

Representative Colin W. Jack proposes the following substitute bill:

EVENT PERMIT NOTIFICATION AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Colin W. Jack

Senate Sponsor: Evan J. Vickers

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

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



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

27 **CHAPTER 68. PERMITTED EVENT WITH ADULT THEME NOTIFICATION**
28 **REQUIREMENT**

29 **11-68-101. Definitions.**

30 As used in this chapter:

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

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

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

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

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

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

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

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

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

42 (i) that is closed to public access; or

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

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

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

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

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

48 (5) "Public entity" means the state, a political subdivision, a state college or university,

49 a public school or school district, or other public entity that may issue an event permit for an

50 event in a public building or on public grounds.

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

52 **11-68-102. Permitted event with adult theme notification requirement.**

53 (1) (a) If a public entity grants an event permit for an event that the public entity
54 determines is an event with an adult theme, the public entity shall provide notice that parental
55 guidance is advised to members of the public who may view or otherwise be exposed to the
56 event with an adult theme.

- 57 (b) The notification described in Subsection (1)(a) shall:
58 (i) be designed to provide a parent or guardian with sufficient notice so that the parent
59 or guardian may choose to prevent the parent's or guardian's child from viewing or otherwise
60 being exposed to the event with an adult theme; and
61 (ii) be posted near all entrances to the event with an adult theme or otherwise be
62 designed to provide adequate notice to members of the public who may view or otherwise be
63 exposed to the event with an adult theme.
64 (2) In making a determination as to whether an event is an event with an adult theme as
65 described in Subsection (1), the public entity shall require the requestor of the event permit to
66 provide sufficient information regarding the event in order to be able to make a reasonably
67 informed determination.
68 (3) Nothing in this section affects the issuance of an event permit or requires a public
69 entity to grant an event permit to an event with an adult theme.