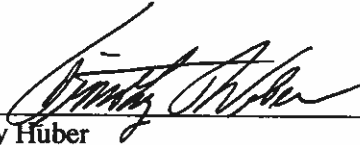
Statutory Authority:

The statutory authority for the amendment to existing regulations and creation of Regulation 47-930 are cited above.

Purpose:

To amend existing regulations and create a new regulation that conform to the requirements of Senate Bill 10-083, which requires the state licensing authority to adopt rules, no later than January 1, 2011, regarding the testing of the alcohol content of malt liquor and fermented malt beverage sold by persons licensed pursuant to articles 46 and 47 of title 12, C.R.S. The amendments to existing regulations and creation of Regulation 47-930 reorganize the current requirements for the advertising, labeling, and registration of fermented malt beverages and malt liquors into a single regulation, and prescribes the manner in which importers and manufacturers shall report to the state licensing authority the alcohol content of all malt beverages in order to ensure proper sale and distribution of said beverages.

The Liquor Enforcement Division consulted with interested parties from the alcohol beverage industry in this effort. The Division held work group meetings of interested industry members and solicited input from such members as to the proper content and form of amendment to current regulations and new Regulation 47-930. Emergency adoption is therefore warranted to ensure compliance with statutory requirements and to provide immediate regulatory guidance to industry.



for Roxy Huber
Executive Director, Colorado Department of Revenue
State Licensing Authority

1-10-2011
Date