

Floor Amendment to SB 17

1 Amend the bill by replacing sections 2-3 with the following:

2
3 2 New Paragraphs; Nano Brewery; Contract Brewing. Amend RSA 178:12-a by inserting after
4 paragraph VIII the following new paragraphs:

5 IX. Each nano brewery shall have the right to transport the beverage it manufactures in
6 barrels, kegs, bottles, or other closed containers within the state for sale to licensees and to the state
7 border for transportation and sale outside the state. A nano brewer in a contract brewing
8 arrangement may transport the beverage produced by the contract brewer in barrels, kegs, bottles,
9 or other closed containers within the state for storage or to the state border for transportation and
10 sale outside the state.

11 X. A nano brewer may enter into a contract brewing arrangement with a contract brewer
12 brewing in the state of New Hampshire after the nano brewer has been in operation for one year.
13 Beverages produced by a contract brewer intended for sale outside the state may be warehoused at
14 the nano brewer's facility or at some other facility accessible only to the nano brewer. A contract
15 brewer shall not deliver beverages to on-premises and off-premises licensees within the state. A
16 nano brewer shall file all contract brewing arrangements with the commission. A nano brewer shall
17 not enter into a contract brewing arrangement with a contract brewer if it does not brew at least 10
18 barrels annually.

19 XI. Nano brewers and contract brewers shall be allowed to store beverages manufactured in
20 accordance with the provisions of this title in a storage facility licensed by the commission. Nano
21 brewers and contract brewers storing beverages in a warehouse licensed under RSA 178:11, or other
22 facility approved by the commissioner for the purpose of storing alcohol, shall keep records of the
23 type, quality and destination of beverages removed from storage. Such records shall be retained by
24 the nano brewer or contract brewer using the facility and shall be made available to the commission
25 upon request. A nano brewer shall not enter into a contract brewing arrangement with a contract
26 brewer if it does not brew at least 10 barrels annually.

27 XII. Annual onsite production by a nano brewer shall not be less than their production for
28 the calendar year prior to entering into an arrangement with a contract brewer. Total production,
29 including tenant and contract brewers, shall be at least 10 barrels and shall not exceed 2,000 barrels
30 annually.

31 XIII. The nano brewer shall submit to the liquor commission an annual report of all
32 beverages by:

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1 (a) The nano brewer on-site.

2 (b) Any tenant brewer.

3 (c) Any contract brewer the nano brewer has contracted with under paragraph X.

4 XIV. All taxes due on product that is made by a contract brewer shall be paid by the nano
5 brewer.

6 3 New Paragraphs; Brew Pub Contract Brewing. Amend RSA 178:13 by inserting after
7 paragraph VIII the following new paragraphs:

8 IX. Each brew pub shall have the right to transport the beverage it manufactures in barrels,
9 kegs, bottles, or other closed containers within the state for sale to licensees and to the state border
10 for transportation and sale outside the state. A brew pub in a contract brewing arrangement may
11 transport the beverage produced by the contract brewer in barrels, kegs, bottles, or other closed
12 containers within the state for storage or to the state border for transportation and sale outside the
13 state.

14 X. A brew pub may enter into a contract brewing arrangement with a contract brewer
15 brewing in the state of New Hampshire after the brew pub has been in operation for one year.
16 Beverages produced by a contract brewer intended for sale outside the state may be warehoused at
17 the brew pub's facility or at some other facility accessible only to the brew pub. A contract brewer
18 shall not deliver beverages to on-premises and off-premises licensees within the state. A brew pub
19 shall file all contract brewing arrangements with the commission. A brew pub shall not enter into a
20 contract brewing arrangement with a contract brewer if it does not brew at least 10 barrels
21 annually.

22 XI. Brew pubs and contract brewers shall be allowed to store beverages manufactured in
23 accordance with the provisions of this title in a storage facility licensed by the commission. Brew
24 pubs and contract brewers storing beverages in a warehouse licensed under RSA 178:11, or other
25 facility approved by the commissioner for the purpose of storing alcohol, shall keep records of the
26 type, quality and destination of beverages removed from storage. Such records shall be retained by
27 the brew pub or contract brewer using the facility and shall be made available to the commission
28 upon request.

29 XII. Annual onsite production by a brew pub shall not be less than their production for the
30 calendar year prior to entering into an arrangement with a contract brewer. Total production
31 including tenant and contract brewers, shall be at least 10 barrels and shall not exceed 2,500 barrels
32 annually.

33 XIII. The brew pub shall submit to the liquor commission an annual report of all beverages
34 by:

35 (a) The brew pub on-site.

36 (b) Any tenant brewer.

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- 1 (c) Any contract brewer the brew pub has contracted with under paragraph X.
- 2 XIV. All taxes due on product that is made by a contract brewer shall be paid by the brew
- 3 pub.

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AMENDED ANALYSIS

This bill allows municipalities to adopt ordinances to allow dogs in outdoor areas of brew pubs.

This bill also enables nano breweries and brew pubs to enter into contracts with contract brewers.