Readopt with amendment Liq 501.01, effective 10-13-22 (Document #13461), to read as follows:

Liq 501.01 Definitions. As used in this part, unless a different meaning is clearly intended from the context:

(a) "Auxiliary(ies)" means an individual(s) recognized and defined in the by-laws of a private club in possession of a current membership card who has canteen and other club privileges, but who is not a full voting member of the club.

(b) "Club licensee" means the holder of an on-premises license issued under RSA178:22, V(h).

(c) "Member" means any person in possession of a current membership card who has full privileges in the club, a vote in its affairs, and the right to run for office. The term includes affiliated Sons of the American Legion.

(d) "Guest" means ~~an adult~~ **a** person who is accompanied by a member or auxiliary and who is registered in the club guest book.

Readopt with amendment Liq 503.03, effective 10-13-22 (Document #13461), to read as follows:

Liq 503.03 Exemption to Opening Requirement For Full Service Restaurants Licensed For Full Liquor Sales.

(a) A full service restaurant licensee shall be open for business at least 5 days per week for evening meals pursuant to RSA178:21, II(a)(2).

(b) Licensees may request an exemption to RSA178:21, II(a)(2) ~~that expires at the end of the license year~~ by filing a specific written request to the commission. **Exemptions may be requested for:**

(1) An ongoing change to the operation or service schedule;

(2) A temporary change to the operation or service schedule; or

(3) A closure to the public for a specific period of time for a private event.

(c) Written requests for exemptions shall include:

(1) The name, address and license number of the business;

(2) The proposed schedule **or dates of the closure**; ~~and~~

(3) The duration of the proposed schedule or dates of closure; and

(4)~~(3)~~ The signature of the owner or manager.

(d) The commission shall grant a request for an exemption if it determines that:

(1) The proposed schedule shall not lead to alcohol sales regularly predominating over food sales in a manner contrary to public health and safety;

(2) The proposed schedule **or closing** shall not conflict with any other statute or rule; and

(3) The licensee satisfies all other requirements established by this Chapter.

(e) An approved exemption for an ongoing change to the operation or service schedule shall expire at the end of the license year.

Change the part heading for PART Liq 505, effective 10-13-22 (Document #13461), to read as follows:

PART Liq 505. ONE-DAY LICENSES ISSUED PURSUANT TO RSA 178:22, V(l) **OR V(l-a)**

Readopt with amendment Liq 505.01, effective 10-13-22 (Document #13461), to read as follows:

Liq 505.01 Definitions. As used in this part, unless a different meaning is clearly intended from the text, a "one-day licensee" means a holder of a one-day license for voluntary non-profit **or for-profit groups or** organizations in order to sell beverages, specialty beverages, and liquor on premises approved by the commission.

Adopt Liq 505.06 to read as follows:

Liq 505.06 License Time and Fees. One-day licenses shall be issued for a period of not more than 3 consecutive calendar days. Licensing fees as set by RSA 178:29 shall apply for each day the license is active.

Change the part heading for PART Liq 506, effective 10-13-22 (Document #13461), to read as follows:

PART Liq 506. WHOLESALE DISTRIBUTORS, BEVERAGE MANUFACTURERS, BEVERAGE VENDORS, **AND** BREW PUBS ~~**AND NANO BREWERIES**~~

Readopt with amendment Liq 506.03, effective 10-13-22 (Document #13461), to read as follows:

Liq 506.03 Equipment, Furniture, Fixtures and Property.

(a) Beverage vendor, beverage manufacturer, brew pub, and wholesale distributor licensees may:

(1) Lend, install, or service or cause to be installed or serviced, equipment commonly known as taps, rods, and hose connections from the barrel to the back tin, where the faucets and taps are mounted, or permanent dispensing system; and

(2) Lend or give such washers, clamps, bungs, or special equipment that are necessary to cause such tapping equipment to function properly and also furnish knobs designating brands of beer dispensed in outlets.

(b) In no case shall installations be made or services given to any other non-proprietary part of the dispensing system such as coils, faucets, compressors, gas, air gauges, cooling equipment, or other parts of such equipment necessary for proper function of the complete dispensing system.

(c) Off-sale licensees may loan pumps and tapping equipment for use at picnics and outings for non licensees or one-day license holders.

