

SENATE, No. 1905

STATE OF NEW JERSEY
214th LEGISLATURE

INTRODUCED MAY 13, 2010

Sponsored by:
Senator JAMES BEACH
District 6 (Camden)

SYNOPSIS

Permits municipalities to purchase and issue certain surplus retail alcoholic beverage licenses.

CURRENT VERSION OF TEXT

As introduced.



S1905 BEACH

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1 AN ACT concerning plenary retail consumption licenses and
2 amending P.L.1947, c.94.

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

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7 1. Section 2 of P.L.1947, c.94 (C.33:1-12.14) is amended to
8 read as follows:

9 2. a. Except as otherwise provided in **[this act]** P.L.1947, c.94
10 and subsection b. of this section, no new plenary retail consumption
11 or seasonal retail consumption license shall be issued in a
12 municipality unless and until the combined total number of such
13 licenses existing in the municipality is fewer than one for each
14 3,000 of its population according to the most recent estimates
15 issued by the U.S. Bureau of the Census; provided, however, in the
16 year that the official federal decennial counts are received by the
17 Governor, those federal decennial counts shall be used. No new
18 plenary retail distribution license shall be issued in a municipality
19 unless and until the number of such licenses existing in the
20 municipality is fewer than one for each 7,500 of its population
21 according to the most recent estimates issued by the U.S. Bureau of
22 the Census; provided, however, in the year that the official federal
23 decennial counts are received by the Governor, those federal
24 decennial counts shall be used.

25 b. A municipality may issue a plenary retail consumption
26 license purchased for fair market value from a contiguous
27 municipality located in the same county if the governing body of
28 the municipality that sold the license and the governing body of the
29 municipality that purchased the license approve the issuance.

30 (cf: P.L.1999, c.189, s.1)

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32 2. This act shall take effect immediately.

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STATEMENT

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37 This bill permits a municipality to issue a plenary retail
38 consumption license (for bars and restaurants) which was purchased
39 for fair market value from a contiguous municipality located in the
40 same county under certain circumstances.

41 Under current law, a municipality may issue these licenses until
42 the combined total number in the municipality is fewer than one
43 license for each 3,000 persons. Because of these restrictions, there
44 is a shortage of these licenses in some municipalities. This bill
45 addresses this shortage by allowing a municipality to purchase for
46 fair market value a surplus license from a contiguous municipality
47 in the same county as long as the governing bodies of the selling
48 and purchasing municipalities approve.