CHAPTER 202
SB 21 - FINAL VERSION

06/29/2023 2239EBA

2023 SESSION

23-0763
02/08

SENATE BILL ***21***

AN ACT relative to the due date and delivery of monthly reports and fees to the liquor commission.

SPONSORS: Sen. Gannon, Dist 23

COMMITTEE: Commerce

ANALYSIS

This bill changes the due date for monthly reports by licensees to the liquor commission and authorizes the commission to accept payments and reports electronically.

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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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

CHAPTER 202
SB 21 - FINAL VERSION

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Three

AN ACT relative to the due date and delivery of monthly reports and fees to the liquor commission.

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

202:1 Liquor Manufacturer License. Amend RSA 178:6, VI to read as follows:

VI. Each liquor manufacturer shall maintain records and prepare reports for the commission which shall indicate the sales made under paragraph III and samples distributed under paragraph IX and shall pay to the commission monthly a fee equal to 8 percent of such sales or 8 percent of the retail value of such samples on or before the [~~tenth~~] ***fifteenth*** day of the month following the sale or the sample distribution.

202:2 Rectifier License. Amend RSA 178:7, VI to read as follows:

VI. Each rectifier shall maintain records and prepare reports for the commission which shall indicate the samples distributed under paragraph V and shall pay to the commission monthly a fee equal to 8 percent of the retail value of such samples on or before the [~~tenth~~] ***fifteenth*** day of the month following the sample distribution.

202:3 Wine Manufacturer License. Amend RSA 178:8, IV to read as follows:

IV. Each wine manufacturer shall maintain records and prepare reports for the commission which shall indicate the sales made under this section and shall pay to the commission monthly a fee equal to 5 percent of such sales on or before the [~~tenth~~] ***fifteenth*** day of the month following the sale.

202:4 Liquor/Wine/Beverage Warehouse License. Amend RSA 178:11, V to read as follows:

V. Liquor/wine/beverage warehousers shall submit a monthly report both to the liquor commission enforcement and licensing division and the marketing, merchandising, and warehousing division of the commission by the [~~tenth~~] ***fifteenth*** day of the following month indicating the quantity, type, size, and brands of all product received, stored, or shipped on their premises.

202:5 Nano Brewery License. Amend RSA 178:12-a, I to read as follows:

I. The commission may issue a nano brewery license to a business that manufactures beer or specialty beer, not exceeding, 2,000 barrels annually for sale in any quantity to the general public or licensees. The license shall entitle the licensee to sell at retail or wholesale only beverages manufactured by the licensee [~~in a public building as defined in RSA 175:1, LV-a~~]. In addition to the annual license fees provided in this section, a fee of $.30 for each gallon of beverage sold or transferred for retail sale or to the public shall be required. On or before the [~~tenth~~] ***fifteenth*** day of each month, a nano brewery licensee shall pay the license fees under this paragraph covering sales or transfers made during the preceding calendar month.

202:6 Liquor Licenses and Fees; Brew Pub License. Amend RSA 178:13, III-IV to read as follows:

III. Each brew pub shall maintain records showing all transactions associated with the business and shall file reports with the commission on or before the [~~tenth~~] ***fifteenth*** day of the following month, ***either electronically or in writing,*** which shall indicate the sales made under paragraph II.

IV. A brew pub licensee shall pay the same monthly fee as required by RSA 178:26 for each gallon of beverage manufactured less the quantities sold outside New Hampshire or to New Hampshire wholesalers. Fees shall be paid to the commission on or before the [~~tenth~~] ***fifteenth*** day of the following month.

202:7 Beverage Vendor License. Amend RSA 178:15, II to read as follows:

II. The holder of a beverage vendor license shall furnish to the commission, on or before the [~~tenth~~] ***fifteenth*** day of each month, a report under oath, on a form prescribed by the commission showing the quantity of beverages sold or delivered to each wholesale distributor licensee during the preceding calendar month. ***This report shall be accepted by the commission either in writing or electronically.*** A license may be revoked for failure to submit such a report.

202:8 Additional Fees. Amend RSA 178:26, III to read as follows:

III. Each wholesale distributor, beverage manufacturer, or brew pub shall on or before the [~~tenth~~] ***fifteenth*** day of each month pay the license fees as provided by paragraph I covering sales or transfers made during the preceding calendar month.

202:9 Enforcement, Requirements and Penalties; Reports. Amend RSA 179:14 to read as follows:

179:14 Reports. Each beverage manufacturer licensee, beverage vendor licensee, brew pub licensee, and wholesale distributor of beverages within the state shall, on or before the [~~tenth~~] ***fifteenth*** day of each month, furnish to the commission, on a form prescribed, ***in writing or electronically,*** a statement under penalty of perjury showing the quantity of beverages sold for resale and the quantity of beverages sold under an off-premises license during the preceding calendar month, within the state.

202:10 New Paragraph; Fees; Expiration Dates; Transfers. Amend RSA 178:29 by inserting after paragraph VIII the following new paragraph:

IX. All fees required under this chapter shall be accepted by the commission electronically or over the phone.

202:11 Effective Date. This act shall take effect January 1, 2024.

Approved: August 04, 2023
Effective Date: January 01, 2024