

CHAPTER 122

PROFESSIONS AND OCCUPATIONS

SENATE BILL 01-156

BY SENATOR(S) Dennis and Chlouber;
also REPRESENTATIVE(S) Snook and Spradley.

AN ACT

CONCERNING AUTHORIZATION FOR MANUFACTURERS OF SPIRITUOUS LIQUORS TO ENGAGE IN CERTAIN BUSINESS PRACTICES, AND, IN CONNECTION THEREWITH, AUTHORIZING TASTINGS AND THE SERVING AND SELLING OF SPIRITUOUS LIQUORS THAT ARE MANUFACTURED ON THE PREMISES AND AUTHORIZING THE SERVING AND SELLING OF FOOD, GENERAL MERCHANDISE, ALCOHOL BEVERAGES, AND NONALCOHOL BEVERAGES.

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

SECTION 1. 12-47-402, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

12-47-402. Manufacturer's license. (6) (a) ANY MANUFACTURER OF SPIRITUOUS LIQUORS THAT HAS RECEIVED A LICENSE PURSUANT TO THIS SECTION IS AUTHORIZED TO CONDUCT TASTINGS AND SELL TO CUSTOMERS SPIRITUOUS LIQUORS OF ITS OWN MANUFACTURE ON ITS LICENSED PREMISES AND AT ONE OTHER LICENSED SALES ROOM LOCATION AT NO ADDITIONAL COST. SUCH ADDITIONAL SALES ROOM LOCATION MAY BE INCLUDED IN THE LICENSE AT THE TIME OF THE ORIGINAL LICENSE ISSUANCE OR BY SUPPLEMENTAL APPLICATION.

(b) ANY MANUFACTURER OF SPIRITUOUS LIQUORS THAT HAS RECEIVED A LICENSE PURSUANT TO THIS SECTION IS AUTHORIZED TO SERVE AND SELL FOOD, GENERAL MERCHANDISE, AND NONALCOHOL BEVERAGES FOR CONSUMPTION ON THE PREMISES OR TO BE TAKEN OFF THE PREMISES BY THE CONSUMER.

(c) PRIOR TO OPERATING AN ADDITIONAL SALES ROOM LOCATION, A MANUFACTURER OF SPIRITUOUS LIQUORS THAT HAS RECEIVED A LICENSE PURSUANT TO THIS SECTION SHALL SEND A COPY OF THE APPLICATION OR SUPPLEMENTAL APPLICATION FOR AN ADDITIONAL SALES ROOM TO THE LOCAL LICENSING AUTHORITY IN THE JURISDICTION IN WHICH SUCH SALES ROOM IS PROPOSED. THE LOCAL

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

LICENSING AUTHORITY MAY REQUEST THAT THE PROPOSED SALES ROOM LOCATION LICENSE BE DENIED BY THE STATE LICENSING AUTHORITY IF THE LOCAL LICENSING AUTHORITY DETERMINES THAT ISSUANCE OF THE PROPOSED SALES ROOM LICENSE WOULD BE IN CONFLICT WITH THE REASONABLE REQUIREMENTS OF THE NEIGHBORHOOD AND THE DESIRES OF THE ADULT INHABITANTS AS EVIDENCED BY PETITIONS, REMONSTRANCES, OR OTHERWISE.

(d) THE STATE LICENSING AGENCY SHALL NOT GRANT A LICENSE FOR AN ADDITIONAL SALES ROOM UNLESS THE APPLICANT HAS COMPLIED WITH LOCAL ZONING RESTRICTIONS AND THE PROVISIONS OF SECTION 12-47-301 (2) (a).

SECTION 2. 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