

HB 1380-FN - AS AMENDED BY THE HOUSE

28Mar2024... 0872h

2024 SESSION

24-2339

08/05

HOUSE BILL

1380-FN

AN ACT relative to brew pub licenses.

SPONSORS: Rep. Hunt, Ches. 14

COMMITTEE: Commerce and Consumer Affairs

ANALYSIS

This bill allows a brew pub licensee to also hold an on-premises or off-premises license.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to brew pub licenses.

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

1 1 New Paragraph; Brew Pub; On-Premise and Off-Premise Licenses. Amend RSA 178:13 by
2 inserting after paragraph XIV the following new paragraph:

3 XV. Nothing in this section shall prevent a holder of a brew pub license from holding an on-
4 premise or off-premises license under this chapter, provided that:

5 (a) The brew pub licensee does not hold any other type of manufacturing license under
6 this title; and

7 (b) An on-premises or off-premises licensee holding 2 or more brew pub licenses shall not
8 sell more than 2,500 barrels of beer or cider to any New Hampshire licensed retailer.

9 2 Effective Date. This act shall take effect 60 days after its passage.

HB 1380-FN- FISCAL NOTE
AS AMENDED BY THE HOUSE (AMENDMENT #2024-0872h)

AN ACT relative to brew pub licenses.

FISCAL IMPACT: ☒ State ☐ County ☐ Local ☐ None

Estimated State Impact - Increase / (Decrease)				
	FY 2024	FY 2025	FY 2026	FY 2027
Revenue	\$0	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase
Revenue Fund(s)	Liquor Fund			
Expenditures	\$0	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase
Funding Source(s)	Liquor Fund			
Appropriations	\$0	\$0	\$0	\$0
Funding Source(s)	None			

- Does this bill provide sufficient funding to cover estimated expenditures? ☒ N/A
- Does this bill authorize new positions to implement this bill? ☒ No

METHODOLOGY:

The Liquor Commission states this bill would allow a licensed brewpub to hold an additional on-premise or off-premise license as long as the licensee does not hold any other type of manufacturing license. The bill restricts a licensee holding 2 or more brewpub licenses from selling more than 2,500 barrels of beer or cider to any NH licensed retailer. The Commission provided the following information and assumptions concerning the fiscal impact of the bill:

- The bill will require the commission to audit licensees holding 2 or more brewpub licenses to ensure compliance with the sales limitation in the bill. The Commission anticipates this will increase the number of audits performed by the Commission to ensure compliance with the law.
- Currently there are 33 brewpubs licensed by the Commission. The Commission is unable to provide an accurate estimate of how many, if any, of the current brewpubs would seek an additional license.
- The Commission assumes it is likely that existing licensees with other license types will switch to the Brew Pub licenses, since they would now be allowed an additional on-premises or off-premises license. This would result in additional revenue from new licensing fees and additional beer tax revenue.

AGENCIES CONTACTED:

Liquor Commission