

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

January 28, 2013
Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB13-043 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

- 1 Amend printed bill, page 2, line 2, after "**amend**" insert "(1) (m) and".
- 2 Page 2, strike line 4 and substitute:
- 3 "**12-47-901. Unlawful acts - exceptions.** (1) Except as provided
- 4 in section 18-13-122, C.R.S., it is unlawful for any person:
- 5 (m) To remove an alcohol beverage from a licensed ~~retail gaming~~
- 6 ~~facility~~ PREMISES where the liquor license for ~~such facility~~ THE LICENSED
- 7 PREMISES allows only on-premises consumption of alcohol beverages,
- 8 EXCEPT AS PERMITTED UNDER SUBPARAGRAPH (VI) OF PARAGRAPH (h) OF
- 9 THIS SUBSECTION (1).
- 10 (9) (a) (I) EXCEPT AS PROVIDED IN PARAGRAPH (c) OF THIS
- 11 SUBSECTION (9), it is unlawful for".
- 12 Page 2, strike line 10 and substitute "~~gaming~~
- 13 (II) (A) THE licensee ~~who holds a license issued by the limited~~
- 14 ~~gaming~~".
- 15 Page 2, line 12, strike "either:" and substitute "~~either:~~".
- 16 Page 2, strike lines 13 and 14 and substitute:
- 17 "~~(a) Stationed personnel at each exit used by the public in order~~
- 18 ~~to prevent the removal of an alcohol beverage from the premises; or~~".

1 Page 2, line 15, strike "(b) (II) (A) Posted" and substitute "(b) posted".

2 Page 3, after line 9 insert:

3 "(III) IN ADDITION TO POSTING A SIGN AS DESCRIBED IN
4 SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), A LICENSEE MAY ALSO
5 STATION PERSONNEL AT EACH EXIT USED BY THE PUBLIC IN ORDER TO
6 PREVENT THE REMOVAL OF AN ALCOHOL BEVERAGE FROM THE LICENSED
7 PREMISES."

8 Page 3, after line 20 insert:

9 "SECTION 2. In Colorado Revised Statutes, 12-47-103, **amend**
10 (7.5) as follows:

11 **12-47-103. Definitions.** As used in this article and article 46 of
12 this title, unless the context otherwise requires:

13 (7.5) "Entertainment district" means an area THAT:

14 (a) IS located within a municipality ~~that~~ AND is designated IN
15 ACCORDANCE WITH SECTION 12-47-301 (11) (b) as ~~its~~ AN entertainment
16 district; ~~of~~

17 (b) COMPRISES no more than one hundred acres; ~~containing~~ AND

18 (c) CONTAINS at least twenty thousand square feet of premises
19 licensed as a tavern, hotel and restaurant, brew pub, retail gaming tavern,
20 or vintner's restaurant ~~when~~ AT THE TIME the district is created."

21 Renumber succeeding section accordingly.

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