

**First Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 17-1032.02 Christy Chase x2008

**HOUSE BILL 17-1370**

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**HOUSE SPONSORSHIP**

**Winter and Liston,**

**SENATE SPONSORSHIP**

**Neville T. and Kerr,**

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**House Committees**

Finance  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE RETAIL SALE OF ALCOHOL BEVERAGES.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

Under current law, a retail liquor store licensee that was licensed on or before January 1, 2016, and is a Colorado resident is permitted to obtain one additional retail liquor store license on or after January 1, 2017; 2 additional retail liquor store licenses on or after January 1, 2022; and 3 additional retail liquor store licenses on or after January 1, 2027.

Additionally, current law permits a liquor-licensed drugstore licensee that was licensed on or before January 1, 2016, to obtain additional liquor-licensed drugstore licenses, as follows, but only if the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

licensee applies to transfer ownership of, change location of, and merge and convert 2 retail liquor store licenses located within the same local licensing authority jurisdiction as the drugstore premises to a single liquor-licensed drugstore license and only if the drugstore premises will not be located within 1,500 feet of any other licensed retail liquor store in the same local licensing jurisdiction or, if within a municipality with a population of not more than 10,000 people, the drugstore premises will not be located within 3,000 feet of any other licensed retail liquor store in the same local licensing jurisdiction:

- ! On or after January 1, 2017, up to 4 additional liquor-licensed drugstore licenses;
- ! On or after January 1, 2022, up to 7 additional liquor-licensed drugstore licenses;
- ! On or after January 1, 2027, up to 12 additional liquor-licensed drugstore licenses;
- ! On or after January 1, 2032, up to 19 additional liquor-licensed drugstore licenses; and
- ! On or after January 1, 2037, an unlimited number of additional liquor-licensed drugstore licenses.

**Section 3** of the bill modifies provisions governing the ability of a retail liquor store to obtain additional retail liquor store licenses as follows:

- ! Allows a retail liquor store that was licensed on or before April 1, 2017, to obtain 3 additional retail liquor store licenses between July 1, 2017, and July 1, 2018; on or after January 1, 2022, to obtain a maximum of 6 total retail liquor store licenses; and on or after January 1, 2027, a maximum of 9 total retail liquor store licenses;
- ! For additional licenses obtained on or after January 1, 2022, requires a person seeking additional licenses to apply to transfer ownership of, change location of, and merge 2 retail liquor store licenses located within the same local licensing authority jurisdiction as the applicant's premises into a single retail liquor store license; and
- ! Requires the majority of the owners of a retail liquor store seeking additional retail liquor store licenses to have either resided in Colorado for at least 2 years or operated a business in Colorado for at least 10 years.

Additionally, the bill prohibits a retail liquor store from allowing customers to use a self-checkout to complete an alcohol beverage purchase and requires a retail liquor store to:

- ! Verify the age of a customer attempting to purchase an alcohol beverage by examining the customer's valid identification; and
- ! Maintain certification as a responsible alcohol beverage

vendor.

An employee of a retail liquor store who is under 21 years of age cannot deliver or otherwise have contact with alcohol beverages offered for sale on, or sold and removed from, the licensed premises.

For liquor-licensed drugstore licenses, **section 4**:

! Allows a licensee that applied for a liquor-licensed drugstore license on or before October 1, 2016, and a corporation within a controlled group of corporations to obtain additional liquor-licensed drugstore licenses; and

! Caps the total number of additional licenses at 19, for a total of 20 liquor-licensed drugstore licenses.

**Sections 5 and 6** set state and local application fees for a retail liquor store licensee applying for a transfer of ownership, change of location, and merger of 2 retail liquor store licenses.

