

CHAPTER 133
HB 314 - FINAL VERSION

5Jan2022... 2155h
12May2022... 1993EBA

2022 SESSION

21-0442
08/04

HOUSE BILL **314**

AN ACT relative to homestead food operation licensure.

SPONSORS: Rep. Nunez, Hills. 37; Rep. Burt, Hills. 39; Rep. Verville, Rock. 2; Rep. Ankarberg, Straf. 10; Rep. Binford, Graf. 15; Rep. Abramson, Rock. 37; Rep. A. Lekas, Hills. 37; Rep. Baxter, Rock. 20; Rep. Roy, Rock. 32

COMMITTEE: Health, Human Services and Elderly Affairs

AMENDED ANALYSIS

This bill makes an adjustment to the maximum annual gross sales of food by a homestead food operation.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Two

AN ACT relative to homestead food operation licensure.

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

1 133:1 Homestead Food Operations; Maximum Annual Gross Sales. Amend RSA 143-A:5, VII to
2 read as follows:

3 VII. Homestead food operations selling less than a maximum annual gross sales of ~~[\$20,000]~~
4 **\$35,000** of food, excluding potentially hazardous food as defined in RSA 143-A:12, I(b), from the
5 homestead residence, at the owner's farm stand, or at farmers' markets.

6 133:2 Homestead Food Operations; Maximum Annual Gross Sales. Amend RSA 143-A:12, II-III to
7 read as follows:

8 II. Homestead food operations selling less than ~~[a maximum annual gross sales of \$20,000 of~~
9 ~~food]~~ **the maximum annual gross sales of food as defined in RSA 143-A:5, VII**, excluding potentially
10 hazardous food, from the homestead residence, at the owner's own farm stand, at farmers' markets, or at
11 retail food stores are exempt from licensure and departmental inspection under this subdivision, except
12 that the department may inspect when the department has reason to suspect an imminent health hazard
13 as defined in RSA 143-A:3, IV-b.

14 III. Homestead food operations that exceed the ~~[\$20,000]~~ maximum annual gross sales ~~[limit]~~ **of**
15 **food as defined in RSA 143-A:5, VII** or homestead food operations who wish to sell food products,
16 excluding potentially hazardous food, to restaurants or other retail food establishments, over the Internet,
17 by mail order, or to wholesalers, brokers, or other food distributors who will resell the homestead product
18 shall be licensed under RSA 143-A:4.

133:3 Effective Date. This act shall take effect 60 days after its passage.

Approved: June 07, 2022
Effective Date: August 06, 2022