

CHAPTER 174.

An Act to amend "An act to amend an act entitled 'An act to protect all citizens in their civil and legal rights,' approved May tenth, one thousand eight hundred and eighty-four," which amendment was approved March twenty-third, one thousand nine hundred and seventeen.

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

Section 1
amended.

I. Section one of "An act to amend an act entitled 'An act to protect all citizens in their civil and legal rights,' approved May tenth, one thousand eight hundred and eighty-four," which amendment was approved March twenty-third, one thousand nine hundred and seventeen, be and the same is hereby amended so as to read as follows:

Equal privi-
leges within
the State.

I. All persons within the jurisdiction of the State of New Jersey shall be entitled to the full and equal accommodations, advantages, facilities and privileges of any places of public accommodations, resort or amusement, subject only to the conditions and limitations established by law and applicable alike to all persons. No person, being the owner, lessee, proprietor, manager, superintendent, agent or employee of any such place shall directly or indirectly refuse, withhold from or deny to any person any of the accommodations, advantages, facilities or privileges thereof, or directly or indirectly publish, circulate, issue, display, post, or mail any written or printed communication, notice or advertisement to the effect that any of the accommodations, advantages, facilities and privileges of any such place shall be refused, withheld from or denied to any person on account of race, creed or color, or that the patronage or custom thereof of any person belonging to or purporting to be of any particular race, creed or color is unwelcome, objectionable or not acceptable, desired

Withholding
privilege or
giving notice
to, unlawful.

or solicited. The production of any such written or printed communication, notice or advertisement, purporting to relate to any such place and to be made by any person being the owner, lessee, proprietor, superintendent or manager thereof, shall be presumptive evidence in any civil or criminal action that the same was authorized by such person. A place of public accommodation, resort or amusement within the meaning of this act shall be deemed to include inn, tavern, road house or hotel, whether conducted for the entertainment of transient guests or for the accommodation of those seeking health, recreation or rest, any restaurant, eating house, or any place where food is sold for consumption on the premises; any place maintained for the sale of ice cream, ice and fruit preparations or their derivatives, soda water or confections, or where beverages of any kind are retailed for consumption on the premises; garage, and all public conveyances operated on land and water, as well as the stations and terminals thereof; public bathhouse, public boardwalk, public seashore accommodation; theatre, or other place of public amusement, motion picture house, airdrome, music hall, roof garden, skating rink, amusement and recreation park, fair, bowling alley, gymnasium, shooting gallery, billiard and pool parlor; dispensary, clinic, hospital, public library, kindergarten, primary and secondary school, high school, academy, college and university, or any educational institution under the supervision of the regents of the State of New Jersey. Nothing herein contained shall be construed to include any institution, club, or place of accommodation which is in its nature distinctly private, or to prohibit the mailing of a private communication in writing sent in response to a specific written inquiry.

Production of notice deemed evidence.

Public places.

Private clubs excepted.

2. Section two of the said act of which this act is amendatory be and the same is amended so as to read as follows:

Section 2 amended.

2. Any person who shall violate any of the provisions of the foregoing section as amended by denying to any citizen, except for reasons applicable alike to all citizens of every race, creed and color, and regardless of race, creed or color, or of previous condition of servitude,

Penalty for violation.

the full enjoyment of any of the accommodations, advantages, facilities or privileges in said act enumerated, or by aiding or inciting such denial, or who shall aid or incite the violation of any of the said provisions shall, for each and every violation thereof, forfeit and pay the sum of not less than one hundred dollars nor more than five hundred dollars, to the State of New Jersey, to be recovered in an action of debt, with full costs, and shall also, for every such violation be deemed guilty of a misdemeanor, and upon conviction thereof, shall be subject to a fine of not more than five hundred dollars, or be subject to imprisonment of not more than ninety days, or both such fine and imprisonment.

Instituting
action.

The aggrieved party or parties in any such action or actions is authorized by this act to institute said action or actions in the name of the State of New Jersey, and in case judgment is awarded in favor of the plaintiff, the aggrieved party shall be entitled to be paid out of the judgment so recovered, the costs incurred in bringing said action and also attorney's fees not to exceed fifty dollars.

Repealer.

3. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Approved April 7, 1921.

CHAPTER 175.

An Act to amend an act entitled, "An act respecting the Court of Chancery (Revision of 1902).

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

Section 95
amended.

1. Section ninety-five of said act shall be and the same is hereby amended so as to read as follows:

Ten vice-
chancellors.

95. There shall be not more than ten vice chancellors, who shall be counsellors-at-law, of at least ten years'