**Sections 1 and 2** make conforming amendments.

The bill takes effect July 1, 2017.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 12-47-303, **amend**  
3 (1)(c)(I) and (2); and **add** (1)(c)(II.5) as follows:

4 **12-47-303. Transfer of ownership and temporary permits.**

5 (1) (c) (I) Except as provided in ~~subparagraph (II) of this paragraph (c)~~  
6 SUBSECTION (1)(c)(II) OR (1)(c)(II.5) OF THIS SECTION, for any other  
7 transfer of ownership, application must be made to the state and local  
8 licensing authorities on forms prepared and furnished by the state  
9 licensing authority. In determining whether to permit a transfer of  
10 ownership, the licensing authorities shall consider only the requirements  
11 of section 12-47-307 and 1 CCR 203-2, rule 47-302, entitled "Changing,  
12 Altering, or Modifying Licensed Premises", or any analogous successor  
13 rule. The local licensing authority may conduct a hearing on the  
14 application for transfer of ownership after providing notice in accordance  
15 with ~~subparagraph (III) of this paragraph (c)~~ SUBSECTION (1)(c)(III) OF  
16 THIS SECTION. Any transfer of ownership hearing by the state licensing

1 authority must be held in accordance with section 12-47-305 (2).

2 (II.5) A LICENSE TRANSFER AND MERGER AS PROVIDED FOR IN  
3 SECTION 12-47-407 (1)(d) INCLUDES A TRANSFER OF OWNERSHIP OF AT  
4 LEAST TWO RETAIL LIQUOR STORES, A CHANGE OF LOCATION OF ONE OF  
5 THE RETAIL LIQUOR STORES, AND A MERGER OF THE RETAIL LIQUOR STORE  
6 LICENSES INTO A SINGLE RETAIL LIQUOR STORE LICENSE, ALL AS PART OF  
7 A SINGLE TRANSACTION, AND THE RETAIL LIQUOR STORE APPLICANT NEED  
8 NOT APPLY SEPARATELY FOR A TRANSFER OF OWNERSHIP UNDER THIS  
9 SECTION. THE RETAIL LIQUOR STORE APPLYING FOR A LICENSE TRANSFER  
10 AND MERGER PURSUANT TO SECTION 12-47-407 (1)(d) IS INELIGIBLE FOR  
11 A TEMPORARY PERMIT PURSUANT TO THIS SECTION. THE LOCAL LICENSING  
12 AUTHORITY SHALL CONSIDER THE REASONABLE REQUIREMENTS OF THE  
13 NEIGHBORHOOD PURSUANT TO SECTION 12-47-312 WHEN MAKING A  
14 DETERMINATION ON THE TRANSFER AND MERGER OF THE RETAIL LIQUOR  
15 STORE LICENSES INTO A SINGLE RETAIL LIQUOR STORE LICENSE. THE LOCAL  
16 LICENSING AUTHORITY MAY HOLD A HEARING ON THE APPLICATION FOR  
17 THE LICENSE TRANSFER AND MERGER AFTER PROVIDING NOTICE IN  
18 ACCORDANCE WITH SUBSECTION (1)(c)(III) OF THIS SECTION.

19 (2) Notwithstanding any provision of this ~~article~~ ARTICLE 47 to the  
20 contrary, a local licensing authority may issue a temporary permit to a  
21 transferee of any retail class of alcohol beverage license issued by the  
22 local licensing authority pursuant to this ~~article~~ ARTICLE 47 or article 46  
23 of this ~~title~~ TITLE 12; except that a local licensing authority shall not issue  
24 a temporary permit to a RETAIL LIQUOR STORE OR liquor-licensed  
25 drugstore that has acquired ownership of licensed retail liquor stores in  
26 accordance with ~~section~~ SECTION 12-47-407 (1)(d) OR 12-47-408 (1)(b),  
27 RESPECTIVELY. A temporary permit authorizes a transferee to continue

1 selling alcohol beverages as permitted under the permanent license during  
2 the period in which an application to transfer the ownership of the license  
3 is pending.

