

SENATE, No. 1648

STATE OF NEW JERSEY

218th LEGISLATURE

INTRODUCED FEBRUARY 5, 2018

Sponsored by:

Senator PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

Senator THOMAS H. KEAN, JR.

District 21 (Morris, Somerset and Union)

Co-Sponsored by:

Senators Oroho, Doherty and O'Scanlon

SYNOPSIS

Permits theaters with 100 seats or more to apply for liquor license.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/6/2019)

1 AN ACT concerning plenary retail consumption licenses and
2 amending P.L.1985, c.151.

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

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7 1. Section 1 of P.L.1985, c.151 (C.33:1-19.7) is amended to
8 read as follows:

9 1. It shall be lawful for the governing board or body of any
10 municipality, upon the approval of the Director of the Division of
11 Alcoholic Beverage Control, to issue a plenary retail consumption
12 license to a nonprofit corporation, which regularly conducts musical
13 or theatrical performances or concerts for which admission is
14 charged, on premises with a seating capacity of **[1,000]** 100
15 persons or more which is primarily used for the conducting of the
16 musical or theatrical performances or concerts, authorizing the sale
17 of alcoholic beverages by the nonprofit corporation or its restaurant
18 operator who has been approved pursuant to procedures established
19 by the Division of Alcoholic Beverage Control for consumption on
20 the licensed premises only during performances and the two hours
21 immediately preceding and the two hours immediately following
22 performances.

23 For the purposes of this section, "licensed premises" shall
24 include the premises where the musical or theatrical performance or
25 concert is held and any adjacent premises owned and operated by
26 the licensee.

27 A license issued under the provisions of this act shall not be
28 counted in determining the number of licenses under P.L.1947, c.94
29 (C.33:1-12.13 et seq.) or under P.L.1968, c.277 (C.40:48-2.40 et
30 seq.).

31 (cf: P.L.1994, c.18, s.1)

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33 2. This act shall take effect immediately.

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STATEMENT

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38 This bill reduces from 1,000 to 100 the number of seats required
39 for a theater to be eligible to apply for a special license to serve
40 alcoholic beverages for consumption on the premises. The bill also
41 requires the holder of this special license to be a nonprofit
42 corporation that regularly conducts musical or theatrical
43 performances or concerts, for which admission is charged, and uses
44 the license in connection with premises that are primarily used for
45 those activities.

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.

1 Under current law, municipalities are authorized to issue a
2 special plenary retail consumption license, known as a “theater
3 license,” to a nonprofit corporation which conducts musical or
4 theatrical performances or concerts on the premises if there is a
5 seating capacity of 1,000 persons or more. The holder of this
6 special license may only serve alcoholic beverages for consumption
7 on the licensed premises during the performance, as well as two
8 hours before and two hours after the performance.