



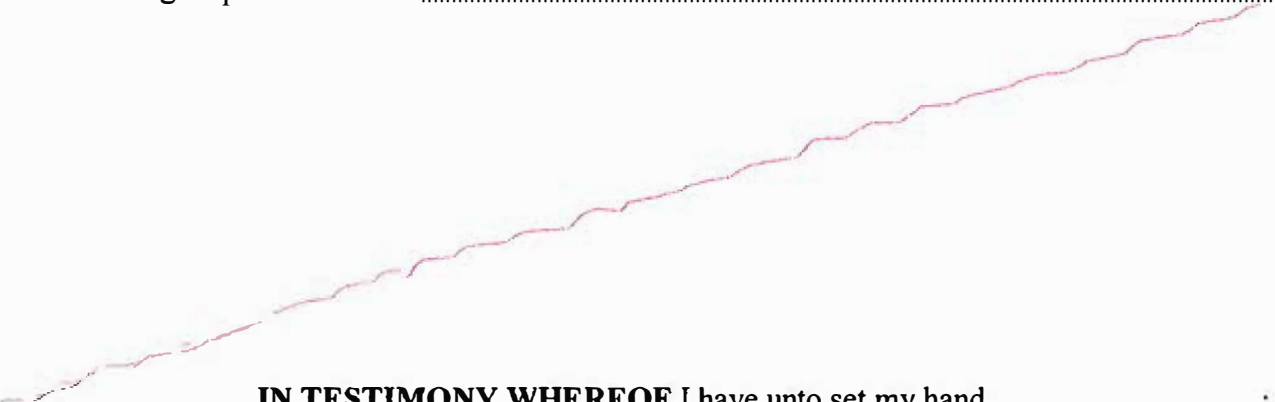
STATE OF COLORADO

DEPARTMENT OF
STATE

CERTIFICATE

I, **JENA GRISWOLD**, Secretary of State of the State of Colorado, do hereby certify that:

the attached are true and exact copies of the filed text, fiscal impact statement and abstract, motion for rehearing, and the rulings thereon of the Title Board for Proposed Initiative "2021-2022 #96 'Concerning Liquor Licenses'"



..... **IN TESTIMONY WHEREOF** I have unto set my hand
and affixed the Great Seal of the State of Colorado, at the
City of Denver this 3rd day of May, 2022.

Jena Griswold

SECRETARY OF STATE



Be it enacted by the People of the State of Colorado:

SECTION 1. Declaration of Purpose.

The People of the State of Colorado find and declare that it is in the interest of Colorado to create a more level playing field for the different business types that sell alcohol for off-premises consumption by allowing an equal number of licenses for drugstores, grocery stores and liquor stores. Creating parity and an orderly expansion for all businesses will foster competition, create jobs, increase selection and consumer choice, and lower costs for Coloradans.

SECTION 2. In Colorado Revised Statutes, 44-3-409, **amend** (4)(b)(III) as follows:

44-3-409. Retail liquor store license – rules. (4)(b) An owner, part owner, shareholder, or person interested directly or indirectly in a retail liquor store may have an interest in:

(III) For a retail liquor store licensed on or before January 1, 2016, and whose license holder is a Colorado resident, additional retail liquor store licenses as follows, but only if the premises for which a license is sought satisfies the distance requirements specified in subsection (1)(a)(II) of this section:

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

(B) On or after January 1, 2022, and before January 1, 2027, up to ~~two~~ SEVEN additional retail liquor store licenses, for a maximum of ~~three~~ EIGHT total retail liquor store licenses; ~~and~~

(C) On or after January 1, 2027, AND BEFORE JANUARY 1, 2032, up to ~~three~~ TWELVE additional retail liquor store licenses, for a maximum of ~~four~~ THIRTEEN total retail liquor store licenses;

(D) ON OR AFTER JANUARY 1, 2032, AND BEFORE JANUARY 1, 2037, UP TO NINETEEN ADDITIONAL RETAIL LIQUOR STORE LICENSES, FOR A MAXIMUM OF TWENTY TOTAL RETAIL LIQUOR STORE LICENSES;

(E) ON OR AFTER JANUARY 1, 2037, AN UNLIMITED NUMBER OF ADDITIONAL RETAIL LIQUOR STORE LICENSES; OR

SECTION 3. Effective date. This measure shall go into effect upon the proclamation of the governor of the state of Colorado.