4 **SECTION 2.** In Colorado Revised Statutes, 12-47-312, **amend**  
5 (2)(a) as follows:

6 **12-47-312. Results of investigation - decision of authorities.**

7 (2) (a) Before entering any decision approving or denying the  
8 application, the local licensing authority shall consider, except where this  
9 ~~article~~ ARTICLE 47 specifically provides otherwise, the facts and evidence  
10 adduced as a result of its investigation, as well as any other facts, the  
11 reasonable requirements of the neighborhood for the type of license for  
12 which application has been made, the desires of the adult inhabitants, the  
13 number, type, and availability of alcohol beverage outlets located in or  
14 near the neighborhood under consideration, and any other pertinent  
15 matters affecting the qualifications of the applicant for the conduct of the  
16 type of business proposed; except that the reasonable requirements of the  
17 neighborhood shall not be considered in the issuance of a club liquor  
18 license. For the merger and conversion of retail liquor store licenses to a  
19 single liquor-licensed drugstore license in accordance with section  
20 12-47-408 (1)(b) OR FOR THE TRANSFER AND MERGER OF TWO RETAIL  
21 LIQUOR STORE LICENSES INTO A SINGLE RETAIL LIQUOR STORE LICENSE IN  
22 ACCORDANCE WITH SECTION 12-47-407 (1)(d), the local licensing  
23 authority shall consider the reasonable requirements of the neighborhood  
24 and the desires of the adult inhabitants of the neighborhood.

25 **SECTION 3.** In Colorado Revised Statutes, 12-47-407, **amend**  
26 (2), (4)(a), and (4)(b)(III); and **add** (1)(d), (4)(b)(III.5), (7), and (8) as  
27 follows:

1           **12-47-407. Retail liquor store license - rules.** (1) (d) (I) ON OR  
2 AFTER JANUARY 1, 2022, TO QUALIFY FOR AN ADDITIONAL RETAIL LIQUOR  
3 STORE LICENSE UNDER SUBSECTION (4)(b)(III.5) OF THIS SECTION, THE  
4 RETAIL LIQUOR STORE LICENSEE MUST APPLY TO THE STATE AND LOCAL  
5 LICENSING AUTHORITIES, AS PART OF A SINGLE APPLICATION, FOR A  
6 TRANSFER OF OWNERSHIP OF AT LEAST TWO RETAIL LIQUOR STORES THAT  
7 WERE LICENSED OR HAD APPLIED FOR A LICENSE ON OR BEFORE JANUARY  
8 1, 2017, A CHANGE OF LOCATION OF ONE OF THE RETAIL LIQUOR STORES,  
9 AND A MERGER OF THE RETAIL LIQUOR STORE LICENSES INTO A SINGLE  
10 RETAIL LIQUOR STORE LICENSE. THE APPLICANT MAY APPLY FOR A  
11 TRANSFER, CHANGE OF LOCATION, AND MERGER ONLY IF ALL OF THE  
12 FOLLOWING REQUIREMENTS ARE MET:

13           (A) THE RETAIL LIQUOR STORES THAT ARE THE SUBJECT OF THE  
14 TRANSFER OF OWNERSHIP ARE LOCATED WITHIN THE SAME LOCAL  
15 LICENSING AUTHORITY JURISDICTION AS THE PREMISES FOR WHICH THE  
16 APPLICANT IS SEEKING A RETAIL LIQUOR STORE LICENSE, AND, IF ANY  
17 RETAIL LIQUOR STORES ARE LOCATED WITHIN ONE THOUSAND FIVE  
18 HUNDRED FEET OF THE PREMISES OR, FOR A PREMISES LOCATED IN A  
19 MUNICIPALITY WITH A POPULATION OF TEN THOUSAND OR FEWER, WITHIN  
20 THREE THOUSAND FEET OF THE PREMISES, THE APPLICANT APPLIES TO  
21 TRANSFER OWNERSHIP OF ALL RETAIL LIQUOR STORES LOCATED WITHIN  
22 THAT DISTANCE. IF THERE ARE NO LICENSED RETAIL LIQUOR STORES OR  
23 ONLY ONE LICENSED RETAIL LIQUOR STORE WITHIN THE SAME LOCAL  
24 LICENSING AUTHORITY JURISDICTION AS THE PREMISES FOR WHICH A  
25 RETAIL LIQUOR STORE LICENSE IS SOUGHT, THE APPLICANT MUST APPLY TO  
26 TRANSFER OWNERSHIP OF ONE OR TWO RETAIL LIQUOR STORES, AS  
27 NECESSARY, THAT ARE LOCATED IN THE LOCAL LICENSING AUTHORITY

