

# Grapevine



CITY OF  
**Grand Junction**  
COLORADO

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Newsletter prepared by:  
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## WHAT'S BEEN HAPPENING....

Hard to believe summer is already here. We have been busy hosting 6 Alcohol Server Responsibility Training Classes with 269 attendees. There are more classes scheduled this year. The City's Liquor Enforcement Officer Joe Patrick wants to remind everyone that with summer here there will be more activity along with compliance checks at all establishments. There have been several of establishments cited this year with selling to minors and intoxicated persons which have resulted in penalties. Please be mindful of your responsibilities under the Liquor Code. We encourage you to have all of your staff attend one of the free trainings. Additional dates and details are at the end of this newsletter.

We now have an additional Hearing Officer for our Liquor and Beer Meetings. Joining Mr. Michael Grattan is Mr. Sam Starritt with Dufford, Waldeck, Milburn & Krohn law firm. Mr. Starritt will fill in for Hearing Officer Grattan from time to time to cover when Mr. Grattan is not available.

### *Legislation of interest to you....*

**HOUSE BILL 12-1270**—Concerning an increase in the limit on the amount of alcohol beverages a licensed establishment for on-premise consumption may purchase from a licensed alcohol beverage retailer. The different types of licensees had different limits and now all have been amended to two thousand dollars (\$2,000) annually. These licenses are Beer and Wine; Hotel and Restaurant; Tavern; Retail Gaming Tavern; Brew Pub; Club; Arts; Racetrack; and Vintner's Restaurant. This goes into effect August 8, 2012.

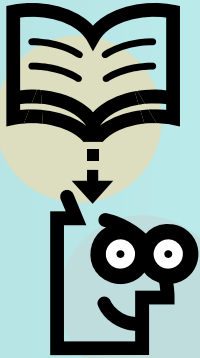
**SENATE BILL 12-118**—Concerning the Repeal of the requirement for a hotel and restaurant alcohol license that 25% of sales must be from meals. **12-47-411**—Hotel and restaurant license—definition—rules. (1) Except as otherwise provided in subsection (2) of this section, a hotel and restaurant license shall be issued to persons selling alcohol beverages in the place where the alcohol beverages are to be consumed, subject to the following restrictions: (a) Restaurants shall sell alcohol beverages as provided in this section only to customers of the restaurant and only if meals are actually and regularly served and provide not less than twenty-five percent of the gross income from sales of food and drink of the business of the licensed premises *over any period of time of at least one year*. (b) Hotels shall sell alcohol beverages as provided in this section only to customers of the

## SENATE BILL 12-118—Continued....

Hotel and, except in hotel rooms, only on the licensed premises where meals are actually and regularly served and provide not less than twenty-five percent of the gross income from sales of food and drink of the business of the licensed premises *over any period of time of at least one year*. This goes into effect August 8, 2012.



After the 2011 State Legislation the City of Grand Junction opted to approve Special Event Permits locally and this was a positive change for us and the applicants.



Reminder that you can go to the State Liquor Enforcement's website at: <http://www.colorado.gov/revenue/liquor>. Click on the Laws and Rules button, next screen select Liquor. The next screen will display the Colorado Liquor Code; Colorado Beer Code; Special Events; and Colorado Liquor Rules. Each of these are a pdf. file you can print and are searchable. The Liquor Rules have been updated as May 30, 2012. There have been lots of changes so we encourage you to go take a look and even print these out for your employees.

## READ THE CHANGES TO TRAINING FOR ESTABLISHMENTS BELOW

There have been several changes to the regulations regarding our training program that is offered to our establishments. They lifted the mandatory 4 hours for the training. Now to cover all of the training materials we believe with our best estimate the classes should be right at 3 hours. We will still administer the pre test and post test. Attendees must receive a 70% or better score to receive a certificate on the post test. We are also given the flexibility to hold classes specifically for off premise license holders (liquor stores and convenience stores). This will shorten this class significantly (closer to two hours). Our training officer will be working on this curriculum. We will continue to gauge the popularity of these classes and try and introduce this before the end of the year....so keep watching our flyers.



The other change is that recertification is now every three years (rather than every two) and to be recertified, the student does not need to take the class but can "test out". We are currently working on all these changes. **Watch for this also in the near future. But until then.....**The City of Grand Junction along with the Police Department will still offer a fun and informative method of educating anyone who dispenses alcohol and how they can protect themselves and the establishment.

## 2012 "FREE" Training Schedule

The dates (subject to change) for 2012 are:

Tuesday, August 21, 2012, 1 p.m. to 4 p.m.

