

HB 467 - AS AMENDED BY THE HOUSE

26Mar2025... 1084h

2025 SESSION

25-0706

08/11

HOUSE BILL

467

AN ACT defining "social districts" and enabling municipalities to create social districts.

SPONSORS: Rep. B. Boyd, Hills. 12; Rep. Bordes, Belk. 5; Rep. Edwards, Rock. 31; Rep. Grill, Hills. 18; Rep. Moffett, Merr. 4; Rep. Nelson, Rock. 13; Rep. Osborne, Rock. 2; Sen. Murphy, Dist 16

COMMITTEE: Commerce and Consumer Affairs

ANALYSIS

This bill defines "social districts" and enables municipalities to create social districts.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Five

AN ACT defining "social districts" and enabling municipalities to create social districts.

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

1 1 New Subdivision; Social Districts. Amend RSA 178 by inserting after section 32 the following
2 new subdivision:

Social Districts

178:33 Definitions.

I. "Licensee" means a person holding any of the following licenses:

(a) An on-premises beverage and wine license issued pursuant to RSA 178:20.

(b) An on-premises beverage and liquor license issued pursuant to RSA 178:21.

(c) An on-premises cigar, beverage, and liquor license issued pursuant to RSA 178:20-a.

(d) A brew pub license issued pursuant to RSA 178:13.

(e) An on-premises cocktail lounge license issued pursuant to RSA 178:22.

II. "Social district" means a defined outdoor area in which a person may consume alcoholic
beverages sold by a licensee. This term does not include the licensee's premises or an extended area
of such premises allowed under RSA 178:24.

178:34 Local Option.

I. Any town or city may allow the operation of social districts according to the provisions of
this subdivision, in the following manner:

(a) In a town, the question shall be placed on the warrant of an annual town meeting
under the procedures set out in RSA 39:3, and shall be voted on a ballot. In a city, the legislative
body may vote to place the question on the official ballot for any regular municipal election, or, in the
alternative, shall place the question on the official ballot for any regular municipal election upon
submission to the legislative body of a petition signed by 5 percent of the registered voters.

(b) The selectmen, aldermen, or city council shall hold a public hearing on the question
at least 15 days but not more than 30 days before the question is to be voted on. Notice of the
hearing shall be posted in at least 2 public places in the municipality and published in a newspaper
of general circulation at least 7 days before the hearing.

(c) The wording of the question shall be substantially as follows: "Shall we allow the
operation of social districts within the town or city?"

II. If a majority of those voting on the question vote "Yes," social districts may be operated
within the town or city.

III. If the question is not approved, the question may later be voted upon according to the
provisions of paragraph I at the next annual town meeting or regular municipal election.

IV. A municipality that has voted to allow the operation of social districts may consider rescinding its action in the manner described in paragraph I of this section.

5 V. The liquor commission shall maintain a list of municipalities where social districts are
6 approved.

I. Be clearly defined with signs posted in a conspicuous location indicating which area is included in the social district, the days and hours during which alcoholic beverages may be consumed in the social district, the telephone number for the New Hampshire liquor commission and the local law enforcement agency with jurisdiction over the area comprising the social district and a clear statement that alcoholic beverages purchased for consumption in the social district shall:

(b) Be disposed of before the person in possession of the alcoholic beverage exits the social district unless the person is reentering the licensed premises where the alcoholic beverage was purchased. The hours set by a city or town during which alcoholic beverages may be consumed in a social district shall be in accordance with RS 179:17.

18 II. The board of selectmen, town council, city council, or board of alderman shall establish
19 management and maintenance plans for the social district and post these plans, along with a
20 rendering of the boundaries of the social district, on the Internet website of the city or town. The
21 social district shall be maintained in a manner that protects the health and safety of the general
22 public.

23 III. Before allowing consumption of alcoholic beverages in a social district, the city or town
24 shall submit to the liquor commission a detailed map of the social district with the boundaries of the
25 social district clearly marked and the days and hours during which alcoholic beverages may be
26 consumed in the social district.

178:36 Requirements for Sale of Alcoholic Beverages. A licensee located in or contiguous to a
social district may sell alcoholic beverages for consumption within the social district it is located in
or contiguous to in accordance with the following:

31 II. The licensee shall only sell alcoholic beverages for consumption in the social district in a
32 container that meets the following requirements:

(b) The container clearly displays a logo or some other mark that is unique to the social district in which it will be consumed.

37 (c) The container is not made of glass.

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1 (d) The container displays, in no less than 12-point font, the statement, "Drink
2 Responsibly -- Be 21."

3 (e) The container shall not hold more than 16 fluid ounces.

4 III. The licensee shall not allow a person to enter or reenter its licensed premises with an
5 alcoholic beverage not sold by the licensee.

6 178:37 Requirements for Possession and Consumption of Alcoholic Beverages. The possession
7 and consumption of an alcoholic beverage in a social district is subject to the following requirements:

8 I. Only alcoholic beverages purchased from a licensee located in or contiguous to the social
9 district may be possessed and consumed.

10 II. Alcoholic beverages shall only be in containers that meet the requirements set forth in
11 RSA 178:36.

12 III. Alcoholic beverages shall only be possessed and consumed during the days and hours set
13 by the city or town in accordance with the RSA 178:35 of this section.

14 IV. Nothing in this subdivision shall be construed as authorizing the sale and delivery of
15 alcoholic beverages in excess of the limitations set in RSA 179:5.

16 V. A person shall dispose of any alcoholic beverage in the person's possession prior to exiting
17 the social district unless the person is reentering the licensed premises where the alcoholic beverage
18 was purchased.

19 178:38 Rulemaking. The commissioner may adopt rules under RSA 541-A to implement and
20 enforce this subdivision.

21 2 Effective Date. This act shall take effect 60 days after its passage.