1 JURISDICTION THAT IS NEAREST TO THE JURISDICTION IN WHICH THE  
2 PREMISES IS LOCATED; AND

3 (B) UPON TRANSFER AND MERGER OF THE RETAIL LIQUOR STORE  
4 LICENSES TO A SINGLE RETAIL LIQUOR STORE LICENSE, THE PREMISES FOR  
5 WHICH THE NEW RETAIL LIQUOR STORE LICENSE IS SOUGHT WILL BE  
6 LOCATED AT LEAST ONE THOUSAND FIVE HUNDRED FEET FROM ALL  
7 LICENSED RETAIL LIQUOR STORES THAT ARE WITHIN THE SAME LOCAL  
8 LICENSING AUTHORITY JURISDICTION AS THE PREMISES FOR WHICH THE  
9 NEW RETAIL LIQUOR STORE LICENSE IS SOUGHT OR, FOR A PREMISES  
10 LOCATED IN A MUNICIPALITY WITH A POPULATION OF TEN THOUSAND OR  
11 FEWER, AT LEAST THREE THOUSAND FEET FROM ALL LICENSED RETAIL  
12 LIQUOR STORES THAT ARE WITHIN THE SAME LOCAL LICENSING AUTHORITY  
13 JURISDICTION AS THE PREMISES FOR WHICH THE NEW RETAIL LIQUOR STORE  
14 LICENSE IS SOUGHT.

15 (II) FOR PURPOSES OF DETERMINING WHETHER THE DISTANCE  
16 REQUIREMENTS SPECIFIED IN SUBSECTION (1)(d)(I)(B) OF THIS SECTION  
17 ARE SATISFIED, THE DISTANCE SHALL BE DETERMINED BY A RADIUS  
18 MEASUREMENT THAT BEGINS AT THE PRINCIPAL DOORWAY OF THE  
19 PREMISES FOR WHICH THE RETAIL LIQUOR STORE APPLICATION IS MADE  
20 AND ENDS AT THE PRINCIPAL DOORWAY OF THE LICENSED RETAIL LIQUOR  
21 STORE.

22 (III) IN MAKING ITS DETERMINATION ON THE TRANSFER OF  
23 OWNERSHIP, CHANGE OF LOCATION, AND LICENSE MERGER APPLICATION,  
24 THE LOCAL LICENSING AUTHORITY SHALL CONSIDER THE REASONABLE  
25 REQUIREMENTS OF THE NEIGHBORHOOD AND THE DESIRES OF THE ADULT  
26 INHABITANTS IN ACCORDANCE WITH SECTION 12-47-312.

27 (IV) IN ADDITION TO ANY OTHER REQUIREMENTS FOR LICENSURE

1 UNDER THIS SECTION OR THIS ARTICLE 47, A PERSON APPLYING FOR A NEW  
2 RETAIL LIQUOR STORE LICENSE IN ACCORDANCE WITH THIS SUBSECTION  
3 (1)(d) ON OR AFTER JANUARY 1, 2022, OR TO RENEW A RETAIL LIQUOR  
4 STORE LICENSE ISSUED ON OR AFTER JANUARY 1, 2022, UNDER THIS  
5 SUBSECTION (1)(d) MUST:

6 (A) PROVIDE EVIDENCE TO THE STATE AND LOCAL LICENSING  
7 AUTHORITIES THAT DURING THE PRIOR TWELVE MONTHS, NOT MORE THAN  
8 TWENTY PERCENT OF THE APPLICANT'S TOTAL ANNUAL GROSS REVENUES  
9 WERE DERIVED FROM THE SALE OF NONALCOHOL PRODUCTS, AS  
10 DETERMINED IN ACCORDANCE WITH SUBSECTION (1)(b) OF THIS SECTION;  
11 AND

12 (B) MAKE AND KEEP ITS PREMISES OPEN TO THE PUBLIC.

