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**TITLE 905 ALCOHOL AND TOBACCO  
COMMISSION**

LSA Document #03-319(F)

**DIGEST**

Amends 905 IAC 1-45-2 and 905 IAC 1-45-3 to clarify the information required to be provided and maintained in the course of the retail sales of beer kegs. Effective 30 days after filing with the secretary of state.

**905 IAC 1-45-2**

**905 IAC 1-45-3**

SECTION 1. 905 IAC 1-45-2 IS AMENDED TO READ AS FOLLOWS:

**905 IAC 1-45-2 Identification markers**

**Authority:** IC 7.1-2-3-7; IC 7.1-3-6.5

**Affected:** IC 7.1-3-6.5

Sec. 2. The commission shall prescribe the form of the identification marker required by IC 7.1-3-6.5. The marker must:

- (1) enable the identification and tracking of the seller of the keg;
  - (2) be removable or reusable only when the keg is returned to the wholesaler or brewer for refilling;
  - (3) contain:
    - (A) the name, address, and commission permit number of the commission wholesale, retail, or dealer permittee who sold the keg;
    - ~~(B) the manufacturer's identification number on the keg itself;~~
    - ~~(C)~~ (B) the name of the clerk making the sale;
    - ~~(D)~~ (C) the name, address, and date of birth of the purchaser;
    - ~~(E)~~ (D) the type of identification card and identification number used to verify the data required by clause ~~(D)~~; (C); and
    - ~~(F)~~ (E) the dated signature of the purchaser;
  - (4) be attached to the keg by a material that once removed by a person cannot be reattached to the keg in a manner that could conceal the prior removal; and
  - (5) be in a form approved by and purchased from the commission at the amount of the commission's cost for producing it.
- (Alcohol and Tobacco Commission; 905 IAC 1-45-2; filed Aug 29, 2003, 11:15 a.m.: 27 IR 189; filed Dec 30, 2004, 4:17 p.m.: 28 IR 1484)*

SECTION 2. 905 IAC 1-45-3 IS AMENDED TO READ AS FOLLOWS:

**905 IAC 1-45-3 Receipt for the keg**

**Authority:** IC 7.1-2-3-7; IC 7.1-3-6.5

**Affected:** IC 7.1-3-6.5

Sec. 3. A permittee shall require that a person who purchases a keg for consumption at a place other than a commission-licensed premises sign a receipt for the keg. The commission shall prescribe a form for the receipt. The receipt must contain the following information:

- (1) The date of the sale of the keg.
- ~~(2) The size of the keg in gallons.~~
- ~~(3) The identification number on the keg itself.~~
- ~~(4)~~ (2) The name, ~~residence~~ **current residential** address, and date of birth of the purchaser.
- ~~(5)~~ (3) A description of the form of identification presented by the purchaser.

*(Alcohol and Tobacco Commission; 905 IAC 1-45-3; filed Aug 29, 2003, 11:15 a.m.: 27 IR 189; filed Dec 30, 2004, 4:17 p.m.: 28 IR 1484)*

*IR 1484)*

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