

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

ENGROSSED

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

LLS NO. 19-0972.01 Jery Payne x2157

SENATE BILL 19-200

SENATE SPONSORSHIP

Gonzales, Sonnenberg

HOUSE SPONSORSHIP

Valdez A.,

Senate Committees
Local Government

House Committees

A BILL FOR AN ACT

101 **CONCERNING AN EXCEPTION TO THE PROHIBITION ON REMOVING AN**
102 **ALCOHOL BEVERAGE FROM A PREMISES LICENSED TO SERVE**
103 **ALCOHOL BEVERAGES AT THE NATIONAL WESTERN CENTER.**

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>.)

Although it is illegal to remove an alcohol beverage from a premises licensed to serve alcohol beverages, current law allows a patron of the state fair or of an establishment within a common consumption area to leave the licensed premises with an alcohol beverage so long as the person does not leave the fairgrounds or common consumption area. The

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
2nd Reading Unamended
April 5, 2019

bill expands this exception to cover the national western stock show within the national western center when and where approved by the city and county of Denver.

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

2 **SECTION 1.** In Colorado Revised Statutes, 44-3-901, **add**
3 (1)(i)(VIII) as follows:

4 **44-3-901. Unlawful acts - exceptions - definitions.** (1) Except
5 as provided in section 18-13-122, it is unlawful for any person:

6 (i) (VIII) NOTWITHSTANDING SUBSECTION (1)(i)(I) OF THIS
7 SECTION AND WHEN AND WHERE CONSUMPTION IS SPECIFICALLY
8 AUTHORIZED BY AN ORDINANCE ADOPTED BY THE CITY AND COUNTY OF
9 DENVER, IT IS NOT UNLAWFUL FOR ADULT PATRONS OF THE NATIONAL
10 WESTERN CENTER TO CONSUME MALT, VINOUS, OR SPIRITUOUS LIQUORS IN
11 UNLICENSED AREAS OF THE NATIONAL WESTERN CENTER OR AT A LICENSED
12 PREMISES IN THE NATIONAL WESTERN CENTER WHEN NOT PURCHASED AT
13 THE LICENSED PREMISES. THIS SUBSECTION (1)(i)(VIII) DOES NOT
14 AUTHORIZE A PATRON TO REMOVE AN ALCOHOL BEVERAGE FROM THE
15 NATIONAL WESTERN CENTER.

16 **SECTION 2.** In Colorado Revised Statutes, **amend** 44-3-909 as
17 follows:

18 **44-3-909. Colorado state fair - common consumption area -**
19 **national western center - consumption on premises.**

20 (1) Notwithstanding any other provision of this article 3, a person who
21 purchases an alcohol beverage for consumption from a vendor licensed
22 under this article 3 that is either attached to a common consumption area
23 or licensed for the fairgrounds of the Colorado state fair authority may
24 leave the licensed premises with the alcohol beverage and possess and

1 consume the alcohol beverage at any place within the common
2 consumption area or fairgrounds if the person does not remove the
3 alcohol beverage from the common consumption area or fairgrounds.
4 This ~~section~~ SUBSECTION (1) does not authorize a person to bring into the
5 common consumption area or fairgrounds an alcohol beverage purchased
6 outside of the common consumption area or fairgrounds.

7 (2) WHEN AND WHERE SPECIFICALLY AUTHORIZED BY AN
8 ORDINANCE ADOPTED BY THE CITY AND COUNTY OF DENVER AND
9 NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE 3, A PERSON
10 WHO PURCHASES AN ALCOHOL BEVERAGE FOR CONSUMPTION FROM A
11 VENDOR LICENSED UNDER THIS ARTICLE 3 FOR THE NATIONAL WESTERN
12 CENTER MAY LEAVE THE LICENSED PREMISES WITH THE ALCOHOL
13 BEVERAGE AND POSSESS AND CONSUME THE ALCOHOL BEVERAGE AT ANY
14 PLACE WITHIN THE NATIONAL WESTERN CENTER IF THE PERSON DOES NOT
15 REMOVE THE ALCOHOL BEVERAGE FROM THE NATIONAL WESTERN CENTER.
16 THIS SUBSECTION (2) DOES NOT AUTHORIZE A PERSON TO BRING INTO THE
17 NATIONAL WESTER CENTER AN ALCOHOL BEVERAGE PURCHASED OUTSIDE
18 THE NATIONAL WESTERN CENTER.

19 **SECTION 3. Act subject to petition - effective date -**
20 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
21 the expiration of the ninety-day period after final adjournment of the
22 general assembly (August 2, 2019, if adjournment sine die is on May 3,
23 2019); except that, if a referendum petition is filed pursuant to section 1
24 (3) of article V of the state constitution against this act or an item, section,
25 or part of this act within such period, then the act, item, section, or part
26 will not take effect unless approved by the people at the general election
27 to be held in November 2020 and, in such case, will take effect on the

- 1 date of the official declaration of the vote thereon by the governor.
- 2 (2) This act applies to conduct occurring on or after the applicable
- 3 effective date of this act.