

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

HOUSE BILL 10-1099

BY REPRESENTATIVE(S) Pace, Hullinghorst, Massey, McFadyen, Ryden, Vigil, Labuda;
also SENATOR(S) Tapia, Kester.

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

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

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

12-47-908. Colorado state fair - consumption on premises.
NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, A PERSON WHO PURCHASES AN ALCOHOL BEVERAGE FOR CONSUMPTION FROM A VENDOR LICENSED PURSUANT TO THIS ARTICLE AT THE FAIRGROUNDS OF THE COLORADO STATE FAIR AUTHORITY MAY LEAVE THE LICENSED PREMISES WITH THE BEVERAGE AND POSSESS AND CONSUME THE BEVERAGE AT ANY PLACE WITHIN THE FAIRGROUNDS IF THE PERSON DOES NOT REMOVE THE BEVERAGE FROM THE FAIRGROUNDS. THIS SECTION DOES NOT AUTHORIZE A PERSON TO BRING INTO THE FAIRGROUNDS AN ALCOHOL BEVERAGE PURCHASED OUTSIDE OF THE FAIRGROUNDS.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

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

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

(h) (V) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS PARAGRAPH (h), IT IS NOT UNLAWFUL FOR ADULT PATRONS OF THE COLORADO STATE FAIR TO CONSUME MALT, VINOUS, OR SPIRITUOUS LIQUOR UPON UNLICENSED AREAS WITHIN THE DESIGNATED FAIRGROUNDS OF THE COLORADO STATE FAIR AUTHORITY OR AT A LICENSED PREMISES ON THE FAIRGROUNDS WHEN NOT PURCHASED AT THE LICENSED PREMISES, BUT THIS SUBPARAGRAPH (V) DOES NOT AUTHORIZE A PATRON TO REMOVE AN ALCOHOL BEVERAGE FROM THE FAIRGROUNDS.

SECTION 3. Act subject to petition - effective date. This act shall take 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 11, 2010, if adjournment sine die is on May 12, 2010); 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 shall not take effect unless

approved by the people at the general election to be held in November 2010 and shall take effect on the date of the official declaration of the vote thereon by the governor.

Terrance D. Carroll
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Karen Goldman
SECRETARY OF
THE SENATE

APPROVED _____

Bill Ritter, Jr.
GOVERNOR OF THE STATE OF COLORADO