

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

**PREAMENDED**

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

LLS NO. 12-0757.02 Christy Chase x2008

**HOUSE BILL 12-1270**

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**HOUSE SPONSORSHIP**

**Ryden,** Jones, Liston, Miklosi, Tyler, Wilson

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

Economic and Business Development

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING AN INCREASE IN THE LIMIT ON THE AMOUNT OF ALCOHOL**  
102 **BEVERAGES A PERSON LICENSED TO SELL ALCOHOL BEVERAGES**  
103 **FOR ON-PREMISES CONSUMPTION MAY PURCHASE FROM A**  
104 **LICENSED ALCOHOL BEVERAGE RETAILER.**

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**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://www.leg.state.co.us/billsummaries>.)*

Current law limits the amount of alcohol beverages persons licensed to sell alcohol beverages for consumption on a licensed premises

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

may purchase at retail, rather than from a licensed alcohol beverage wholesaler. For hotel and restaurant licensees, the limit is \$1,000 worth of alcohol beverages per year; for all other on-premises licensees, the limit is \$500 worth of alcohol beverages per year.

The bill increases the limit to \$2,000 worth of alcohol beverages per year for all persons licensed to sell alcohol beverages for on-premises consumption.

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-47-409, **amend**  
3 (2) (a) introductory portion as follows:

4 **12-47-409. Beer and wine license.** (2) (a) Every person selling  
5 malt and vinous liquors and fermented malt beverages as provided in this  
6 section shall purchase malt and vinous liquors and fermented malt  
7 beverages only from a wholesaler licensed pursuant to this article or  
8 article 46 of this title; except that, during a calendar year, any person  
9 selling malt and vinous liquors and fermented malt beverages as provided  
10 in this section may purchase not more than ~~five hundred~~ TWO THOUSAND  
11 dollars' worth of:

12 **SECTION 2.** In Colorado Revised Statutes, 12-47-411, **amend**  
13 (6) (b) (I) introductory portion as follows:

14 **12-47-411. Hotel and restaurant license - definition - rules.**  
15 (6) (b) (I) During a calendar year, a person selling alcohol beverages as  
16 provided in this section may purchase not more than ~~one~~ TWO thousand  
17 dollars' worth of:

18 **SECTION 3.** In Colorado Revised Statutes, 12-47-412, **amend**  
19 (2) (a) introductory portion as follows:

20 **12-47-412. Tavern license.** (2) (a) Every person selling alcohol  
21 beverages as provided in this section shall purchase alcohol beverages  
22 only from a wholesaler licensed pursuant to this article or article 46 of

1 this title; except that, during a calendar year, a person selling alcohol  
2 beverages as provided in this section may purchase not more than five  
3 hundred TWO THOUSAND dollars' worth of:

4 **SECTION 4.** In Colorado Revised Statutes, 12-47-414, **amend**  
5 (2) (a); and **add** (2) (a.5) as follows:

6 **12-47-414. Retail gaming tavern license.** (2) (a) **EXCEPT AS**  
7 **PROVIDED IN PARAGRAPH (a.5) OF THIS SUBSECTION (2),** every person  
8 selling alcohol beverages as described in this section shall purchase the  
9 alcohol beverages only from a wholesaler licensed pursuant to this article  
10 or article 46 of this title. **except that,**

11 (a.5) (I) **DURING THE 2013 CALENDAR YEAR,** a person selling alcohol  
12 beverages as provided in this section may purchase not more than five  
13 hundred ONE THOUSAND dollars' worth of:

14 ~~(A)~~ (A) Malt, vinous, or spirituous liquors from a retailer licensed  
15 pursuant to section 12-47-407 or 12-47-408; and

16 ~~(B)~~ (B) Fermented malt beverages from a retailer licensed  
17 pursuant to section 12-46-104 (1) (c).

18 (II) **DURING THE 2014 CALENDAR YEAR, A PERSON SELLING**  
19 **ALCOHOL BEVERAGES AS PROVIDED IN THIS SECTION MAY PURCHASE NOT**  
20 **MORE THAN ONE THOUSAND FIVE HUNDRED DOLLARS' WORTH OF:**

21 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
22 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

23 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
24 PURSUANT TO SECTION 12-46-104 (1) (c).

25 (III) **DURING THE 2015 CALENDAR YEAR AND EACH CALENDAR**  
26 **YEAR THEREAFTER, A PERSON SELLING ALCOHOL BEVERAGES AS PROVIDED**  
27 **IN THIS SECTION MAY PURCHASE NOT MORE THAN TWO THOUSAND**

1 DOLLARS' WORTH OF:

2 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
3 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

4 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
5 PURSUANT TO SECTION 12-46-104 (1) (c).

