

By Representative Pruitt

1                                   A bill to be entitled  
2           An act relating to alcoholic beverages;  
3           amending s. 561.01, F.S.; redefining the term  
4           "discount in the usual course of business";  
5           authorizing distributors of malt beverages to  
6           charge different prices for such beverages to  
7           different categories of alcoholic beverage  
8           licensees; requiring prices in a single license  
9           category to be uniform; providing an effective  
10          date.

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

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14           Section 1. Subsection (10) of section 561.01, Florida  
15 Statutes, is amended to read:

16           561.01 Definitions.--As used in the Beverage Law:  
17           (10) "Discount in the usual course of business" means  
18 a cash or spirituous or vinous beverage merchandise discount  
19 given pursuant to an agreement made at the time of sale.  
20 However, such agreement shall not result in an accrued,  
21 accumulated, or retroactive discount. The same discounts  
22 shall be offered to all vendors buying similar quantities.  
23 Any discount which is in violation of this section shall be  
24 considered an arrangement for financial assistance by gift.  
25 However, nothing in the Beverage Law or rules adopted pursuant  
26 to the Beverage Law shall prohibit licensed distributors of  
27 malt beverages from charging different malt beverage prices to  
28 different categories of licensees if the categories of  
29 licensees are grouped by cities; by counties, whether  
30 excluding or including cities within the counties; by branches  
31 of a distributor's parent place of business; by license

1 series; by license type; or by general business operation so  
2 long as the prices set for a particular category are applied  
3 uniformly to all licensees in that category.

4 Section 2. This act shall take effect July 1, 1999.

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7 HOUSE SUMMARY

8 Authorizes licensed distributors of malt beverages to  
9 charge different prices for such beverages to different  
10 categories of alcoholic beverage licensees provided that  
11 the charge to all licensees in a single category must be  
12 uniform. See bill for details.  
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