

Effective 5/10/2016

**Part 1
General Provisions**

32B-8b-101 Title.

This chapter is known as the "Hotel License Act."

Enacted by Chapter 80, 2016 General Session

32B-8b-102 Definitions.

As used in this chapter:

- (1) "Boundary of a hotel" means the physical boundary of the contiguous parcels of real estate owned by the same person on which is located one or more buildings and any structure or improvement to that real estate as determined by the commission.
- (2) "Hotel" means one or more buildings that:
 - (a) constitute a hotel, as defined by the commission;
 - (b) are owned by the same person or by a person who has a majority interest in and can direct or exercise control over the management or policy of the person who owns any other building under the hotel license within the boundary of the hotel;
 - (c) primarily operate to provide lodging accommodations;
 - (d) provide room service within the boundary of the hotel meeting the requirements of this title;
 - (e) have on-premise banquet space and provide on-premise banquet service within the boundary of the hotel meeting the requirements of this title;
 - (f) have a restaurant or club within the boundary of the hotel meeting the requirements of this title; and
 - (g) have at least 40 guest rooms.
- (3) "Provisions applicable to a sublicense" means:
 - (a) for a full-service restaurant sublicense, Chapter 6, Part 2, Full-Service Restaurant License;
 - (b) for a limited-service restaurant sublicense, Chapter 6, Part 3, Limited-Service Restaurant License;
 - (c) for a club sublicense, Chapter 6, Part 4, Club License;
 - (d) for an on-premise banquet sublicense, Chapter 6, Part 6, On-Premise Banquet License;
 - (e) for an on-premise beer retailer sublicense, Chapter 6, Part 7, On-Premise Beer Retailer License; and
 - (f) for a beer-only restaurant sublicense, Chapter 6, Part 9, Beer-Only Restaurant License.
- (4) "Sublicense" means:
 - (a) a full-service restaurant sublicense;
 - (b) a limited-service restaurant sublicense;
 - (c) a club sublicense;
 - (d) an on-premise banquet sublicense;
 - (e) an on-premise beer retailer sublicense; and
 - (f) a beer-only restaurant sublicense.
- (5) "Sublicense premises" means a building, enclosure, or room used pursuant to a sublicense in connection with the storage, sale, furnishing, or consumption of an alcoholic product, unless otherwise defined in this title or in the rules made by the commission, except that sublicense premises may have only one sublicense within a room or an enclosure that is separate from a room.

Enacted by Chapter 80, 2016 General Session