(d) No on-sale or off-sale licensee shall knowingly hire or employ as a contractor, any person who holds a license issued under RSA Title XIII, except as allowed by RSA179:11, III.

(e) A beverage vendor, beverage manufacturer, or wholesale distributor licensee shall instruct a licensee in the proper method of using or cleaning of equipment.

~~(f) This section shall not apply to nano breweries.~~

Repeal Liq 506.06, effective 10-13-22 (Document #13461), and hold said section in reserve as follows:

~~Liq 506.06 Keg Registration.~~

~~(a) In-state licensees selling draught beer kegs to the public shall maintain a keg registration declaration and receipt book ("Keg registration book"), which contains a series of numbered documents.~~

~~(b) Any in-state licensee selling draught beer kegs to the public shall affix a numbered sticker from the keg registration book to each keg sold which shall contain:~~

~~(1) The trade name and license number of the seller;~~

~~(2) The name of the clerk making the sale;~~

~~(3) The name, address, and date of birth of the purchaser;~~

~~(4) The type of identification card used to verify the data required by (3) above;~~

~~(5) The identification number of the sticker;~~

~~(6) A statement of the purchaser's legal responsibilities; and~~

~~(7) The dated signature of the purchaser.~~

~~(c) Licensees shall not affix any keg registration sticker until it is completely filled out.~~

~~(d) Licensees shall keep a copy of the keg registration sticker for at least one year from date of purchase.~~

~~(e) The commission keg registration stickers shall be available for inspection by commission investigators or examiners.~~

~~(f) Licensees shall obtain the keg registration book only from the commission.~~

~~(g) Licensees shall either:~~

~~(1) Provide the keg to the purchaser at the time the commission keg registration sticker is signed and affixed to the keg; or~~

~~(2) Deliver the keg only to the person who signed the keg registration sticker, and obtain a signed and dated delivery receipt which shall be retained with the licensee copy of the keg registration sticker.~~

~~(h) An in-state licensee accepting any return of a keg from the public which does not have a keg registration sticker affixed shall:~~

~~(1) Obtain the name, address, and date of birth of the person returning the keg;~~

~~(2) Note the type of identification card used to verify the data required by (1) above;~~

~~(3) Note the information on the identification card; and~~

~~(4) Report this information to the division of liquor enforcement within 5 business days.~~

~~(i) Licensees who violate the provisions of these rules shall be subject to the penalties provided under Liq 603.~~ **RESERVED.**

Readopt with amendment Liq 506.09, effective 1-9-26 (Document #14476), to read as follows:

Liq 506.09 Product Approvals For All Licensees and Notifications For Certain In-State Licenses.

(a) The following licensees shall seek approval under the standards below:

(1) Beverage vendor, brew pub, ~~nano brewer,~~ and beverage manufacturer licensees shall provide the commission with the required information, including

any fees, on the following forms to receive approval for the brand of beverage, label content, and package size prior to shipping into or selling any beverage within the state:

a. Form A-100 "Product Approval - Beverage Vendor" (revised 12/2025);

b. Form A-101 "Product Approval - Beverage Manufacturer" (revised 12/2025);

c. Form A-102 "Product Approval - Brew Pub" (revised 12/2025);

~~**d. Form A-103 "Product Approval - Nano Brewery" (revised 12/2025);**~~

d~~**e**~~. Form A-104 "Product Approval - Variety Pack" (revised 12/2025); and

~~**c**~~**f**. Form A-105 "Temporary Registration of Beer and Specialty Beverage for Festival" (revised 12/2025);

(2) The commission shall approve the label and packaging unless:

a. Statements on the label or packaging are false or misleading;

b. Any written statements on the label or packaging are illegible;

c. The packaging or labeling contains subliminal or similarly deceptive advertising techniques;

d. The packaging or labeling features a depiction of athletes that is deceptive and misleading in that it implies that consuming alcohol is conducive to athletic skill or physical prowess, or that consuming alcohol does not hinder the athlete's performance;

e. The packaging or labeling features illustrations, subject matter, or other attributes that are consistent with products marketed toward children and youths.; The commission shall not deny packaging or label features solely because the label or packaging has illustrations of a dessert(s).

f. The packaging or labeling features a depiction of consumption of an alcoholic beverage while seated in, about to enter, operating, or about to operate an automobile or other machinery;

g. An aspect of the packaging or labeling normalizes or encourages excessive drinking;

h. The packaging or labeling does not indicate in a manner that is sufficiently clear that the product contains alcohol; or

i. The packaging or labeling used might result in confusion regarding whether the product is an alcoholic beverage.

