By the Committee on Regulated Services and Representative Morroni

A bill to be entitled

An act relating to alcoholic beverages and tobacco; amending s. 210.10, F.S.; correcting a cross reference with respect to the powers and duties of the Division of Alcoholic Beverages and Tobacco; amending s. 562.45, F.S.; revising obsolete language with respect to penalties for violating the Beverage Law; providing an effective date.

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

Section 1. Subsection (2) of section 210.10, Florida Statutes, is amended to read:

210.10 General powers of the Division of Alcoholic Beverages and Tobacco.--

(2) The division and all officers and employees under this part shall, in the administration thereof and in the administration of the State Beverage Law, have all the authority and power vested in officers and employees of the division as provided by  $\underline{s.\ 20.165}\ \underline{s.\ 561.07}$ , and such power and authority is hereby conferred upon the division and all officers and employees under this part with respect to the administration of this part and also with respect to the administration of the Beverage Law.

Section 2. Subsection (1) of section 562.45, Florida Statutes, is amended to read:

562.45 Penalties for violating Beverage Law; local ordinances; prohibiting regulation of certain activities or business transactions; requiring nondiscriminatory treatment; providing exceptions.--

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(1) Any person willfully and knowingly making any false entries in any records required under the Beverage Law or willfully violating any of the provisions of the Beverage Law, concerning the excise tax herein provided for commits shall be guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. unlawful for any person to violate any provision of the Beverage Law, and any person who violates any provision of the Beverage Law for which no penalty has been provided commits shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083; provided, that any person who shall have been convicted of a violation of any provision of the Beverage Law and shall thereafter be convicted of a further violation of the Beverage Law, shall, upon conviction of said further offense, be guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. Section 3. This act shall take effect upon becoming a law. HOUSE SUMMARY Corrects a cross reference with respect to the powers and duties of the Division of Alcoholic Beverages and Tobacco and revises obsolete language with respect to penalties for violations of the Beverage Law. See bill for details.