

Part 3 Single Event Permit

32B-9-301 Title.

This part is known as "Single Event Permit."

Enacted by Chapter 276, 2010 General Session

32B-9-302 Definitions.

As used in this part:

- (1) "120 hour single event permit" means a single event permit that authorizes under this part the storage, sale, offering for sale, furnishing, and consumption of liquor for a period not to exceed 120 consecutive hours.
- (2) "72 hour single event permit" means a single event permit that authorizes under this part the storage, sale, offering for sale, furnishing, and consumption of liquor for a period not to exceed 72 consecutive hours.
- (3) "Single event permit" means:
 - (a) a 120 hour single event permit; and
 - (b) a 72 hour single event permit.

Amended by Chapter 307, 2011 General Session

32B-9-303 Director's power to issue single event permit.

- (1) Before a person may sell, offer for sale, or furnish liquor at retail for on-premise consumption at an event, the person shall first obtain a single event permit from the director in accordance with this part.
- (2)
 - (a) Subject to Subsection (5), the director may issue a single event permit to any of the following that is conducting a convention, civic, or community enterprise, a bona fide:
 - (i) partnership;
 - (ii) corporation;
 - (iii) limited liability company;
 - (iv) religious organization;
 - (v) political organization;
 - (vi) incorporated association;
 - (vii) recognized subordinate lodge, chapter, or other local unit of an entity described in this Subsection (2)(a);
 - (viii) state agency; or
 - (ix) political subdivision of the state.
 - (b) The director may not issue a single event permit to an entity that has not been in existence as a bona fide entity for at least one year before the day on which the entity applies for a single event permit.
- (3)
 - (a) A single event permit may authorize:
 - (i) the storage, sale, offering for sale, furnishing, and consumption of liquor at an event at which the storage, sale, offering for sale, furnishing, or consumption of liquor is otherwise prohibited by this title under either:

- (A) a 120 hour single event permit; or
- (B) a 72 hour single event permit; and
- (ii) the storage, sale, offer for sale, furnishing, and consumption of beer at the same event for the period that the storage, sale, offer for sale, furnishing, or consumption of liquor is authorized under Subsection (3)(a)(i) for the single event permit.
- (b) The single event permit shall state in writing whether it is:
 - (i) a 120 hour single event permit; or
 - (ii) a 72 hour single event permit.
- (4) The director may not issue more than:
 - (a) four single event permits in any one calendar year to the same person listed in Subsection (2) if one or more of the single event permits is a 120 hour single event permit; or
 - (b) 12 single event permits in any one calendar year to the same person listed in Subsection (2) if each of the single event permits issued to that person is a 72 hour single event permit.
- (5) Before the director issues or denies the issuance of a single event permit under this section, the director shall comply with Section 32B-9-202.

Amended by Chapter 365, 2012 General Session

32B-9-304 Specific permitting requirements for single event permit.

- (1) To obtain a single event permit, in addition to complying with Part 2, Event Permitting General Provisions, an entity described in Subsection 32B-9-303(2)(a) shall state in its written application:
 - (a) the purpose of the entity described in Subsection 32B-9-303(2)(a);
 - (b) the time period under Subsection 32B-9-303(3)(a)(i)(A) or (B) for which the entity is applying; and
 - (c) if submitting the first request for a single event permit in a calendar year, whether it is requesting to be under Subsection 32B-9-303(4)(a) or (b).
- (2) The application fee for a single event permit is \$125.
- (3) The bond amount required for a single event permit is the penal sum of \$1,000.

Amended by Chapter 334, 2011 General Session

32B-9-305 Specific operational requirements for single event permit.

- (1)
 - (a) In addition to complying with Section 32B-9-204, a single event permittee or a person involved in the storage, sale, offer for sale, or furnishing of an alcoholic product at the event shall comply with this section.
 - (b) Failure to comply as provided in Subsection (1)(a):
 - (i) may result in:
 - (A) disciplinary action in accordance with Chapter 3, Disciplinary Actions and Enforcement Act, against:
 - (I) a single event permittee;
 - (II) a person involved in the storage, sale, offer for sale, or furnishing of an alcoholic product at the event; or
 - (III) any combination of persons listed in this Subsection (1)(b);
 - (B) immediate revocation of the single event permit;
 - (C) forfeiture of a bond; or
 - (D) immediate seizure of an alcoholic product present at the event; and

- (ii) if the single event permit is revoked, disqualifies the single event permittee from applying for a single event permit or temporary beer event permit for a period of three years from the date of revocation of the single event permit.
 - (c) An alcoholic product seized under this Subsection (1) shall be returned to the single event permittee after an event if forfeiture proceedings are not instituted under Section 32B-4-206.
- (2)
- (a) A single event permittee shall make and maintain an expense and revenue ledger or record showing:
 - (i) expenditures made for:
 - (A) liquor;
 - (B) beer;
 - (C) set-ups; and
 - (D) an ingredient or component of an alcoholic product other than a set-up; and
 - (ii) the revenue from the sale of an alcoholic product.
 - (b) Section 32B-1-205 applies to a record required to be made or maintained in accordance with this Subsection (2).
- (3) A single event permittee shall purchase liquor stored, sold, offered for sale, furnished, or consumed at an event from a state store or package agency.
- (4)
- (a) A single event permittee may not sell, offer for sale, or furnish a primary spirituous liquor in a quantity that exceeds 1.5 ounces per beverage, except that additional spirituous liquor may be used in a beverage if:
 - (i) used as a secondary flavoring ingredient;
 - (ii) used in conjunction with the primary spirituous liquor;
 - (iii) the secondary ingredient is not the only spirituous liquor in the beverage; and
 - (iv) subject to Subsection 32B-9-204(18):
 - (A) a patron has no more than 2.5 ounces of spirituous liquor at a time before the patron; and
 - (B) a patron has no more than one spirituous liquor drink at a time before the patron.
 - (b) Spirituous liquor need not be dispensed through a calibrated metered dispensing system.
- (5)
- (a) A single event permittee may sell, offer for sale, or furnish wine by the glass or an individual portion, except that a glass or individual portion may not exceed five ounces.
 - (b) A single event permittee may furnish an individual portion served to a patron in more than one glass if the total amount of wine does not exceed five ounces.
 - (c) An individual portion of wine is considered to be one alcoholic product under Subsection 32B-9-204(18).
 - (d) A single event permittee may sell, offer for sale, or furnish wine in a container not exceeding 1.5 liters at a price fixed by the commission.
- (6) A single event permittee may sell, offer for sale, or furnish heavy beer in an original container at a price fixed by the commission, except that the original container may not exceed one liter.
- (7) A single event permittee may sell, offer for sale, or furnish a flavored malt beverage in an original container at a price fixed by the commission, except that the original container may not exceed one liter.
- (8) A single event permittee may sell liquor only at a price fixed by the commission.
- (9) A single event permittee may perform a service and assess a service charge as authorized by commission rule for liquor purchased at an event.

Amended by Chapter 307, 2011 General Session

Amended by Chapter 334, 2011 General Session