(b) The commission shall not be responsible for copyright or trademark infringement.

(c) The commission shall make a decision within 60 days of receipt of a complete application and provide the decision to the licensee. The commission shall extend the time period for the decision upon written agreement of the applicant.

(d) The following **in-state** licensees shall provide notification~~s for in-state licensees~~ for **any alcohol by volume (ABV) change or price change** ~~products to be available for sale~~ prior to approval by the commission ~~as follows~~:

(1) Beverage manufacturers~~,~~ **and** brew pubs~~, and nano-breweries~~ shall provide the information required by forms in Liq 506.09(a)(1)b.- ~~d.~~**c.** prior to selling any beer, beverage, specialty beverage or specialty beer at their premises:

a. Form A-101 "Product Approval - Beverage Manufacturer";

b. Form A-102 "Product Approval - Brew Pub.”~~; and~~

~~c. Form A-103 "Product Approval - Nano Brewery";~~

(2) In-state licensees may select the new product notification field on the forms in Liq 506.09(a). They shall only make the product available for sale upon new product notification, when a new product is:

a. Authorized under their license type; and

b. Brewed on-site for on-premises and off-premises sales in pre-approved generic containers and labels;

(3) The following in-state licensees shall not select the new product notification field on forms in Liq 506.09(a)(1)b.- ~~d.~~**c.** under the following conditions:

a. The notification field shall not be selected by beverage manufacturers for cider, mead, or fermented beverages or similar fermented products over 6%, specialty beers over 12%, or specialty beverages over 6%; **and**

b. The notification field shall not be selected by brew pubs for any cider over 6% or a specialty beer over 12%; ~~and~~

~~c. The notification field shall not be selected by nano breweries for any specialty beer over 12%; and~~

(4) Beverage manufacturers~~,~~ **and** brew pubs~~, and nano-breweries~~ shall not submit any additional product approval requests for the same product for at least 30-days.

(e) **If a** ~~**Should any**~~ licensee **is** ~~**be**~~ found to have violated any ~~**section of**~~ statute or Liq ~~**509**~~ **506.09** ~~**pertaining**~~ **related** to product approvals **by distributing a** ~~**with regard to**~~ product that has not received final approval, **then,** after notice and an opportunity for hearing, the licensee shall ~~**immediately**~~ remove ~~**all such**~~ **the** product from ~~**the trade**~~ **commerce** at their **own** expense~~,~~ and be subject to administrative penalties.

Readopt with amendment Liq 506.15, effective 10-13-22 (Document #13461), to read as follows:

Liq 506.15 Tenant ~~**Brewer**~~ **Manufacturer** and Host ~~**Brewer**~~ **Manufacturer**.

(a) A tenant ~~**brewer**~~ **manufacturer** shall obtain a**n applicable** federal ~~**brewer's**~~ notice for each host site from the Alcohol and Tobacco Tax and Trade Bureau ("TTB").

(b) A tenant ~~**brewer**~~ **manufacturer** shall file with the commission:

(1) A copy of their TTB ~~**brewer's**~~ notice for each host site;

(2) All TTB reports or forms by the ~~**10th**~~ **15th** of the following month; and

(3) A copy of their contract with the host ~~**brewer**~~ **manufacturer**.

(c) A tenant ~~**brewer**~~ **manufacturer** shall maintain records and logs of all ~~**beer or specialty beer**~~ **products** produced at a host site which shall include date, time, equipment, employees, and quantity.

(d) A tenant ~~**brewer**~~ **manufacturer** shall file a copy of the log with the commission by the ~~**10th**~~ **15th** of the following month.

(e) A tenant ~~**brewer**~~ **manufacturer** shall be authorized to manufacture ~~**beer or specialty beer**~~ **products** on the premises of the host brewery.

