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Colorado Department of Revenue
Liquor Enforcement Division
Adoption of Revised Rule on an Emergency Basis
Colorado Liquor Rules, 1 C.C.R. 203-2

Emergency Rule

Regulation 47-506 – Fees

Statement of Emergency Justification and Adoption

Pursuant to sections 24-4-103, 12-47-202, and 12-47-501, C.R.S., I, Barbara J. Brohl, Executive Director of the Department of Revenue and State Licensing Authority, hereby adopt the aforementioned revised Colorado Liquor Rule which is attached hereto.

Section 24-4-103(6), C.R.S., authorizes the State Licensing Authority to issue an emergency rule if the State Licensing Authority finds that the immediate adoption of the rule is imperatively necessary to comply with a state or federal law or federal regulation or for the preservation of public health, safety, or welfare and compliance with the requirements of section 24-4-103, C.R.S., would be contrary to the public interest.

I find: (1) the adoption of this revised rule effective July 1, 2016, is necessary to comply with the statutory mandates of the Colorado Liquor Code sections 12-47-101 to -1002, C.R.S.; (2) the adoption of this revised rule is necessary to preserve the public health, safety, and welfare; and (3) compliance with the notice and public hearing requirements of section 24-4-103, C.R.S., would be contrary to the public interest.

Statutory Authority

The statutory authority for this revised rule is found at subsections 12-47-202(1)(b), 12-47-202(2)(a)(I), 12-47-501(1.5), 12-47-501(2)(d), 24-75-402(4)(a), C.R.S.

Purpose

The purpose of the revision to this rule on an emergency basis is to update the fee levels in accordance with statutory requirements and the needs of the Liquor Enforcement Division. Pursuant to subsection 12-47-501(2)(d), C.R.S. the fees established pursuant to section 12-47-501, C.R.S. shall be reviewed at least annually and adjusted to reflect the direct and indirect costs of the Liquor Enforcement Division and the state licensing authority. Effective January 1, 2015, pursuant to 12-47-501(1.5) the Executive Director by rule reduced the fees to avoid exceeding the statutory limit of uncommitted reserves in administrative agency cash funds under subsection 24-75-402(3), C.R.S. Pursuant to subsection 12-47-501(2)(d), C.R.S. and in accordance with subsection 24-75-402(4)(a), C.R.S., having achieved a reduction in the uncommitted cash reserves under the prior rule, it is now necessary to adjust the fees upward to reflect the direct and indirect costs of the Liquor Enforcement Division and the State Licensing Authority pursuant to 12-47-501(2)(d), C.R.S.

The State Licensing Authority filed a permanent rulemaking notice for this rule on June 15, 2016. A public hearing on the proposed permanent rule will take place on July 15, 2016. That process will include the opportunity for substantial stakeholder and public participation.

Adoption

The State Licensing Authority is adopting this revised rule on an emergency basis to assure the public is provided with notice of the fees that the State Licensing Authority currently collects. Adoption of these emergency rules will clarify the fee schedule for applicants and licensees.

This emergency rule is effective July 1, 2016. The prior version of Regulation 47-506, 1 C.C.R. 203-2 is hereby repealed and replaced by the attached emergency rule which will remain in effect until its expiration upon 120 days from the effective date unless sooner terminated or replaced by a permanent rule.



Barbara J. Brohl
Executive Director
Colorado Department of Revenue
State Licensing Authority



Date

**COLORADO DEPARTMENT OF REVENUE
LIQUOR ENFORCEMENT DIVISION
CHANGES TO EXISTING RULES**

1 C.C.R. 203-2

Filed June 2016

Regulation 47-506. Fees.

Below are the fees set by the State Licensing Authority pursuant to Sections 12-47-501(2) and 12-47-501(3), C.R.S.

Alternating Proprietor Licensed Premises	\$150.00
Application for New License	\$920.00
Application for New License with Concurrent Review.....	\$1020.00
Application for Transfer License	\$920.00
Art Gallery Permit	\$71.25
Bed & Breakfast Permit	\$50.00
Branch Warehouse or Warehouse Storage Permit.....	\$100.00
Change of Corporate or Trade Name	\$50.00
Change of Location	\$150.00
Corporate/LLC Change (Per Person)	\$100.00
Duplicate Liquor License	\$50.00
Limited Liability Change.....	\$100.00
Manager Registration (Hotel/Restaurant or Tavern)	\$75.00
Master File Background	\$250.00
Master File Location Fee (Per Location)	\$25.00
Modification of License Premises (City or County)	\$150.00
New Product Registration (Per Unit)	\$5.00
Optional Premises Added to H&R License (Per Unit)	\$100.00
Retail Warehouse Storage Permit	\$100.00
Wine Festival Permit Wine	\$25.00
Direct Shipment Permit	\$50.00
Subpoena Testimony (Per Hour)	\$50.00

Minimum of four (4) hours of appearance or on-call or travel time to court and mileage, meals, and lodging at state employee per-diem rate. Actual hourly rate for all hours in excess of four (4) hours.