

**SENATE, No. 2418**

**STATE OF NEW JERSEY**  
**220th LEGISLATURE**

INTRODUCED MAY 9, 2022

**Sponsored by:**  
**Senator JAMES BEACH**  
**District 6 (Burlington and Camden)**

**SYNOPSIS**

Allows certain breweries to operate off-premises retail salesrooms; permits breweries and wineries to operate joint salesrooms.

**CURRENT VERSION OF TEXT**

As introduced.



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2

1 AN ACT concerning alcoholic beverage licenses and amending  
2 R.S.33:1-10.

3

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

6

7 1. R.S.33:1-10 is amended to read as follows:

8 33:1-10. Class A licenses shall be subdivided and classified as  
9 follows:

10 Plenary brewery license. 1a. The holder of this license shall be  
11 entitled, subject to rules and regulations, to brew any malt alcoholic  
12 beverages and to sell and distribute his products to wholesalers and  
13 retailers licensed in accordance with this chapter, and to sell and  
14 distribute without this State to any persons pursuant to the laws of  
15 the places of such sale and distribution, and to maintain a  
16 warehouse; provided, however, that the delivery of this product by  
17 the holder of this license to retailers licensed under this title shall be  
18 from inventory in a warehouse located in this State which is  
19 operated under a plenary brewery license. The fee for this license  
20 shall be \$10,625.

21 Limited brewery license. 1b. The holder of this license shall be  
22 entitled, subject to rules and regulations, to brew any malt alcoholic  
23 beverages in a quantity to be expressed in said license, dependent  
24 upon the following fees and not in excess of 300,000 barrels of 31  
25 fluid gallons capacity per year and to sell and distribute this product  
26 to wholesalers and retailers licensed in accordance with this  
27 chapter, and to sell and distribute without this State to any persons  
28 pursuant to the laws of the places of such sale and distribution, and  
29 to maintain a warehouse; provided, however, that the delivery of  
30 this product by the holder of this license to retailers licensed under  
31 this title shall be from inventory in a warehouse located in this State  
32 which is operated under a limited brewery license. The holder of  
33 this license shall be entitled to sell this product at retail to  
34 consumers on the licensed premises of the brewery for consumption  
35 on the premises, but only in connection with a tour of the brewery,  
36 or for consumption off the premises in a quantity of not more than  
37 15.5 fluid gallons per person, and to offer samples for sampling  
38 purposes only pursuant to an annual permit issued by the director.

39 The holder of this license shall be entitled to sell the brewery's  
40 products in original packages or open containers at retail to  
41 consumers in 15 salesrooms apart from the brewery premises for  
42 consumption on or off the premises, at a fee of \$250 for each  
43 salesroom. The holder of this license shall not jointly control and  
44 operate a salesroom with the holder of another limited brewery  
45 license, but shall be entitled to operate a salesroom on the same

**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.**

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1 premises as a holder of a plenary retail winery license, farm winery  
2 license, or out-of-State winery license.

3 The holder of this license shall not sell food or operate a  
4 restaurant on the licensed premises.

5 The fee for this license shall be graduated as follows:

6 to so brew not more than 50,000 barrels of 31 liquid gallons  
7 capacity per annum, \$1,250;

8 to so brew not more than 100,000 barrels of 31 fluid gallons  
9 capacity per annum, \$2,500;

10 to so brew not more than 200,000 barrels of 31 fluid gallons  
11 capacity per annum, \$5,000;

12 to so brew not more than 300,000 barrels of 31 fluid gallons  
13 capacity per annum, \$7,500.

14 For the purposes of this subsection, "sampling" means the selling  
15 at a nominal charge or the gratuitous offering of an open container  
16 not exceeding four ounces of any malt alcoholic beverage. For the  
17 purposes of this subsection, "product" means any malt alcoholic  
18 beverage that is produced on the premises licensed under this  
19 subsection.

