

ASSEMBLY, No. 3273

STATE OF NEW JERSEY 215th LEGISLATURE

INTRODUCED SEPTEMBER 27, 2012

Sponsored by:

Assemblyman RONALD S. DANCER

District 12 (Burlington, Middlesex, Monmouth and Ocean)

SYNOPSIS

Designated "Snookiville law," authorizes municipalities to license and regulate the filming of reality shows in public locations and in public places of accommodation within their jurisdiction.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the authority of municipalities to license and
2 regulate the filming of reality shows, designated as the
3 "Snookiville law," and amending R.S.40:52-1.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

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8 1. R.S.40:52-1 is amended to read as follows:

9 40:52-1. The governing body may make, amend, repeal and
10 enforce ordinances to license and regulate:

11 a. All vehicles used for the transportation of passengers,
12 baggage, merchandise, and goods and chattels of every kind, and
13 the owners and drivers of all such vehicles; and the places and
14 premises in which or at which the different kinds of business or
15 occupations mentioned herein are carried on and conducted.
16 Nothing herein contained shall be construed as modifying or
17 repealing any of the provisions of chapter 4 of Title 48 of the
18 Revised Statutes (R.S.48:4-1 et seq.);

19 b. Autobuses, and the owners and drivers of all such vehicles,
20 and to fix the fees for such licenses, which may be imposed for
21 revenue, and to prohibit the operation of all such vehicles in the
22 public streets or places of such municipality, unless such ordinances
23 are complied with, whether such vehicles are operated over routes
24 wholly or partly within the territorial limits of such municipality;
25 the powers conferred by this section shall not be in substitution of
26 but in addition to whatever other right, power and authority any
27 such municipality may at any time have as to licensing, regulating,
28 or control of the operation of such autobuses, commonly called
29 jitneys, and this section shall not be construed as modifying or
30 repealing any of the provisions of chapter 4 (R.S.48:4-1 et seq.) or
31 article 3 of chapter 16 (R.S.48:16-23 et seq.) of Title 48 of the
32 Revised Statutes;

33 c. Cartmen, expressmen, baggagemen, porters, common criers,
34 hawkers, peddlers, employment agencies, pawnbrokers, junk shop-
35 keepers, junk dealers, motor vehicle junk dealers, street sprinklers,
36 bill posters, bill tackers, sweeps, scavengers, itinerant vendors of
37 merchandise, medicines and remedies; and the places and premises
38 in which or at which the different kinds of business or occupations
39 mentioned herein are conducted and carried on;

40 d. Hotels, boardinghouses, lodging and rooming houses, trailer
41 camps and camp sites, motels, furnished and unfurnished rented
42 housing or living units and all other places and buildings used for
43 sleeping and lodging purposes, and the occupancy thereof,
44 restaurants and all other eating places, and the keepers thereof;

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

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- 1 e. Automobile garages, dealers in second-hand motor vehicles
2 and parts thereof, bathhouses, swimming pools, and the keepers
3 thereof;
- 4 f. Theatres, cinema and show houses, opera houses, concert
5 halls, dance halls, pool or billiard parlors, bowling alleys, exhibition
6 grounds, and all other places of public amusement, circuses and
7 traveling or other shows, plays, dances, exhibitions, concerts,
8 theatrical performances, and all street parades in connection
9 therewith;
- 10 g. Lumber and coal yards, stores for the sale of meats,
11 groceries and provisions, dry goods and merchandise, and goods
12 and chattels of every kind, and all other kinds of business conducted
13 in the municipality other than herein mentioned, and the places and
14 premises in or at which the business is conducted and carried on;
15 street stands for the sale or distribution of newspapers, magazines,
16 periodicals, books, and goods and merchandise or other articles;
- 17 h. Street signs and other objects projecting beyond the building
18 line, into or over any public street or highway;
- 19 i. Auctioneers and their business, whether the auctioneers be
20 real estate brokers engaged in selling at auction or real estate
21 auctioneers licensed by the New Jersey Real Estate Commission;
22 fix their fees, and license and regulate public auctions; make such
23 regulations as the governing body of the municipality shall deem
24 necessary, to protect the public against fraud at public auction sales,
25 and for the safety and protection of the property of the municipality
26 and its inhabitants, including the power to require from auctioneers
27 a bond to the municipality, not exceeding the penal sum of
28 \$5,000.00, conditioned as the governing body shall require;
- 29 j. Sales of goods, wares and merchandise to be advertised, held
30 out or represented, or which are advertised, held out or represented,
31 to the public, by any means, directly or by implication, as forced
32 sales at reduced prices or as insurance, bankruptcy, mortgage
33 foreclosure, insolvency, removal, loss or expiration of lease or
34 closing out sales, or as assignees', receivers' or trustees' sales or as
35 sales of goods distrained or as sales of goods damaged by fire,
36 smoke or water, except any sale which is to be held under a judicial
37 order, judgment or decree or a writ issuing out of any court or to
38 enforce any lawful lien or power of sale whether by judicial process
39 or not or by a licensed auctioneer; to make such regulations
40 governing the advertisement, holding out or representing to the
41 public of such sales, and the conduct thereof, as the governing body
42 of the municipality shall deem necessary to protect the public
43 against fraud; to prohibit the advertising, holding out or
44 representing to the public of any sale as being of the character
45 above described which is not of such character and to fix license
46 fees for the conduct of such sales and to impose penalties for the
47 violation of any such ordinance;
- 48 k. (Deleted by amendment, P.L.1997, c.320.)
- 49 l. (Deleted by amendment, P.L.1984, c.205.)

1 m. The rental of real property for commercial purposes wherein
2 the lease is for a term less than 175 consecutive days. No ordinance
3 adopted pursuant to this subsection shall apply to any lease or
4 occupancy which results from a tenant holding over at the
5 expiration or early termination of a lease with an original term in
6 excess of 175 consecutive days, regardless of whether the holdover
7 is month-to-month or for some other term of less than 175
8 consecutive days; **[and]**

9 n. The rental of real property for a term less than 175
10 consecutive days for residential purposes by a person having a
11 permanent place of residence elsewhere; and

12 o. The production and filming of reality shows in public
13 locations and places of public accommodation within the
14 municipality. For the purposes of this subsection, "reality shows"
15 means a genre of television or digital media programming that
16 presents purportedly unscripted melodramatic, comical, or
17 entertaining situations that are often manipulated and contrived to
18 create an illusion of reality through direction and post production
19 editing techniques, or that documents actual events, usually
20 featuring non-professional actors, sometimes in a contest or other
21 situation where a prize may be awarded, and often utilizing
22 sensationalism to attract a viewing audience.

23 Nothing in this chapter contained shall be construed to authorize
24 or empower the governing body of any municipality to license or
25 regulate any person holding a license or certificate issued by any
26 department, board, commission, or other agency of the State;
27 provided, however, that the governing body of a municipality may
28 make, amend, repeal and enforce ordinances to license and regulate
29 real estate auctioneers or real estate brokers engaged in selling at
30 auction and their business as provided in this section despite the
31 fact that such real estate auctioneers or brokers may be licensed by
32 the New Jersey Real Estate Commission and notwithstanding the
33 provisions of this act or any other act.

34 (cf: P.L.1997, c.320, s.1)

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36 2. This act shall take effect immediately.

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STATEMENT

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41 This bill, designated as the "Snookiville law," would specifically
42 authorize a municipality to license and regulate the filming of
43 reality shows in public locations and in public places of
44 accommodation within the jurisdiction of the municipality.
45 Experience has demonstrated that the filming of reality shows like
46 "Jersey Shore" often attract crowds of on-lookers along the streets
47 and within the businesses that filming is taking place, frequently
48 requiring police and other public safety responses. By licensing

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- 1 and regulating this activity, municipalities will be better able to
- 2 assure the public safety.