

Rep. Malloy, Rock. 24
Rep. Tierney, Coos 1
Rep. Ohm, Hills. 10
Rep. Oppel, Graf. 9
Rep. Schamberg, Merr. 6
February 25, 2026
2026-0889h
07/05

Amendment to HB 1420-FN

1 Amend the title of the bill by replacing it with the following:

2

3 AN ACT relative to the tobacco stamp rate, establishing a business profits tax credit for small
4 business advertising expenses, and making an appropriation for improvements in the
5 department of revenue administration's information management system.
6

7 Amend the bill by replacing all after the enacting clause with the following:

8

9 1 New Section; Business Profits Tax; Local Advertisement Tax Credit. Amend RSA 77-A by
10 inserting after section 5-c the following new section:

11 77-A:5-d Local Advertisement Tax Credit.

12 I. There shall be allowed a credit against the tax liability imposed under this chapter for an
13 eligible small business that purchases qualified local news organization advertising from a local
14 news organization.

15 II.(a) The amount of the credit shall equal 50 percent of qualified local news organization
16 advertising expenditures.

17 (b) A taxpayer shall be limited to a maximum amount of credit of \$2,500 for the taxable
18 year.

19 III. Any unused credit amounts may be not carried forward and shall not be refundable.

20 IV.(a) A taxpayer shall apply for the tax credit on forms provided by the commissioner, and
21 applications shall be accompanied by information or records required by the commissioner. The
22 commissioner shall require every taxpayer claiming a tax credit under this section to submit a
23 certification signed by a representative of each qualified local news organization from which the
24 taxpayer purchased advertisements. An entity that knowingly issues a false certification under this
25 paragraph shall be subject to a civil penalty of no less than \$5,000 and no more than \$10,000 for
26 each false certification issued.

27 (b) Applications shall be processed in the order received, and shall be approved or denied
28 within 60 days of receipt. If an application is denied, the commissioner shall notify the taxpayer of
29 the reason of reasons for the denial.

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1 V.(a) The aggregate of all local advertising tax credits issued by the commissioner shall not
2 exceed \$2,500,000 in any fiscal year.

3 (b) The department may adopt rules pursuant to RSA 541-A regarding the procedure for
4 applying for the credit.

5 VI. As used in this section:

6 (a) "Advertising" means providing consideration for the publication, dissemination,
7 solicitation or circulation of visual, aural, spoken or written communication, directly or indirectly, to:

8 (1) Induce any person or organization to purchase a good or service or to contribute
9 to a cause; or

10 (2) Raise awareness of a brand, good, service or issue.

11 (b) "Eligible small business" means any entity that employs individuals in this state
12 where the average number of full-time employees employed by such entity during such taxable year
13 was less than 50.

14 (c) "Local news organization" means an entity that:

15 (1) Engages professionals to create, edit, produce and distribute original content
16 concerning matters of public interest, through reporting activities, including conducting interviews,
17 observing current events or analyzing documents or other information;

18 (2) Meets membership requirements of the New Hampshire press association or the
19 New Hampshire broadcasters association.

20 (d) "Qualified local news organization advertising" means amounts paid or incurred in
21 the ordinary course of a trade or business for:

22 (1) Advertising with an offering that is fully owned and operated by a local news
23 organization; or

24 (2) Advertising or underwriting on any broadcast radio or television station licensed
25 by the federal communications commission to serve a local community.

26 2 Tobacco Tax; Tax Imposed. Amend RSA 78:2, I to read as follows:

27 I. A tax on all cigarettes and little cigars sold at retail in this state is imposed upon the
28 consumer at the rate of [~~\$1.78~~] **\$1.81** for each package containing 20 cigarettes or little cigars or at a
29 rate proportional to such rate for packages containing other than 20 cigarettes or little cigars.

30 3 Appropriation; Department of Revenue Administration. There is hereby appropriated to the
31 department of revenue administration the sum of \$40,000 for the fiscal year ending June 30, 2027,
32 for the purpose of modifying its internal management system. The governor is authorized to draw a
33 warrant for said sum out of any money in the treasury not otherwise appropriated.

34 4 Applicability. Sections 1 and 2 of this act shall apply to all tax periods ending on or after
35 December 31, 2026.

36 5 Effective Date. This act shall take effect July 1, 2026.

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AMENDED ANALYSIS

This bill:

I. Establishes a credit against the business profits tax for eligible small businesses that purchase qualified local news organization advertising.

II. Increases the tobacco stamp rate.

III. Appropriates money to the department of revenue administration for internal software improvements.