20 Restricted brewery license. 1c. The holder of this license shall  
21 be entitled, subject to rules and regulations, to brew any malt  
22 alcoholic beverages in a quantity to be expressed in such license not  
23 in excess of 10,000 barrels of 31 gallons capacity per year.  
24 Notwithstanding the provisions of R.S.33:1-26, the director shall  
25 issue a restricted brewery license only to a person or an entity  
26 which has identical ownership to an entity which holds a plenary  
27 retail consumption license issued pursuant to R.S.33:1-12, provided  
28 that such plenary retail consumption license is operated in  
29 conjunction with a restaurant regularly and principally used for the  
30 purpose of providing meals to its customers and having adequate  
31 kitchen and dining room facilities, and that the licensed restaurant  
32 premises is immediately adjoining the premises licensed under this  
33 subsection. The holder of this license shall be entitled to sell or  
34 deliver the product to that restaurant premises. The holder of this  
35 license also shall be entitled to sell and distribute the product to  
36 wholesalers licensed in accordance with this chapter. The fee for  
37 this license shall be \$1,250, which fee shall entitle the holder to  
38 brew up to 1,000 barrels of 31 liquid gallons per annum. The  
39 licensee also shall pay an additional \$250 for every additional 1,000  
40 barrels of 31 fluid gallons produced. The fee shall be paid at the  
41 time of application for the license, and additional payments based  
42 on barrels produced shall be paid within 60 days following the  
43 expiration of the license term upon certification by the licensee of  
44 the actual gallons brewed during the license term. No more than 10  
45 restricted brewery licenses shall be issued to a person or entity  
46 which holds an interest in a plenary retail consumption license. If  
47 the governing body of the municipality in which the licensed  
48 premises will be located should file a written objection, the director

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1 shall hold a hearing and may issue the license only if the director  
2 finds that the issuance of the license will not be contrary to the  
3 public interest. All fees related to the issuance of both licenses shall  
4 be paid in accordance with statutory law. The provisions of this  
5 subsection shall not be construed to limit or restrict the rights and  
6 privileges granted by the plenary retail consumption license held by  
7 the holder of the restricted brewery license issued pursuant to this  
8 subsection.

9 The holder of this license shall be entitled to offer samples of its  
10 product for promotional purposes at charitable or civic events off  
11 the licensed premises pursuant to an annual permit issued by the  
12 director.

13 For the purposes of this subsection, "sampling" means the selling  
14 at a nominal charge or the gratuitous offering of an open container  
15 not exceeding four ounces of any malt alcoholic beverage product.  
16 For the purposes of this subsection, "product" means any malt  
17 alcoholic beverage that is produced on the premises licensed under  
18 this subsection.

19 Plenary winery license. 2a. Provided that the holder is engaged  
20 in growing and cultivating grapes or fruit used in the production of  
21 wine on at least three acres on, or adjacent to, the winery premises,  
22 the holder of this license shall be entitled, subject to rules and  
23 regulations, to produce any fermented wines, and to blend, fortify  
24 and treat wines, and to sell and distribute his products to  
25 wholesalers licensed in accordance with this chapter and to  
26 churches for religious purposes, and to sell and distribute without  
27 this State to any persons pursuant to the laws of the places of such  
28 sale and distribution, and to maintain a warehouse, and to sell his  
29 products at retail to consumers on the licensed premises of the  
30 winery for consumption on or off the premises and to offer samples  
31 for sampling purposes only. The fee for this license shall be \$938.  
32 A holder of this license who produces not more than 250,000  
33 gallons per year shall also have the right to sell and distribute his  
34 products to retailers licensed in accordance with this chapter, except  
35 that the holder of this license shall not use a common carrier for  
36 such distribution. The fee for this additional privilege shall be  
37 graduated as follows: a licensee who manufactures more than  
38 150,000 gallons, but not in excess of 250,000 gallons per annum,  
39 \$1,000; a licensee who manufactures more than 100,000 gallons,  
40 but not in excess of 150,000 gallons per annum, \$500; a licensee  
41 who manufactures more than 50,000 gallons, but not in excess of  
42 100,000 gallons per annum, \$250; a licensee who manufactures  
43 50,000 gallons or less per annum, \$100.

