



**FOR IMMEDIATE RELEASE**

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### **Frequently Asked Questions for Restaurant and Bar Owners Related to Executive Order 17**

**Q: During what times may I deliver alcohol or offer it for carryout?**

A: During the typical business hours designated by law for your business.

**Q: If I run out of alcohol, can I buy alcohol from package stores?**

A: No. You may only purchase alcoholic beverages from a licensed wholesaler.

**Q: If I am a hotel, caterer or another type of LBD other than a restaurant, am I covered by this order and may I sell alcohol for off-premises consumption?**

A: No. This order only applies to establishments licensed as full-service restaurants, wine only restaurants, and limited-service restaurants.

**Q: Does an employee who will be delivering or selling alcohol for carryout need a server permit?**

A: No, not at this time.

**Q: Can I deliver alcohol or sell it for carryout after April 6?**

A: No, unless this executive order is extended past April 6 or a new executive order authorizing such activity after April 6 is issued.

**Q: Can I sell bottles of spirits?**

A: No, bottles of wine and beer may be sold, and individual servings containing wine, beer, or spirits may be sold, but you may not sell bottles of spirits.

**Q: What type of lid is required for single servings of alcoholic beverages?**

A: Retailers must cover containers in a reasonable manner that would require the consumer to unpackage them for consumption. For example, a lid that does not have any access point, or a lid that has any access point sealed or taped.

**Q: Must I sell food with every order containing alcohol?**

A: Yes. Alcohol may not be sold as a stand-alone item. Food must be purchased at the same time in the same order.

**Q: Must we physically touch identification cards to verify age?**

A: No, any reasonable visual inspection will suffice.

**Q: Do I need an additional license, permit or permission to deliver?**

A: No. You may deliver yourself without additional permission. You may also use third party delivery services that may or may not hold a TABC delivery service license, but you may be liable for any infractions by that third party such as sales to minors.



**Q: If my city prohibits the delivery of beer, may I still deliver beer according to this executive order?**

A: Yes, if you are a TABC licensed restaurant or limited-service restaurant, the executive order supersedes any local ordinance to the contrary. If you do not hold a TABC license, your local beer board must allow delivery of beer.

**Q: What should the open container warning sign say that is required to be posted pursuant to the executive order?**

A: The warning must include this language: "No driver shall consume any alcoholic beverage or beer or possess an open container of alcoholic beverage or beer while operating a motor vehicle in this state."

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