6 **SECTION 5.** In Colorado Revised Statutes, 12-47-415, **amend**  
7 (3) (a); and **add** (3) (a.5) as follows:

8 **12-47-415. Brew pub license.** (3) (a) EXCEPT AS PROVIDED IN  
9 PARAGRAPH (a.5) OF THIS SUBSECTION (3), every person selling alcohol  
10 beverages pursuant to this section shall purchase alcohol beverages, other  
11 than those that are manufactured at the licensed brew pub, from a  
12 wholesaler licensed pursuant to this article or article 46 of this title.  
13 ~~except that,~~

14 (a.5) (I) During a THE 2013 calendar year, a person selling alcohol  
15 beverages as provided in this section may purchase not more than five  
16 hundred ONE THOUSAND dollars' worth of:

17 (⊕) (A) Malt, vinous, and OR spirituous liquors from a retailer  
18 licensed pursuant to section 12-47-407 or 12-47-408; and

19 (⊕) (B) Fermented malt beverages from a retailer licensed  
20 pursuant to section 12-46-104 (1) (c).

21 (II) DURING THE 2014 CALENDAR YEAR, A PERSON SELLING  
22 ALCOHOL BEVERAGES AS PROVIDED IN THIS SECTION MAY PURCHASE NOT  
23 MORE THAN ONE THOUSAND FIVE HUNDRED DOLLARS' WORTH OF:

24 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
25 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

26 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
27 PURSUANT TO SECTION 12-46-104 (1) (c).

1 (III) DURING THE 2015 CALENDAR YEAR AND EACH CALENDAR  
2 YEAR THEREAFTER, A PERSON SELLING ALCOHOL BEVERAGES AS PROVIDED  
3 IN THIS SECTION MAY PURCHASE NOT MORE THAN TWO THOUSAND  
4 DOLLARS' WORTH OF:

5 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
6 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

7 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
8 PURSUANT TO SECTION 12-46-104 (1) (c).

9 SECTION 6. In Colorado Revised Statutes, 12-47-416, amend  
10 (2) (a); and add (2) (a.5) as follows:

11 12-47-416. Club license - legislative declaration. (2) (a) EXCEPT  
12 AS PROVIDED IN PARAGRAPH (a.5) OF THIS SUBSECTION (2), every person  
13 selling alcohol beverages as provided in this section shall purchase the  
14 alcohol beverages only from a wholesaler licensed pursuant to this article  
15 or article 46 of this title. ~~except that,~~

16 (a.5) (I) During a THE 2013 calendar year, a person selling alcohol  
17 beverages as provided in this section may purchase not more than five  
18 hundred ONE THOUSAND dollars' worth of:

19 (⊕) (A) Malt, vinous, and OR spirituous liquors from a retailer  
20 licensed pursuant to section 12-47-407 or 12-47-408; and

21 (⊕) (B) Fermented malt beverages from a retailer licensed  
22 pursuant to section 12-46-104 (1) (c).

23 (II) DURING THE 2014 CALENDAR YEAR, A PERSON SELLING  
24 ALCOHOL BEVERAGES AS PROVIDED IN THIS SECTION MAY PURCHASE NOT  
25 MORE THAN ONE THOUSAND FIVE HUNDRED DOLLARS' WORTH OF:

26 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
27 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

1 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
2 PURSUANT TO SECTION 12-46-104 (1) (c).

3 (III) DURING THE 2015 CALENDAR YEAR AND EACH CALENDAR  
4 YEAR THEREAFTER, A PERSON SELLING ALCOHOL BEVERAGES AS PROVIDED  
5 IN THIS SECTION MAY PURCHASE NOT MORE THAN TWO THOUSAND  
6 DOLLARS' WORTH OF:

7 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
8 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

9 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
10 PURSUANT TO SECTION 12-46-104 (1) (c).

11 **SECTION 7.** In Colorado Revised Statutes, 12-47-417, **amend**  
12 (4) (a); and **add** (4) (a.5) as follows:

13 **12-47-417. Arts license.** (4) (a) **EXCEPT AS PROVIDED IN**  
14 **PARAGRAPH (a.5) OF THIS SUBSECTION (4), every person selling alcohol**  
15 **beverages as provided in this section shall purchase the alcohol beverages**  
16 **only from a wholesaler licensed pursuant to this article or article 46 of**  
17 **this title. ~~except that,~~**

18 (a.5) (I) During a THE 2013 calendar year, a person selling alcohol  
19 beverages as provided in this section may purchase not more than ~~five~~  
20 ~~hundred~~ ONE THOUSAND dollars' worth of:

21 (A) Malt, vinous, ~~and~~ OR spirituous liquors from a retailer  
22 licensed pursuant to section 12-47-407 or 12-47-408; and

23 (B) Fermented malt beverages from a retailer licensed  
24 pursuant to section 12-46-104 (1) (c).

25 (II) DURING THE 2014 CALENDAR YEAR, A PERSON SELLING  
26 ALCOHOL BEVERAGES AS PROVIDED IN THIS SECTION MAY PURCHASE NOT  
27 MORE THAN ONE THOUSAND FIVE HUNDRED DOLLARS' WORTH OF:

1 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
2 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

3 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
4 PURSUANT TO SECTION 12-46-104 (1) (c).