44 A holder of this license who produces not more than 250,000  
45 gallons per year shall have the right to sell **[such]** wine at retail in  
46 original packages or open containers in 15 salesrooms apart from  
47 the winery premises for consumption on or off the premises and for  
48 sampling purposes for consumption on the premises, at a fee of

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1 \$250 for each salesroom. **【Licensees】** The holder of this license  
2 shall not jointly control and operate 【salesrooms】 a salesroom with  
3 the holder of a winery license, but shall be entitled to operate a  
4 operate a salesroom on the same premises as a holder of a limited  
5 brewery license.

6 Additionally, the holder of this license who produces not more  
7 than 250,000 gallons per year may ship not more than 12 cases of  
8 wine per year, subject to regulation, to any person within or without  
9 this State over 21 years of age for personal consumption and not for  
10 resale. A case of wine shall not exceed a maximum of nine liters.  
11 A copy of the original invoice shall be available for inspection by  
12 persons authorized to enforce the alcoholic beverage laws of this  
13 State for a minimum period of three years at the licensed premises  
14 of the winery. For the purposes of this subsection, "sampling"  
15 means the selling at a nominal charge or the gratuitous offering of  
16 an open container not exceeding one and one-half ounces of any  
17 wine.

18 A holder of this license who produces not more than 250,000  
19 gallons per year shall not own, either in whole or in part, or hold,  
20 either directly or indirectly, any interest in a winery that produces  
21 more than 250,000 gallons per year. In addition, a holder of this  
22 license who produces more than 250,000 gallons per year shall not  
23 own, either in whole or in part, or hold, either directly or indirectly,  
24 any interest in a winery that produces not more than 250,000  
25 gallons per year. For the purposes of this subsection, "product"  
26 means any wine that is produced, blended, fortified, or treated by  
27 the licensee on its licensed premises situated in the State of New  
28 Jersey. For the purposes of this subsection, "wine" shall include  
29 "hard cider" and "mead" as defined in this section.

30 Farm winery license. 2b. The holder of this license shall  
31 be entitled, subject to rules and regulations, to manufacture any  
32 fermented wines and fruit juices in a quantity to be expressed in  
33 said license, dependent upon the following fees and not in excess of  
34 50,000 gallons per year and to sell and distribute his products to  
35 wholesalers and retailers licensed in accordance with this chapter  
36 and to churches for religious purposes and to sell and distribute  
37 without this State to any persons pursuant to the laws of the places  
38 of such sale and distribution, and to maintain a warehouse and to  
39 sell at retail to consumers for consumption on or off the licensed  
40 premises and to offer samples for sampling purposes only. The  
41 license shall be issued only when the winery at which such  
42 fermented wines and fruit juices are manufactured is located and  
43 constructed upon a tract of land exclusively under the control of the  
44 licensee, provided that the licensee is actively engaged in growing  
45 and cultivating an area of not less than three acres on or adjacent to  
46 the winery premises and on which are growing grape vines or fruit  
47 to be processed into wine or fruit juice; and provided, further, that  
48 for the first five years of the operation of the winery such fermented

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1 wines and fruit juices shall be manufactured from at least 51  
2 percent grapes or fruit grown in the State and that thereafter they  
3 shall be manufactured from grapes or fruit grown in this State at  
4 least to the extent required for labeling as "New Jersey Wine" under  
5 the applicable federal laws and regulations. The containers of all  
6 wine sold to consumers by such licensee shall have affixed a label  
7 stating such information as shall be required by the rules and  
8 regulations of the Director of the Division of Alcoholic Beverage  
9 Control. The fee for this license shall be graduated as follows: to so  
10 manufacture between 30,000 and 50,000 gallons per annum, \$375;  
11 to so manufacture between 2,500 and 30,000 gallons per annum,  
12 \$250; to so manufacture between 1,000 and 2,500 gallons per  
13 annum, \$125; to so manufacture less than 1,000 gallons per annum,  
14 \$63. No farm winery license shall be held by the holder of a plenary  
15 winery license or be situated on a premises licensed as a plenary  
16 winery.

