

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 26-0735.01 Yelana Love x2295

HOUSE BILL 26-1330

HOUSE SPONSORSHIP

Woodrow and Hartsook,

SENATE SPONSORSHIP

(None),

House Committees

Transportation, Housing & Local Government

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE OPERATIONAL PARAMETERS OF ENTERTAINMENT**
102 **DISTRICTS.**

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>.)

Current law allows the governing body of a local licensing authority to create an entertainment district for the purpose of the service and consumption of alcohol beverages. The bill amends the laws governing entertainment districts by:

- Specifying that an entertainment district may exist only within a single municipality or city and county or the

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

- unincorporated portion of a single county;
- Removing the requirement that an entertainment district be no larger than 100 acres;
- Reducing the minimum square footage that licensed premises are required to contain from 20,000 square feet of premises to 5,000 square feet;
- Allowing a local licensing authority to establish the days and hours of operation for the entertainment district and licensees within the entertainment district; and
- Specifying that only licensed premises authorized to attach to a common consumption area may sell or serve alcohol beverages for consumption within the common consumption area.

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

2 **SECTION 1.** In Colorado Revised Statutes, 44-3-103, **amend**
 3 (15)(a) and (15)(c) introductory portion; and **repeal** (15)(b) as follows:

4 **44-3-103. Definitions.**

5 As used in this article 3 and article 4 of this title 44, unless the
 6 context otherwise requires:

7 (15) "Entertainment district" means an area that:

8 (a) Is located within a SINGLE municipality a OR city and county
 9 or the unincorporated area of a SINGLE county and is designated in
 10 accordance with section 44-3-301 (11)(b) as an entertainment district;

11 AND

12 (b) ~~Comprises no more than one hundred acres; and~~

13 (c) ~~Contains, at least twenty thousand square feet of premises that;~~
 14 at the time the district is created, is A COMBINED TOTAL LICENSED
 15 PREMISES OF AT LEAST FIVE THOUSAND SQUARE FEET FOR TWO OR MORE
 16 LICENSEES THAT ARE licensed pursuant to this article 3 as:

17 **SECTION 2.** In Colorado Revised Statutes, 44-3-301, **amend**
 18 (11)(b) and (11)(f) as follows:

1 **44-3-301. Licensing in general - rules - tastings -**
2 **entertainment district - promotional association - educational classes.**

3 (11) (b) A governing body of a local licensing authority may
4 create an entertainment district by adopting an ordinance or resolution.
5 ~~An entertainment district shall not exceed one hundred acres.~~ The
6 ordinance or resolution may impose stricter limits than required by this
7 subsection (11) on the ~~size, security or hours of operation~~ of any common
8 consumption area created within the entertainment district.

9 (f) (I) A local licensing authority may establish application
10 procedures and a fee for certifying a promotional authority or authorizing
11 attachment to a common consumption area. The authority shall establish
12 the fee in an amount designed to reasonably offset the cost of
13 implementing this subsection (11).

14 (II) Notwithstanding any other provision of this article 3 TO THE
15 CONTRARY, a local LICENSING authority may set the DAYS AND hours
16 during which ~~a common consumption area and attached~~ licensed premises
17 IN OR ON THE PERIMETER OF A COMMON CONSUMPTION AREA AND
18 AUTHORIZED TO BE ATTACHED TO A COMMON CONSUMPTION AREA may
19 SELL OR serve alcohol BEVERAGES and ~~the~~ DURING WHICH THEIR
20 customers may consume alcohol BEVERAGES EITHER IN THE COMMON
21 CONSUMPTION AREA WHEN THE COMMON CONSUMPTION AREA IS IN
22 OPERATION OR ON THEIR LICENSED PREMISES.

23 (III) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE
24 3 TO THE CONTRARY, A LOCAL LICENSING AUTHORITY MAY ESTABLISH THE
25 DAYS AND HOURS OF OPERATION FOR THE ENTERTAINMENT DISTRICT AND,
26 WHEN IN OPERATION, THE DAYS AND HOURS DURING WHICH LICENSEES IN
27 THE ENTERTAINMENT DISTRICT THAT ARE LISTED IN SECTION 44-3-103

1 (15)(c) MAY SELL OR SERVE ALCOHOL BEVERAGES IN THEIR LICENSED
2 PREMISES.

