

NOTE: The governor signed this measure on 3/26/2015.

An Act

HOUSE BILL 15-1192

BY REPRESENTATIVE(S) Becker K., Lawrence, Pabon, Court, Duran, Esgar, Fields, Hamner, Melton, Mitsch Bush, Moreno, Neville P., Rosenthal, Tate, Van Winkle, Winter, Young;
also SENATOR(S) Neville T., Steadman, Kefalas.

CONCERNING THE ABILITY OF SPECIFIED ESTABLISHMENTS LICENSED TO SERVE ALCOHOL BEVERAGES FOR ON-PREMISES CONSUMPTION TO BECOME PART OF AN ENTERTAINMENT DISTRICT AUTHORIZED BY A LOCAL GOVERNMENT.

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

SECTION 1. In Colorado Revised Statutes, 12-47-103, **amend** (7.5) (c) as follows:

12-47-103. Definitions. As used in this article and article 46 of this title, unless the context otherwise requires:

(7.5) "Entertainment district" means an area that:

(c) Contains at least twenty thousand square feet of premises ~~licensed as a~~ THAT, AT THE TIME THE DISTRICT IS CREATED, IS LICENSED PURSUANT TO THIS ARTICLE AS A:

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

- (I) Tavern;
- (II) Hotel and restaurant;
- (III) Brew pub;
- (IV) Retail gaming tavern; ~~or~~
- (V) Vintner's restaurant; ~~at the time the district is created.~~
- (VI) BEER AND WINE LICENSEE;
- (VII) MANUFACTURER THAT OPERATES A SALES ROOM PURSUANT TO SECTION 12-47-402 (2) OR (6);
- (VIII) BEER WHOLESALER THAT OPERATES A SALES ROOM PURSUANT TO SECTION 12-47-406 (1) (b) (I); OR
- (IX) LIMITED WINERY.

SECTION 2. In Colorado Revised Statutes, 12-47-301, **amend** (11) (c) (II) introductory portion and (11) (e) (I) as follows:

12-47-301. Licensing in general. (11) (c) (II) An association or LICENSED tavern, hotel and restaurant, brew pub, retail gaming tavern, ~~or~~ vintner's restaurant, ~~licensee who~~ BEER AND WINE LICENSEE, MANUFACTURER OR BEER WHOLESALER THAT OPERATES A SALES ROOM, OR LIMITED WINERY THAT wishes to create a promotional association may submit an application to the local licensing authority. To qualify for certification, the promotional association must:

(e) (I) A LICENSED tavern, hotel and restaurant, brew pub, retail gaming tavern, ~~or~~ vintner's restaurant, ~~licensee who~~ BEER AND WINE LICENSEE, MANUFACTURER OR BEER WHOLESALER THAT OPERATES A SALES ROOM, OR LIMITED WINERY THAT wishes to attach to a common consumption area may submit an application to the local licensing authority. To qualify, the licensee must include a request for authority to attach to the common consumption area from the certified promotional association of the common consumption area unless the promotional

association does not exist when the application is submitted; if so, the applicant shall request the authority when a promotional association is certified and shall demonstrate to the local licensing authority that the authority has been obtained by the time the applicant's license issued under this article is renewed.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016

and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Dickey Lee Hullinghorst
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Bill L. Cadman
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO