



New Mexico Regulation and Licensing Department

ALCOHOL AND GAMING DIVISION

Toney Anaya Building ▪ PO Box 25101 ▪ Santa Fe, New Mexico 87504-5101
(505) 476-4875 ▪ Fax (505) 476-4595 ▪ www.rld.state.nm.us/alcoholandgaming

NON-RESIDENT LIQUOR LICENSE APPLICATION

APPLICATION FEE OF \$200.00 MUST BE SUBMITTED AS WELL AS THE INITIAL LICENSE FEE AS LISTED BELOW. All fees are non-refundable.

3 YEAR LICENSE FEES (PRORATED)

Pursuant to Section 60-6A-16 of the Liquor Control Act, non-resident licenses and carrier registrations **shall be prorated** so that:

- Licenses issued before the end of the first year of the three year (3) license period are subject to the full amount of the license fee.
- Licenses issued on or after the end of the first year and before the end of the second year are subject to two-thirds of the license fee.
- Licenses issued on or after the end of the second year are subject to one-third of the license fee.

To calculate your fee, find the estimated total billing to New Mexico wholesalers in the first column, then select fee from the appropriate License Period column. For example, if estimated total billing annually is \$100,000 and the license period you are applying in is covered by the dates 07/01/11 to 06/30/13, the fee is \$1200. **Remember to add the \$200 application fee to the prorated license fee.**

| Total Billing | License Period 07/01/13- 06/30/16 | License Period 07/01/14 - 06/30/16 | License Period 07/01/15 - 06/30/16 |
|---------------------------|--------------------------------------|---------------------------------------|---------------------------------------|
| \$49,999 annually or less | \$300 | \$200 | \$100 |
| \$50,000 annually | \$900 | \$600 | \$300 |
| \$100,000 annually | \$1800 | \$1200 | \$600 |
| \$200,000 annually | \$2700 | \$1800 | \$900 |
| \$500,000 annually | \$3750 | \$2500 | \$1250 |
| \$1,000,000 annually | \$5250 | \$3500 | \$1750 |
| \$3,000,000 annually | \$10,500 | \$7000 | \$3500 |

60-7A-4. Sale, shipment and delivery unlawful.

It is unlawful for any person on his own behalf or as the agent of another person, except a licensed New Mexico wholesaler or manufacturer or the agent of either, to directly or indirectly sell or offer for sale for shipment into the state or ship into the state unless such person or his principals has secured a nonresident license.

60-8A-6. Primary American Source of Supply.

For the purpose of tax revenue control, no holder of a nonresident license may solicit, accept or fill an order for distilled spirits or wine from a holder of any type of wholesaler's license unless the nonresident licensee is the Primary American source of supply for the brand of distilled spirits or wine that is ordered. As used in this section, "Primary American Source of Supply" means the distiller, the producer, the owner of the commodity at the time it becomes a marketable product, the bottler or the exclusive agent of any of those. To be the "Primary American Source" of supply, the nonresident licensee must be the first source -- the manufacturer or the source closest to the manufacturer, in the channel of commerce from whom the product can be secured by American wholesalers.



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INCLUDE WITH APPLICATION:

All documents should be issued in the name of the applicant.

- \$200 Application fee PLUS three year prorated license fee
Copy of manufacturer or wholesaler license from the state in which you are licensed
Primary American Source of Supply letter (if applicable)
Copy of the Federal Basic Permit or Brewer's Notice
Copies of label approvals must be submitted to http://productregistrationonline.com (PLEASE NOTE: digital copies on CD and hardcopies will no longer be accepted)

AGD Use Only
Application # _____
License # _____

Applicant (Corporation or LLC name): _____

DBA: _____

Mailing Address: _____

Physical Location: _____

Phone number _____ Fax number _____

E-mail Address _____

Contact Person _____

Estimated annual gross billings to New Mexico wholesalers \$ _____

Name and license number of New Mexico Wholesaler that will be distributing this product:

List every liquor license in which the applicant holds any direct or indirect interest:

I swear that the information on this application form is true and correct to the best of my knowledge

Signature _____

Title _____

Print Name _____

Date _____

ALCOHOL AND GAMING DIVISION USE ONLY:

_____ Approved - Date

_____ Disapproved - Date