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§ 13:2-20.12 Requirements of a transportation license holder acting as a common carrier

(a) As used in this section, "common carrier" means the holder of a transportation license, as defined at N.J.S.A. 33:1-13, that holds itself out to the public as being in the business of engaging in residential deliveries for a fee. Any transportation licensee that provides or intends to provide common carrier services must disclose this fact on its method of operation submitted with its application or report to the Division within 10 days of a change in its method of operation.

(b) Common carriers may only transport alcoholic beverages into, out of, through, and within the State of New Jersey for the purpose of delivery to consumers' residences on behalf of New Jersey retail distribution licensees, plenary winery licensees, farm winery licensees, and out-of-State winery licensees. Common carriers shall verify that shippers utilizing its delivery services hold a qualifying New Jersey license prior to accepting initial shipments and annually thereafter.

(c) Any licensee arranging for shipment of alcoholic beverages to consumers through a common carrier shall ensure that all packages are clearly and conspicuously marked "alcoholic beverages" and note that a signature of a person age 21 or older is required for delivery on the shipping label or exterior packaging. Common carriers are prohibited from



knowingly accepting, transporting, or delivering any packages of alcoholic beverages that are not properly labeled. Common carriers are prohibited from knowingly delivering alcoholic beverages to retail licensees and BYOB restaurants.

(d) Deliveries shall not be left unattended at the recipient's door nor shall deliveries be left with anyone under the age of 21. Deliveries that cannot be completed pursuant to N.J.A.C. 13:2-20.11 shall be returned to the licensed shipper after a good-faith attempt(s), subject to the common carrier's discretion, has been made lawfully to deliver the package(s). If a delivery is damaged or destroyed during shipment, then it must be returned to the original shipper to the extent practicable in the discretion of the common carrier.

(e) Common carriers must provide monthly reports, in the form specified by the Director, consisting of all activity related to the transportation or delivery of alcoholic beverages within the State of New Jersey. Specific items to be included in the monthly report are the following: name of the licensed shipper; licensed shipper's address; origination location for the package; shipper's license number; date of shipment; product shipped (type and quantity); the recipient's name and address; the date of delivery; and the identity of the signatory at delivery.

(f) Any holder of a transportation license that fails to comply with this section shall be in violation, and may be subject to suspension or revocation of the license.

History

HISTORY:

New Rule, R.2026 d.029, effective January 20, 2026.

See: 57 N.J.R. 428(a), 58 N.J.R. 849(a).

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§ 13:2-20.13 Prohibitions on transportation licensees against subcontracting and accepting payments as cash on delivery (COD)

- (a)** All transportation licensees, including common carriers, are prohibited from subcontracting to, delegating to, or permitting another unlicensed person or entity to warehouse, temporarily store, transport, or deliver alcoholic beverages on its behalf.
- (b)** Transportation licensees, including common carriers, are prohibited from accepting payment, for example, cash on delivery (COD), from the recipient of the alcoholic beverages that it delivers.

History

HISTORY:

New Rule, R.2026 d.029, effective January 20, 2026.
See: 57 N.J.R. 428(a), 58 N.J.R. 849(a).