13 (2) ~~Every~~ A person ~~selling~~ LICENSED UNDER THIS SECTION TO SELL  
14 malt, vinous, and spirituous liquors in a retail liquor store shall:

15 (a) Purchase ~~such~~ malt, vinous, and spirituous liquors only from  
16 a wholesaler licensed ~~pursuant to~~ UNDER this ~~article~~: ARTICLE 47;

17 (b) NOT ALLOW CONSUMERS TO PURCHASE MALT, VINOUS, OR  
18 SPIRITUOUS LIQUORS AT A SELF-CHECKOUT OR OTHER MECHANISM THAT  
19 ALLOWS THE CONSUMER TO COMPLETE THE ALCOHOL BEVERAGE  
20 PURCHASE WITHOUT ASSISTANCE FROM, AND COMPLETION OF THE  
21 TRANSACTION BY, AN EMPLOYEE OF THE RETAIL LIQUOR STORE; AND

22 (c) REQUIRE, IN ACCORDANCE WITH SECTION 12-47-901 (10),  
23 CONSUMERS ATTEMPTING TO PURCHASE MALT, VINOUS, OR SPIRITUOUS  
24 LIQUORS TO PRESENT A VALID IDENTIFICATION, AS DETERMINED BY THE  
25 STATE LICENSING AUTHORITY BY RULE.

26 (4) (a) Except as provided in ~~paragraph (b) of this subsection (4)~~  
27 SUBSECTION (4)(b) OF THIS SECTION, it is unlawful for any owner, part



1 owner, shareholder, or person interested directly or indirectly in a retail  
2 liquor store to conduct, own either in whole or in part, or be directly or  
3 indirectly interested in any other business licensed pursuant to this article  
4 ARTICLE 47.

5 (b) An owner, part owner, shareholder, or person interested  
6 directly or indirectly in a retail liquor store may have an interest in:

7 (III) ON OR AFTER JULY 1, 2017, AND BEFORE JULY 1, 2018, for a  
8 retail liquor store licensed THAT APPLIED FOR A LICENSE on or before  
9 January 1, 2016, and whose license holder is a Colorado resident APRIL  
10 30, 2017, UP TO THREE additional retail liquor store licenses, as follows,  
11 but only if:

12 (A) The premises for which a AN ADDITIONAL RETAIL LIQUOR  
13 STORE license is sought satisfies the distance requirements specified in  
14 subparagraph (H) of paragraph (a) of subsection (1) SUBSECTION (1)(a)(II)  
15 of this section; AND

16 ~~(A) On or after January 1, 2017, and before January 1, 2022, one~~  
17 ~~additional retail liquor store license, for a maximum of up to two total~~  
18 ~~retail liquor store licenses;~~

19 ~~(B) On or after January 1, 2022, and before January 1, 2027, up~~  
20 ~~to two additional retail liquor store licenses, for a maximum of three total~~  
21 ~~retail liquor store licenses; and AS OF THE DATE OF APPLICATION FOR AN~~  
22 ~~ADDITIONAL RETAIL LIQUOR STORE LICENSE, THE MAJORITY OF OWNERS OF~~  
23 ~~THE RETAIL LIQUOR STORE HAVE EITHER RESIDED IN COLORADO FOR AT~~  
24 ~~LEAST TWO YEARS OR OPERATED A BUSINESS IN COLORADO FOR AT LEAST~~  
25 ~~TEN YEARS;~~

26 ~~(C) On or after January 1, 2027, up to three additional retail liquor~~  
27 ~~store licenses, for a maximum of four total retail liquor store licenses; or~~