17 The holder of this license shall also have the right to sell and  
18 distribute his products to retailers licensed in accordance with this  
19 chapter, except that the holder of this license shall not use a  
20 common carrier for such distribution. The fee for this additional  
21 privilege shall be \$100.

22 The holder of this license shall have the right to sell **[his]** the  
23 licensee's products in original packages or open containers at retail  
24 to consumers in 15 salesrooms apart from the winery premises for  
25 consumption on or off the premises, and for sampling purposes for  
26 consumption on the premises, at a fee of \$250 for each salesroom.  
27 **[Licensees]** The holder of this license shall not jointly control and  
28 operate **[salesrooms]** a salesroom with the holder of a winery  
29 license, but shall be entitled to operate a salesroom on the same  
30 premises as a holder of a limited brewery license.

31 Additionally, the holder of this license may ship not more than  
32 12 cases of wine per year, subject to regulation, to any person  
33 within or without this State over 21 years of age for personal  
34 consumption and not for resale. A case of wine shall not exceed a  
35 maximum of nine liters. A copy of the original invoice shall be  
36 available for inspection by persons authorized to enforce the  
37 alcoholic beverage laws of this State for a minimum period of three  
38 years at the licensed premises of the winery. For the purposes of  
39 this subsection, "sampling" means the selling at a nominal charge or  
40 the gratuitous offering of an open container not exceeding one and  
41 one-half ounces of any wine.

42 A holder of this license who produces not more than 250,000  
43 gallons per year shall not own, either in whole or in part, or hold,  
44 either directly or indirectly, any interest in a winery that produces  
45 more than 250,000 gallons per year.

46 Unless otherwise indicated, for the purposes of this subsection,  
47 with respect to farm winery licenses, "manufacture" means the  
48 vinification, aging, storage, blending, clarification, stabilization and

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1 bottling of wine or juice from New Jersey fruit to the extent  
2 required by this subsection.

3 For the purposes of this subsection, "wine" shall include "hard  
4 cider" and "mead" as defined in this section.

5 Wine blending license. 2c. The holder of this license shall be  
6 entitled, subject to rules and regulations, to blend, treat, mix, and  
7 bottle fermented wines and fruit juices with non-alcoholic  
8 beverages, and to sell and distribute his products to wholesalers and  
9 retailers licensed in accordance with this chapter, and to sell and  
10 distribute without this State to any persons pursuant to the laws of  
11 the places of such sale and distribution, and to maintain a  
12 warehouse. The fee for this license shall be \$625.

13 For the purposes of this subsection, "wine" shall include "hard  
14 cider" and "mead" as defined in this section.

15 Instructional winemaking facility license. 2d. The holder of this  
16 license shall be entitled, subject to rules and regulations, to instruct  
17 persons in and provide them with the opportunity to participate  
18 directly in the process of winemaking and to directly assist such  
19 persons in the process of winemaking while in the process of  
20 instruction on the premises of the facility. The holder of this  
21 license also shall be entitled to manufacture wine on the premises  
22 not in excess of an amount of 10 percent of the wine produced  
23 annually on the premises of the facility, which shall be used only to  
24 replace quantities lost or discarded during the winemaking process,  
25 to maintain a warehouse, and to offer samples produced by persons  
26 who have received instruction in winemaking on the premises by  
27 the licensee for sampling purposes only on the licensed premises for  
28 the purpose of promoting winemaking for personal or household use  
29 or consumption. Wine produced on the premises of an instructional  
30 winemaking facility shall be used, consumed or disposed of on the  
31 facility's premises or distributed from the facility's premises to a  
32 person who has participated directly in the process of winemaking  
33 for the person's personal or household use or consumption. The  
34 holder of this license may sell mercantile items traditionally  
35 associated with winemaking and novelty wearing apparel identified  
36 with the name of the establishment licensed under the provisions of  
37 this section. The holder of this license may use the licensed  
38 premises for an event or affair, including an event or affair at which  
39 a plenary retail consumption licensee serves alcoholic beverages in  
40 compliance with all applicable statutes and regulations promulgated  
41 by the director. The fee for this license shall be \$1,000. For the  
42 purposes of this subsection, "sampling" means the gratuitous  
43 offering of an open container not exceeding one and one-half  
44 ounces of any wine.