Ballot Title Setting Board

Proposed Initiative 2021-2022 #96¹

The title as designated and fixed by the Board is as follows:

A change to the Colorado Revised Statutes concerning increasing the number of retail liquor store licenses in which a person may hold an interest, and, in connection therewith, phasing in the increase by allowing up to 8 licenses by December 31, 2026, up to 13 licenses by December 31, 2031, up to 20 licenses by December 31, 2036, and an unlimited number of licenses on or after January 1, 2037.

The ballot title and submission clause as designated and fixed by the Board is as follows:

Shall there be a change to the Colorado Revised Statutes concerning increasing the number of retail liquor store licenses in which a person may hold an interest, and, in connection therewith, phasing in the increase by allowing up to 8 licenses by December 31, 2026, up to 13 licenses by December 31, 2031, up to 20 licenses by December 31, 2036, and an unlimited number of licenses on or after January 1, 2037?

Hearing April 20, 2022:

Single subject approved; staff draft amended; titles set.

Board members: Theresa Conley, Julie Pelegrin, Eric Meyer

Hearing adjourned 3:37 P.M.

Rehearing April 28, 2022:

Motion for Rehearing denied.

Board members: Theresa Conley, Julie Pelegrin, David Powell

Hearing adjourned: 9:02 P.M.

¹ Unofficially captioned “**Concerning Liquor Licenses**” by legislative staff for tracking purposes. This caption is not part of the titles set by the Board.

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COLORADO TITLE SETTING BOARD

IN THE MATTER OF THE TITLE AND BALLOT TITLE AND SUBMISSION CLAUSE
FOR INITIATIVE 2021-2022 #96

MOTION FOR REHEARING

On behalf of Steve Ward and Levi Mendyk, registered electors in the State of Colorado, the undersigned counsel, hereby submits this Motion for Rehearing of the Title Board's April 20, 2022, decision.

The opponents assert that the titles as set violate clear title as they do not describe the central features of the measure including:

- A description of a "retail liquor store"
- A description of the increase
- A description of "person" that "may hold an interest"
- A description of the number of stores allowed on or after January 1, 2022 and before January 1, 2027
- A description of the number of stores allowed on or after January 1, 2032 and before January 1, 2037.

Respectfully submitted this 27th day of April, 2022.

s/Suzanne Taheri
Suzanne Taheri
MAVEN LAW GROUP
1600 Broadway, Suite 1600
Denver, CO 80202
Phone: (303) 218-7150



Legislative
Council Staff

Nonpartisan Services for Colorado's Legislature

Initiative 96

Fiscal Summary

Date: April 19, 2022

Fiscal Analyst: Anna Gerstle (303-866-4375)

LCS TITLE: CONCERNING LIQUOR LICENSES

Fiscal Summary of Initiative 96

This fiscal summary, prepared by the nonpartisan Director of Research of the Legislative Council, contains a preliminary assessment of the measure's fiscal impact. A full fiscal impact statement for this initiative is or will be available at www.colorado.gov/bluebook. This fiscal summary identifies the following impact.

State revenue. By allowing additional retail liquor store locations, Initiative 96 will increase fee revenue by a minimal amount to the Department Revenue. Applicants for new liquor licenses must pay initial application and licensing fees, as well as annual renewal fees.

State expenditures. By allowing additional retail liquor store locations, Initiative 96 will increase workload by a minimal amount for the Department Revenue to process additional applications for new liquor licenses and conduct enforcement.

Local government impact. Similar to the state impact, local liquor licensing authorities will have an increase in workload to process additional applications, and an increase in fee revenue from local application and licensing fees. The impact will depend on the actual number of new liquor stores in any individual jurisdiction.

Economic impacts. While Initiative 96 may change the number and type of liquor licensed locations, the overall volume of alcohol sales is not expected to change significantly. The measure may also shift income and employment opportunities across different retailers.