



**COLORADO**  
**Department of Revenue**  
Specialized Business Group—  
Liquor & Tobacco

Physical Address:  
1707 Cole Boulevard, Suite 300  
Lakewood, CO 80401

Mailing Address:  
P.O. Box 17087  
Denver, Colorado 80217-087  
Fax: 303-866-2428

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## **BULLETIN 23-02**

### **REFERENCE: Bulletin 23-02 - Emergency Declaration Expiration Impacting Takeout/Delivery of Alcohol Beverages for On-Premises Licensees**

The Colorado COVID-19 Disaster Recovery Order (D 2023 009) expired on May 5, 2023. With the expiration of this order, there are no longer any COVID-19 pandemic related disaster emergencies declared in Colorado. As a result, on-premises licensees that hold or are eligible to hold a takeout and delivery permit will be subject to additional provisions under section 44-3-911, C.R.S., that were suspended during the disaster emergency.

#### **Takeout and Delivery Permit Required**

All eligible on-premises licensees wishing to sell and deliver an alcohol beverage, or to allow a customer to remove an alcohol beverage from its licensed premises, must hold a valid takeout and delivery permit. Licensees that do not have a valid takeout and delivery permit shall cease offering takeout alcohol beverages and/or delivering alcohol beverages until a permit is issued to it by the state licensing authority, and local licensing authority if applicable.

The on-premises takeout and delivery permit application is available on our website here: [DR 8496 Takeout and Delivery Permit Application and Renewal](#) (on-premises applicants only). The application can also be completed via an online google form by following this [link](#).

The fee for the takeout and delivery permit is \$11.00, which can be paid online at your convenience using this [link](#) or by check to the division. The application is not complete for consideration until the payment and all application materials are received and approved.

**Please consult your local licensing authority to determine if it has created a takeout and delivery permit for alcohol beverages.** If the local licensing authority has created a takeout and delivery permit, you will also need to secure a local permit to be in compliance with the law.

### **Volume Limits**

Under subsection 44-3-911(2)(b)(III), C.R.S., takeout and delivery permittees may sell or deliver up to the following amounts of alcohol beverages per takeout or delivery order:

- Vinous liquors - 1,500 mL or 50.8 fl oz per order (this equates to one magnum sized wine bottle or two standard- sized bottles);
- Malt liquors, fermented malt beverages, and hard cider - 4,259 mL or 144 fl oz per order (this equates to two six packs of beer); and
- Spirituous liquors - 1 L or 33.8 fl oz per order (this equates to one 750 ml bottle of spirits).

### **Gross Annual Revenues**

Under subsection 44-3-911(2)(c), C.R.S., a licensee holding a takeout and delivery permit may not derive more than 50% of its gross annual revenue from total food and alcohol beverage sales from the sale of alcohol beverages through takeout and delivery orders.

The Liquor Enforcement Division appreciates your diligence and support as we work together to keep Colorado communities safe and businesses thriving.

The Division reserves the right to amend or withdraw industry bulletins at any time but will try to provide as much forewarning as possible before any such amendment or withdrawal.

Please do not hesitate to reach out to LED at [dor\\_led@state.co.us](mailto:dor_led@state.co.us) if you have any questions, issues, or comments.

**Colorado Liquor and Tobacco Enforcement Division**