



Grapevine

CITY OF
Grand Junction
COLORADO

VOLUME 53

JULY 2016



Newsletter prepared by:
City of Grand Junction
Office of the City Clerk
250 North 5th Street
Grand Junction, CO 81501
Email: debrak@gjcity.org.

The 2016 Legislative Session was active with liquor industry bills, some of which will require rule changes. The following laws were passed by the Colorado Legislature and most of them have been signed by Governor Hickenlooper. The Colorado Liquor Enforcement Division is providing summary information from each bill and how it will affect the industry.



HB16-1042—Higher Education—This bill provides an exemption for institutions of higher education from obtaining a license to manufacturer fermented malt beverages and malt liquor under specific circumstances. The manufacturing of fermented malt beverage and malt liquor must be used for teaching or research purposes and cannot be sold. Effective August 10, 2016

HB16-1084—Home Brew Language—This bill changes the language of who may produce fermented malt beverage, malt liquor and vinous liquor for home use. It changed the language of "head of family" to "adult" and changed the language for the use from "family" to "personal". Effective March 16, 2016

HB16-1151—Additional Mitigating Factors for Responsible Vendors—This bill adds two violations - 1) sale to a minor not involving

HB16-1151—Continued

a compliance check, and 2) sale to visibly intoxicated person - to the list of violations the local and state licensing shall consider when assessing penalties if the licensee fulfills the requirements of a responsible vendor pursuant to section 12-47-1002, C.R.S. This bill also gives the state licensing authority the ability to add other violations to this list through the rule making process. Effective August 10, 2016

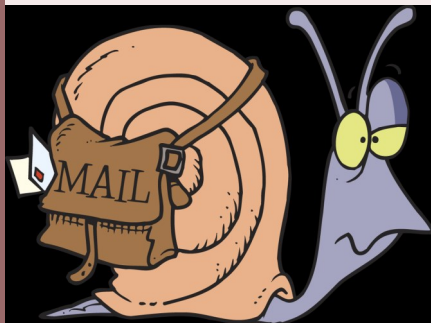
HB16-1176— Wholesaler Employee Purchase Program—This bill gives the holder of a vinous/spirituous wholesale license the ability to have an employee purchase program of products that the licensee normally sells to retailers. Effective April 14, 2016

HB16-1271— Delivery for Limited Wineries— This bill gives the ability for limited wineries that have a direct shipper permit to deliver wine to personal consumers via winery employees in addition to using a common carrier. Effective August 10, 2016.

HB16-1439— New Liquor License—Lodging and Entertainment— Signed as of June 10, 2016—This bill adds a new liquor license type titled Lodging and Entertainment. The new license is similar to a tavern license except for the definition and subjection to undue concentration laws. For many years, local and State licensing authorities have issued tavern liquor licenses to entities that do not fit the lawful definition of a tavern. The new license was added to allow for proper licensure of businesses that want to sell malt, vinous or spirituous liquor and do not fit the definition of a tavern. The fees for the lodging and entertainment license are the same as a tavern. This bill will become effective August 10, 2016.

Changes continued...SB16-143, This bill reduces the liquor fees for a distillery/rectifier, effective August 10, 2016, and SB16-197, Liquor Licensed Drug Store and Retail Liquor Store regarding distance requirements. The Division will hold separate meetings to explain the implementation. There will be several classes in different regions of the State.

License fees are increasing for New Licenses and Transfer of Ownerships. The current fee is \$600 and will increase to \$920. This is effective July 1, 2016.



Don't Let Your License Expire!!

This last year, there has been numerous stories about liquor licensees who have failed to renew their liquor licenses. In most of the cases, the licensee has said that they never received their liquor license renewal application from the Colorado Liquor Enforcement Division. Typically the Division will mail a licensee their license renewal application around 90 days prior to the license expiration date. It is the licensee's responsibility to keep track of the renewal filing deadline. The renewal application is mailed to the license holder's last known address. The City Clerk's office will mail out a reminder 90-100 days prior to let you know to be looking for this. We can never match up exact mailings, so we usually get a call from the license holder in a panic that they have not gotten anything from the State. Just be patient. You should see it soon, or vice versa. If you get your renewal but have not received the letter from us, it should be right around the corner. You should have plenty of time, it is due to the City Clerk's office 45 days (CRS-12-47-302) before you expire. Keep in mind that you as the licensee holder are responsible for tracking your expiration date. You can go online and download the renewal form DR 8400 and fill it out as a fillable form.

<https://www.colorado.gov/pacific/enforcement/liquor-forms>

Questions asked quite often.....Regulation 47-1020. Alcohol Beverage Donations.