(f) A tenant ~~**brewer**~~ **manufacturer** shall obtain product approval with the commission prior to producing the ~~**beer or specialty beer**~~ **products** at a host site.

(g) All ~~**beer or specialty beer**~~ **alcoholic beverages, wine or liquor** produced at a host site shall be transferred from the host site within 60 days of bottling or kegging.

(h) A host ~~**brewer**~~ **manufacturer** shall maintain a valid TTB ~~**brewer's**~~ notice and a ~~**beverage**~~ **New Hampshire** manufacturer license**, as applicable,** with the commission.

(i) The host ~~**brewer**~~ **manufacturer** shall adhere to TTB regulations regarding tenant/host ~~**brewing**~~ **manufacturing** and shall make all documents available to the commission.

(j) The tenant and host ~~**brewers**~~ **manufacturers** shall notify the commission when the contract is terminated.

~~(k) A licensee under RSA178:18, RSA178:20, RSA178:21, and RSA178:22, shall not be granted a tenant brewer license.~~

(~~k~~l) A holder of a wholesaler license in any state, shall not be granted a tenant ~~brewers~~ **manufacturer** license.

Readopt with amendment Liq 506.16, effective 10-13-22 (Document #13461), to read as follows:

Liq 506.16 Tax Filings Required For Beverage Manufacturers, Beverage Manufacturers Retail Outlets, Beverage Vendors, ~~Nano Breweries,~~ Liquor Manufacturer, Rectifiers, Wine Manufacturers, Wine Manufacturers Retail Outlets, and Beer Festivals.

(a) The following monthly tax forms containing the required information shall be received in the commission's offices on or before the ~~10th~~ **15th** of the following month, regardless of activity:

(1) Form A-200 "Beverage Manufacturer" (revised 09/2022);

(2) Form A-201 "Brew Pub" (revised 09/2022);

~~(3) Form A-202 "Nano Brewery" (revised 09/2022);~~

(3)~~(4)~~ Form A-203 "Liquor Manufacturer" (revised 09/2022);

(4)~~(5)~~ Form A-204 "Rectifier" (revised 09/2022);

(5)~~(6)~~ Form A-205 "Wine Manufacturer" (revised 09/2022);

(6)~~(7)~~ Form A-206 "Wine Manufacturer Retail Outlet" revised 09/2022);

(7)~~(8)~~ Form A-207 "Beverage Vendor Self Distribution" (revised 09/2022); and

(8)~~(9)~~ Form A-208 "Beverage Manufacturer Retail Outlet" (revised 09/2022).

(b) Postmark shall not constitute receipt by the commission.

(c) Beer festival licensees shall file Form A-209 "Beer and Specialty Beverage Festival - Additional Fees" (revised 09/2022) within 10 days after the event.

Readopt with amendment Liq 506.17, effective 10-13-22 (Document #13461), to read as follows:

Liq 506.17 Beverage Manufacturers, Brew Pubs, ~~Nano Breweries,~~ Liquor Manufacturers, Rectifiers, Tenant ~~Brewers~~ **Manufacturers**, and Wine Manufacturers TTB Production Reports. ~~(a)~~ Beverage manufacturers, brew pubs, ~~nano breweries,~~ liquor manufacturers, rectifiers, tenant ~~brewers~~ **manufacturers**, and wine manufacturers shall file with the commission copies of the following required TTB product reports within 10 days of the TTB filing:

(a)~~(1)~~ Beverage manufacturers, beverage vendors, brew pubs, ~~**nano breweries,**~~ and tenant ~~**brewers**~~ **manufacturers** shall file the brewer's report of operation;

(b) Beverage manufacturers and brewpubs authorized to produce cider shall file the report of wine premises operations from the TTB;

(c)~~(2)~~ Liquor manufacturers shall file copies of the following TTB reports:

(1)~~a.~~ Report of processing operations;

(2)~~b.~~ Monthly report of storage operations; and

(3)~~c.~~ Monthly report of production operations.

(d)~~(3)~~ Rectifiers shall file copies of the following TTB reports:

(1)~~a.~~ Report of processing operations;

(2)~~b.~~ Report of storage operations; and

(3)~~c.~~ Report of production operations; and

(e)~~(4)~~ Wine manufacturers shall file the report of wine premises operations.

