

LIMITED RESTAURANT LIQUOR – POST FOR ALL EMPLOYEES TO READ AND SEE

THIS IS A PARTIAL LIST OF CONDITIONS AND REQUIREMENTS. FOR A COMPLETE LIST SEE TITLE 32A ALCOHOLIC BEVERAGE CONTROL ACT AND R81 ALCOHOLIC BEVERAGE CONTROL, ADMINISTRATION

Each person granted a limited restaurant license and the employees and management personnel of the restaurant shall comply with the following conditions and requirements. Failure to comply may result in a suspension or revocation of the license or other disciplinary action taken against individual employees or management personnel.

(2) (a) A limited restaurant licensee may not sell, serve, or allow consumption of spirituous liquor on the premises of the restaurant.

(b) Spirituous liquor may not be on the premises of the restaurant except for use:

(i) as a flavoring on desserts; and

(ii) in the preparation of flaming food dishes, drinks, and desserts.

(3) (a) (i) Wine may be sold and served by the glass or an individual portion not to exceed five ounces per glass or individual portion.

(ii) An individual portion may be served to a patron in more than one glass as long as the total amount of wine does not exceed five ounces.

(iii) An individual portion of wine is considered to be one alcoholic beverage under Subsection (7)(e).

(b) (i) Wine may be sold and served in containers not exceeding 1.5 liters at prices fixed by the commission to tables of four or more persons.

(ii) Wine may be sold and served in containers not exceeding 750 ml at prices fixed by the commission to tables of less than four persons.

(4) (a) Heavy beer may be served in original containers not exceeding one liter at prices fixed by the commission.

(b) A service charge may be assessed by the limited restaurant as authorized by commission rule for heavy beer purchased at the restaurant.

(5) (a) (i) Subject to Subsection (5)(a)(ii), a limited restaurant licensee may sell beer for on-premise consumption:

(A) in an open container; and

(B) on draft.

(ii) Beer sold pursuant to Subsection (5)(a)(i) shall be in a size of container that does not exceed two liters, except that beer may not be sold to an individual patron in a size of container that exceeds one liter.

(7) (a) (i) A patron may only make alcoholic beverage purchases in the limited restaurant from and be served by a person employed, designated, and trained by the licensee to sell and serve alcoholic beverages.

(ii) Notwithstanding Subsection (7)(a)(i), a patron who has purchased bottled wine from an employee of the restaurant or has carried bottled wine onto the premises of the restaurant pursuant to Subsection (14) may thereafter serve wine from the bottle to the patron or others at the patron's table.

(b) Alcoholic beverages shall be delivered by a server to the patron.

(c) Any alcoholic beverage may only be consumed at the patron's table or counter.

(d) Alcoholic beverages may not be served to or consumed by a patron at a bar.

(e) Each restaurant patron may have no more than two alcoholic beverages of any kind at a time before the patron.

(9) (a) Wine and heavy beer may not be sold, offered for sale, served, or otherwise furnished at a limited restaurant during the following days or hours:

(i) until after the polls are closed on the day of any:

(A) regular general election;

(B) regular primary election; or

(C) statewide special election;

- (ii) until after the polls are closed on the day of any municipal, special district, or school election, but only:
 - (A) within the boundaries of the municipality, special district, or school district; and
 - (B) if required by local ordinance; and
- (iii) on any other day after 12 midnight and before 12 noon.

(10) Alcoholic beverages may not be sold except in connection with an order of food prepared, sold, and served at the restaurant.

(11) Wine, heavy beer, and beer may not be sold, served, or otherwise furnished to any:

- (a) minor;
- (b) person actually, apparently, or obviously intoxicated;
- (c) known habitual drunkard; or
- (d) known interdicted person.

(14) (a) A person may not bring onto the premises of a limited restaurant licensee any alcoholic beverage for on-premise consumption, except a person may bring, subject to the discretion of the licensee, bottled wine onto the premises of any limited restaurant licensee for on-premise consumption.

(b) Except bottled wine under Subsection (14)(a), a limited restaurant licensee or its officers, managers, employees, or agents may not allow:

- (i) a person to bring onto the restaurant premises any alcoholic beverage for on-premise consumption; or
- (ii) consumption of any alcoholic beverage described in Subsection (14)(b)(i) on its premises.

(c) If bottled wine is carried in by a patron, the patron shall deliver the wine to a server or other representative of the licensee upon entering the restaurant.

(d) A wine service may be performed and a service charge assessed by the restaurant as authorized by commission rule for wine carried in by a patron.

(15) (a) Except as provided in Subsection (15)(b), a limited restaurant licensee and its employees may not permit a restaurant patron to carry from the restaurant premises an open container that:

- (i) is used primarily for drinking purposes; and
- (ii) contains any alcoholic beverage.

(b) Notwithstanding Subsection (15)(a), a patron may remove the unconsumed contents of a bottle of wine if before removal the bottle has been recorked or recapped.

(16) (a) A minor may not be employed by a limited restaurant licensee to sell or dispense alcoholic beverages.

(b) Notwithstanding Subsection (16)(a), a minor may be employed to enter the sale at a cash register or other sales recording device.

(17) An employee of a limited restaurant licensee, while on duty, may not:

- (a) consume an alcoholic beverage; or
- (b) be intoxicated.

(23) A limited restaurant licensee may not engage in or permit any form of gambling, or have any video gaming device, as defined and proscribed by Title 76, Chapter 10, Part 11, Gambling, on the premises of the restaurant.

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