A. For purposes of this regulation, “wholesaler” means an entity licensed to sell alcohol beverages at wholesale to special event permit holders, including wholesalers of malt liquor and fermented malt beverages, wholesalers of vinous and spirituous liquors, limited wineries, brew-pubs, distillery pubs and vintner’s restaurants.

B. A wholesaler may donate alcohol beverages to a special event permittee at no cost if such beverages are used for hospitality or fund raising purposes. The wholesaler shall provide an invoice documenting the donation of such products to the permittee and shall ensure that all applicable state excise taxes are paid pursuant to section 12-47-503, C.R.S.

C. Nothing herein shall prohibit a retailer licensed for off-premises consumption to make a donation of alcohol beverage to a special event permit holder, as long as such donation is taken from the retailer’s existing inventory.

D. Wholesalers and retailers licensed for off-premises consumption may make a donation of alcohol beverages to organizations that would otherwise qualify for a special events permit but are exempted under section 12-48-108, C.R.S. The wholesaler shall provide an invoice documenting the donation of such products to the organization and shall ensure that all applicable state excise taxes are paid pursuant to section 12-47-503, C.R.S. However, nothing herein shall authorize a wholesale licensee to deliver such alcohol beverages to premises that are not licensed pursuant to articles 46 or 47 of title 12, C.R.S.

Has your mailing address changed?

There is a new form (DR 8009) to change your mailing address and/or name notification. It is available on the State Liquor Enforcement Division’s website.

DR 8009 (03/09/15)
COLORADO DEPARTMENT OF REVENUE
Liquor Enforcement Division
1981 Pierce Street Room 108
Lakewood, CO 80214

Change Of Mailing Address/Name Notification

- For physical change of location, submit DR 8442
- For Corporate/Trade Name changes, submit DR 8442

Name of Licensee		
Trade Name (doing business as)		
License Number	License Type	
Phone Number	Email Address	
Address Change <input type="checkbox"/>		
New Mailing Address		
City		
State	Zip	County
Name Change (Personal) <input type="checkbox"/>		
Previous Name	New Name	
Reason for Name Change (check one)		
<input type="checkbox"/> Marriage	Date	Submit a copy of the legal documentation reflecting the name change. Acceptable forms of documentation include: marriage license, divorce decree, court order, immigration records, or passport.
<input type="checkbox"/> Divorce	Date	
<input type="checkbox"/> Court Order	Date	
I hereby attest that the above information provided is true.		
Last Name (please print)		First Name (please print)
Signature		Date

2016 "FREE" Alcohol Server Responsibility Training Schedule

ALL DATES AND TIMES ARE SUBJECT TO CHANGE

The City of Grand Junction along with the Police Department offers a fun and informative method of educating anyone who dispenses alcohol and how they can protect themselves and the establishment.

The dates (subject to change) for 2016 are:

Wednesday, August 10, 2016 - 5 p.m. to 7 p.m.

Thursday, October 13, 2016 - 1 p.m. to 3 p.m.

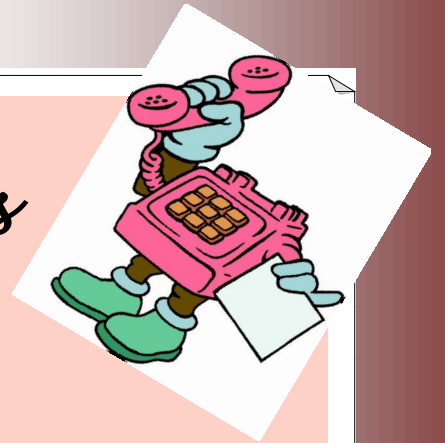
Tuesday, December 6, 2016 - 1 p.m. to 3 p.m.

**These trainings are held in the City Hall Auditorium
250 N. 5th Street**

Flyers will be sent out electronically and posted to the City's website at <http://gjcity.org/Liquor.aspx> approximately one month in advance, but you can register anytime by calling 244-1510 or emailing juanitap@gjcity.org.



Phone Numbers



*City Clerk's Office
(970) 244-1510*

*Denver State Liquor Enforcement Office
(303) 205-2300*

*Local State Liquor Enforcement Investigators Brian
Turner, Lisa Maestas, and Tony Marsh
(970) 248-7133*

*City of Grand Junction Liquor Enforcement
And
City of Grand Junction Alcohol Server Responsibility
Training Educator
PST Meghan Woodland
(970) 549-5056 or meghanw@gjcity.org*

*City Sales Tax
(970) 244-1521*



*To view Colorado Liquor Enforcement Laws, Rules, and
Regulations online, go to
<https://www.colorado.gov/pacific/enforcement/liquor-enforcement-laws-rules-regulations>. New rules and/or
changes to existing rules are expected to be effective in
February 2016. Watch the Colorado Liquor
Enforcement's website for those to be posted.*