

Notice Number 2022-150

Rule Number Liq 800

1. Agency Name & Address:

**NH Liquor Commission
50 Storrs Street
Concord, NH 03301**

2. RSA Authority: **Chapter 224:91-Laws of
2011**

3. Federal Authority: _____

4. Type of Action:

Adoption X

Repeal _____

Readoption _____

Readoption w/amendment _____

5. Short Title: **Employee Incentive Program**

6. (a) Summary of what the rule says and of any proposed amendments:

The Liq 800 rules are a new chapter. Prior to this, the New Hampshire Liquor Commission (“NHLC”) had reserved Liq 800 for future rulemaking. The intended purpose of Liq 800 is to establish a monetary incentive program for the NHLC’s retail outlet store employees as authorized by Chapter 224:91-Laws of 2011, Liquor Commission; Employee Incentive Program. The incentive program allows employees to receive an incentive payment if their geographic region achieves specified increases in sales.

6. (b) Brief description of the groups affected:

All NH liquor commission retail outlet store employees.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

RULE	STATUTE
Liq 801	Chapter 224:91 - Laws of 2011
Liq 802	Chapter 224:91 - Laws of 2011
Liq 803	Chapter 224:91 - Laws of 2011
Liq 804	Chapter 224:91 - Laws of 2011
Liq 805	Chapter 224:91 - Laws of 2011

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

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TTY/TDD Access: Relay NH 1-800-735-2964
or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **Tuesday, September 20, 2022**

Fax

E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Tuesday, September 13, 2022 – 10:00 a.m. to 12:00 p.m.**

Place: **New Hampshire Liquor Commission Headquarters
50 Storrs Street
Concord, NH
(Check in at reception desk to be directed to the hearing room)**

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # 22:156, dated 8/3/2022

1. **Comparison of the costs of the proposed rule(s) to the existing rule(s):**

Not applicable; these are new rules.

2. **Cite the Federal mandate. Identify the impact on state funds:**

No federal mandate, no impact on state funds.

3. **Cost and benefits of the proposed rule(s):**

The proposed rules govern the Employee Incentive Program which provides monetary incentives to Liquor Commission employees whose efforts have resulted in increased sales and state revenue. It is anticipated that the program, authorized by Chapter 224:91, Laws of 2011, will result in increased revenue and expenditures to the Liquor Fund, however the impact is indeterminable. Any increase in revenue to the liquor fund will also increase the amount transferred to the State general fund and the alcohol abuse prevention and treatment fund. Chapter 224:91 provided that the Commission "may develop and implement an employee incentive system." The proposed rules outline the specifics. Therefore, any costs or benefits are attributable to the proposed rules.

A. **To State general or State special funds:**

See #3 above.

B. **To State citizens and political subdivisions:**

See #3 above. There is no cost or benefit to political subdivisions.

C. **To independently owned businesses:**

None.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

The proposed rule does not violate Part I, Article 28-a of the NH Constitution. The proposed rule creates a new program to benefit the outlet store retail employees by providing monetary incentives to employees whose efforts have resulted in increased sales and state revenue. The rule does not mandate or assign responsibility to any political subdivision that would increase the costs the political subdivision may pay.