

**Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 10-0682.01 Jery Payne

HOUSE BILL 10-1099

HOUSE SPONSORSHIP

Pace,

SENATE SPONSORSHIP

Tapia,

House Committees

Agriculture, Livestock, & Natural Resources

Senate Committees

Agriculture and Natural Resources

A BILL FOR AN ACT

101 **CONCERNING AUTHORIZATION TO CONSUME AN ALCOHOL BEVERAGE**
102 **PURCHASED AT THE COLORADO STATE FAIR AT ANY LOCATION**
103 **ON THE FAIRGROUNDS LICENSED FOR CONSUMPTION.**

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 authorizes a person who purchases an alcohol beverage at the Colorado state fair to consume and possess the drink anywhere within the state fair that is licensed for consumption of alcohol.

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.

SENATE
Am ended 2nd Reading
March 12, 2010

HOUSE
3rd Reading Unam ended
February 4, 2010

HOUSE
2nd Reading Unam ended
February 3, 2010

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

2 **SECTION 1.** Part 9 of article 47 of title 12, Colorado Revised
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
4 read:

5 **12-47-908. Colorado state fair - consumption on premises.**
6 NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, A PERSON
7 WHO PURCHASES AN ALCOHOL BEVERAGE FOR CONSUMPTION FROM A
8 VENDOR LICENSED PURSUANT TO THIS ARTICLE AT THE FAIRGROUNDS OF
9 THE COLORADO STATE FAIR AUTHORITY MAY LEAVE THE LICENSED
10 PREMISES WITH THE BEVERAGE AND POSSESS AND CONSUME THE
11 BEVERAGE AT ANY PLACE ___ WITHIN THE FAIRGROUNDS IF THE PERSON
12 DOES NOT REMOVE THE BEVERAGE FROM THE FAIRGROUNDS.

13 **SECTION 2.** 12-47-901 (1) (h), Colorado Revised Statutes, is
14 amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

15 **12-47-901. Unlawful acts - exceptions.** (1) Except as provided
16 in section 18-13-122, C.R.S., it is unlawful for any person:

17 (h) (V) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS
18 PARAGRAPH (h), IT IS NOT UNLAWFUL FOR ADULT PATRONS OF THE
19 COLORADO STATE FAIR TO CONSUME MALT, VINOUS, OR SPIRITUOUS
20 LIQUOR UPON UNLICENSED AREAS WITHIN THE DESIGNATED FAIRGROUNDS
21 OF THE COLORADO STATE FAIR AUTHORITY, BUT THIS SUBPARAGRAPH (V)
22 DOES NOT AUTHORIZE A PATRON TO REMOVE AN ALCOHOL BEVERAGE
23 FROM THE FAIRGROUNDS.

24 **SECTION 3. Act subject to petition - effective date.** This act
25 shall take effect at 12:01 a.m. on the day following the expiration of the
26 ninety-day period after final adjournment of the general assembly (August

1 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a
2 referendum petition is filed pursuant to section 1 (3) of article V of the
3 state constitution against this act or an item, section, or part of this act
4 within such period, then the act, item, section, or part shall not take effect
5 unless approved by the people at the general election to be held in
6 November 2010 and shall take effect on the date of the official
7 declaration of the vote thereon by the governor.