

CHAPTER 118

**PROFESSIONS AND OCCUPATIONS**

**HOUSE BILL 01-1297**

BY REPRESENTATIVE(S) Spradley, Cadman, Decker, Plant, Romanoff, and Swenson;  
also SENATOR(S) McElhany.

**AN ACT**

CONCERNING A PROHIBITION ON REMOVING AN ALCOHOL BEVERAGE FROM CERTAIN LICENSED PREMISES.

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

**SECTION 1.** 12-47-901, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

**12-47-901. Unlawful acts - exceptions.** (9) IT IS UNLAWFUL FOR A RETAIL GAMING TAVERN LICENSEE TO KNOWINGLY PERMIT THE REMOVAL OF AN ALCOHOL BEVERAGE FROM A LICENSED PREMISES THAT IS LICENSED ONLY FOR ON-PREMISES CONSUMPTION OF ALCOHOL BEVERAGES. A RETAIL GAMING TAVERN LICENSEE SHALL NOT BE CHARGED WITH PERMITTING THE REMOVAL OF AN ALCOHOL BEVERAGE FROM THE LICENSED PREMISES WHEN THE LICENSEE HAS EITHER:

(a) STATIONED PERSONNEL AT EACH EXIT USED BY THE PUBLIC IN ORDER TO PREVENT THE REMOVAL OF AN ALCOHOL BEVERAGE FROM THE PREMISES; OR

(b) POSTED A SIGN AT LEAST TWELVE INCHES WIDE AND EIGHTEEN INCHES HIGH BY EACH EXIT USED BY THE PUBLIC THAT CONTAINS THE FOLLOWING NOTICE IN TYPE THAT IS AT LEAST ONE-HALF INCH IN HEIGHT:

"WARNING

DO NOT LEAVE THE PREMISES OF THIS ESTABLISHMENT WITH AN ALCOHOL BEVERAGE.

IT IS ILLEGAL TO CONSUME AN ALCOHOL BEVERAGE IN A PUBLIC PLACE.

A FINE OF UP TO \$250 MAY BE IMPOSED BY THE COURTS FOR A

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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.*

VIOLATION OF THIS PROVISION."

**SECTION 2. Effective date - applicability.** This act shall take effect July 1, 2001, and shall apply to acts committed on or after said date.

**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: April 12, 2001