

# SENATE, No. 2580

## STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED MAY 14, 2018

**Sponsored by:**

**Senator THOMAS H. KEAN, JR.**

**District 21 (Morris, Somerset and Union)**

**Senator NILSA CRUZ-PEREZ**

**District 5 (Camden and Gloucester)**

**SYNOPSIS**

Permits sale of certain alcoholic beverages and related products at seasonal farm markets.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 5/15/2018)**

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

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

6  
7 1. a. The director may, subject to rules and regulations, issue  
8 to the holder of a limited brewery license, restricted brewery  
9 license, craft distillery license, plenary winery license, farm winery  
10 license, or cidery and meadery license, as established pursuant to  
11 R.S.33:1-10, a daily or annual permit to sell any of the licensee's  
12 products at a seasonal farm market for consumption off the  
13 premises of the seasonal farm market. The director shall issue a  
14 separate permit for each seasonal farm market at which the  
15 licensee's products are intended to be sold. The director shall not  
16 issue a permit pursuant to this section for use in connection with a  
17 roadside farm stand.

18 b. Subject to rules and regulations, a licensee issued a permit  
19 pursuant to this section may:

20 (1) transport the licensee's products for the purpose of selling  
21 them at a seasonal farm market; and

22 (2) offer samples for sampling purposes to persons of the legal  
23 age to consume alcoholic beverages in the amounts authorized  
24 pursuant to R.S.33:1-10 during each day the seasonal farm market is  
25 operating.

26 c. A daily permit shall be valid for the hours a seasonal farm  
27 market is open during the 24-hour period for which the daily permit  
28 is issued. An annual permit shall be valid for one year from the  
29 date of issuance. The director may renew a permit provided the  
30 permit holder continues to hold a limited brewery license, restricted  
31 brewery license, craft distillery license, plenary winery license,  
32 farm winery license, or cidery and meadery license, as applicable.

33 d. The director may establish a fee not to exceed \$25 for a  
34 daily permit and not to exceed \$75 for an annual permit for the  
35 issuance and renewal of a permit under this section.

36 e. As used in this section, "roadside farm stand" means a  
37 location owned by a single farmer or producer at which the farmer  
38 or producer sells agricultural products only from the farmer's or  
39 producer's farm directly to consumers.

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41 2. This act shall take effect on the first day of the second month  
42 next following the date of enactment.

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#### STATEMENT

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47 This bill authorizes the Director of the Division of Alcoholic  
48 Beverage Control to issue a daily or annual permit to the holder of a

1 limited brewery license, restricted brewery license, craft distillery  
2 license, plenary winery license, farm winery license, or cidery and  
3 meadery license to sell the licensee's products at a seasonal farm  
4 market for consumption off the premises. The bill allows for the  
5 director to charge a fee not to exceed \$25 for a daily permit, and a  
6 fee not to exceed \$75 for an annual permit. In addition, the permit  
7 may be renewed provided the permit holder continues to hold the  
8 applicable limited brewery license, restricted brewery license, craft  
9 distillery license, plenary winery license, farm winery license, or  
10 cidery and meadery license.

11 The bill also:

12 1) requires the issuance of a separate permit for each seasonal  
13 farm market at which the licensee's products are intended to be  
14 sold; and

15 2) prohibits the issuance of a permit for use in connection with  
16 a roadside farm stand.

17 Under the bill, "roadside farm stand" is defined as a location  
18 owned by a single farmer or producer at which the farmer or  
19 producer sells agricultural products only from the farmer's or  
20 producer's farm directly to consumers.