



Relative and Applicable Statutes and Rules: RSA 178:20, 178:21, 178:22; Expired Emergency Order #52

On- Premises Compliance with Take- Out and Delivery of Alcoholic Beverages

1. Purpose

The New Hampshire Liquor Commission Division of Enforcement & Licensing has received numerous inquiries regarding the expiration of Emergency Order #52 regarding Take- Out and Delivery of Alcoholic Beverages. The Division of Enforcement & Licensing would like to provide direction to on- premises restaurant licensees in order to maintain compliance with their respective licenses.

2. Discussion

Emergency Order #52 temporarily authorized on- premises restaurant licensees to allow for take- out or delivery of beer or wine.

Emergency Order #52 expires at midnight on May 7, 2021.

It is recognized that the vast majority of New Hampshire businesses have complied with the emergency orders and have made accommodations within their businesses in order to promote the safety and wellbeing of their employees and the general public.

The current state laws; however, do not authorize the take- out and delivery provisions that were authorized in the COVID- 19 Emergency Orders.

As we transition out of the guidance of the Emergency Orders, the Division of Enforcement & Licensing continues to support the flexibility of licensees needs. Therefore, licensees will have until June 30, 2021 to return to compliance with existing laws, barring any legislative changes.

The new “Universal Best Practices” can be found at the following link:

<https://www.covidguidance.nh.gov/sites/g/files/ehbemt381/files/inline-documents/sonh/universal-best-practices.pdf>

3. Questions

Please contact the New Hampshire Liquor Commission- Division of Enforcement & Licensing at 603-271-3521.