

## **Recent Rulemaking Action Taken by the Department of Alcoholic Beverage Control**

Assembly Bill 893 (Stone), Chapter 410, Statutes of 2015, effective January 1, 2016, repealed Business and Professions Code Section 25204 and repealed and added Business and Professions Code Section 25200, removing beer label filing requirements and adding a brand registration requirement.

Due to the statutory change, the Department amended Section 130, Title 4 of the California Code of Regulations to delete specific regulatory provisions for which all statutory authority had been repealed.

The Department submitted the Rule 130 amendments to the Office of Administrative Law (OAL) as California Code of Regulations Section 100 “Changes Without Regulatory Effect.” OAL approved the Rule 130 amendments on 01/04/16.

The final text of the amended Rule 130 can be found here:

[http://www.abc.ca.gov/Rules/Reg%20130%20Clean%20Version%20\(Proposed\).pdf](http://www.abc.ca.gov/Rules/Reg%20130%20Clean%20Version%20(Proposed).pdf)

Previously, ABC required that beer labels be filed with the Department before the beer could be sold within the State. The new law clarifies label content and replaces label filing with brand registration. For more information on AB 893 and the new beer brand registration requirements see the Department’s Beer Brand Registration Industry Advisory:

[http://www.abc.ca.gov/trade/INDUSTRY%20ADVISORY\\_AB893.pdf](http://www.abc.ca.gov/trade/INDUSTRY%20ADVISORY_AB893.pdf)