

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

PREAMENDED

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

LLS NO. 24-0689.03 Jery Payne x2157

HOUSE BILL 24-1156

HOUSE SPONSORSHIP

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A BILL FOR AN ACT

101 **CONCERNING AUTHORIZATION TO HOLD SPECIAL EVENTS WHERE**
102 **SUBSTANCES THAT MINORS ARE PROHIBITED FROM PURCHASING**
103 **ARE SERVED.**

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>.)

Under current law, a special event permit allows the service of alcohol beverages during special events. The bill authorizes a special event permit to be issued to a chamber of commerce and chamber of commerce members to participate in a special event. Certain types of business are excluded from participating in the special event. The holder

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.

HOUSE
3rd Reading Unamended
March 11, 2024

HOUSE
Amended 2nd Reading
March 8, 2024

of a retail establishment permit may serve complimentary alcohol beverages during the event but must make snacks and sandwiches available during the event.

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

2 **SECTION 1.** In Colorado Revised Statutes, 44-5-102, **amend**
3 (1)(b) and (1)(c); and **add** (1)(d) as follows:

4 **44-5-102. Qualifications for permit.** (1) A special event permit
5 issued under this article 5 may be issued to:

6 (b) A political candidate who has filed the necessary reports and
7 statements with the secretary of state pursuant to article 45 of title 1; ~~or~~

8 (c) ~~Any~~ A municipality, county, or special district; OR

9 (d) (I) A CHAMBER OF COMMERCE.

10 (II) MEMBERS OF A CHAMBER OF COMMERCE MAY PARTICIPATE IN
11 A SPECIAL EVENT FOR WHICH A PERMIT HAS BEEN GRANTED TO THE
12 CHAMBER OF COMMERCE, AND THE PREMISES OF THE MEMBERS AND THE
13 LOCATIONS SPECIFIED IN THE SPECIAL EVENT PERMIT NEED NOT BE
14 CONTIGUOUS; EXCEPT THAT A MEMBER OF A CHAMBER OF COMMERCE
15 SHALL NOT PARTICIPATE IN THE SPECIAL EVENT IF THE MEMBER:

16 (A) SELLS FIREARMS, MOTOR VEHICLES, MARIJUANA, GASOLINE,
17 OR DIESEL FUEL;

18 (B) EDUCATES STUDENTS FROM KINDERGARTEN THROUGH
19 TWELFTH GRADE OR PROVIDES CHILD CARE; OR

20 (C) IS A CONVENIENCE STORE.

21 (III) MEMBERS OF A CHAMBER OF COMMERCE THAT HOLD A
22 LIQUOR LICENSE OR PERMIT UNDER ARTICLE 3 OR 4 OF THIS TITLE 44 MAY
23 PROVIDE PRODUCTS AND SERVICES TO THE SPECIAL EVENT IN COMPLIANCE
24 WITH ARTICLES 3, 4, AND 5 OF THIS TITLE 44 AND THE RULES ADOPTED

1 UNDER ARTICLES 3 AND 4 OF THIS TITLE 44 BUT SHALL NOT PARTICIPATE
2 IN THE SPECIAL EVENT AS A PERMITTEE; EXCEPT THAT THE HOLDER OF A
3 PERMIT UNDER SECTION 44-3-424 MAY PARTICIPATE IN THE SPECIAL EVENT
4 IF THE HOLDER IS NOT EXERCISING THE PRIVILEGES OF THE PERMIT ISSUED
5 UNDER SECTION 44-3-424 DURING THE SPECIAL EVENT. _____

6 **SECTION 2.** In Colorado Revised Statutes, 44-3-202, **add**
7 (2)(a)(I)(U) as follows:

8 **44-3-202. Duties of state licensing authority.** (2) (a) (I) Rules
9 adopted pursuant to subsection (1)(b) of this section may cover, without
10 limitation, the following subjects:

11 (U) SPECIAL EVENT PERMITS ISSUED UNDER ARTICLE 5 OF THIS
12 TITLE 44.

13 **SECTION 3.** In Colorado Revised Statutes, 44-5-103, **amend**
14 (1)(a) as follows:

15 **44-5-103. Grounds for issuance of special permits.** (1) (a) A
16 special event permit may be issued under this section notwithstanding the
17 fact that the special event is to be held on premises licensed under the
18 provisions of section 44-3-403, 44-3-404, 44-3-413 (3), 44-3-418,
19 44-3-419, or 44-3-424. The holder of a special event permit issued
20 pursuant to this subsection (1) is responsible for any violation of ~~article~~
21 ~~3~~ THIS ARTICLE 5 OR ARTICLES 3 OR 4 of this title 44.

