It shall be an affirmative defense to any administrative action brought against a licensee for alleged sale to a minor:

* if the minor presented fraudulent identification of the type accepted in the State of Colorado
* **The licensee possessed an identification book issued within the past three years, which contained a sample of the specific kind of identification presented for compliance purposes.**
* As an affirmative defense, the burden of proof is on the licensee to establish by a preponderance of the evidence that the minor presented fraudulent identification.