45 For the purposes of this subsection, "wine" shall include "hard  
46 cider" and "mead" as defined in this section.

47 Out-of-State winery license. 2e. Provided that the applicant  
48 does not produce more than 250,000 gallons of wine per year, the

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1 holder of a valid winery license issued in any other state may make  
2 application to the director for this license. The holder of this license  
3 shall have the right to sell and distribute **[his]** the licensee's  
4 products to wholesalers licensed in accordance with this chapter and  
5 to sell such wine at retail in original packages or open containers in  
6 16 salesrooms apart from the winery premises for consumption on  
7 or off the premises at a fee of \$250 for each salesroom.  
8 **[Licensees]** The holder of this license shall not jointly control and  
9 operate [salesrooms] a salesroom with the holder of a winery  
10 license, but shall be entitled to operate a salesroom on the same  
11 premises as a holder of a limited brewery license.

12 The annual fee for this license shall be \$938. A copy of a  
13 current license issued by another state shall accompany the  
14 application. The holder of this license also shall have the right to  
15 sell and distribute his products to retailers licensed in accordance  
16 with this chapter, except that the holder of this license shall not use  
17 a common carrier for such distribution. The fee for this additional  
18 privilege shall be graduated as follows: a licensee who  
19 manufactures more than 150,000 gallons, but not in excess of  
20 250,000 gallons per annum, \$1,000; a licensee who manufactures  
21 more than 100,000 gallons, but not in excess of 150,000 gallons per  
22 annum, \$500; a licensee who manufactures more than 50,000  
23 gallons, but not in excess of 100,000 gallons per annum, \$250; a  
24 licensee who manufactures 50,000 gallons or less per annum, \$100.  
25 Additionally, the holder of this license may ship not more than 12  
26 cases of wine per year, subject to regulation, to any person within or  
27 without this State over 21 years of age for personal consumption  
28 and not for resale. A case of wine shall not exceed a maximum of  
29 nine liters. A copy of the original invoice shall be available for  
30 inspection by persons authorized to enforce the alcoholic beverage  
31 laws of this State for a minimum period of three years at the  
32 licensed premises of the winery.

33 The licensee shall collect from the customer the tax due on the  
34 sale pursuant to the "Sales and Use Tax Act," P.L.1966, c.30  
35 (C.54:32B-1 et seq.) and shall pay the tax due on the delivery of  
36 alcoholic beverages pursuant to the "Alcoholic beverage tax law,"  
37 R.S.54:41-1 et seq. The Director of the Division of Taxation in the  
38 Department of the Treasury shall promulgate such rules and  
39 regulations necessary to effectuate the provisions of this paragraph,  
40 and may provide by regulation for the co-administration of the tax  
41 due on the delivery of alcoholic beverages pursuant to the  
42 "Alcoholic beverage tax law," R.S.54:41-1 et seq. with the  
43 administration of the tax due on the sale pursuant to the "Sales and  
44 Use Tax Act," P.L.1966, c.30 (C.54:32B-1 et seq.).

45 A holder of this license who produces not more than 250,000  
46 gallons per year shall not own, either in whole or in part, or hold,  
47 either directly or indirectly, any interest in a winery that produces  
48 more than 250,000 gallons per year.



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1 For the purposes of this subsection, "wine" shall include "hard  
2 cider" and "mead" as defined in this section.

3 Cidery and meadery license. 2f. The holder of this license shall  
4 be entitled, subject to rules and regulations, to manufacture hard  
5 cider and mead and to sell and distribute these products to  
6 wholesalers and retailers licensed in accordance with this chapter,  
7 and to sell and distribute without this State to any persons pursuant  
8 to the laws of the places of such sale and distribution, and to  
9 maintain a warehouse. The holder of this license shall be entitled to  
10 sell these products at retail to consumers on the licensed premises  
11 for consumption on or off the premises and to offer samples for  
12 sampling purposes only. The holder of this license shall be  
13 permitted to offer for sale or make the gratuitous offering of  
14 packaged crackers, chips, nuts, and similar snacks to consumers, but  
15 shall not operate a restaurant on the licensed premises. The fee for  
16 this license shall be \$938.

