

NOTICE TO LICENSEES AND MUNICIPAL ISSUING AUTHORITIES OF CHANGES TO
STATUTE GOVERNING LATE-FILED RENEWAL APPLICATIONS, N.J.S.A. 33:1-12.18

As a result of P.L. 2010, c. 14, which was signed into law on May 6, 2010, the time for filing a late renewal application is now June 30 of the year ending the term for which renewal is sought. Thus, a licensee may file its 2009-2010 renewal application no later than June 30, 2010.

However, if a licensee files a 2009-2010 renewal application between July 30 of the year beginning the license term and June 30 of the year ending the license term, the licensee must also file a petition for relief pursuant to N.J.S.A. 33:1-12.18 with the Director, Division of Alcoholic Beverage Control, no later than June 30 of the year ending the term for which renewal is sought. Thus, the petition for relief pursuant to N.J.S.A. 33:1-12.18 for the 2009-2010 license term must be filed no later than June 30, 2010. Instructions for filing this petition can be found at:

http://www.nj.gov/oag/abc/downloads/1218_instuctions_0304.pdf

If a licensee files a petition for relief pursuant to N.J.S.A. 33:1-12.18 for the 2009-2010 license term, the licensee must also file its 2010-2011 renewal application by June 30, 2010 and file renewal applications for any subsequent license terms while the petition is pending

P.L. 2010, c. 14 also contains a special one-time opportunity for licensees to renew a license that has lapsed within the prior 5 years (in other words, the license was last renewed for the 2003-2004 license term), if the licensee files a petition pursuant to N.J.S.A. 33:1-12.18 with the Director, Division of Alcoholic Beverage Control. Any such licensee must pay the statutory filing fee of \$100.00 per license term for which relief is requested, along with the petition. The licensee must also pay the statutory filing fee of \$100.00 per license term for relief pursuant to N.J.S.A. 33:1-12.39, since the license has been inactive (after the initial two full terms of inactivity). In addition, the licensee must file a single 12-page renewal application with the municipal issuing authority indicating all license terms for which it is being submitted, along with the municipal fee for each of these license terms and the State fee of \$200.00 per term for each of these terms when the renewal application is filed. The renewal application must include the 2010-2011 license term. A request to renew such a lapsed license should be filed as soon as possible and cannot be filed after November 8, 2010.

Any questions on filing these petitions and applications should be directed to Lorinda Lasus, Deputy Attorney General, at (609)633-6076.