

[First Reprint]

SENATE, No. 1334

STATE OF NEW JERSEY
217th LEGISLATURE

INTRODUCED FEBRUARY 11, 2016

Sponsored by:

Senator THOMAS H. KEAN, JR.

District 21 (Morris, Somerset and Union)

Senator PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

Co-Sponsored by:

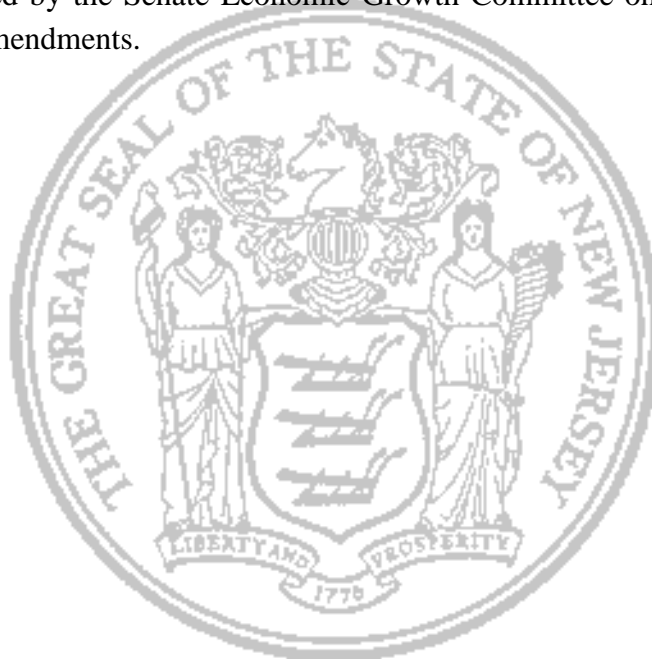
**Senators P.Barnes, III, Bateman, A.R.Bucco, Oroho, Weinberg, Thompson
and Rice**

SYNOPSIS

Permits certain breweries to sell beer at seasonal farm markets.

CURRENT VERSION OF TEXT

As reported by the Senate Economic Growth Committee on December 12, 2016, with amendments.



(Sponsorship Updated As Of: 9/27/2016)

1 AN ACT concerning alcoholic beverages and supplementing Title 33
2 of the Revised Statutes.

3

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

6

7 1. a. As used in this section:

8 ¹**["Community farm market"** means two or more producers or
9 farmers who assemble at a location seasonally for the wholesale or
10 retail marketing and sale of the agricultural output of a farm, and
11 products that contribute to farm income, excluding roadside farm
12 stands.]

13 ¹"Growler" means a re-sealable container that holds 32, 64, or
14 128 ounces of beer.¹

15 "Roadside farm stand" means a location owned by a single
16 farmer or producer at which the farmer or producer sells
17 agricultural products from the farmer's or producer's farm directly
18 to consumers.

19 b. The director may, subject to rules and regulations, issue to
20 the holder of a limited brewery license or restricted brewery license
21 a permit to sell beer produced by the brewery at a ¹**["community]**
22 seasonal¹ farm market for consumption off the premises of the
23 ¹**["community]** seasonal¹ farm market. A person shall obtain a
24 separate permit for each ¹**["community]** seasonal¹ farm market
25 where the person intends to sell beer. The director ¹**["shall not]**
26 may¹ issue a permit to sell beer at a ¹**["community]** seasonal¹ farm
27 market located in a municipality where the sale of alcoholic
28 beverages has been prohibited by referendum under R.S.33:1-44
29 through R.S.33:1-47 ¹**["or]** if the municipality passes a¹ municipal
30 ordinance or resolution ¹authorizing the sale of beer at a seasonal
31 farm markets. The director shall not issue a permit if a municipal
32 board of alcoholic beverage control or the governing body of the
33 municipality prohibits the sale of beer at seasonal farm markets.
34 The director shall not issue a permit pursuant to this section for use
35 in connection with a roadside farm stand¹.

36 c. Subject to rules and regulations, a person issued a permit
37 pursuant to this section may:

38 (1) transport beer for the purpose of selling it at a
39 ¹**["community]** seasonal¹ farm market; and

40 (2) offer ¹up to four three-ounce¹ samples of beer ¹**["at a**
41 **community]** to a person of legal age to purchase or consume
42 alcoholic beverages during each day the seasonal¹ farm market ¹is
43 operating; and

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SEG committee amendments adopted December 12, 2016.

1 (3) sell beer only in a growler that is filled and sealed at the
2 point of sale or previously filled at the permit holder's licensed
3 premises¹.

4 d. A ¹permit issued pursuant to this section may be a daily
5 permit or an annual permit. An annual¹ permit issued pursuant to
6 this section shall be valid for one year from the date of issuance.
7 The director may renew a permit provided the permit holder
8 continues to hold a limited brewery license or restricted brewery
9 license.

10 e. The director may establish a fee not to exceed ¹\$25 for a
11 daily permit and¹ \$75 for the issuance and renewal of ¹**[a]** an
12 annual¹ permit under this section.

13

14 2. This act shall take effect on the first day of the ¹**[fourth]**
15 second¹ month next following enactment.