

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-0776.01 Yelana Love x2295

HOUSE BILL 18-1096

HOUSE SPONSORSHIP

Gray,

SENATE SPONSORSHIP

Priola,

House Committees
Business Affairs and Labor

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE ELIGIBILITY OF CERTAIN ENTITIES TO APPLY FOR A
102 SPECIAL EVENT PERMIT TO SELL ALCOHOL BEVERAGES.

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://leg.colorado.gov>.)

The bill adds to the list of organizations authorized to obtain a special event permit to sell alcohol beverages for a limited period an organization that is incorporated under Colorado law for educational purposes.

Additionally, the bill removes the requirement that a special event permit be issued to a municipality only if the municipality owns an art

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

facility and instead allows a special event permit to be issued to any municipality, county, or special district.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend** 12-48-101 as
3 follows:

4 **12-48-101. Special licenses authorized.** (1) The state or local
5 licensing authority, as defined in articles 46 and 47 of this ~~title~~ TITLE 12,
6 may issue a special event permit for the sale, by the drink only, of
7 fermented malt beverages, as defined in section 12-46-103, or the sale, by
8 the drink only, of malt, spirituous, or vinous liquors, as defined in section
9 12-47-103, to organizations and political candidates qualifying under this
10 ~~article~~ ARTICLE 48, subject to the applicable provisions of articles 46 and
11 47 of this ~~title~~ TITLE 12 and to the limitations imposed by this ~~article~~
12 ARTICLE 48.

13 (2) FOR PURPOSES OF THIS ARTICLE 48, A STATE INSTITUTION OF
14 HIGHER EDUCATION INCLUDES EACH PRINCIPAL CAMPUS OF A STATE
15 SYSTEM OF HIGHER EDUCATION.

16 **SECTION 2.** In Colorado Revised Statutes, 12-48-102, **amend**
17 (1); and **repeal** (2) as follows:

18 **12-48-102. Qualifications for permit.** (1) A special event permit
19 issued under this ~~article~~ ARTICLE 48 may be issued to:

20 (a) An organization, whether or not presently licensed under
21 articles 46 and 47 of this ~~title, which~~ TITLE 12, THAT:

22 (I) Has been incorporated under the laws of this state for purposes
23 of a social, fraternal, patriotic, political, EDUCATIONAL, or athletic nature,
24 and not for pecuniary gain; ~~or which~~

25 (II) Is a regularly chartered branch, lodge, or chapter of a national

1 organization or society organized for ~~such~~ THE purposes SPECIFIED IN
2 SUBSECTION (1)(a)(I) OF THIS SECTION and ~~being~~ IS nonprofit in nature;
3 ~~or which~~

4 (III) Is a regularly established religious or philanthropic
5 institution; or ~~which~~

6 (IV) Is a state institution of higher education; ~~and to any~~

7 (b) A political candidate who has filed the necessary reports and
8 statements with the secretary of state pursuant to article 45 of title 1;
9 ~~C.R.S. For purposes of this article, a state institution of higher education~~
10 ~~includes each principal campus of a state system of higher education. OR~~

11 (c) ANY MUNICIPALITY, COUNTY, OR SPECIAL DISTRICT.

12 (2) ~~A special event permit may be issued to any municipality~~
13 ~~owning arts facilities at which productions or performances of an artistic~~
14 ~~or cultural nature are presented for use at such facilities, subject to the~~
15 ~~provisions of this article.~~

16 **SECTION 3. Act subject to petition - effective date.** This act
17 takes effect at 12:01 a.m. on the day following the expiration of the
18 ninety-day period after final adjournment of the general assembly (August
19 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
20 referendum petition is filed pursuant to section 1 (3) of article V of the
21 state constitution against this act or an item, section, or part of this act
22 within such period, then the act, item, section, or part will not take effect
23 unless approved by the people at the general election to be held in
24 November 2018 and, in such case, will take effect on the date of the
25 official declaration of the vote thereon by the governor.