

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0658.01 Chuck Brackney x2295

SENATE BILL 12-118

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SENATE SPONSORSHIP

White, Jahn

HOUSE SPONSORSHIP

Acree,

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Senate Committees  
Local Government

House Committees

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A BILL FOR AN ACT

101 CONCERNING THE REPEAL OF THE REQUIREMENT FOR A HOTEL AND  
102 RESTAURANT ALCOHOL LICENSE THAT TWENTY-FIVE PERCENT  
103 OF SALES MUST BE FROM MEALS.

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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>.)*

The bill repeals the requirement that an establishment with a hotel and restaurant alcohol license must make at least 25% of its gross income from the sale of meals.

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.*

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-47-411, **amend**

3 (1) (a) and (1) (b) as follows:

4 **12-47-411. Hotel and restaurant license - definition - rules.**

5 (1) Except as otherwise provided in subsection (2) of this section, a hotel  
6 and restaurant license shall be issued to persons selling alcohol beverages  
7 in the place where the alcohol beverages are to be consumed, subject to  
8 the following restrictions:

9 (a) Restaurants shall sell alcohol beverages as provided in this  
10 section only to customers of the restaurant and only if meals are actually  
11 and regularly served. ~~and provide not less than twenty-five percent of the~~  
12 ~~gross income from sales of food and drink of the business of the licensed~~  
13 ~~premises.~~

14 (b) Hotels shall sell alcohol beverages as provided in this section  
15 only to customers of the hotel and, except in hotel rooms, only on the  
16 licensed premises where meals are actually and regularly served. ~~and~~  
17 ~~provide not less than twenty-five percent of the gross income from sales~~  
18 ~~of food and drink of the business of the licensed premises.~~

19 **SECTION 2. Act subject to petition - effective date.** This act  
20 takes effect at 12:01 a.m. on the day following the expiration of the  
21 ninety-day period after final adjournment of the general assembly (August  
22 8, 2012, if adjournment sine die is on May 9, 2012); except that, if a  
23 referendum petition is filed pursuant to section 1 (3) of article V of the  
24 state constitution against this act or an item, section, or part of this act  
25 within such period, then the act, item, section, or part will not take effect  
26 unless approved by the people at the general election to be held in

- 1 November 2012 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.