



COLORADO
Department of Revenue

Executive Director's Office

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**Colorado Department of Revenue
Liquor Enforcement Division
Adoption of New Emergency Rule
Colorado Liquor Rules, 1 C.C.R. 203-2**

Emergency Rule

Regulation 47-506 – Fees.

Statement of Statutory Authority

Pursuant to sections 24-4-103(6) and 12-47-501(1.5), C.R.S., I, Barbara J. Brohl, Executive Director of the Department of Revenue and State Licensing Authority, hereby adopt the aforementioned new Colorado Liquor rule which is attached hereto.

Section 24-4-103(6), C.R.S., authorizes the Executive Director to adopt a temporary or emergency rule if the Executive Director finds that the immediate adoption of the rule is imperatively necessary to comply with a state law 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 that the adoption of this new rule, to become effective January 1, 2015, is necessary to comply with section 24-75-402(3), C.R.S. in order to reduce the uncommitted reserves of the fund to which all or any portion of one or more of the fees identified in 12-47-501, C.R.S. is credited. Therefore, I find that compliance with all requirements of section 24-4-103, C.R.S., would be contrary to the public interest.

Purpose

The purpose necessitating this rule on an expedited and emergency basis is to comply with state law. Specifically, to comply with the requirements of section 24-75-402(3), C.R.S., to reduce the amount of uncommitted reserves of the cash fund to which the fees under section 12-47-501, C.R.S. are credited. The State Licensing Authority is required to adjust such fees to reflect direct and indirect costs of the State Licensing Authority and to avoid exceeding the statutory limit of uncommitted reserves in administrative agency cash funds.

A permanent version of this rule was considered at a public rulemaking hearing in accordance with the State Administrative Procedure Act on December 3, 2014, but Regulation 47-506, 1 C.C.R. 203-2 would not be in effect until an undetermined date.

I find that the immediate adoption of this emergency rule to be effective January 1, 2015, is imperatively necessary for the reasons set forth above.

Adoption

For the reasons set forth above, I hereby adopt on an emergency basis effective January 1, 2015, 1 C.C.R. 203-2, Regulation 47-506, which is attached hereto and which shall be effective on the date of its adoption. This emergency rule shall be in force and effect for a period of one hundred and twenty days from the date of this notice, unless sooner terminated or replaced by the permanent rule adopted in accordance with section 24-4-103, C.R.S.

Adopted this 18th day of December, 2014.



Barbara J. Brohl
Executive Director
Colorado Department of Revenue
State Licensing Authority



Date

**STATEMENT OF AUTHORITY, BASIS AND PURPOSE FOR
PROPOSED REGULATION 47-506, 1 C.C.R. 203-2
COLORADO DEPARTMENT OF REVENUE
LIQUOR ENFORCEMENT DIVISION**

Statement of Authority, Basis and Purpose:

The statutory authority for this regulation is found at subsection 12-47-501(1.5). The purpose of this regulation is to provide transparency in the publication of application fees and in reducing state fees identified in subsection 12-47-501(1) in order to reduce uncommitted reserves of the fund pursuant to section 24-75-402(3), C.R.S. After the uncommitted reserves of the fund are sufficiently reduced, the Executive Director may by rule or as otherwise provided by law may increase the amount of the fees as provided in section 24-75-402(4).

Regulation 47-506. Fees.

Effective January 1, 2015, below are the fees set by the State Licensing Authority pursuant to Sections 12-47-501(2) and 12-47-501(3), C.R.S.

| | |
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| Alternating Proprietor Licensed Premises | \$ 150.00 |
| Application for New License | \$ 600.00 |
| Application for New License with Concurrent Review | \$ 700.00 |
| Application for Transfer License | \$ 600.00 |
| Art Gallery Permit | \$ 71.25 |
| Bed & Breakfast Permit | \$ 50.00 |
| Branch Warehouse or Warehouse Storage Permit | \$ 100.00 |
| Change of Corporate or Trade Name | \$ 50.00 |
| Change of Location | \$ 150.00 |
| Corporate/LLC Change (Per Person) | \$ 100.00 |
| Duplicate Liquor License | \$ 50.00 |
| Limited Liability Change | \$ 100.00 |
| Manager Registration (Hotel/Restaurant or Tavern) | \$ 75.00 |
| Master File Background | \$ 250.00 |
| Master File Location Fee (Per Location) | \$ 25.00 |
| Modification of License Premises (City or County) | \$ 150.00 |
| New Product Registration (Per Unit) | \$ 5.00 |
| Optional Premises Added to H&R License (Per Unit) | \$ 100.00 |
| Retail Warehouse Storage Permit | \$ 100.00 |
| Wine Festival Permit | \$ 25.00 |
| Wine Direct Shipment Permit | \$ 50.00 |
| 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.