

28 an alcoholic product on licensed premises as a retail licensee, the person shall first obtain a
29 retail license issued by the commission, notwithstanding whether the person holds a local
30 license or a permit issued by a local authority.

31 (b) Violation of this Subsection (1) is a class B misdemeanor.

32 (2) To obtain a retail license under this title, a person shall submit to the department:

33 (a) a written application in a form prescribed by the department;

34 (b) a nonrefundable application fee in the amount specified in the relevant part under

35 Chapter 6, Specific Retail License Act, for the type of retail license for which the person is

36 applying;

37 (c) an initial license fee:

38 (i) in the amount specified in the relevant part under Chapter 6, Specific Retail License

39 Act, for the type of retail license for which the person is applying; and

40 (ii) that is refundable if a retail license is not issued;

41 (d) written consent of the local authority;

42 (e) a copy of the person's current business license;

43 (f) evidence of proximity to any community location, with proximity requirements

44 being governed by Section 32B-1-202;

45 (g) a bond as specified by Section 32B-5-204;

46 (h) a floor plan, and boundary map where applicable, of the premises of the retail

47 license, including any:

48 (i) consumption area; and

49 (ii) area where the person proposes to store, sell, offer for sale, or furnish an alcoholic

50 beverage;

51 (i) evidence that the retail licensee is carrying public liability insurance in an amount

52 and form satisfactory to the department;

53 (j) evidence that the retail licensee is carrying dramshop insurance coverage of at least

54 \$1,000,000 per [occurrence] person ~~and~~ , ~~and~~ \$2,000,000 [in the aggregate] per accident ~~and~~

54a , and \$4,000,000 per year aggregate ~~and~~ ;

55 (k) a signed consent form stating that the retail licensee will permit any authorized

56 representative of the commission, department, or any law enforcement officer to have

57 unrestricted right to enter the premises of the retail licensee;

58 (l) if the person is an entity, proper verification evidencing that a person who signs the

59 application is authorized to sign on behalf of the entity; and

60 (m) any other information the commission or department may require.

61 (3) The commission may not issue a retail license to a person who:

62 (a) is disqualified under Section 32B-1-304; or

63 (b) is not lawfully present in the United States.

64 (4) Unless otherwise provided in the relevant part under Chapter 6, Specific Retail
65 License Act, the commission may not issue a retail license to a person if the licensed premises
66 does not meet the proximity requirements of Section 32B-1-202.

67 Section 2. Section **32B-8-202** is amended to read:

68 **32B-8-202. Specific licensing requirements for resort license.**

69 (1) To obtain a resort license, in addition to complying with Chapter 5, Part 2, Retail
70 Licensing Process, a person shall submit with the written application:

71 (a) the current business license for each sublicense, if the business license is separate
72 from the person's business license;

73 (b) evidence:

74 (i) of proximity of the resort building to any community location, with proximity
75 requirements being governed by Section 32B-1-202;

76 (ii) that each of the four or more sublicense premises is entirely within the boundaries
77 of the resort building; and

78 (iii) that the building designated in the application as the resort building qualifies as a
79 resort building;

80 (c) a description and boundary map of the resort building;

81 (d) a description, floor plan, and boundary map of each sublicense premises
82 designating:

83 (i) any location at which the person proposes that an alcoholic product be stored; and

84 (ii) a designated location on the sublicense premises from which the person proposes
85 that an alcoholic product be sold, furnished, or consumed;

86 (e) evidence that the resort license person carries dramshop insurance coverage equal
87 to the sum of at least \$1,000,000 per [occurrence] person ~~H→~~ [and], ~~←H~~ \$2,000,000 [in the
87a aggregate] per

88 accident ~~H→~~ , and \$4,000,000 per year aggregate, ~~←H~~ to cover both the general resort license
88a and each sublicense; and

89 (f) a signed consent form stating that the person will permit any authorized