

[First Reprint]

## **ASSEMBLY, No. 2011**

# **STATE OF NEW JERSEY**

## **218th LEGISLATURE**

PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

**Sponsored by:**

**Assemblyman CRAIG J. COUGHLIN**

**District 19 (Middlesex)**

**Assemblyman REED GUSCIORA**

**District 15 (Hunterdon and Mercer)**

**Assemblyman JAMEL C. HOLLEY**

**District 20 (Union)**

**Assemblywoman MARLENE CARIDE**

**District 36 (Bergen and Passaic)**

**Assemblywoman ELIANA PINTOR MARIN**

**District 29 (Essex)**

**Co-Sponsored by:**

**Assemblywoman Jones, Assemblymen Mukherji and DeAngelo**

**SYNOPSIS**

Permits municipalities to hold certain inactive liquor licenses reserved for smart growth developments for an additional five years.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Oversight, Reform and Federal Relations Committee on February 8, 2018, with amendments.

(Sponsorship Updated As Of: 2/16/2018)

1 AN ACT concerning inactive plenary retail consumption licenses  
2 and amending P.L.2007, c.351.

3

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

6

7 1. Section 3 of P.L.2007, c.351 (C.33:1-24.3) is amended to  
8 read as follows:

9 3. a. (1) Notwithstanding the provisions of section 1 of  
10 P.L.1977, c.246 (C.33:1-12.39), a municipality in which is located  
11 an urban enterprise zone as designated pursuant to P.L.1983, c.303  
12 (C.52:27H-60 et al.) or any supplement thereto, and a Planning  
13 Area 1 (Metropolitan), as designated pursuant to the "State Planning  
14 Act," sections 1 through 12 of P.L.1985, c.398 (C.52:18A-196 et  
15 seq.), may acquire any existing plenary retail consumption licenses  
16 within the municipality that are inactive and retain any such  
17 licenses in an inactive status for a period of **[up to]** not more than  
18 five years.

19 (2) A municipality that acquired, pursuant to the provisions of  
20 paragraph <sup>1</sup>(1) of subsection<sup>1</sup> a. of this <sup>1</sup>**[subsection]** section<sup>1</sup>, an  
21 inactive plenary retail consumption license which is inactive on the  
22 effective date of P.L. , c. (C. ) (pending before Legislature  
23 as this bill) may maintain that license in an inactive status for a  
24 period of not more five years after the effective date. If the license  
25 is inactive five years after the effective date of  
26 P.L. , c. (C. ) (pending before the Legislature as this bill),  
27 the municipality may continue to maintain that license in an  
28 inactive status subject to the approval of the director.

29 b. A municipality subject to the provisions of subsection a. of  
30 this section may issue at public sale one or more of any such  
31 inactive plenary retail consumption licenses in a manner consistent  
32 with the provisions of P.L.1975, c.275 (C.33:1-19.1 et seq.), to no  
33 more than one corporation or legal entity for each such plenary  
34 retail consumption license for use only at a licensed premises that  
35 shall be located in a development project within a smart growth  
36 area, as defined in section 1 of P.L.2004, c.89 (C.52:27D-10.2), in  
37 the municipality. The use of any such plenary retail consumption  
38 license shall be in a manner consistent with the provisions of Title  
39 33 of the Revised Statutes and any regulations promulgated  
40 thereunder by the director.  
41 (cf: P.L.2007, c.351, s.3)

42

43 2. This act shall take effect immediately.

**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:

<sup>1</sup>Assembly AOF committee amendments adopted February 8, 2018.