Readopt with amendment Liq 506.18, effective 10-13-22 (Document #13461), to read as follows:

Liq 506.18 Beverage Manufacturers, Beverage Manufacturer Retail Outlets, Beverage Vendors, Brew Pubs, ~~**Nano Breweries,**~~ Liquor Manufacturers, Rectifiers, Wine Manufacturers, Wine Manufacturer Retail Outlets and Wholesale Distributors Tax Report; Proper Record Keeping.

(a) Beverage manufacturers, beverage manufacturer retail outlets, beverage vendor, brew pubs, ~~**nano breweries,**~~ liquor manufacturers, rectifier, wine manufacturers, wine manufacturer retail outlets and wholesaler distributors shall maintain a complete and accurate account of business, separated in such a manner that the commission upon audit shall be able to determine the amount of taxes due to the commission.

(b) The frequency of manufacturer and wholesaler audits shall be determined on the amount of taxes paid to the commission, production amounts, and amount of sales. The higher the amount is, the more frequently an audit shall be conducted.

(c) Beverage manufacturers shall maintain and preserve the following business records for 2 years:

(1) Sales slips for hospitality room, retail room, and farmer's markets;

(2) Cash register tapes for hospitality room, retail room, and farmer's markets;

(3) Sales and return invoices for wholesale distributors, if applicable;

(4) Sales and return invoices for retail licensees, if applicable;

(5) Payment information from retail licensees, if applicable; **and**

(6) Form L-081 "Wholesale Limited Credit Report" (revised 09/2022) if applicable.~~; and~~

~~(7) Numbered face pages of the completed keg registration book stickers.~~

(d) Beverage vendors shall maintain and preserve the following business records:

(1) Sales and return invoices for retail licensees;

(2) Payment information from retail licensees;

(3) Notifications to the commission of delivery to retail licensees; and

(4) Licensed carrier information.

(e) Brew pubs shall maintain and preserve the following business records:

(1) Brew logs and brew sheets;

(2) Sales slips for food, beer, wine, liquor, and farmer's markets;

(3) Cash register tapes for food, beer, wine, liquor, and farmer's markets;

(4) Sales and return invoices for wholesale distributors, if applicable;

(5) Sales and return invoices for retail licensees, if applicable;

(6) Sales and return invoices for wholesale sales outside of New Hampshire; if applicable;

(7) Payment information from retail licensees, if applicable; **and**

(8) Form L-081 "Wholesale Limited Credit Report" (revised 09/2022), if applicable.~~; and~~

~~(9) Numbered face pages of the completed keg registration book stickers.~~

~~(f) Nano breweries shall maintain and preserve the following business records:~~

~~(1) Sales slips for tasting room, retail room, and farmer's markets;~~

~~(2) Cash register tapes for tasting room, retail room, and farmer's markets;~~

~~(3) Sales and return invoices for wholesale distributors, if applicable;~~

~~(4) Sales and return invoices for retail licensees, if applicable;~~

~~(5) Payment information from retail licensees, if applicable;~~

~~(6) Form L-081 "Wholesale Limited Credit Report" (revised 09/2022), if applicable; and~~

~~(7) Numbered face pages of the completed keg registration book stickers.~~

(f)~~(g)~~ Liquor manufacturers shall maintain and preserve the following business records:

(1) Sales slips for tasting room and retail rooms;

(2) Cash register tapes for tasting room and retail room; and

(3) Records for samples used off-premises.

(g)~~(h)~~ Rectifiers shall maintain and preserve the following business records:

(1) Sales slips for tasting room;

(2) Cash register tapes for tasting; and

(3) Records for samples used off-premises.

(h)~~(i)~~ Wine manufacturers shall maintain and preserve the following business records:

(1) Sales slips for tasting room, retail room, and farmer's markets;

(2) Cash register tapes for tasting room, retail room, and farmer's markets; and

(3) Sales and return invoices for retail licensees, if applicable.

(i)~~(j)~~ Wine manufacturers retail outlets shall maintain and preserve the following business records:

(1) Sales slips for tasting room and retail room;

(2) Cash register tapes for tasting room and retail room; and

(3) All inventory records showing the transfer of wine from the wine manufacturer's premises to the wine manufacturer retail outlet.

