



COMPLIANCE TRAINING

Presented by Ralph Sacramone

ABCC NAVIGATION OF WEBSITE

<https://www.mass.gov/info-details/frequently-asked-questions-multilingual>

Applications

Commission Advisories

Commission Decisions

Frequently Asked Questions and Guidelines in Multiple Languages

Delivery of alcohol:

- A Section 15 licensee is allowed to deliver to Massachusetts consumers if the entity holds a Section 22 transportation permit. They may also use third parties licensed pursuant to M.G.L. c. 138, Section 22 as an express transportation licensee.
- Takeaway/delivery of mixed drinks (Mixed Drinks To-Go): Section 12 establishments licensed for on-premises consumption of mixed drinks may permanently continue takeaway and delivery sales of mixed drinks. All mixed drinks sold for takeaway/delivery must be sold with food and at the same price/proportion as mixed drinks for on-premises consumption. Beer and wine by themselves are not included nor are unopened “ready to drink” cocktails.
- A Section 12 licensee is allowed to deliver mixed drinks **with at least 1 item of food prepared on-site sufficient to serve 1 individual** to Massachusetts consumers if the entity holds a Section 22 transportation permit. They may also use third parties licensed pursuant to M.G.L. c. 138, Section 22 as an express transportation licensee.
- Sale and delivery of the alcohol extends to the front door of the home to which alcohol is being delivered.
- Licensee’s Delivery Agent must verify the legal age and check ID of recipient at the time of delivery.





Commonwealth of Massachusetts
Office of the State Treasurer
Alcoholic Beverages Control Commission

EXPRESS TRANSPORTATION PERMIT

M.G.L. c. 138, § 22

This Permit authorizes the following permittee to transport and deliver alcoholic beverages and alcohol in its vehicles:

ABCC TRAINING, Inc.

100 2nd Street
San Francisco, CA 94107

Approved by the Alcoholic Beverages Control Commission on November 25, 2024

Jean Lorizio, Chairman

Crystal Matthews, Commissioner

Deborah Baglio, Commissioner

Master Permit Number: **XM-LIC-000499**
Record Number: **2024-000127-XM-REN**
Number of Vehicles: **9000**

THIS PERMIT WILL EXPIRE DECEMBER 31, 2025 UNLESS REVOKED OR CANCELLED DURING THIS PERIOD

THIS PERMIT SHALL BE CARRIED IN THE VEHICLE AT ALL TIMES

COMPLIANCE CHECKS

- Compliance Checks are a training tool required by law.
- Municipality and ABCC must conduct compliance checks.
- Compliance checks are intended to help the licensee comply with the law and local regulations.
- Compliance checks occur at brick-and-mortar locations as well as at deliveries of alcoholic beverages.





IDENTIFICATIONS THAT LICENSEES MAY REASONABLY RELY ON

Identification of Patrons. Licensees shall ensure that the identification of persons purchasing alcoholic beverages occurs at the point of sale or service.

KNOW THE SIX ACCEPTABLE FORMS OF IDENTIFICATION

1. Massachusetts Driver's License
2. Massachusetts Liquor ID Card
3. Massachusetts ID Card
4. Passport Issued by the United States or a government that is officially recognized by the United States
5. A Passport Card for a Passport issued by the United States
6. A Military Identification Card
7. Valid Driver's License issued by another state (beginning 4/8/2025)
8. Global Entry Card issued by US Customs and Border Protection (beginning 4/8/2025)



204 CMR 2.05(2)- Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, § 34C- Possession of an alcoholic beverage by a person under 21 years of age (Underage drinking with parent(s) or guardian(s) is not allowed by law).

Exception: 18,19, and 20 year olds may handle alcoholic beverages in the course of their employment. This includes selling and transporting alcoholic beverages as well as working as a bartender, stocking shelves, and removing alcoholic beverages from tables (No person under 21 may drink an alcoholic beverage at any time).

Employees 17 years old and under **cannot** handle alcoholic beverages in any manner during their employment.

OVERSERVING COMES BACK TO THE LICENSEE

“last place of drink”

MGL c. 90 § 24J

Prior to sentencing for conviction of
DUI or guilty plea for DUI,
the guilty party must identify the
name and location of the last place at
which the individual was served.



THE COMMONWEALTH OF MASSACHUSETTS
MIDDLESEX DISTRICT ATTORNEY
40 THORNDIKE STREET CAMBRIDGE, MA 02141

Tel: 617-679-6500
Fax: 617-225-0871

January 16, 2004

License Commission
Government Center
119 School Street
Waltham, MA 02154

Dear Sir/Madam:

Please be informed that the Middlesex District Attorney's Office was notified pursuant to G.L. c. 90, § 24J, that *Jane Doe* informed the Waltham District Court that, prior to committing a motor vehicle violation which involved driving under the influence of intoxicating liquors, she was served alcohol on 10/01/2003 at the following establishment licensed to serve alcohol:

Sacramone's Pub
1 Main Street
Waltham, MA 02154

It is my belief that alcohol and substance abuse is a problem of major proportions in Middlesex. More specifically, the combination of such abuse and driving a motor vehicle is a threat to the lives and safety not only of the abuser, but also of the general public.

This letter is not meant to accuse the establishment of criminal or negligent conduct. The defendant's statement was not made under oath and may or may not be reliable. Nevertheless, because of the importance of the drunk driving issue, we bring this information to your attention for whatever action you may deem appropriate.

Very truly yours,

John McEvoy
First Assistant District Attorney

MGL c. 138 § 63A- Hindering or delaying investigator, inspector, or agent of Commission

ABCC, Police, Fire, City Inspectors are authorized to inspect the licensed premises at any time.

Police Department has authority to investigate potential violations of the law at a licensed premises on behalf of the Board, and conduct enforcement.

The Licensee should ensure that staff is aware and prepared to assist in allowing inspection of the licensed premises and responsive to questions during inspection.



Licensees have a duty to protect their patrons and others from foreseeable harm

A Licensee's duty to protect patrons may be triggered when the conduct of another patron puts the Licensee or its employees on notice that harm is imminent.

A Licensee may discharge its duty to protect patrons by taking steps to prevent the harm, such as calling the police.

It is the responsibility of each licensee to exercise close supervision of its premises to ensure compliance with the law.

There has been an increase in non-consensual drugging at bars, clubs, and other licensed premises. Licensees are asked to be vigilant.

