

1                                   A bill to be entitled  
 2           An act relating to vehicle permits for the  
 3           transportation of alcoholic beverages; amending s.  
 4           561.57, F.S.; authorizing a licensed vendor to  
 5           transport alcoholic beverages from a distributor's  
 6           place of business in vehicles owned or leased by any  
 7           person who has been disclosed on a license application  
 8           filed by the vendor and approved by the Division of  
 9           Alcoholic Beverages and Tobacco of the Department and  
 10          Business and Professional Regulation; revising permit  
 11          requirements for such vehicles; providing for  
 12          cancellation of vehicle permits; authorizing the  
 13          inspection and search of such vehicles without a  
 14          search warrant; providing requirements for the use and  
 15          storage of vehicle permits; amending s. 562.07, F.S.;  
 16          revising an exception to the illegal transportation of  
 17          beverages; providing an effective date.

18  
 19 Be It Enacted by the Legislature of the State of Florida:

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 21           Section 1. Subsections (3) and (4) of section 561.57,  
 22 Florida Statutes, are amended to read:

23           561.57 Deliveries by licensees.—

24           (3) A licensed ~~Any~~ vendor may transport alcoholic beverage  
 25 purchases from a distributor's place of business to the vendor's  
 26 licensed premises or off-premises storage, if the ~~provided that~~  
 27 a vehicle used to transport the alcoholic beverages is owned or  
 28 leased by the vendor or any person who has been disclosed on a

29 | license application filed by the vendor and approved by the  
 30 | division and a valid vehicle permit has been ~~or decal is issued~~  
 31 | for such ~~attached to the vendor's owned or leased~~ vehicle. A  
 32 | vehicle owned or leased by a person disclosed on a license  
 33 | application filed by the vendor and approved by the division  
 34 | under this subsection must be operated by such person when  
 35 | transporting alcoholic beverage purchases from a distributor's  
 36 | place of business to the vendor's licensed premises or off-  
 37 | premises storage.

38 | (4) A vehicle permit ~~The division shall have prepared for~~  
 39 | ~~issuance vehicle permits or decals suitable to be attached to~~  
 40 | ~~such vehicles, with the words, "Beverage Vehicle No. ....,"~~  
 41 | ~~which~~ may be obtained by a licensed ~~any~~ vendor or any person  
 42 | authorized in subsection (3) upon application and payment of a  
 43 | fee of \$5 per vehicle to the division. The signature of the  
 44 | person authorized in subsection (3) must be included on the  
 45 | vehicle permit application. Such permit remains ~~permits shall be~~  
 46 | valid and does ~~will~~ not expire unless the vendor or any person  
 47 | authorized in subsection (3) disposes of his or her vehicle, or  
 48 | the vendor's alcoholic beverage license is transferred,  
 49 | canceled, not renewed, or is revoked by the division, whichever  
 50 | occurs first. The division shall cancel a vehicle permit issued  
 51 | to a vendor upon request from the vendor. The division shall  
 52 | cancel a vehicle permit issued to any person authorized in  
 53 | subsection (3) upon request from that person or the vendor. By  
 54 | acceptance of a vehicle permit, the vendor or any person  
 55 | authorized in subsection (3) licensee agrees that such vehicle  
 56 | is ~~shall~~ always be subject to inspection and search ~~be inspected~~

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57 | ~~and searched~~ without a search warrant, for the purpose of  
58 | ascertaining that all provisions of the alcoholic beverage laws  
59 | are complied with, by authorized employees of the division and  
60 | also by sheriffs, deputy sheriffs, and police officers during  
61 | business hours or other times that the vehicle is being used to  
62 | transport or deliver alcoholic beverages. A vehicle permit  
63 | issued under this subsection and invoices or sales tickets for  
64 | alcoholic beverages purchased and transported must be carried in  
65 | the vehicle used by the vendor or any person authorized in  
66 | subsection (3) when the vendor's alcoholic beverages are being  
67 | transported or delivered.

68 | Section 2. Subsection (2) of section 562.07, Florida  
69 | Statutes, is amended to read:

70 | 562.07 Illegal transportation of beverages.—It is unlawful  
71 | for alcoholic beverages to be transported in quantities of more  
72 | than 12 bottles except as follows:

73 | (2) In the owned or leased vehicles of licensed vendors or  
74 | any persons authorized in s. 561.57(3) transporting alcoholic  
75 | beverage purchases from the distributor's place of business to  
76 | the vendor's licensed place of business or off-premises storage  
77 | and to which said vehicles are carrying attached a permit and  
78 | invoices or sales tickets for alcoholic beverages purchased and  
79 | transported ~~or deal~~ as provided for in the alcoholic beverage  
80 | law;

81 | Section 3. This act shall take effect July 1, 2013.