

APA-3
Revised 1/2018

CERTIFICATION OF ADMINISTRATIVE RULES
FILED WITH THE LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, DIRECTOR

(Pursuant to Code of Alabama 1975, §41-22-6, as amended).

I certify that the attached is/are correct copy/copies of rule/s as promulgated and adopted on the 27th day of October, 2022, and filed with the agency secretary on the 1st day of November, 2022.

AGENCY NAME: Alabama Alcoholic Beverage Control Board

 Amendment New Repeal (Mark appropriate space)

Rule No. 20-X-6.23

(If amended rule, give specific paragraph, subparagraphs, etc., being amended)

Rule Title: Sale of Alcoholic Beverages By A Food Or Beverage Truck

ACTION TAKEN: State whether the rule was adopted with or without changes from the proposal due to written or oral comments:

This rule was adopted without changes after public comments.

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XL,
ISSUE NO. 11, AAM, DATED August 31, 2022.


Statutory Rulemaking Authority: Code of Alabama, 1975, §28-3-49

(Date Filed)
(For LSA Use Only)

REC'D & FILED

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LEGISLATIVE SVC AGENCY



Certifying Officer or his or her
Deputy

(NOTE: In accordance with §41-22-6(b), as amended, a proposed rule is required to be certified within 90 days after completion of the notice.

20-X-6.23 Sale of Alcoholic Beverages By A Food Or Beverage Truck Licensees

(1) Any class of municipalities where food or beverage trucks are authorized by law, may allow fully encased food or beverage trucks, as provided for in 20-3A-17.1, to sell alcoholic beverages for on-premises consumption in a designated area within an entertainment district. Such trucks may only offer for sale food, beverages, or alcoholic beverages. Alcoholic beverage sales are limited to one beverage, not to exceed sixteen (16) ounces, per person, per transaction.

(2) In accordance with 20-X-6.04(2), the quantity of liquor served in an individual drink shall be posted by the Food and Beverage Truck licensee, in a conspicuous place visible to customers, on a notice that reads "All drinks contain ____ ounces of liquor, unless special ordered". Said notice shall be no less than 8.5" X 11" with two (2) inch letters.

(3) Food or Beverage Truck licensees must comply with all on-premises rules and regulations, with the exception of requirements for restrooms and seating.

(4) A Food or Beverage Truck licensee shall notify the ABC Board at least seven (7) days in advance of each event where the licensee will sell alcoholic beverages.

a. The notification shall include the exact location, the dates and times of the operation, how the licensee plans to secure the alcoholic beverages, and if the licensee intends to provide a seating area.

b. If seating is to be provided, the licensee must also provide a sketch of the layout, showing the dimensions of the seating area and the type of boundary that will be placed to designate this area. Said seating area and boundary are subject to ABC Licensing and Compliance Division approval.

(5) A Food or Beverage Truck Licensee must store the food or beverage truck along with all alcoholic beverages purchased for the food or beverage truck in a secured,

locked area. The address where the food or beverage truck and the alcoholic beverages will be stored, must be submitted at the time of application for license and will be considered part of the licensed premises.

Author: ABC Board

Statutory Authority: Code of Ala. 1975, §§28-3-2; 28-3-19; 28-3-49; 28-3A-23; 28-3A-25; 28-3A-6.1; 28-3A-6.2.

History: New: Published November 30, 2022; effective January 14, 2023.