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Amending 75-1-7 (7), Colorado Revised Statutes 1963 (1965 Supp.), Concerning Fermented Malt Beverages

Colorado General Assembly

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CHAPTER 14

INTOXICATING LIQUORS

FERMENTED MALT BEVERAGES

(House Bill No. 1024. By Representatives Klein, Bastien, and Wilder; also Senator Cisneros.)

A N A C T

AMENDING 75-1-7 (7), COLORADO REVISED STATUTES 1963 (1965 SUPP.),
CONCERNING FERMENTED MALT BEVERAGES.

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

Section 1. 75-1-7 (7), Colorado Revised Statutes 1963 (1965 Supp.), is amended to read:

75-1-7. Licenses and permits.—(7) No licenses shall be refused arbitrarily or without good cause, and any such refusal may be reviewed upon application for a writ of certiorari or other proper method of review to any district court of the state having jurisdiction of the place where the license is proposed to be exercised. ANY PERSON APPLYING TO THE COURTS FOR A REVIEW OF ANY LICENSING AUTHORITY'S DECISION SHALL APPLY FOR REVIEW WITHIN THIRTY DAYS AFTER THE DATE OF DECISION AND SHALL BE REQUIRED TO PAY THE COST OF PREPARING A TRANSCRIPT OF PROCEEDINGS BEFORE THE LICENSING AUTHORITY WHENEVER SUCH A TRANSCRIPT IS DEMANDED BY THE PERSON TAKING THE APPEAL OR WHEN SUCH A TRANSCRIPT IS FURNISHED BY THE LICENSING AUTHORITY PURSUANT TO COURT ORDER. Such court shall determine whether said refusal was arbitrary and without good cause, and if so finding, then said court shall order the state and local licensing authorities to issue said license. The state licenses as in this article provided for shall be issued by the secretary of state and the licenses required in cities, towns, counties, or city and county shall be issued by the council, board of trustees, or licensing authorities of the cities, towns, or city and county and by the board of county commissioners of the county.

Section 2. Safety clause.—The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

Approved: February 27, 1967