

## CHAPTER 251

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**PROFESSIONS AND OCCUPATIONS**

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**HOUSE BILL 94-1256**

BY REPRESENTATIVES Friednash, Foster, Schauer, Taylor, Acquafresca, Hernandez, and Strom;  
also SENATORS Bishop, Gallagher, Mares, and R. Powers.

**AN ACT****CONCERNING THE REMOVAL OF CERTAIN RESTRICTIONS THAT APPLY TO ALCOHOLIC BEVERAGES  
PRODUCED IN COLORADO.**

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

**SECTION 1.** 12-47-113.1, Colorado Revised Statutes, 1991 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

**12-47-113.1. Limited winery license.** (3) A PERSON WHO HAS A FINANCIAL INTEREST IN A LIMITED WINERY LICENSE AND RELINQUISHES SUCH LICENSE TO APPLY FOR ANOTHER LICENSE UNDER THIS ARTICLE SHALL BE PROHIBITED FROM OBTAINING A LIMITED WINERY LICENSE FOR THREE YEARS FROM THE DATE OF ISSUANCE OF SUCH OTHER LICENSE.

**SECTION 2.** 12-47-119 (1.5), Colorado Revised Statutes, 1991 Repl. Vol., is amended to read:

**12-47-119. Hotel and restaurant license.** (1.5) A hotel and restaurant license may be issued to persons operating a licensed brewery in the state of Colorado and selling the malt liquors manufactured at such brewery in addition to selling other malt, vinous, and spirituous liquors at retail for consumption in a restaurant operated on the premises or immediately adjacent to the premises of such licensed brewery. The requirements of this article shall be applicable to the issuance of such a hotel and restaurant license; EXCEPT THAT, NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION, A RESTAURANT LICENSED PURSUANT TO THIS SUBSECTION (1.5) NEED ONLY RECEIVE FIFTEEN PERCENT OF ITS GROSS INCOME FROM THE SALE OF MEALS.

**SECTION 3.** 12-47-142 (2), Colorado Revised Statutes, 1991 Repl. Vol., is

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

amended BY THE ADDITION OF A NEW PARAGRAPH to read:

**12-47-142. Exemptions.** (2) (d) MALT LIQUORS PRODUCED PURSUANT TO THIS SUBSECTION (2) MAY BE TRANSPORTED AND DELIVERED BY THE PRODUCER TO ANY LICENSED PREMISE WHERE CONSUMPTION BY PERSONS OVER THE AGE OF TWENTY-ONE IS AUTHORIZED FOR USE AT ORGANIZED AFFAIRS, EXHIBITIONS, OR COMPETITIONS, SUCH AS HOME BREW CONTESTS, TASTINGS, OR JUDGINGS. CONSUMPTION SHALL BE LIMITED SOLELY TO THE PARTICIPANTS IN AND JUDGES OF SUCH EVENTS. MALT LIQUORS USED FOR THE PURPOSES DESCRIBED IN THIS PARAGRAPH (d) SHALL BE SERVED IN PORTIONS NOT EXCEEDING SIX OUNCES AND SHALL NOT BE SOLD, OFFERED FOR SALE, OR MADE AVAILABLE FOR CONSUMPTION BY THE GENERAL PUBLIC.

**SECTION 4. 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: May 25, 1994