3 (IV) Before certifying a promotional association, the local
4 licensing authority shall consider the reasonable requirements of the
5 neighborhood, the desires of the adult inhabitants as evidenced by
6 petitions, remonstrances, or otherwise, and all other reasonable
7 restrictions that are or may be placed upon the neighborhood by the local
8 licensing authority.

9 (V) PRIOR TO THE HEARING TO DETERMINE WHETHER TO APPROVE
10 THE ORDINANCE OR RESOLUTION THAT WOULD CREATE THE
11 ENTERTAINMENT DISTRICT, THE CITY COUNCIL OR BOARD OF COUNTY
12 COMMISSIONERS SHALL CONSULT THE COUNTY SHERIFF AND ANY
13 MUNICIPAL POLICE DEPARTMENT THAT HAS JURISDICTION OVER THE AREA
14 WHERE THE ENTERTAINMENT DISTRICT IS TO BE LOCATED.

15 **SECTION 3.** In Colorado Revised Statutes, 44-3-910, **amend**
16 (1)(b) and (1)(f); **repeal** (1)(c) and (1)(d); and **add** (5) and (6) as follows:

17 **44-3-910. Common consumption areas - rules.**

18 (1) A promotional association or attached licensed premises shall
19 not:

20 (b) ~~Sell or provide an alcohol beverage to a customer for~~
21 ~~consumption within the common consumption area but not within the~~
22 ~~licensed premises in a container that is larger than sixteen ounces~~ PERMIT
23 INDIVIDUALS TO ENTER AN ATTACHED LICENSED PREMISES FROM THE
24 COMMON CONSUMPTION AREA WITH AN ALCOHOL BEVERAGE PURCHASED
25 FROM A DIFFERENT ATTACHED LICENSED PREMISES;

26 (c) ~~Sell or provide an alcohol beverage to a customer for~~
27 ~~consumption within the common consumption area but not within the~~

1 ~~licensed premises unless the container is disposable and contains the~~
2 ~~name of the vendor in at least twenty-four-point font;~~

3 (d) ~~Permit customers to leave the licensed premises with an~~
4 ~~alcohol beverage unless the beverage container complies with subsections~~
5 ~~(1)(b) and (1)(c) of this section;~~

6 (f) Operate the common consumption area in an area that exceeds
7 the maximum SIZE authorized ~~by this article 3~~ or by the local licensing
8 authority;

9 (5) THE STATE LICENSING AUTHORITY MAY ADOPT RULES TO
10 PRESERVE PUBLIC SAFETY AND THE PROPER REGULATION AND CONTROL OF
11 THE SALE AND SERVICE OF ALCOHOL BEVERAGES UNDER THIS SECTION.
12 THE STATE LICENSING AUTHORITY MAY, BY RULE, ESTABLISH DIFFERENT
13 REQUIREMENTS FOR LICENSED PREMISES WITHIN AN ENTERTAINMENT
14 DISTRICT THAT ARE NOT ATTACHED TO A COMMON CONSUMPTION AREA
15 AND LICENSED PREMISES WITHIN AN ENTERTAINMENT DISTRICT THAT ARE
16 ATTACHED TO A COMMON CONSUMPTION AREA.

17 (6) ONLY LICENSED PREMISES AUTHORIZED TO ATTACH TO A
18 COMMON CONSUMPTION AREA BY THE LOCAL LICENSING AUTHORITY
19 UNDER SECTION 44-3-301 (11)(e) AND (11)(f) MAY SELL OR SERVE
20 ALCOHOL BEVERAGES FOR CONSUMPTION WITHIN THE COMMON
21 CONSUMPTION AREA.

22 **SECTION 4. Act subject to petition - effective date.** This act
23 takes effect at 12:01 a.m. on the day following the expiration of the
24 ninety-day period after final adjournment of the general assembly (August
25 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
26 referendum petition is filed pursuant to section 1 (3) of article V of the
27 state constitution against this act or an item, section, or part of this act

1 within such period, then the act, item, section, or part will not take effect
2 unless approved by the people at the general election to be held in
3 November 2026 and, in such case, will take effect on the date of the
4 official declaration of the vote thereon by the governor.