1 (III.5) FOR A RETAIL LIQUOR STORE THAT APPLIED FOR A LICENSE  
2 ON OR BEFORE APRIL 30, 2017, ADDITIONAL RETAIL LIQUOR STORE  
3 LICENSES AS FOLLOWS, BUT ONLY IF THE PREMISES FOR WHICH AN  
4 ADDITIONAL RETAIL LIQUOR STORE LICENSE IS SOUGHT SATISFIES THE  
5 DISTANCE REQUIREMENTS SPECIFIED IN SUBSECTION (1)(a)(II) OF THIS  
6 SECTION; AS OF THE DATE OF APPLICATION FOR AN ADDITIONAL RETAIL  
7 LIQUOR STORE LICENSE, THE MAJORITY OF OWNERS OF THE RETAIL LIQUOR  
8 STORE HAVE EITHER RESIDED IN COLORADO FOR AT LEAST TWO YEARS OR  
9 OPERATED A BUSINESS IN COLORADO FOR AT LEAST TEN YEARS; AND THE  
10 RETAIL LIQUOR STORE LICENSEE APPLYING FOR AN ADDITIONAL LICENSE  
11 OBTAINS THE ADDITIONAL RETAIL LIQUOR STORE LICENSE IN ACCORDANCE  
12 WITH THE REQUIREMENTS OF SUBSECTION (1)(d) OF THIS SECTION:

13 (A) ON OR AFTER JANUARY 1, 2022, A MAXIMUM OF SIX TOTAL  
14 RETAIL LIQUOR STORE LICENSES, INCLUDING THE INITIAL RETAIL LIQUOR  
15 STORE LICENSE ISSUED ON OR BEFORE APRIL 1, 2017, AND ANY  
16 ADDITIONAL RETAIL LIQUOR STORE LICENSES OBTAINED UNDER SECTION  
17 (4)(b)(III) OF THIS SECTION; AND

18 (B) ON OR AFTER JANUARY 1, 2027, A MAXIMUM OF NINE TOTAL  
19 RETAIL LIQUOR STORE LICENSES, INCLUDING THE INITIAL RETAIL LIQUOR  
20 STORE LICENSE ISSUED ON OR BEFORE APRIL 1, 2017, AND ANY  
21 ADDITIONAL RETAIL LIQUOR STORE LICENSES OBTAINED UNDER SECTION  
22 (4)(b)(III) OR (4)(b)(III.5)(A) OF THIS SECTION; OR

23 (7) A LICENSED WHOLESALER SHALL MAKE ALL DELIVERIES OF  
24 ALCOHOL BEVERAGES TO A SPECIFIED RETAIL LIQUOR STORE THROUGH A  
25 COMMON CARRIER, A CONTRACT CARRIER, OR ON VEHICLES OWNED BY THE  
26 WHOLESALER.

27 (8) (a) A RETAIL LIQUOR STORE MUST OBTAIN AND MAINTAIN A

1 CERTIFICATION AS A RESPONSIBLE ALCOHOL BEVERAGE VENDOR IN  
2 ACCORDANCE WITH PART 10 OF THIS ARTICLE 47.

3 (b) AN EMPLOYEE OF A RETAIL LIQUOR STORE WHO IS UNDER  
4 TWENTY-ONE YEARS OF AGE SHALL NOT DELIVER OR OTHERWISE HAVE  
5 ANY CONTACT WITH MALT, VINOUS, OR SPIRITUOUS LIQUORS OFFERED FOR  
6 SALE ON, OR SOLD AND REMOVED FROM, THE LICENSED PREMISES.

