

**Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 20-1112.01 Christy Chase x2008

SENATE BILL 20-194

SENATE SPONSORSHIP

Bridges and Fenberg, Tate, Crowder, Garcia, Gardner, Ginal, Gonzales, Hansen, Hisey, Holbert, Lundeen, Marble, Moreno, Pettersen, Priola, Scott, Sonnenberg, Story, Todd, Winter, Zenzinger

HOUSE SPONSORSHIP

Gray and Van Winkle,

Senate Committees

Business, Labor, & Technology

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE ABILITY OF A LICENSED BREW PUB TO SELL AT**
102 **RETAIL MALT LIQUORS THAT ARE MANUFACTURED AT A**
103 **SEPARATE BREW PUB UNDER THE SAME OWNERSHIP AS THE**
104 **BREW PUB AT WHICH THE SALE OCCURS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill allows a licensed brew pub to sell to the public in sealed containers for off-premises consumption malt liquors that are manufactured at a separate licensed brew pub under the same ownership

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
June 1, 2020

SENATE
2nd Reading Unamended
May 28, 2020

as the brew pub at which the retail sale occurs.

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

2 **SECTION 1.** In Colorado Revised Statutes, 44-3-417, **amend**
3 (2)(a)(III); and **add** (2)(a.5) as follows:

4 **44-3-417. Brew pub license - definitions.** (2) (a) Except as
5 provided in subsection (2)(b) of this section, during the hours established
6 in section 44-3-901 (6)(b), malt liquors manufactured by a brew pub
7 licensee on the licensed premises or alternating proprietor licensed
8 premises may be:

9 (III) Sold to the public in sealed containers for off-premises
10 consumption. EXCEPT AS PROVIDED IN SUBSECTION (2)(a.5) OF THIS
11 SECTION, only malt liquors manufactured and packaged BY THE LICENSEE
12 on the licensed premises or ON AN alternating proprietor licensed
13 premises ~~by the licensee shall~~ MAY be sold TO THE PUBLIC in sealed
14 containers.

15 (a.5) (I) FOR PURPOSES OF SALES TO THE PUBLIC IN SEALED
16 CONTAINERS PURSUANT TO SUBSECTION (2)(a)(III) OF THIS SECTION, A
17 BREW PUB LICENSEE MAY ALSO SELL ON THE LICENSED PREMISES MALT
18 LIQUORS THAT ARE MANUFACTURED BY THE LICENSEE ON ANOTHER BREW
19 PUB LICENSED PREMISES THAT IS UNDER THE SAME OWNERSHIP AS THE
20 BREW PUB LICENSED PREMISES AT WHICH THE SALE OCCURS.

21 (II) AS USED IN THIS SUBSECTION (2)(a.5), "SAME OWNERSHIP"
22 MEANS THAT A PERSON OR GROUP OF PERSONS HAS AT LEAST FIFTY
23 PERCENT OWNERSHIP INTEREST IN THE LICENSED BREW PUB AT WHICH THE
24 SALE TO THE PUBLIC OF MALT LIQUORS IN SEALED CONTAINERS OCCURS
25 AND IN ANOTHER BREW PUB LICENSED PREMISES AT WHICH THE MALT

1 LIQUORS BEING SOLD WERE MANUFACTURED.

2 **SECTION 2. Act subject to petition - effective date.** This act
3 takes effect at 12:01 a.m. on the day following the expiration of the
4 ninety-day period after final adjournment of the general assembly (August
5 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
6 referendum petition is filed pursuant to section 1 (3) of article V of the
7 state constitution against this act or an item, section, or part of this act
8 within such period, then the act, item, section, or part will not take effect
9 unless approved by the people at the general election to be held in
10 November 2020 and, in such case, will take effect on the date of the
11 official declaration of the vote thereon by the governor.