

**NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**



HOUSE CONCURRENT RESOLUTION 08-1008

BY REPRESENTATIVE(S) Lambert, Benefield, Gardner B., Looper, Lundberg, and Soper;  
also SENATOR(S) Schultheis.

SUBMITTING TO THE REGISTERED ELECTORS OF THE STATE OF COLORADO  
THE REPEAL OF SECTION 5 OF ARTICLE XVIII AND ARTICLE XXII OF  
THE STATE CONSTITUTION, CONCERNING THE ELIMINATION OF  
OUTDATED OBSOLETE PROVISIONS OF THE STATE CONSTITUTION.

*Be It Resolved by the House of Representatives of the Sixty-sixth General Assembly of the State of Colorado, the Senate concurring herein:*

**SECTION 1.** At the next election at which such question may be submitted, there shall be submitted to the registered electors of the state of Colorado, for their approval or rejection, the following amendment to the constitution of the state of Colorado, to wit:

Section 5 of article XVIII of the constitution of the state of Colorado is repealed as follows:

~~**Section 5. Spurious and drugged liquors - laws concerning.** The general assembly shall prohibit by law the importation into this state, for the purpose of sale, of any spurious, poisonous or drugged spirituous liquors;~~

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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.*

~~or spirituous liquors adulterated with any poisonous or deleterious substance, mixture, or compound; and shall prohibit the compounding or manufacture within this state, except for chemical or mechanical purposes; of any of said liquors, whether they be denominated spirituous, vinous, malt or otherwise; and shall also prohibit the sale of any such liquors to be used as a beverage, and any violation of either of said prohibitions shall be punished by fine and imprisonment. The general assembly shall provide by law for the condemnation and destruction of all spurious, poisonous or drugged liquors herein prohibited.~~

Article XXII of the constitution of the state of Colorado is repealed as follows:

**~~ARTICLE XXII~~**  
**~~Intoxicating Liquors~~**

~~**Section 1. Repeal of intoxicating liquor laws.** The manufacture, sale and distribution of all intoxicating liquors, wholly within the state of Colorado, shall, subject to the constitution and laws of the United States, be performed exclusively by or through such agencies and under such regulations as may hereafter be provided by statutory laws of the state of Colorado; but no such laws shall ever authorize the establishment or maintenance of any saloon.~~

**SECTION 2.** Each elector voting at said election and desirous of voting for or against said amendment shall cast a vote as provided by law either "Yes" or "No" on the proposition: "SHALL THERE BE A REPEAL OF SECTION 5 OF ARTICLE XVIII AND ARTICLE XXII OF THE STATE CONSTITUTION, CONCERNING THE ELIMINATION OF OUTDATED OBSOLETE PROVISIONS OF THE STATE CONSTITUTION?"

**SECTION 3.** The votes cast for the adoption or rejection of said amendment shall be canvassed and the result determined in the manner provided by law for the canvassing of votes for representatives in Congress,

and if a majority of the electors voting on the question shall have voted "Yes", the said amendment shall become a part of the state constitution.

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Andrew Romanoff  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Peter C. Groff  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Karen Goldman  
SECRETARY OF  
THE SENATE