

**ADULT EVENT PERMIT AMENDMENTS**

2023 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Colin W. Jack**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill requires a public entity to provide public notice for a permitted event with an adult theme.

**Highlighted Provisions:**

This bill:

- ▶ defines terms; and
- ▶ requires a public entity to provide public notice under certain conditions for a permitted event with an adult theme.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**11-68-101**, Utah Code Annotated 1953

**11-68-102**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **11-68-101** is enacted to read:

**CHAPTER 68. PERMITTED EVENT WITH ADULT THEME NOTIFICATION**



REQUIREMENT

**11-68-101. Definitions.**

As used in this chapter:

(1) "Event permit" means a permit that a public entity issues to the organizer of an event in a public building or on public grounds.

(2) (a) "Event with an adult theme" means an event that:

(i) contains content that may not be appropriate for children; and

(ii) takes place in a public building or on public grounds.

(b) "Event with an adult theme" may include an event that contains:

(i) nudity;

(ii) sexual activity or content; or

(iii) excessive profanity.

(3) (a) "Public building" means a building or permanent structure that is:

(i) owned, leased, or occupied by a public entity or a subunit of a public entity;

(ii) open to public access in whole or in part; and

(iii) used for public education or public entity activities.

(b) "Public building" does not mean a building or permanent structure that is owned or leased by a public entity or a subunit of a public entity:

(i) that is closed to public access; or

(ii) when the building is used by a person, in whole or in part, for a private function.

(4) (a) "Public grounds" means the area outside of a public building where:

(i) members of the public may safely gather; and

(ii) a public entity may require an event permit for an event.

(b) "Public grounds" may include a sidewalk, street, or park.

(5) "Public entity" means the state, a political subdivision, a state college or university, a public school or school district, or other public entity that may issue an event permit for an event in a public building or on public grounds.

Section 2. Section **11-68-102** is enacted to read:

**11-68-102. Permitted event with adult theme notification requirement.**

(1) (a) If a public entity grants an event permit for an event that the public entity determines, in the public entity's discretion, is an event with an adult theme, the public entity

59 shall provide notice of possible adult content to members of the public who may view or  
60 otherwise be exposed to the event with an adult theme.

61 (b) The notification described in Subsection (1)(a) shall:

62 (i) be designed to provide a parent or guardian with sufficient notice so that the parent  
63 or guardian may choose to prevent the parent's or guardian's child from viewing or otherwise  
64 being exposed to the event with an adult theme; and

65 (ii) be posted near all entrances to the event with an adult theme or otherwise be  
66 designed to provide adequate notice to members of the public who may view or otherwise be  
67 exposed to the event with an adult theme.

68 (2) In making a determination as to whether an event is an event with an adult theme as  
69 described in Subsection (1), the public entity shall obtain sufficient information regarding the  
70 event in order to be able to make a reasonably informed determination.

71 (3) Nothing in this section affects the issuance of an event permit or requires a public  
72 entity to grant an event permit to an event with an adult theme.