22 **SECTION 4.** In Colorado Revised Statutes, 44-5-105, **amend** (5)
23 as follows:

24 **44-5-105. Restrictions related to permits.** (5) A SPECIAL EVENT
25 PERMIT HOLDER SHALL MAKE AVAILABLE sandwiches or other food snacks
26 ~~shall be available~~ during all hours of service of malt, spirituous, or vinous
27 liquors, but prepared meals need not be served. FOR A SPECIAL EVENT

1 HELD BY A CHAMBER OF COMMERCE, PURSUANT TO A PERMIT ISSUED
2 UNDER SECTION 44-5-102 (1)(d), THE CHAMBER OF COMMERCE AND EACH
3 PARTICIPATING MEMBER SHALL MAKE AVAILABLE SNACKS AND
4 SANDWICHES DURING ALL HOURS WHEN ALCOHOL BEVERAGES ARE
5 SERVED.

6 **SECTION 5.** In Colorado Revised Statutes, **add 44-7-105.5** as
7 follows:

8 **44-7-105.5. Tobacco festivals - rules.** (1) THE EXECUTIVE
9 DIRECTOR SHALL PROMULGATE RULES THAT CREATE AN OFF-SITE EVENT
10 PERMIT IN ORDER TO AUTHORIZE A STATE LICENSE HOLDER TO HOST AN
11 AGE-RESTRICTED TOBACCO FESTIVAL HOSTED BY THE STATE LICENSE
12 HOLDER.

13 (2) THE RULES REQUIRED PURSUANT TO SUBSECTION (1) OF THIS
14 SECTION MUST:

15 (a) AUTHORIZE OFF-SITE TOBACCO FESTIVALS FOR PERMIT
16 HOLDERS;

17 (b) ESTABLISH PROCEDURES TO AUTHORIZE A STATE LICENSE
18 HOLDER TO APPLY FOR AND BE ISSUED AN OFF-SITE EVENT PERMIT FOR A
19 TOBACCO FESTIVAL;

20 (c) REQUIRE A STATE LICENSE HOLDER TO NOTIFY THE DIVISION OF
21 THE TIME AND PLACE OF THE TOBACCO FESTIVAL AND ANY OTHER
22 INFORMATION REQUIRED BY RULE AT LEAST THIRTY DAYS BEFORE THE
23 FESTIVAL;

24 (d) REQUIRE THE STATE LICENSE HOLDER TO HAVE ANY LOCAL
25 PERMIT REQUIRED BY THE LOCAL AUTHORITY;

26 (e) REQUIRE THE TOBACCO FESTIVAL TO COMPLY WITH PART 2 OF
27 ARTICLE 14 OF TITLE 25; ==

1 (f) PROHIBIT AN INDIVIDUAL WHO IS UNDER TWENTY-ONE YEARS
2 OF AGE FROM TAKING PART IN THE TOBACCO FESTIVAL;

3 (g) REQUIRE THE STATE LICENSE HOLDER TO BE LOCATED AT A
4 SPECIFIC LOCATION IN THE STATE; AND

5 (h) LIMIT THE NUMBER OF PERMITS ISSUED PER YEAR TO:

6 (I) FIVE FOR RETAILERS WITH MORE THAN TEN RETAIL LOCATION;

7 AND

8 (II) FIVE FOR RETAILERS WITH TEN OR FEWER RETAIL LOCATIONS.

9 (3) THE EXECUTIVE DIRECTOR MAY ESTABLISH BY RULE AN
10 APPLICATION FEE FOR THE PERMIT. THE APPLICATION FEE MUST BE SET AT
11 AN AMOUNT THAT OFFSETS THE DIRECT AND INDIRECT COST OF
12 IMPLEMENTING THIS SECTION, INCLUDING ISSUING THE PERMIT AND
13 ENFORCEMENT RESULTING FROM THE PERMIT.

14 (4) THIS SECTION TAKES EFFECT JANUARY 1, 2025.

15 **SECTION 6. Act subject to petition - effective date -**
16 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
17 the expiration of the ninety-day period after final adjournment of the
18 general assembly; except that, if a referendum petition is filed pursuant
19 to section 1 (3) of article V of the state constitution against this act or an
20 item, section, or part of this act within such period, then the act, item,
21 section, or part will not take effect unless approved by the people at the
22 general election to be held in November 2024 and, in such case, will take
23 effect on the date of the official declaration of the vote thereon by the
24 governor.

25 (2) This act applies to events held on or after the applicable
26 effective date of this act.