(j)(k) Wholesale distributors shall maintain and preserve the following business records:

(1) All invoices and bills of lading from beverage vendors, beverage manufacturers, **and** brew pubs~~, and nano breweries~~;

(2) Sales and return invoices for retail licensees;

(3) Payment information and collection sheets from retail licensees; and

(4) Form L-081 "Wholesale Limited Credit Report" (revised 09/2022).

Readopt with amendment Liq 506.19, effective 10-13-22 (Document #13461), to read as follows:

Liq 506.19 Beverage Manufacturer, Brew Pub, ~~**Nano Brewery,**~~ and Wholesale Distributors; Limited Credit.

(a) Wholesale distributors, beverage manufacturers, **and** brew pubs~~**, and nano breweries**~~ who sell to licensees shall file with the commission on every business day Form L-081 "Wholesale Limited Credit Report" showing any licensee that is delinquent in making payments and any reported delinquent licensee who has made payment.

(b) Wholesale distributor, beverage manufacturers, **and** brew pubs~~**, and nano breweries**~~ shall notify in writing any licensee who is delinquent in making payments.

(c) Wholesale distributor, beverage manufacturers, **and** brew pubs~~**, and nano breweries**~~ shall preserve all payment information from licensees and make the information available to the commission at the time of an audit.

Readopt with amendment Liq 506.21, effective 10-13-22 (Document #13461), to read as follows:

Liq 506.21 ~~**Nano Breweries**~~ **Beverage Manufacturers** and Wine Manufacturers ~~**Sampler**~~ **Sampling or Tasting Requirements**.

(a) ~~**Nano breweries**~~ **Beverage manufacturers** shall complete and submit Form LTA-1M "License Type Application - Manufacturers" (revised 1/20) with the commission prior to conducting sampling **or tasting** at a wine manufacturer's premises, and certify to the following:

> "By initialing this statement, I certify that I will retain, maintain, and keep readily available all supporting documentation as required per this license application. If requested, I agree to provide such documentation to any member of the NHLC."

(b) Wine manufacturers shall complete and submit Form LTA-1M with the commission prior to conducting sampling **or tasting** at a **beverage manufacturer's** ~~**nano brewery's**~~ premises.

(c) ~~**Nano breweries**~~ **Beverage manufacturers** and wine manufacturers shall provide written notification to the commission, which may be by email, prior to conducting any sampling **or tasting** event with the date, time, and location.

(d) ~~**Nano breweries**~~ **Beverage manufacturers** and wine manufacturers shall record all samples and sales on their monthly tax reports.

APPENDIX

RULE	STATUTE
Liq 501.01	RSA 178:22, V(h)
Liq 503.03	RSA178:21, II
Liq 505.01	RSA 178:22, V(l) and RSA 178:22, V(l-a)
Liq 505.06	RSA 178:22, V(l) and RSA 178:22, V(l-a)
Liq 506.03	RSA 178:16 and RSA 178:26
Liq 506.06 (Repeal)	RSA 178:16 and RSA 178:26
Liq 506.09	RSA 179:31 and RSA 179:33
Liq 506.15	RSA 178:6; RSA 178:6-a; RSA 178:8; RSA 178:8-a; RSA 178:12-b; RSA 178:13
Liq 506.16	RSA 178:12, V; RSA 178:15, VII; RSA 178:6, VI; RSA 178:7, VI; RSA 178:8, IV; RSA 178:30, V; RSA 178:26; RSA 179:35
Liq 506.17	RSA 178:12, V; RSA 178:13, IV; RSA 178:12-b, III; RSA 178:6, VI; RSA 178:7, VI; RSA 178:12-b, VI; RSA 178:8, IV
Liq 506.18	RSA 178:12, V; RSA 178:15, VII; RSA 178:13, IV; RSA 178:6, VI; RSA 178:7, VI; RSA 178:8, IV; RSA 178:30, V; RSA 178:26; RSA 179:14; RSA 179:35
Liq 506.19	RSA 176:14, VIII(b)
Liq 506.21	RSA 178:8, III; RSA 178:12, II-a and II-b