

INITIATED STATUTE TO REGULATE ALCOHOL LIKE MARIJUANA. PROPOSED INITIATIVE 2022 # \_\_\_\_\_

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

**SECTION 1: Declaration**

The People of the State of Colorado hereby find and declare that Article 3, Title 44, C.R.S. known as the "Colorado Liquor Code", shall be amended to require all Owners of grocery and convenience stores to submit to a criminal history record check prior to selling alcoholic beverages, just as owners of Marijuana retail establishments, beginning March 1, 2023.

**SECTION 2: In Colorado Revised Statutes, 44-3-307 add (1)(c) as follows:**

(1)(c) NO LICENSE PROVIDED BY THIS ARTICLE 3 TO A BEER AND WINE OFF-PREMISES RETAILER SHALL BE ISSUED TO OR HELD BY:

(I) ANY PERSON

- a. UNTIL THE ANNUAL FEE THEREFOR HAS BEEN PAID;
- b. UNTIL THE PERSON SUBMITS FINGERPRINTS FOR A CRIMINAL BACKGROUND CHECK; AND
- c. A CRIMINAL HISTORY RECORD CHECK REVEALS THAT THE PERSON IS OF GOOD MORAL CHARACTER AFTER CONSIDERING THE FACTORS IN SECTION 24-5-101.

(II) ANY CORPORATION, PARTNERSHIP, ASSOCIATION OR COMPANY

- a. UNTIL THE ANNUAL FEE THEREFOR HAS BEEN PAID;
- b. UNTIL EACH OFFICER, DIRECTOR, AND STOCKHOLDER SUBMITS FINGERPRINTS FOR A CRIMINAL BACKGROUND CHECK; AND
- c. A CRIMINAL HISTORY RECORD CHECK REVEALS THAT EVERY MEMBER, PARTNER AND SHAREHOLDER'S CRIMINAL HISTORY IS OF GOOD MORAL CHARACTER AFTER CONSIDERING THE FACTORS IN SECTION 24-5-101.

**SECTION 3: In Colorado Revised Statutes, 44-3-901 add (12) as follows:**

"OWNER OF A BEER AND WINE OFF-PREMISES RETAILER" MEANS EVERY PERSON AND EACH AND EVERY MEMBER, PARTNER AND SHAREHOLDER OF A CORPORATION, PARTNERSHIP, ASSOCIATION OR COMPANY SEEKING OR ISSUED A BEER AND WINE OFF-PREMISES RETAILER LICENSE.

**SECTION 4: In Colorado Revised Statutes, 44-3-901 add (13) as follows:**

- (1) EACH OWNER OF A BEER AND WINE OFF-PREMISES RETAILER ESTABLISHMENT SHALL BE CONSIDERED A "PERSON" FOR THE UNLAWFUL SALE OF AN ALCOHOLIC BEVERAGE TO A MINOR.
- (2) THE DIVISION MAY ENFORCE THE REQUIREMENTS OF THIS SECTION BY THE SAME ADMINISTRATIVE PROCEEDINGS THAT APPLY TO ALCOHOL BEVERAGE LICENSEES OR PERMIT, INCLUDING WITHOUT LIMITATION ANY DISCIPLINARY OR CRIMINAL ACTION APPLICABLE TO THE BEER AND WINE OFF-PREMISES RETAILER.