

An Act

SENATE BILL 12-118

BY SENATOR(S) White, Jahn, Aguilar, Cadman, Foster, King S.;
also REPRESENTATIVE(S) Acree, Beezley, Conti, DelGrosso,
Gardner B., Holbert, Kerr A., Kerr J., Nikkel, Pabon, Ramirez, Scott,
Singer, Tyler, Vigil, Wilson, Young.

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

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

SECTION 1. In Colorado Revised Statutes, 12-47-411, **amend** (1)
(a) and (1) (b) as follows:

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

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

(a) Restaurants shall sell alcohol beverages as provided in this section only to customers of the restaurant and only if meals are actually and regularly served and provide not less than twenty-five percent of the

gross income from sales of food and drink of the business of the licensed premises OVER ANY PERIOD OF TIME OF AT LEAST ONE YEAR.

(b) Hotels shall sell alcohol beverages as provided in this section only to customers of the hotel and, except in hotel rooms, only on the licensed premises where meals are actually and regularly served and provide not less than twenty-five percent of the gross income from sales of food and drink of the business of the licensed premises OVER ANY PERIOD OF TIME OF AT LEAST ONE YEAR.

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

approved by the people at the general election to be held in November 2012 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Frank McNulty
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO