**R82. Alcoholic Beverage Services, Administration.**

**R82-8. Resorts and Hotels.**

**R82-8-101. Definitions.**

(1) Authority. This rule is made pursuant to Sections 32B-1-102 and 32B-8d-102.

(2) Definitions.

(a) "Lounge or bar area" means:

(i) the dispensing structure as defined in Section 32B-1-102;

(ii) any area in the immediate vicinity of the dispensing structure where the sale, service, display, and advertising of alcoholic beverages is emphasized; or

(iii) any area that is in the nature of or has the ambience or atmosphere of a bar, parlor, lounge, cabaret, or night club.

(b) "Resort spa" means a facility within the boundary of a resort building that:

(i) provides professionally administered personal care treatments such as massages, facials, hair care, and nail care;

(ii) employs treatment providers properly licensed under Title 58, Occupations and Professions; and

(iii) holds a license to conduct business as a spa or similar operation under local licensing laws.

**R82-8-102. Applicability of Rules.**

(1) Section 32B-8-401 requires that a person operating under a resort sublicense comply with the operational restrictions of Title 32B, Alcoholic Beverage Control Act, for the type of license applicable to the sublicense, except where otherwise provided. For example, a bar sublicensee must comply with the operational restrictions found in sections 32B-5-301 through 32B-5-309, 32B-5-311, and 32B-6-406 that are applicable to a bar licensee.

(2) This rule requires that a person operating under a resort sublicense comply with the operational restrictions found in any Commission rule for the type of license applicable to the sublicense, except where otherwise provided.

**R82-8-103. Application for licensure -- Operational Requirements.**

(1)(a) Application. Pursuant to sections 32B-5-203 and 32B-8d-203, a resort spa sublicense is not required to file a separate application from the application for the resort license unless the resort spa sublicense is being sought after the resort license has already been granted.

(b) If a resort licensee seeks to add a resort spa sublicense after its resort license is granted, the application shall comply with section 32B-8d-203 and this rule.

(2) Minors in Lounge or Bar Areas.

(a) Pursuant to Section 32B-8d-205, a minor may be on the premises of a resort spa if accompanied by a person 21 years of age or older, but may not be admitted into, use, or be on the premises of any lounge or bar area of a resort spa.

**R82-8-104. Designated Conveyance Areas Signage.**

(1) Authority. This rule is made pursuant to Sections 32B-8-401 and 32B-8b-301.

(2) Purpose. The purpose of this rule is to establish designated conveyance area signage requirements for a person licensed as a resort under Title 32B, Chapter 8, Resort License Act, or as a hotel under Title 32B, Chapter 8b, Hotel License Act.

(3) To clearly identify each designated conveyance area, a resort licensee or hotel licensee shall display a sign as described in Subsection (4) that:

(a) measures 8.5 inches by 11 inches in size;

(b) includes a map of all designated conveyance areas within the resort licensee or hotel licensee premises; and

(c) includes in large letters a statement that reads: "Alcoholic beverages may not be taken beyond a designated conveyance area."

(4) A resort licensee or hotel licensee shall prominently display the sign described in Subsection (3):

(a) at the beginning and ending of the designated conveyance area; and

(b) in at least one other location within the designated conveyance area.

**KEY: alcoholic beverages**

**Date of Last Change: November 22, 2024**

**Authorizing, and Implemented or Interpreted Law: 32B-1-102; 32B-2-202; 32B-8d-102; 32B-8-301; 32B-8b-401**