

SB 98-FN - AS INTRODUCED

2023 SESSION

23-0826

08/04

SENATE BILL ***98-FN***

AN ACT relative to delinquent payment of accounts by on premises and off premises licensees.

SPONSORS: Sen. Murphy, Dist 16; Rep. Potucek, Rock. 13

COMMITTEE: Commerce

ANALYSIS

This bill increases the total amount of delinquent payments by an on-premises or off-premises licensee that must be reported to the liquor commission.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to delinquent payment of accounts by on premises and off premises licensees.

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

1 1 Alcoholic Beverages; Enforcement; Delinquent Payments. Amend RSA 179:13, I to read as
2 follows:

3 I. Each holder of a wholesale distributor, brew pub, nano brewery, or beverage manufacturer
4 license shall report to the commission the name and license number of any on-premises or off-
5 premises licensee who is delinquent in making payment of accounts over a total of [~~\$100~~] **\$250**
6 within 10 days, including Sundays and holidays, from the date of delivery of beverages on the
7 premises of such on-premises or off-premises licensee or on the premises of a liquor/wine/beverage
8 warehouser storing the beverages for an on-premises or off-premises licensee. Each holder of a
9 wholesale distributor license, brew pub license, nano brewery license, beverage manufacturer
10 license, or beverage vendor license shall report to the commission the name and license number of
11 any holder of a wholesale distributor license who is delinquent in making payments of accounts
12 within 30 days from the date of delivery of beverages on the premises of such holder of a wholesale
13 distributor license. Such report to the commission shall include the amounts purchased and the
14 dates when payments were due and shall be forwarded to the commission within 5 days after said
15 accounts become delinquent, unless the fifth day of such period is a Sunday or holiday in which case
16 the report shall be forwarded the day following such Sunday or holiday.

17 2 Alcoholic Beverages; Enforcement; Delinquent Payments. Amend RSA 179:13, III to read as
18 follows:

19 III. The commission shall inform holders of beverage manufacturer licenses, beverage
20 vendor licenses, brew pub licenses, nano brewery licenses, and wholesale distributor licenses of the
21 names of licensees who are delinquent in making payments of a total amount of [~~\$100~~] **\$250** or more
22 under the provisions of this section and no holder of a beverage manufacturer license, beverage
23 vendor license, brew pub license, nano brewery license, or wholesale distributor license shall
24 knowingly make any delivery of beverages to any licensee whose payments for purchases of
25 beverages are reported as delinquent under this section. The commission may withhold names of
26 delinquent licensees under circumstances in which there is a dispute over payments, an agreement
27 to liquidate which has been approved by the commission, or other reason which the commission may
28 deem proper.

29 3 Effective Date. This act shall take effect July 1, 2023.

LBA
23-0826
Revised 1/24/23

**SB 98-FN- FISCAL NOTE
AS INTRODUCED**

AN ACT relative to delinquent payment of accounts by on premises and off premises licensees.

FISCAL IMPACT: ☐ State ☐ County ☐ Local ☒ None

METHODOLOGY:

The Office of Legislative Budget Assistant states this bill, as introduced, has no fiscal impact on state, county and local expenditures or revenue.

AGENCIES CONTACTED:

Liquor Commission