

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Plakon offered the following:

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3 **Amendment to Amendment (853403) (with title amendment)**

4 Between lines 46 and 47, insert:

5 Section 2. Paragraph (a) of subsection (1) of section  
6 562.11, Florida Statutes, is amended to read:

7 562.11 Selling, giving, or serving alcoholic beverages to  
8 person under age 21; providing a proper name; misrepresenting or  
9 misstating age or age of another to induce licensee to serve  
10 alcoholic beverages to person under 21; penalties.—

11 (1)(a)1. A person may not sell, give, serve, or permit to  
12 be served alcoholic beverages to a person under 21 years of age  
13 or permit a person under 21 years of age to consume such

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14 beverages on the licensed premises. A person who violates this  
15 subparagraph commits a misdemeanor of the second degree,  
16 punishable as provided in s. 775.082 or s. 775.083. A person who  
17 violates this subparagraph a second or subsequent time within 1  
18 year after a prior conviction commits a misdemeanor of the first  
19 degree, punishable as provided in s. 775.082 or s. 775.083.

20 2. In addition to any other penalty imposed for a  
21 violation of subparagraph 1., the court may order the Department  
22 of Highway Safety and Motor Vehicles to withhold the issuance  
23 of, or suspend or revoke, the driver license or driving  
24 privilege, as provided in s. 322.057, of any person who violates  
25 subparagraph 1. This subparagraph does not apply to a licensee,  
26 as defined in s. 561.01, who violates subparagraph 1. while  
27 acting within the scope of his or her license or an employee or  
28 agent of a licensee, as defined in s. 561.01, who violates  
29 subparagraph 1. while engaged within the scope of his or her  
30 employment or agency.

31 3. A court that withholds the issuance of, or suspends or  
32 revokes, the driver license or driving privilege of a person  
33 pursuant to subparagraph 2. may direct the Department of Highway  
34 Safety and Motor Vehicles to issue the person a license for  
35 driving privilege restricted to business purposes only, as  
36 defined in s. 322.271, if he or she is otherwise qualified.

37 4. A vendor licensed to sell alcoholic beverages under s.  
38 563.02(1), s. 564.02(1)(a), or s. 565.02(1)(a) who sells

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39 | alcoholic beverages to a person under 21 years of age shall be  
40 | subject to a fine of \$10,000 and the division shall suspend the  
41 | vendor's license for 14 days.

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44 | **T I T L E A M E N D M E N T**

45 | Remove line 59 and insert:  
46 | employed in specified businesses; amending s. 562.11,  
47 | F.S.; imposing a fine and license suspension on  
48 | vendors licensed to sell alcoholic beverages who sell  
49 | alcoholic beverages to a person under the age of 21  
50 | years;

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