Thursday, October 18, 2012, 1 p.m. to 4 p.m.—**Revised Date**

Thursday, December 13, 2012, 5 p.m. to 8 p.m.

**This training will be in the City Hall Auditorium, 250 N. 5th Street.**

Flyers will be sent out electronically approximately a month in advance, but you can register anytime by calling 244-1510 or emailing [debrak@gjcity.org](mailto:debrak@gjcity.org).

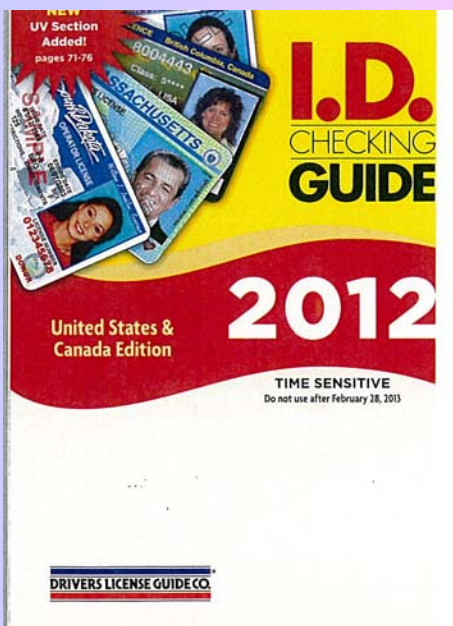
## Regulation 47-912. Identification.



A. Licensees may refuse to sell alcohol beverages to any person unable to produce adequate, currently valid identification of age. As long as it contains a picture and date of birth, the kind and type of identification deemed adequate shall be limited to the following:

1. An operator's, chauffeur's or similar type driver's license issued by any state within the United States, any U.S. Territory, or any foreign country including Canada or Mexico.
2. An identification card issued by any state for the purpose of proof of age as in accordance with C.R.S. 42-2-302 and 42-2-303.
3. A military identification card.
4. A passport.
5. An alien registration card.
6. A valid employment authorization document issued by the U.S. Department of Homeland Security.

B. It shall be an affirmative defense to any administrative action brought against a licensee for alleged sale to a minor if the minor presented fraudulent identification of the type established in paragraph A above and the licensee possessed an identification book issued within the past three years, which contained a sample of the specific kind of identification presented for compliance purposes. As an affirmative defense, the burden of proof is on the licensee to establish by a preponderance of the evidence that the minor presented fraudulent identification.



Drivers License Guide Co., Call toll-free 1-800-227-8827 for current pricing and ordering a current copy of this publication.

On the previous page you have been given the information to purchase the **ID Checking Guide** for the current year. This is one of the top items attendees are requesting. Here are some comments from our trainings that your employees have given us which they felt have been most helpful to them or the establishment...

- ◆ How to check for fake ID's/ID checking books
- ◆ Liquor Code Book (these are available to download from the State's website)
- ◆ Types of Identification (see page 3 of this newsletter)
- ◆ BAC levels
- ◆ Legal rights and refusal to sell
- ◆ All laws and statutes
- ◆ City vs State
- ◆ Liability of servers/managers/owners
- ◆ Sting operations
- ◆ Signage required to be displayed
- ◆ Knowing when to tell someone they have had too much to drink
- ◆ Tastings
- ◆ Security markings on ID's
- ◆ Videos and audio recordings for examples
- ◆ Intoxication levels
- ◆ The different types of licenses issued and the regulations with each
- ◆ Laws differ State to State

One of the most frequent comment was to shorten the class time. As explained in the beginning of the class that it was a requirement of the State for a 4 hour class. However the new regulations have shortened the time requirement, this should make some folks happy! Due to the unpopularity of early morning class we have discontinued 8:00 a.m. classes. We do listen to comments in the evaluations and appreciate those who take the time to provide comments.

We hope to be able to keep this a "free" training which is our goal. Please feel free to contact us anytime regarding information or suggestions.



**Numbers**

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

*Division of Liquor Enforcement*  
(303) 205-2300

*Local State Liquor Enforcement Investigators*  
*Brian Turner, Lisa Maestes, and Lori Garrison*  
(970) 248-7133

*City of Grand Junction Liquor Enforcement*  
*PST Joe Patrick*  
(970) 244-3612

*City Sales Tax*  
(970) 244-1521

A simple cartoon illustration of a telephone handset with a smiling face, arms, and legs, appearing to be happy.

**To Report Underage Drinking:**

**Underage Drinking Hotline**

**1-877-662-4643**