

**DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION**

1600 Commission on Adult Entertainment Establishments

1.0 Sanctions for Violations

- 1.1 Pursuant to 24 **Del.C.** §1618(c), the Commission may, following a hearing, impose civil fines and/or license suspensions for violations of the following statutes:
 - 1.1.1 24 **Del.C.** §1608
 - 1.1.2 24 **Del.C.** §1610
 - 1.1.3 24 **Del.C.** §1611
 - 1.1.4 24 **Del.C.** §1617
 - 1.1.5 24 **Del.C.** §1622
 - 1.1.6 24 **Del.C.** §1629
- 1.2 The Commission may, in its discretion, impose fines of no less than \$250.00 and no more than \$1000.00 and/or license suspensions of no less than one (1) day and no more than sixty (60) days for each violation of the laws set forth at Rule 1.1.
- 1.3 If a penalty imposed by the Commission, pursuant to this rule, is not complied with pursuant to the terms of the Commission's Order, the Commission shall convene a hearing for the licensee to show cause why the license should not be revoked and/or additional penalties imposed.
- 1.4 Nothing in this rule shall prohibit the Commission from imposing a license revocation in lieu of or in addition to any penalty established under this rule, if license revocation is a penalty authorized by statute for the specific offense(s).

2.0 Adult Oriented Retail Establishments

The Commission has determined that as used in 24 **Del.C.** §1602(3) the term "**substantial portion**" means fifty percent (50%) or more of the (i) retail floor space open to the public; or (ii) gross receipts earned by the retail establishment.

14 DE Reg. 674 (01/01/11)