

119 (14) "Brewery manufacturing license" means a license issued in accordance with
120 Chapter 11, Part 5, Brewery Manufacturing License.

121 (15) "Certificate of approval" means a certificate of approval obtained from the
122 department under Section 32B-11-201.

123 (16) "Chartered bus" means a passenger bus, coach, or other motor vehicle provided by
124 a bus company to a group of persons pursuant to a common purpose:

125 (a) under a single contract;

126 (b) at a fixed charge in accordance with the bus company's tariff; and

127 (c) to give the group of persons the exclusive use of the passenger bus, coach, or other
128 motor vehicle, and a driver to travel together to one or more specified destinations.

129 (17) "Church" means a building:

130 (a) set apart for worship;

131 (b) in which religious services are held;

132 (c) with which clergy is associated; and

133 (d) that is tax exempt under the laws of this state.

134 (18) (a) "Club license" means a license issued in accordance with Chapter 5, Retail
135 License Act, and Chapter 6, Part 4, Club License.

136 (b) "Club license" includes:

137 (i) a dining club license;

138 (ii) an equity club license;

139 (iii) a fraternal club license; or

140 (iv) a social club license.

141 (19) "Commission" means the Alcoholic Beverage Control Commission created in
142 Section 32B-2-201.

143 (20) "Commissioner" means a member of the commission.

144 (21) "Community location" means:

145 (a) a public or private school;

146 (b) a church;

147 (c) a public library;

148 (d) a public playground, ~~§→ [which is an area that has primarily playground equipment]~~

148a except that for purposes of Subsection 32B-1-202(3)(a)(ii), if a public playground is located

148b within a public park, the public playground may be considered by the commission to be a

148c public park ←~~§~~ ; or

149 (e) a public park ~~§→ [which is an area that may or may not have some playground~~ ⊕

150 ~~equipment~~ ←§ .

151 (22) "Community location governing authority" means:

152 (a) the governing body of the community location; or

153 (b) if the commission does not know who is the governing body of a community

154 location, a person who appears to the commission to have been given on behalf of the

155 community location the authority to prohibit an activity at the community location.

156 (23) "Container" means a receptacle that contains an alcoholic product, including:

157 (a) a bottle;

158 (b) a vessel; or

159 (c) a similar item.

160 (24) "Convention center" means a facility that is:

161 (a) in total at least 30,000 square feet; and

162 (b) otherwise defined as a "convention center" by the commission by rule.

163 (25) (a) Subject to Subsection (25)(b), "counter" means a surface or structure in a
164 dining area of a licensed premises where seating is provided to a patron for service of food.

165 (b) "Counter" does not include a surface or structure if on or at any point of the surface
166 or structure an alcoholic product is:

167 (i) stored; or

168 (ii) dispensed.

169 (26) "Department" means the Department of Alcoholic Beverage Control created in
170 Section [32B-2-203](#).

171 (27) "Department compliance officer" means an individual who is:

172 (a) an auditor or inspector; and

173 (b) employed by the department.

174 (28) "Department sample" means liquor that is placed in the possession of the
175 department for testing, analysis, and sampling.

176 (29) "Dining club license" means a license issued in accordance with Chapter 5, Retail
177 License Act, and Chapter 6, Part 4, Club License, that is designated by the commission as a
178 dining club license.

179 (30) "Director," unless the context requires otherwise, means the director of the
180 department.