

SENATE, No. 3365

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED JANUARY 21, 2021

Sponsored by:

Senator VIN GOPAL

District 11 (Monmouth)

Senator NILSA I. CRUZ-PEREZ

District 5 (Camden and Gloucester)

Co-Sponsored by:

Senators A.M.Bucco and Holzapfel

SYNOPSIS

Concerns restaurant safety during coronavirus disease 2019 pandemic.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/28/2021)

1 **AN ACT** concerning restaurant safety during the coronavirus disease
2 2019 pandemic.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Restaurants, cafeterias, dining establishments, and food
8 courts, with or without a liquor license, bars, and all other holders
9 of a liquor license with retail consumption privileges, collectively
10 referred to as “food or beverage establishments,” may offer in-
11 person service at indoor areas, provided that the establishment
12 complies with the requirements of this section. In order to offer in-
13 person service in an indoor area, a food or beverage establishment
14 shall:

15 a. Limit the number of patrons in indoor areas to the capacity
16 limit established pursuant to Executive Order No. 183 or any
17 subsequent Executive Order or law concerning the capacity limits
18 of food or beverage establishments during the coronavirus disease
19 2019 pandemic, excluding the food or beverage establishment’s
20 employees;

21 b. (1) Ensure that tables where individuals or groups are seated
22 are six feet apart in all directions from any other table or seat and
23 that individual seats in any shared area that is not reserved for
24 individual groups, such as an indoor bar area, are also six feet apart
25 in all directions from any other table or seat, or;

26 (2) if six feet of distance is not feasible, ensure that a seating
27 area be separated by a physical barrier to minimize contact:
28 physical barrier options include plexiglass or other non-porous
29 dividers or partitions, the barriers shall be between five and six feet
30 high, shall not be within 18 inches of a sprinkler head or block
31 emergency or fire exits, and shall not restrict airflow throughout the
32 restaurant;

33 c. Require indoor patrons to wear face coverings while inside
34 the indoor premises of the food or beverage establishment, until
35 their food or drinks arrive and after individuals have finished
36 consuming their food or drinks, unless the patron has a medical
37 reason for not wearing a face covering or is a child under two years
38 of age;

39 d. Only allow patrons to place orders for indoor table service
40 when they are seated at a table or bar, and require wait staff or other
41 employees to bring food or beverages to seated patrons;

42 e. Only allow patrons to consume food or beverages while
43 seated; and

44 f. Abide by all other health and safety standards issued by the
45 Commissioner of the Department of Health consistent with her
46 authority under the Emergency Health Powers Act, including
47 infection control practices and other sanitation protocols.

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STATEMENT

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