

## CHAPTER 60

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**PROFESSIONS AND OCCUPATIONS**

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**SENATE BILL 04-044**

BY SENATOR(S) Fitz-Gerald, Jones, Kester, and Nichol;  
also REPRESENTATIVE(S) Plant, Fairbank, Frangas, Spradley, and Wiens.

**AN ACT**

**CONCERNING AUTHORIZATION OF AN OWNER OF A RETAIL GAMING TAVERN TO OWN AN INTEREST IN  
A HOTEL AND RESTAURANT ESTABLISHMENT LICENSED TO SELL ALCOHOL BEVERAGES.**

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

**SECTION 1.** 12-47-414 (4), Colorado Revised Statutes, is amended to read:

**12-47-414. Retail gaming tavern license.** (4) It is unlawful for any owner, part owner, shareholder, or person interested directly or indirectly in a retail gaming tavern license to conduct, own either in whole or in part, or be directly or indirectly interested in any other business licensed pursuant to this article; except that such a person may have an interest in another retail gaming tavern license or establishment, A HOTEL AND RESTAURANT LICENSE OR ESTABLISHMENT, an arts license, or an airline public transportation system license granted under this article, or in a financial institution referred to in section 12-47-308 (4).

**SECTION 2.** 12-47-411 (13), Colorado Revised Statutes, is amended to read:

**12-47-411. Hotel and restaurant license.** (13) (a) It is unlawful for any owner, part owner, shareholder, or person interested directly or indirectly in a hotel and restaurant license to conduct, own either in whole or in part, or be directly or indirectly interested in any other business licensed pursuant to this article.

(b) Notwithstanding paragraph (a) of this subsection (13), an owner, part owner, shareholder, or person interested directly or indirectly in a hotel and restaurant license may conduct, own in whole or in part, or be directly or indirectly interested in part in another hotel and restaurant, brew pub license or establishment, RETAIL GAMING TAVERN LICENSE OR ESTABLISHMENT, tavern license, an arts license, or an airline public transportation system license granted under this article, or in a financial

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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.*

institution referred to in section 12-47-308 (4).

**SECTION 3. Effective date.** This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution (August 4, 2004, if adjournment sine die is on May 5, 2004); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: April 1, 2004