

Figure: 16 TAC §34.2(e)

Description	Code and Rule Citation	1st Violation	2nd Violation	3rd Violation
<u>Age Related Violations</u>				
Employing a minor to sell, serve, prepare, or otherwise handle alcoholic beverages	§§61.71(a)(11), 106.09	5-7 days	10-14 days	30 days-Cancel
Permitting a minor to possess or consume an alcoholic beverage	§106.13	3-5 days	6-10 days	18 days-Cancel
Selling an alcoholic beverage to a minor	§106.03	8-12 days	16-24 days	48 days-Cancel
Prohibited Activities by Persons Younger Than 18	§106.15	5 days	60 days	Cancel
Presence or Employment of Certain Minors at Sexually Oriented Business	§106.17	30 days	60 days	Cancel
<u>Breach of the Peace Violations</u>				
Conducting business in a manner as to allow a simple breach of the peace with no serious bodily injury or deadly weapon involved (as defined in the Texas Penal Code)	§§22.12, 24.11, 28.11, 32.24, 69.13, 71.09	3-5 days	6-10 days	18 days-Cancel
Conducting business in a manner as to allow an aggravated breach of the peace with a serious bodily injury, death or involving a deadly weapon (as defined in the Texas Penal Code)	§§22.12, 24.11, 28.11, 32.24, 69.13, 71.09	25-35 days	Cancel	Cancel
Failure to report a breach of the peace	§§11.61(b)(21), 61.71(a)(30)	2-5 days	4-10 days	12 days-Cancel

<u>Place / Manner - Assaultive Offenses</u>	<u>§§11.61(b)(7), 61.71 (a)(16); Rule 34.3(c)(5)</u>	<u>3-5 days</u>	<u>6-10 days</u>	<u>18 days-Cancel</u>
<u>Narcotics Violations</u>				
Possession of, sale or delivery of, or permitting the sale or delivery of narcotics or synthetic cannabinoids by a licensee or permittee or possession of any equipment used or designed for the administering of narcotics or synthetic cannabinoids	§104.01	25-35 days	Cancel	Cancel
<u>Intoxication Violations</u>				
Selling or serving an alcoholic beverage to an intoxicated person – no associated bodily injury or death	§§11.61(b)(14), 61.71(a)(6), 101.63	8-12 days	16-24 days	Cancel
Intoxication of the license or permit holder or any employee on a licensed premise	§§11.61(b)(13), 104.01(a)(5)	17-25 days	34-50 days	Cancel
<u>Place / Manner - Over Serving</u>	<u>§§11.61(b)(7), 32.17(a)(8), 61.71 (a)(16);</u>	<u>8-12 days</u>	<u>16-24 days</u>	<u>Cancel</u>
<u>Solicitation Violations</u>				
Soliciting any person to buy drinks for consumption by the retailer or any of its employees, servants, or agents	§104.01(a)(4)	30 days-Cancel	Cancel	Cancel
<u>Trafficking and Prostitution Violations</u>				
Trafficking of an adult with intent that adult engage in forced labor or services or		Cancel	Cancel	Cancel

receiving a benefit including labor or services per §20A.02(1-2) of the Penal Code; Trafficking an adult through force, fraud, coercion, causing prostitution-related conduct, receiving a benefit, or engaging in sexual conduct with an adult per §20A.02(3-4) of the Penal Code; Trafficking of one child with intent that child engage in forced labor or services, or receiving a benefit of such trafficking, including labor or services per §20A.02(5-6) of the Penal Code; Trafficking of one child causing child to engage in, be victim of, or conduct prohibited by sexual offenses described in §20A.02(7), received benefit, or participation in sexual conduct with a child trafficked per §20A.02(7-8) of the Penal Code; Continuous trafficking of persons under §20A.03 of the Penal Code				
Prostitution		30 days - Cancel	Cancel	Cancel
Promotion of prostitution		Cancel	Cancel	Cancel
<u>Inspection and Business Records Violations</u>				
Refusing inspection of premises	§101.04	10-14 days	30-Cancel	Cancel

Failure to timely provide records, including videos, related to violation not involving serious bodily injury or death or any smuggling or trafficking-related offense	§§5.32, 5.44, 11.61(b)(2), 61.71(a)(1)	8-12 days	16-24 days	Cancel
Failure to timely provide records, including videos, related to violation involving serious bodily injury or death or any smuggling or trafficking-related offense	§§5.32, 5.44, 11.61(b)(2), 61.71(a)(1)	30 days	60 days	Cancel
<u>Knowingly making a false statement in an application, document, report, etc.</u>	<u>§101.69</u>	<u>Cancel</u>		
<u>Prohibited Hours Violations</u>				
Selling, serving, or delivering alcoholic beverages during prohibited hours or consuming or permitting consumption of an alcoholic beverage during prohibited hours on a licensed premises	§§11.61(b)(22), 61.71(a)(17), 105.01-105.10	8-12 days	16-24 days	Cancel
<u>Premises Violations</u>				
Permitting public lewdness, sexual contact, or obscene acts, or exposure of a person or permitting a person to expose themselves on a licensed premises	§§61.71(a)(10), 104.01(a)	5-7 days	10-14 days	Cancel
Rudely displaying or permitting a person to rudely display a weapon in a retail establishment	§104.01 (a)(3)	5-7 days	10-14 days	30-Cancel