17 The holder of this license shall be entitled to manufacture hard  
18 cider in a quantity not to exceed 50,000 barrels of 31 fluid gallons  
19 capacity per year. With respect to the sale and distribution of hard  
20 cider to a wholesaler, the licensee shall be subject to the same  
21 statutory and regulatory requirements as a brewer, and hard cider  
22 shall be considered a malt alcoholic beverage, for the purposes of  
23 the "Malt Alcoholic Beverage Practices Act," P.L.2005, c.243  
24 (C.33:1-93.12 et seq.). The holder of this license shall not directly  
25 ship hard cider either within or without this State.

26 The holder of this license shall be entitled to manufacture not  
27 more than 250,000 gallons of mead per year. The holder of this  
28 license may ship not more than 12 cases of mead per year, subject  
29 to regulation, to any person within or without this State over 21  
30 years of age for personal consumption and not for resale. A case of  
31 mead shall not exceed a maximum of nine liters. A copy of the  
32 original invoice shall be available for inspection by persons  
33 authorized to enforce the alcoholic beverage laws of this State for a  
34 minimum period of three years at the licensed premises. As used in  
35 this subsection:

36 "Hard cider" means a fermented alcoholic beverage derived  
37 primarily from apples, pears, apple juice concentrate and water, or  
38 pear juice concentrate and water, which may include spices, herbs,  
39 honey, or other flavoring, and which contains at least one half of  
40 one percent but less than eight and one half percent alcohol by  
41 volume.

42 "Mead" means an alcoholic beverage primarily made from  
43 honey, water, and yeast, and which may contain fruit, fruit juices,  
44 spices, or herbs added before or after fermentation has completed,  
45 except that the ratio of fermentable sugars from fruit or fruit juices  
46 shall not exceed 49 percent of the total fermentable sugars used to  
47 produce mead.

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1 "Sampling" means the selling at a nominal charge or the  
2 gratuitous offering of an open container not exceeding four ounces  
3 of hard cider or mead produced on the licensed premises.

4 Plenary distillery license. 3a. The holder of this license shall be  
5 entitled, subject to rules and regulations, to manufacture any  
6 distilled alcoholic beverages and rectify, blend, treat and mix, and  
7 to sell and distribute his products to wholesalers and retailers  
8 licensed in accordance with this chapter, and to sell and distribute  
9 without this State to any persons pursuant to the laws of the places  
10 of such sale and distribution, and to maintain a warehouse. The fee  
11 for this license shall be \$12,500.

12 Limited distillery license. 3b. The holder of this license shall be  
13 entitled, subject to rules and regulations, to manufacture and bottle  
14 any alcoholic beverages distilled from fruit juices and rectify,  
15 blend, treat, mix, compound with wine and add necessary  
16 sweetening and flavor to make cordial or liqueur, and to sell and  
17 distribute to wholesalers and retailers licensed in accordance with  
18 this chapter, and to sell and distribute without this State to any  
19 persons pursuant to the laws of the places of such sale and  
20 distribution and to warehouse these products. The fee for this  
21 license shall be \$3,750.

22 Supplementary limited distillery license. 3c. The holder of this  
23 license shall be entitled, subject to rules and regulations, to bottle  
24 and rebottle, in a quantity to be expressed in said license, dependent  
25 upon the following fees, alcoholic beverages distilled from fruit  
26 juices by such holder pursuant to a prior plenary or limited distillery  
27 license, and to sell and distribute his products to wholesalers and  
28 retailers licensed in accordance with this chapter, and to sell and  
29 distribute without this State to any persons pursuant to the laws of  
30 the places of such sale and distribution, and to maintain a  
31 warehouse. The fee for this license shall be graduated as follows:  
32 to so bottle and rebottle not more than 5,000 wine gallons per  
33 annum, \$313; to so bottle and rebottle not more than 10,000 wine  
34 gallons per annum, \$625; to so bottle and rebottle without limit as  
35 to amount, \$1,250.

