



**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, 44-3-201, and 44-3-202, C.R.S., I, Mark Ferrandino, Executive Director of the Department of Revenue and State Licensing Authority, hereby adopt emergency Regulation 47-506, 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, 2023, is necessary to comply with the statutory mandates of the Colorado Liquor Code, sections 44-3-101 to 44-3-1002, C.R.S.; the Colorado Beer and Wine Code, sections 44-4-101 to 44-4-109, C.R.S.; and the Colorado Special Event Liquor Permits Code, sections 44-5-101 to 44-5-109, C.R.S.; (2) the adoption of this revised rule is imperatively 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 set forth in the statement of basis and purpose preceding the rule, and includes, but is not limited to, sections 44-3-202(1)(b), 44-3-301(2)(c), 44-3-501(3)-(4), and 44-3-911(4)(a)(III), C.R.S.

Purpose

The purpose of adopting this revised rule on an emergency basis is to update the fee levels in accordance with statutory requirements and the needs of the Liquor and Tobacco Enforcement Division. Pursuant to subsection 44-3-501(3)(d), C.R.S., the fees established pursuant to section 44-3-501, 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.

In accordance with the legislative declaration of section 44-3-102, C.R.S., the Colorado Liquor Code is deemed an exercise of the police powers of the State of Colorado for the protection of the economic and

social welfare and the health, peace, and morals of the people of the State of Colorado. Regulation of the manufacture, distribution, and sale of alcohol beverages under the Colorado Liquor Code, Beer and Wine Code, and Special Event Liquor Permits Code is a matter of state-wide concern. It is imperatively necessary to adjust fees to ensure continued proper regulation and control over the administration and enforcement of articles 3, 4, and 5 of title 44 to meet these legislative charges and responsibilities and to preserve the public health, safety, and welfare of the State of Colorado.

The State Licensing Authority has scheduled a rulemaking working group session on June 20, 2023, as part of the permanent rulemaking process. The State Licensing Authority anticipates that the emergency rule will be replaced by a permanent rule to be adopted following consideration of all information in the record of the working group and a public rulemaking hearing. The permanent rulemaking process will afford interested persons an opportunity to submit written data, views, or arguments, or present the same orally, for the State Licensing Authority to consider prior to adopting a permanent rule, in accordance with the rulemaking procedures outlined in section 24-4-103, C.R.S.

Adoption, Effective Date and Expiration

The Executive Director is adopting this rule on an emergency basis to comply with section 44-3-501(3)(d), C.R.S., requiring adjustments of fees when necessary to reflect the direct and indirect costs of the Liquor Enforcement Division and the State Licensing Authority; to implement new fees established by statute; and to assure the public is provided with notice of the fees that the State Licensing Authority currently collects. Adoption of this emergency rule will clarify the fee schedule for applicants and licensees.

The State Licensing Authority hereby adopts the forgoing revised rule on an emergency basis, effective July 1, 2023. The attached emergency rule will remain in effect until its expiration 120 days from the adoption date unless sooner terminated or replaced by a permanent rule.

Mark Ferrandino
Executive Director/CEO
Colorado Department of Revenue
State Licensing Authority

Dated in Electronic Signature Above

DEPARTMENT OF REVENUE

Liquor Enforcement Division

COLORADO LIQUOR RULES

1 CCR 203-2

[Editor's Notes follow the text of the rules at the end of this CCR Document.]

Regulation 47-506. Fees.

Basis and Purpose. The statutory authority for this regulation includes, but is not limited to, subsections 44-3-202(1)(b), 44-3-301(2)(c), 44-3-501(3)-(4), and 44-3-911(4)(a)(III), C.R.S. The purpose of this regulation is to establish fees for certain applications, notices, reports, and services.

Below are the fees set by the State Licensing Authority pursuant to sections 44-3-501(3) and 44-3-501(4), C.R.S.

Alternating Proprietor Licensed Premises	\$150.00
Application for New License	\$1,100.00
Application for Renewal of a License	\$50.00 \$125.00
(This fee will be effective from July 1, 2023, to June 30, 2024)	
Application for Renewal of a License	\$250.00
(This fee will be effective beginning July 1, 2024)	
Application for Transfer License	\$1,100.00
Application for Transfer & Conversion for an Additional Liquor-Licensed Drugstore	\$1,100.00
Branch Warehouse or Warehouse Storage Permit	\$100.00
Change of Corporate or Trade Name	\$50.00
Change of Location	\$150.00
Concurrent Review	\$100.00
Corporate/LLC Change (Per Person)	\$100.00
Duplicate Liquor License	\$50.00
Limited Liability Change	\$100.00
Manager Permit Registration (Liquor-Licensed Drugstore)	\$100.00
Master File Background	\$250.00
Master File Location Fee (Per Location)	\$25.00
Modification of License Premises (City or County)	\$150.00
(except that a Temporary Modification of licensed premises to accommodate an outside service area Located on a sidewalk shall only incur an annual fee of \$75.00, as outlined in Regulation 47-302(A)(4)).	
New Product Registration (Per Unit)	\$0.00
Non-Contiguous Location (Winery/Limited Winery) Application Fee	\$125.00
Non-Contiguous Location (Winery/Limited Winery) Renewal Fee	\$100.00
Optional Premises Added to H&R License (Per Unit)	\$100.00
Retail Warehouse Storage Permit	\$100.00
Sole Source Registration	\$100.00
Takeout and Delivery Permit Application Fee	\$11.00
Takeout and Delivery Permit Renewal Fee	\$11.00
Winery Direct Shipment Permit	\$100.00
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.