7 **SECTION 4.** In Colorado Revised Statutes, 12-47-408, **amend**  
8 (1)(b)(I) introductory portion, (1)(b)(IV) introductory portion,  
9 (1)(b)(IV)(B), (4)(a), and (4)(b)(IV) introductory portion; **repeal**  
10 (4)(b)(IV)(E); and **add** (4)(b)(V), (4)(c), and (4)(d) as follows:

11 **12-47-408. Liquor-licensed drugstore license - multiple**  
12 **licenses permitted - requirements - repeal.** (1) (b) (I) On or after  
13 January 1, 2017, to qualify for an additional liquor-licensed drugstore  
14 license under SUBSECTION (4)(b) OF this section, a liquor-licensed  
15 drugstore licensee, A CORPORATION WITHIN A CONTROLLED GROUP OF  
16 CORPORATIONS AS DESCRIBED IN SUBSECTION (4)(c) OF THIS SECTION, or  
17 a retail liquor store licensee that was licensed as a liquor-licensed  
18 drugstore on February 21, 2016, AND THAT APPLIED TO CONVERT ITS  
19 RETAIL LIQUOR LICENSE TO A LIQUOR-LICENSED DRUGSTORE LICENSE ON  
20 OR BEFORE MAY 1, 2017, must apply to the state and local licensing  
21 authorities, as part of a single application, for a transfer of ownership of  
22 at least two licensed retail liquor stores that were licensed or had applied  
23 for a license on or before May 1, 2016, a change of location of one of the  
24 retail liquor stores, and a merger and conversion of the retail liquor store  
25 licenses into a single liquor-licensed drugstore license. The applicant may  
26 apply for a transfer, change of location, and merger and conversion only  
27 if all of the following requirements are met:

1 (IV) In addition to any other requirements for licensure under this  
2 section or ~~article~~ THIS ARTICLE 47, a person applying for a new  
3 liquor-licensed drugstore license in accordance with this ~~paragraph (b)~~  
4 SUBSECTION (1)(b) on or after January 1, 2017, or to renew a  
5 liquor-licensed drugstore license issued on or after January 1, 2017, under  
6 this ~~paragraph (b)~~ SUBSECTION (1)(b) must:

7 (B) ~~Be~~ MAKE AND KEEP ITS PREMISES open to the public.

8 (4) (a) Except as provided in ~~paragraph (b) of this subsection (4)~~  
9 SUBSECTIONS (4)(b) AND (4)(c) OF THIS SECTION, it is unlawful for any  
10 owner, part owner, shareholder, or person interested directly or indirectly  
11 in a liquor-licensed drugstore to conduct, own either in whole or in part,  
12 or be directly or indirectly interested in any other business licensed  
13 pursuant to this ~~article~~ ARTICLE 47.

14 (b) An owner, part owner, shareholder, or person interested  
15 directly or indirectly in a liquor-licensed drugstore may have an interest  
16 in:

17 (IV) For a liquor-licensed drugstore licensed on or before January  
18 1, 2016, OR A RETAIL LIQUOR STORE LICENSEE THAT WAS LICENSED AS A  
19 LIQUOR-LICENSED DRUGSTORE ON FEBRUARY 21, 2016, AND THAT  
20 APPLIED, ON OR BEFORE MAY 1, 2017, TO CONVERT ITS RETAIL LIQUOR  
21 LICENSE TO A LIQUOR-LICENSED DRUGSTORE LICENSE, additional  
22 liquor-licensed drugstore licenses as follows, but only if obtained in  
23 accordance with ~~paragraph (b) of subsection (1)~~ SUBSECTION (1)(b) of this  
24 section:

25 (V) FOR A PERSON THAT SUBMITTED AN APPLICATION FOR A NEW  
26 LIQUOR-LICENSED DRUGSTORE LICENSE ON OR BEFORE OCTOBER 1, 2016,  
27 ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES AS FOLLOWS, BUT

1 ONLY IF OBTAINED IN ACCORDANCE WITH SUBSECTION (1)(b) OF THIS  
2 SECTION:

3 (A) ON OR AFTER JULY 1, 2017, AND BEFORE JANUARY 1, 2022,  
4 FOUR ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES, FOR A  
5 MAXIMUM OF FIVE TOTAL LIQUOR-LICENSED DRUGSTORE LICENSES;

6 (B) ON OR AFTER JANUARY 1, 2022, AND BEFORE JANUARY 1,  
7 2027, UP TO SEVEN ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES,  
8 FOR A MAXIMUM OF EIGHT TOTAL LIQUOR-LICENSED DRUGSTORE  
9 LICENSES;

