

**STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL**

)	AO-2024-01
)	
IN THE MATTER OF)	
)	ADMINISTRATIVE ORDER
LIMITED BREWERY LICENSES.)	VACATING MAY 28, 2019
)	LIMITED BREWERY SPECIAL
)	RULING AND RESCINDING
)	SPECIAL CONDITIONS IMPOSED
)	ON LIMITED BREWERY
)	LICENSES

BY THE DIRECTOR:

On January 16, 2024, Governor Philip D. Murphy signed legislation (S-4265/A-5912) which, among other things, created new on- and off-premise privileges for holders of craft manufacturer licenses. These expanded privileges are applicable to holders of limited brewery licenses, cidery and meadery licenses, and craft distillery licenses. The Division has determined that the May 28, 2019 Special Ruling Authorizing Certain Activities by Holders of Limited Brewery Licenses (2019 Special Ruling), which was put in place to provide guidance to the limited brewery industry regarding the laws in place at the time concerning the industry and pending the promulgation of regulations, has been superseded by S-4265/A-5912. In addition, the Special Conditions that were placed on limited brewery licenses derived from the 2019 Special Ruling beginning with the 2022-2023 license term and continuing through the current 2023-2024 license term are now being rescinded. The Division will take steps to promulgate regulations regarding the craft manufacturing provisions of (S-4265/A-5912) in accordance with the Administrative Procedure Act, N.J.S.A 52:14B-1.1 to -31.

In the meantime, craft manufacturer licensees and those craft manufacturers currently operating on Temporary Authorization Permits (TAPs) must comply with the provisions of (S-4265/A-5912 and all other applicable provisions of the Alcoholic Beverage Control Act, N.J.S.A. 33:1-1 to -103 (ABC Act) and implementing regulations. In accordance with prior agency practice, the Division may issue additional guidance to the industry, as necessary.

Accordingly, based on the foregoing, it is on this **16th** day of January, 2024,

ORDERED that the May 28, 2019 Special Ruling is hereby VACATED; and
it is further

ORDERED that the Special Conditions imposed on all limited brewery licenses for the 2023-2024 license term are hereby RESCINDED; and it is further

ORDERED that all limited brewery licensees and other craft manufacturers remain subject to all applicable provisions of the ABC Act and the regulations promulgated thereunder.


JAMES B. GRAZIANO
DIRECTOR