5 (III) DURING THE 2015 CALENDAR YEAR AND EACH CALENDAR  
6 YEAR THEREAFTER, A PERSON SELLING ALCOHOL BEVERAGES AS PROVIDED  
7 IN THIS SECTION MAY PURCHASE NOT MORE THAN TWO THOUSAND  
8 DOLLARS' WORTH OF:

9 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
10 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

11 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
12 PURSUANT TO SECTION 12-46-104 (1) (c).

13 **SECTION 8.** In Colorado Revised Statutes, 12-47-418, **amend**  
14 (2) (a); and **add** (2) (a.5) as follows:

15 **12-47-418. Racetrack license.** (2) (a) EXCEPT AS PROVIDED IN  
16 PARAGRAPH (a.5) OF THIS SUBSECTION (2), every person selling alcohol  
17 beverages as provided in this section shall purchase the alcohol beverages  
18 only from a wholesaler licensed pursuant to this article or article 46 of this  
19 title. ~~except that,~~

20 (a.5) (I) During a THE 2013 calendar year, a person selling alcohol  
21 beverages as provided in this section may purchase not more than five  
22 hundred ONE THOUSAND dollars' worth of:

23 ~~(A)~~ (A) Malt, vinous, ~~and~~ OR spirituous liquors from a retailer licensed  
24 pursuant to section 12-47-407 or 12-47-408; and

25 ~~(B)~~ (B) Fermented malt beverages from a retailer licensed pursuant  
26 to section 12-46-104 (1) (c).

27 (II) DURING THE 2014 CALENDAR YEAR, A PERSON SELLING ALCOHOL

1 BEVERAGES AS PROVIDED IN THIS SECTION MAY PURCHASE NOT MORE THAN  
2 ONE THOUSAND FIVE HUNDRED DOLLARS' WORTH OF:

3 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
4 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

5 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
6 PURSUANT TO SECTION 12-46-104 (1) (c).

7 (III) DURING THE 2015 CALENDAR YEAR AND EACH CALENDAR YEAR  
8 THEREAFTER, A PERSON SELLING ALCOHOL BEVERAGES AS PROVIDED IN THIS  
9 SECTION MAY PURCHASE NOT MORE THAN TWO THOUSAND DOLLARS' WORTH  
10 OF:

11 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
12 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

13 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
14 PURSUANT TO SECTION 12-46-104 (1) (c).

15 **SECTION 9.** In Colorado Revised Statutes, 12-47-420, **amend** (3)  
16 (a); and **add** (3) (a.5) as follows:

17 **12-47-420. Vintner's restaurant license.** (3) (a) **EXCEPT AS**  
18 **PROVIDED IN PARAGRAPH (a.5) OF THIS SUBSECTION (3),** every person selling  
19 alcohol beverages pursuant to this section shall purchase the alcohol  
20 beverages, other than those that are manufactured at the licensed vintner's  
21 restaurant, from a wholesaler licensed pursuant to this article or **article 46 of**  
22 **this title. except that,**

23 (a.5) (I) During a THE 2013 calendar year, a person may purchase not  
24 more than ~~five hundred~~ ONE THOUSAND dollars' worth of:

25 ~~(A)~~ (A) Malt, vinous, ~~and~~ OR spirituous liquors from a retailer licensed  
26 pursuant to section 12-47-407 or 12-47-408; and

27 ~~(B)~~ (B) Fermented malt beverages from a retailer licensed pursuant

1 to section 12-46-104 (1) (c).

2 (II) DURING THE 2014 CALENDAR YEAR, A PERSON SELLING ALCOHOL  
3 BEVERAGES AS PROVIDED IN THIS SECTION MAY PURCHASE NOT MORE THAN  
4 ONE THOUSAND FIVE HUNDRED DOLLARS' WORTH OF:

5 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
6 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

7 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
8 PURSUANT TO SECTION 12-46-104 (1) (c).

9 (III) DURING THE 2015 CALENDAR YEAR AND EACH CALENDAR YEAR  
10 THEREAFTER, A PERSON SELLING ALCOHOL BEVERAGES AS PROVIDED IN THIS  
11 SECTION MAY PURCHASE NOT MORE THAN TWO THOUSAND DOLLARS' WORTH  
12 OF:

13 (A) MALT, VINOUS, OR SPIRITUOUS LIQUORS FROM A RETAILER  
14 LICENSED PURSUANT TO SECTION 12-47-407 OR 12-47-408; AND

15 (B) FERMENTED MALT BEVERAGES FROM A RETAILER LICENSED  
16 PURSUANT TO SECTION 12-46-104 (1) (c).

17 **SECTION 10. Act subject to petition - effective date.** This act  
18 takes effect at 12:01 a.m. on the day following the expiration of the  
19 ninety-day period after final adjournment of the general assembly (August  
20 8, 2012, if adjournment sine die is on May 9, 2012); except that, if a  
21 referendum petition is filed pursuant to section 1 (3) of article V of the state  
22 constitution against this act or an item, section, or part of this act within such  
23 period, then the act, item, section, or part will not take effect unless approved  
24 by the people at the general election to be held in November 2012 and, in  
25 such case, will take effect on the date of the official declaration of the vote  
26 thereon by the governor.