10 (C) ON OR AFTER JANUARY 1, 2027, AND BEFORE JANUARY 1,  
11 2032, UP TO TWELVE ADDITIONAL LIQUOR-LICENSED DRUGSTORE  
12 LICENSES, FOR A MAXIMUM OF THIRTEEN TOTAL LIQUOR-LICENSED  
13 DRUGSTORE LICENSES; AND

14 (D) ON OR AFTER JANUARY 1, 2032, AND BEFORE JANUARY 1,  
15 2037, UP TO NINETEEN ADDITIONAL LIQUOR-LICENSED DRUGSTORE  
16 LICENSES, FOR A MAXIMUM OF TWENTY TOTAL LIQUOR-LICENSED  
17 DRUGSTORE LICENSES.

18 (c) A CORPORATION WITHIN A CONTROLLED GROUP OF  
19 CORPORATIONS, AS DETERMINED UNDER 26 U.S.C. SEC. 1563 (a) AND  
20 IMPLEMENTING REGULATIONS, THAT FULLY OR PARTIALLY OWNS OR HAS  
21 A DIRECT OR INDIRECT INTEREST IN A LIQUOR-LICENSED DRUGSTORE HAS  
22 THE SAME ELIGIBILITY TO HAVE AN INTEREST IN ADDITIONAL  
23 LIQUOR-LICENSED DRUGSTORES PURSUANT TO SUBSECTION (4)(b)(V) OF  
24 THIS SECTION AS ANY OTHER MEMBER OF THE SAME CONTROLLED GROUP  
25 OF CORPORATIONS, BUT THE ENTIRE CONTROLLED GROUP OF  
26 CORPORATIONS IS SUBJECT TO THE LIMITATION ON THE NUMBER OF  
27 ADDITIONAL COMMONLY OWNED LIQUOR-LICENSED DRUGSTORES

1 SPECIFIED IN SAID SUBSECTION (4)(b)(V).

2 (d) SUBSECTION (4)(b)(V) OF THIS SECTION DOES NOT APPLY TO A  
3 RETAIL LIQUOR STORE LICENSEE THAT WAS LICENSED AS A  
4 LIQUOR-LICENSED DRUGSTORE ON FEBRUARY 21, 2016, AND THAT  
5 APPLIED, ON OR BEFORE MAY 1, 2017, TO CONVERT ITS RETAIL LIQUOR  
6 LICENSE TO A LIQUOR-LICENSED DRUGSTORE LICENSE.

7 **SECTION 5.** In Colorado Revised Statutes, 12-47-501, **add**  
8 (2)(a)(XVIII) as follows:

9 **12-47-501. State fees.** (2) (a) The state licensing authority shall  
10 establish fees for processing the following types of applications, notices,  
11 or reports required to be submitted to the state licensing authority:

12 (XVIII) APPLICATIONS FOR TRANSFER OF OWNERSHIP, CHANGE OF  
13 LOCATION, AND LICENSE MERGER PURSUANT TO SECTION 12-47-407 (1)(d).

14 **SECTION 6.** In Colorado Revised Statutes, 12-47-505, **amend**  
15 (4)(a) introductory portion; and **add** (4)(a)(VI) as follows:

16 **12-47-505. Local license fees.** (4) (a) Each application for a  
17 license provided for in this ~~article~~ ARTICLE 47 and article 46 of this ~~title~~  
18 TITLE 12 filed with a local licensing authority must be accompanied by an  
19 application fee in an amount determined by the local licensing authority  
20 to cover actual and necessary expenses, subject to the following  
21 limitations:

22 (VI) FOR A TRANSFER OF OWNERSHIP, CHANGE OF LOCATION, AND  
23 LICENSE MERGER PURSUANT TO SECTION 12-47-407 (1)(d), NOT TO  
24 EXCEED ONE THOUSAND DOLLARS.

25 **SECTION 7. Effective date.** This act takes effect July 1, 2017.

26 **SECTION 8. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.