



**TEXAS ALCOHOLIC
BEVERAGE COMMISSION**
Texans Helping Businesses & Protecting Communities

Event

Name Stakeholder Meeting - Draft Rules and Advisory

Date & Time Friday, September 10, 2021
10:00am - 12:00pm

Content

Location: **Due to health concerns, this meeting will be conducted by videoconference only.** Please participate using Zoom:

You can view the video [here](#).

Click <https://www.zoomgov.com/j/1619504760?pwd=c0k3R0xQcIIIQ2pmT2w2Yytib0dTZz09>

Meeting ID: 161 950 4760

Find your local number: <https://www.zoomgov.com/u/ahrBJy3tB>

Join TABC staff by videoconference to discuss draft rules and an advisory as a result of the agency's implementation of new laws and management actions.

Potential draft rules and advisory for publication:

- Item 1. New Rule 33.1, Computation of Time: incorporates content of current Rule 33.52 (which will be repealed) and defines a 'business day'.
- Item 2. Revised Rule 33.5, Food and Beverage Certificate: updates to reflect Senate Bill 911 and other changes.
- Item 3. Ch. 33, Subchapter E, Events at a Temporary Location: Revisions to the 10-event limit for certain permit holders, exceptions for auction-only events by nonprofits, and maintains privileges of mixed beverage permittees to sell only wine and malt beverage products at temporary events.
- Item 4. Amended Rule 33.94, Reporting Permit or License Changes: incorporates control-related provisions of current Rule 41.48 (which will be repealed). A redlined and clean version of proposed changes is included. (2nd stakeholder)
- Item 5. Reorganization and revisions to Ch. 41, Auditing, including new Rule 41.16, Tamper-proof Containers, to further define "tamper-proof" containers for purposes of alcohol-to-go sales. A crosswalk of current and proposed rules is included as a guide as well as a redlined and clean version of proposed changes. (2nd stakeholder)
- Item 6. Amendments to Product Displays and Enhancement Items – MPA036. The amended advisory was updated to incorporate additional examples of permissible industry practices for arranging product displays and using enhancement items at a retailer's premise.

It is TABC's intent to propose the rules for publication at the commission meeting in September. All draft rules and advisory are attached.

If you are unable to attend the videoconference meeting, you may share your thoughts with TABC staff by e-mailing <mailto:rules@tabc.texas.gov> for Items 1-5 and <mailto:advisories@tabc.texas.gov> for Item 6.

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS

Persons with disabilities who plan to attend this videoconference meeting and who may need auxiliary aids or services are requested to contact Luann Dickerson at (512) 206-3221 or Relay Texas at 1-800-735-2989 (TTY/TDD), at least three (3) days prior to the meeting so that appropriate arrangements can be made.

[Item 3.Temp Event Rule Tweaks SH.pdf \(115 KB\)](#)

[Item 4a.DRAFT Amended 33.94 Strikethrough SH.pdf \(175 KB\)](#)

- Item 4b.DRAFT 33.94 Clean SH.pdf (119 KB)
- Item 5a.Ch 41 Draft Aug 23 Redline SH2.pdf (353 KB)
- Item 5b.Ch 41 Draft Aug 23 Clean SH2.pdf (251 KB)
- Item 5c.Chapter 41 Audit crosswalk.pdf (131 KB)
- Item 6. Product Displays and Enhancement Items (DRAFT).pdf (502 KB)
- Item 2.DRAFT 33.5 Food and Beverage.Updated 083021.pdf (165 KB)
- Item 1. Draft 33.pdf (102 KB)