

# TEMPORARY EVENT BEER PERMIT SUMMARY

A **Temporary Beer Permit** allows the sale of beer for on premise consumption at a temporary event.



Utah Statute defines beer as 3.2% alcohol by weight. Items purchased at a liquor store, such as heavy beer and flavored malt beverages may not be stored or sold at temporary beer events.

## DURATION AND NUMBER

A single permit may authorize the sale of beer for a period not to exceed 30 days.

The sale of beer under a series of permits issued to the same person may not exceed 90 days in any one calendar year.

## APPLICATION REQUIREMENTS:

Permits are issued by the DABC Director contingent on review of the Alcoholic Beverage Control Commission. To ensure adequate processing and approval, **complete applications should be submitted AT LEAST 30 days prior to the event. Applications submitted outside of these guidelines risk non-issuance of a permit. Additionally, due to statutory restrictions, applications received less than seven business days** (not counting the day the application is submitted or the day of the event) **will not be considered.**

## QUALIFICATIONS:

- No person who has been convicted of a felony; two or more convictions of driving under the influence of alcohol or drugs within the last five years; or any crime involving the sale, manufacture, distribution, warehousing, adulteration or transportation of alcoholic beverages, or involving moral turpitude may apply for or be granted a temporary beer permit.
- No permit will be issued to any person or business that has had any liquor license or permit revoked within the last three years.
- A minor may not be granted a temporary beer permit.
- If the applicant is a partnership, a minor may not be a partner or managing agent.
- If the applicant is a corporation or limited liability company, a minor may not be a managing agent, officer, director or stockholder who holds at least 20% of the stock of a corporation or owns at least 20% of a limited liability company.

## A COMPLETE APPLICATION CONTAINS THE FOLLOWING:

- Completed application form. (See the actual application and checklist for specifics - please follow the checklist carefully).
- A \$100 permit fee.
- A cash or surety bond in the amount of \$500. – Refundable after the event with submission of refund request and a copy of beer purchase receipts.

**Each local city, town, or county jurisdiction has its own local beer permit. Apply with them first, early enough to ensure adequate time for processing of the DABC permit.**

- Written consent of the local governing authority (city, town, county), or a locally issued temporary permit.
  - Proposed Advertisements - copies and/or links to advertising for the event.
  - A scaled floor plan of the event premises highlighting liquor storage, sales and consumption areas.
- All required control measures as listed in the application must be shown/explained on the floor plan - the director will consider the adequacy of control measures for prevention of consumption by minors and intoxicated persons at the event. Outdoor public events or public events where estimated attendance exceeds 1000 are required to adhere to extra control measures as listed in the application.
  - Evidence of proximity to schools, churches, libraries, playgrounds and/or parks - The commission may consider the general proximity of the event to educational, religious, and recreational facilities in determining whether to grant a permit.
  - If your event includes games of chance (i.e. "Casino Night") in which one must pay to play a game of chance for a possible prize, (either money or something of value) this is considered gambling in Utah, and a permit will not be issued.



This includes indirect purchases to play these games, such as an entrance ticket or donation at the door.

- **PLEASE NOTE:** If there is any indication of games at your event that are usually associated with gambling, a letter must be obtained from the city or county attorney where the event is being held, confirming that your games are NOT gambling.

## OPERATIONAL REQUIREMENTS

### Purchases of Beer

Temporary beer permit holders must purchase, acquire, possess for resale, or sell beer that has been lawfully purchased from:

- A Utah beer wholesaler; or
- A small brewer (manufactures less than 60,000 barrels per year); or
- A licensed Utah beer retailer.

❖ *Please retain receipts for submission to the Department following the event.*



## BEER SALES

- Beer may be sold in original containers not exceeding 1 liter, or by the pitcher. No more than 1 liter can be sold to an individual patron or up to two liters to two or more patrons.

## LIMITATION ON TOTAL NUMBER OF DRINKS



- Each temporary event attendee may have no more than one alcoholic beverage at a time before the patron.
- A temporary beer permit holder may not sell, offer for sale, or furnish an indefinite or unlimited number of alcoholic products during a set period for a fixed price.
- An exception to this restriction is allowed if alcoholic products are served to a person at a seated event, food is available when the alcohol is furnished, and this exception is not advertised.
- Remember though, you cannot allow a person to become intoxicated, so also make sure you are serving alcohol responsibly for each situation.

## SALES HOURS

- Beer may be sold, offered for sale and consumed from 10 a.m. until 1 a.m. No consumption of alcoholic products is allowed after 1 a.m. A local authority may be more restrictive regarding the hours of sale, service, or consumption of beer.



## EMPLOYEES

- Any employee who sells, serves, dispenses, or handles beer must be twenty one years of age or older.
- Employees may not consume or be under the influence of alcoholic beverages while on duty. Employees that sell or serve beer do so under the direction and supervision of the temporary beer permit holder.
- All employees who will be checking I.D.'s at your event and at least one server at each alcohol serving station will be required to have completed an approved Alcohol Server Training Program. [GO HERE](#) to link to approved training programs.



No Drinking

## DISCOUNTING PRACTICES PROHIBITED

- Discounting practices are prohibited that encourage over-consumption of beer such as reduced prices for certain hours of the event (i.e. “happy hours”), “two for ones”, free beer, or selling at less than cost.

**NOTE: No alcoholic beverages can be included in the event’s promotional activities such as auctions, gift baskets or prize winnings etc.**

## CONSUMPTION ON THE PREMISES

- Only the permit holder can bring or remove alcohol from the premises of the event.
- An open container primarily used for drinking purposes and containing beer, may not be removed from the premises.
- No “Brown Bagging” - Attendees of an event may not bring any alcoholic beverages onto the premises of the event.

## ADVERTISING

- Public advertising of the event may refer to the availability of beer at the event. However beer advertising must comply with the guidelines in Rule R81-1-17.
- [GO HERE](#)

## WARNING SIGN

- Each temporary beer permittee shall display, in a prominent place, a “warning” sign. A sign will be provided along with your permit, or you can pick one up at the DABC.



## PROHIBITED CONDUCT

- Lewd acts, attire, and sexually oriented conduct of employees and entertainers that are considered contrary to public welfare and morals are prohibited on the premises.
- Gambling – On-Premise Banquet Licensees may not engage in or permit any form of gambling on its premises.
- Illegal drugs or drug paraphernalia - An event permittee may not knowingly allow a person on the licensed premises to sell, distribute, possess, or use a controlled substance; or use, deliver, or possess with the intent to deliver drug paraphernalia.



## STILL HAVE QUESTIONS?

- **Please Contact us at:**

**DABC  
1625 SOUTH 900 WEST  
SALT LAKE CITY, UT  
801-977-6800  
ABC.UTAH.GOV**

*Note: This is general information only and should not be considered conclusive. For further details, please consult Title 32B of the Utah Code and the Rules of the Commission*