

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: <https://www.colorado.gov/pacific/enforcement/2017-liquor-rules-process>

STATUTORY AUTHORITY FOR RULEMAKING

The State Licensing Authority promulgates these rules pursuant to the authority granted in sections 12-47-202 and 12-47-501, 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 are posted on the Colorado Department of Revenue, Liquor Enforcement Division’s website at <https://www.colorado.gov/pacific/enforcement/2017-liquor-rules-process>

Relevant information regarding this rulemaking also will be posted on the Division’s website. 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. 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

Certain fees under Regulation 47-506, 1 C.C.R. 203-2 relating to liquor application fees established by the state licensing authority pursuant to Section 12-47-501(2), C.R.S. are increased as follows:

Regulation 47-506 - Fees, 1 C.C.R. 203-2:

Application for New License	\$920.00 1,950.00
Application for New License with Concurrent Review	\$1020.00 2,050.00
Application for Transfer License	\$920.00 1,950.00
Application for Transfer and Conversion for an Additional Liquor-Licensed Drugstore.....	\$1,200.00 2,230.00

These fees will increase effective January 1, 2017 by emergency rule adopted on December 22, 2017 and are proposed to be increased on a permanent basis.

RULEMAKING RECORD AND PUBLIC PARTICIPATION

1. Official Rulemaking Record. The official record for purposes of the rulemaking hearing to be held on Thursday, February 9, 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 Thursday, January 19, 2017 so that the State Licensing Authority can review comments prior to the rulemaking hearing. Written comments will also be accepted after that date. The deadline to submit written comments is 5:00 P.M. on Thursday, February 9, 2016.

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 her discretion, the State Licensing Authority may afford interested parties an opportunity to make brief oral presentations at the rulemaking hearing.

The State Licensing Authority strongly encourages written comments

If allowed, 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: February 9, 2017

Time: 9:30-11:30 a.m.

Place: 17301 W. Colfax Avenue, 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 hearing, as well as applicable legal provisions 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 January 16, 2017.

Dated this 22nd day of December, 2016.

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



Barbara J. Brohl
State Licensing Authority
Colorado Department of Revenue