

# ASSEMBLY, No. 4037

## STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED MAY 12, 2022

**Sponsored by:**

**Assemblyman ROY FREIMAN**

**District 16 (Hunterdon, Mercer, Middlesex and Somerset)**

**Assemblyman RAJ MUKHERJI**

**District 33 (Hudson)**

**Assemblyman RONALD S. DANCER**

**District 12 (Burlington, Middlesex, Monmouth and Ocean)**

**Co-Sponsored by:**

**Assemblymen Stanley, Space and Wirths**

**SYNOPSIS**

Extends authorization of special occasion events at wineries on preserved farmland; implements reporting requirement.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 5/16/2022)**

1 AN ACT concerning special occasion events held at wineries on  
2 preserved farmland and amending P.L.2018, c.30.

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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 1 of P.L.2018, c.30 (C.4:1C-32.12) is amended to  
8 read as follows:

9 1. Notwithstanding the provisions of section 6 of P.L.2014,  
10 c.16 to the contrary, sections 1 through 5 of P.L.2014, c.16 (C.4:1C-  
11 32.7 through C.4:1C-32.11) shall be and remain in effect for two  
12 years following the effective date of **[this act]** P.L. , c. (pending  
13 before the Legislature as this bill) and shall be retroactive to  
14 **[March 1, 2018]** May 30, 2020.

15 (cf: P.L.2018, c.30, s.1)

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17 2. Section 2 of P.L.2018, c.30 (C.4:1C-32.13) is amended to  
18 read as follows:

19 2. a. Each county agriculture development board shall prepare  
20 and submit to the Governor and to the Legislature, pursuant to  
21 section 2 of P.L.1991, c.164 (C.52:14-19.1), an annual report. Each  
22 annual report shall include findings that summarize the activities of  
23 wineries on preserved farmland in the county of the board's  
24 jurisdiction and make recommendations for the pilot program  
25 established pursuant to P.L.2014, c.16 (C.4:1C-32.7 et seq.).

26 b. The State Agriculture Development Committee shall prepare  
27 and submit to the Governor and to the Legislature, pursuant to  
28 section 2 of P.L.1991, c.164 (C.52:14-19.1):

29 (1) an interim report, within 30 days after the effective date of  
30 **[this act]** P.L.2018, c.30 (C.4:1C-32.12 et seq.), and another  
31 interim report within 30 days after the effective date of  
32 P.L. , c. (C. ) (pending before the Legislature as this bill);  
33 and

34 (2) a final report, at least 45 days before the expiration of the  
35 pilot program established pursuant to P.L.2014, c.16 (C.4:1C-32.7  
36 et seq.) **[and]** , extended pursuant to [this act] P.L.2018, c.30  
37 (C.4:1C-32.12 et seq.), and reinstated pursuant to  
38 P.L. , c. (C. ) (pending before the Legislature as this bill).

39 c. The interim and final reports required pursuant to subsection  
40 b. of this section shall review the implementation and operation of  
41 the pilot program established pursuant to P.L.2014, c.16 (C.4:1C-  
42 32.7 et seq.), summarize the findings and recommendations of the  
43 annual reports prepared pursuant to subsection a. of this section,  
44 and make recommendations to the Governor and Legislature to  
45 amend, extend, or make permanent the program.

46 (cf: P.L.2018, c.30, s.2)

**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       3. Section 3 of P.L.2018, c.30 (C.4:1C-32.14) is amended to  
2 read as follows:

3       3. a. Notwithstanding any other law, or rule or regulation  
4 adopted pursuant thereto, to the contrary, the pilot program  
5 established pursuant to P.L.2014, c.16 (C.4:1C-32.7 et seq.) **【and】** ,  
6 extended pursuant to **【this act】** P.L.2018, c.30 (C.4:1C-32.12 et  
7 seq.), and reinstated pursuant to P.L. , c. (C. ) (pending  
8 before the Legislature as this bill) shall not apply to any special  
9 occasion event at a winery that is not on preserved farmland.

10       b. The State Agriculture Development Committee shall not have  
11 any authority to regulate or restrict any special occasion event  
12 conducted at a winery beyond the scope of the authority granted  
13 pursuant to P.L.2014, c.16 (C.4:1C-32.7 et seq.).  
14 (cf: P.L.2018, c.30, s.3)

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16       4. This act shall take effect immediately.

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#### STATEMENT

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21       This bill would reinstate the pilot program authorizing special  
22 occasion events at wineries on preserved farmland for two years  
23 following the date this bill is enacted into law. This bill would also  
24 provide for this continuation of the pilot program to be retroactive  
25 to May 30, 2020.

26       Under existing law, special occasion events had been authorized  
27 to be conducted at wineries on preserved farmland as part of a pilot  
28 program that expired on May 30, 2020. The pilot program was  
29 originally created by P.L.2014, c.16 (C.4:1C-32.7 et seq.). It was  
30 established for 44 months and was scheduled to expire on March 1,  
31 2018. The pilot program was extended for two additional years by  
32 the enactment of P.L.2018, c.30 (C.4:1C-32.12 et seq.). The 2018  
33 law extending the pilot program was effective on May 30, 2018,  
34 and was made retroactive to March 1, 2018.

35       This bill would require a county agriculture development board  
36 (CADB) to prepare and submit annual reports, and the State  
37 Agriculture Development Committee (SADC) to prepare and submit  
38 an interim and final report concerning the pilot program. The  
39 SADC's interim and final reports would include the findings and  
40 recommendations of the CADBs' annual reports required to be  
41 submitted under the pilot program, and make recommendations to  
42 the Governor and Legislature to amend, extend, or make permanent  
43 the program. The interim report would be submitted within 30 days  
44 after this bill's enactment into law, and the final report would be  
45 submitted at least 45 days before expiration of the extended pilot  
46 program.

47       This bill leaves unchanged the provision in the 2018 which  
48 specifies that the reinstated pilot program does not apply to any

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1 special occasion event at a winery that is not on preserved farmland  
2 and prohibits the SADC from having any authority to regulate or  
3 restrict any special occasion event conducted at a winery beyond  
4 the scope of the authority granted pursuant to the law establishing  
5 the pilot program.

6 The bill would take effect immediately upon enactment into law.