**CHAPTER 199**
**HB 1720-FN - FINAL VERSION**

**6Mar2018... 0764h**
**26Apr2018... 1797-EBA**

**2018 SESSION**

**18-2582**
**08/03**

**HOUSE BILL** ***1720-FN***

**AN ACT** **relative to the storage of beverages produced by contract brewers.**

**SPONSORS:** **Rep. Hunt, Ches. 11**

**COMMITTEE:** **Commerce and Consumer Affairs**

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**AMENDED ANALYSIS**

**This bill allows a beverage manufacturer in a contract brewing arrangement to store beverages produced by the contract brewer at its facility.**

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**Explanation:** **Matter added to current law appears in *bold italics.***
**Matter removed from current law appears [~~in brackets and struckthrough.~~]**
**Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.**

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**STATE OF NEW HAMPSHIRE**

***In the Year of Our Lord Two Thousand Eighteen***

**AN ACT relative to the storage of beverages produced by contract brewers.**

***Be it Enacted by the Senate and House of Representatives in General Court convened:***

**199:1 New Paragraphs; Definitions; Contract Brewers. Amend RSA 175:1 by inserting after paragraph XXV the following new paragraphs:**

**XXV-a. "Contract brewer" means a brewery hired by a beverage manufacturer to produce a beverage for the beverage manufacturer.**

**XXV-b. "Contract brewing arrangement" means a business relationship in which a beverage manufacturer pays another brewer to produce a beverage for the beverage manufacturer for sale.**

**199:2 Contract Brewing Arrangements; Transport of Beverages. Amend RSA 178:12, VIII to read as follows:**

**VIII. Each beverage manufacturer shall have the right to transport the beverage it manufactures in barrels, kegs, bottles, or other closed containers within the state for sale to licensees and to the state border for transportation and sale outside the state. *A beverage manufacturer in a contract brewing arrangement may transport the beverage produced by the contract brewer in barrels, kegs, bottles, or other closed containers within the state for storage or to the state border for transportation and sale outside the state.***

**199:3 New Paragraphs; Beverage Manufacturers; Contract Brewers. Amend RSA 178:12 by inserting after paragraph X the following new paragraphs:**

**XI. A beverage manufacturer may enter into a contract brewing arrangement with a contract brewer. Beverages produced by a contract brewer intended for sale outside the state may be warehoused at the beverage manufacturer's facility or at some other facility accessible only to the beverage manufacturer. A contract brewer shall not deliver beverages to on-premises and off-premises licensees within the state. A contract brewer shall file all contract brewing arrangements with the commission.**

**XII. Beverage manufacturers, tenant brewers, and contract brewers shall be allowed to store beverages manufactured in accordance with the provisions of this title in a storage facility licensed by the commission. Beverage manufacturers, tenant brewers, and contract brewers storing beverages in a warehouse licensed under RSA 178:11, or other facility approved by the commissioner for the purpose of storing alcohol,**

**shall keep records of the type, quality and destination of beverages removed from storage. Such records shall be retained by the beverage manufacturer, tenant brewer, or contract brewer using the facility and shall be made available to the commission upon request.**

**199:4 Effective Date. This act shall take effect 60 days after its passage.**

**Approved: June 08, 2018**
**Effective Date: August 07, 2018**