

CHAPTER 18

**PROFESSIONS AND OCCUPATIONS**

HOUSE BILL 94-1151

BY REPRESENTATIVES Anderson, Chlouber, and Owen;  
also SENATOR Blickensderfer.

**AN ACT**

**CONCERNING THE DENIAL OF A LIQUOR LICENSE BASED UPON THE DENIAL OF THE SAME TYPE OF LIQUOR LICENSE FOR THE SAME LOCATION WITHIN THE PREVIOUS TWO YEARS.**

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

**SECTION 1.** 12-47-107 (3), Colorado Revised Statutes, 1991 Repl. Vol., is amended to read:

**12-47-107. Application to state licensing authority - issuance.** (3) No application to have a retail liquor store license, liquor-licensed drugstore license, beer and wine license, tavern license, club license, arts license, racetrack license, or hotel and restaurant license at a particular location shall be received or acted upon concerning a location for which, within two years preceding, the appropriate licensing authority has refused to approve ~~any one of the foregoing types of licenses~~ THE SAME CLASS OF LICENSE on the ground, in whole or in part, that the licenses already granted for the particular locality were adequate for the reasonable requirements of the neighborhood and the desires of the adult inhabitants at the time of such refusal.

**SECTION 2.** 12-47-138 (1) (a), Colorado Revised Statutes, 1991 Repl. Vol., is amended to read:

**12-47-138. Restrictions for applications for new license.** (1) No application for the issuance of any license specified in section 12-47-135 (1) shall be received or acted upon:

(a) If, within the two years next preceding the date of the application, either the state or a local licensing authority has denied an application FOR THE SAME CLASS OF LICENSE at the same location for the reason that the reasonable requirements of the

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

neighborhood and the desires of the adult inhabitants were satisfied by the existing outlets;

**SECTION 3. 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.

Approved: March 15, 1994