

**DEPARTMENT OF STATE  
OFFICE OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER  
1200 General Establishment Employment**

**Rule 1202 (Formerly Rule 7.1) Employment of Persons Who Have Reached the Age of 18 Years  
in Package Stores**

**1.0 Definitions**

The following words and terms, when used in this regulation, have the following meaning:

**"Retailer"** means the person permitted to sell alcoholic liquors in a store in the State, not for consumption on the premises. 4 **Del.C.** §101. A natural person who is a sole proprietor, general partner, or owner of 25 percent or more of the issued and outstanding stock of a package store shall be considered as a "person" within the meaning of §101, for purposes of this Rule.

**"Sell or serve alcoholic liquors"** means acting in any manner toward a consumer which encourages, induces, or fosters the sale of any goods, whether or not they contain alcoholic liquor. The term includes, but is not limited to, advising consumers on the selection of goods, delivery of goods to consumers before payment, and ringing up sales. The term does not include stocking shelves, affixing price labels, and other acts not requiring direct contact with consumers, nor does it include assisting consumers in carrying parcels from the store when an in-store purchase has been completed. A minor shall not at any time be permitted unaccompanied access to the premises. In addition, a minor shall not participate in a curbside delivery transaction pursuant to 4 **Del.C.** §516 and 4 **DE Admin. Code** 910 either by completing a sales transaction or carrying a purchase from inside the store to a purchaser outside the store.

**"Store"** means an establishment licensed by the Commissioner only for the sale of alcoholic liquors for consumption off of the premises where sold.

**26 DE Reg. 62 (07/01/22)**

**27 DE Reg. 189 (09/01/23)**

**2.0 Employment Limitations**

2.1 No retailer shall employ a person under the age of 18 to work in their store.

2.2 Employees under the age of 21 shall not sell or serve alcoholic liquors, as those terms are defined in this regulation.

**19 DE Reg. 775 (02/01/16)**

**26 DE Reg. 62 (07/01/22)**

**27 DE Reg. 189 (09/01/23)**