36 Craft distillery license. 3d. The holder of this license shall be  
37 entitled, subject to rules and regulations, to manufacture not more  
38 than 20,000 gallons of distilled alcoholic beverages, to rectify,  
39 blend, treat and mix distilled alcoholic beverages, to sell and  
40 distribute this product to wholesalers and retailers licensed in  
41 accordance with this chapter, and to sell and distribute without this  
42 State to any persons pursuant to the laws of the places of such sale  
43 and distribution, and to maintain a warehouse. The holder of this  
44 license shall be entitled to sell this product at retail to consumers on  
45 the licensed premises of the distillery for consumption on the  
46 premises, but only in connection with a tour of the distillery, and  
47 for consumption off the premises in a quantity of not more than five  
48 liters per person. In addition, the holder of this license may offer

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1 any person not more than three samples per calendar day for  
2 sampling purposes only. For the purposes of this subsection,  
3 "sampling" means the gratuitous offering of an open container not  
4 exceeding one-half ounce serving of distilled alcoholic beverage  
5 produced on the distillery premises. Nothing in this subsection shall  
6 be deemed to permit the direct shipment of distilled spirits either  
7 within or without this State.

8 The holder of this license shall not sell food or operate a  
9 restaurant on the licensed premises. A holder of this license who  
10 certifies that not less than 51 percent of the raw materials used in  
11 the production of distilled alcoholic beverages under this section are  
12 grown in this State or purchased from providers located in this State  
13 may, consistent with all applicable federal laws and regulations,  
14 label these distilled alcoholic beverages as "New Jersey Distilled."  
15 The fee for this license shall be \$938.

16 Rectifier and blender license. 4. The holder of this license shall  
17 be entitled, subject to rules and regulations, to rectify, blend, treat  
18 and mix distilled alcoholic beverages, and to fortify, blend, and  
19 treat fermented alcoholic beverages, and prepare mixtures of  
20 alcoholic beverages, and to sell and distribute his products to  
21 wholesalers and retailers licensed in accordance with this chapter,  
22 and to sell and distribute without this State to any persons pursuant  
23 to the laws of the places of such sale and distribution, and to  
24 maintain a warehouse. The fee for this license shall be \$7,500.

25 Bonded warehouse bottling license. 5. The holder of this license  
26 shall be entitled, subject to rules and regulations, to bottle alcoholic  
27 beverages in bond on behalf of all persons authorized by federal and  
28 State law and regulations to withdraw alcoholic beverages from  
29 bond. The fee for this license shall be \$625. This license shall be  
30 issued only to persons holding permits to operate Internal Revenue  
31 bonded warehouses pursuant to the laws of the United States.

32 The provisions of section 21 of P.L.2003, c.117 amendatory of  
33 this section shall apply to licenses issued or transferred on or after  
34 July 1, 2003, and to license renewals commencing on or after July  
35 1, 2003.

36 (cf: P.L.2017, c.80, s.1)

37

38 2. This act shall take effect immediately.

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STATEMENT

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43 This bill allows the holder of a limited brewery license to operate  
44 up to 15 salesrooms apart from the brewery premises. Under  
45 current law, only wineries that produce 250,000 gallons or less per  
46 year have this privilege.

47 Under the bill, limited breweries would be allowed to sell their  
48 products in original containers or open containers for consumption

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1 on the salesroom premises. In addition, the bill allows wineries to  
2 sell their products in open containers on the salesroom premises.  
3 Under current law, wineries that operate salesrooms are permitted  
4 to offer one and one-half ounce samples and sell their products in  
5 original containers for on-premises consumption, but are prohibited  
6 from selling wine in open containers.

7 The bill also allows the holder of a limited brewery license and  
8 the holder of a winery license who produces 250,000 gallons or less  
9 to jointly operate a salesroom on the same premises. Current law  
10 prohibits wineries from jointly operating salesrooms with other  
11 licensees on the same premises. Under the bill, breweries would be  
12 prohibited from jointly operating salesrooms with other breweries;  
13 wineries would be prohibited from jointly operating salesrooms  
14 with other wineries.