

By the Committee on Regulated Industries and Senator King

315-2094-00

1                                   A bill to be entitled  
2           An act relating to the Department of Business  
3           and Professional Regulation; amending s.  
4           509.049, F.S.; revising language with respect  
5           to food service employee training; providing  
6           for a food service training certificate  
7           program; providing for approval of existing  
8           programs; providing for requests for  
9           competitive sealed proposals; amending s.  
10          509.291, F.S.; revising the membership of the  
11          Hotel and Restaurant Advisory Council; amending  
12          s. 561.01, F.S.; revising the definition of the  
13          term "licensee" under the Beverage Law;  
14          amending s. 561.17, F.S.; revising a provision  
15          relating to license and registration  
16          applications under the Beverage Law; amending  
17          s. 561.20, F.S.; revising language with respect  
18          to the limitation on the number of alcoholic  
19          beverage licenses issued; creating a special  
20          license category for caterers; providing  
21          conditions for operation; providing for  
22          adoption of rules; amending s. 561.29, F.S.;  
23          revising language with respect to the  
24          revocation and suspension of licenses under the  
25          Beverage Law to include another prohibition;  
26          amending s. 561.32, F.S.; revising a provision  
27          relating to the transfer of a license; amending  
28          s. 565.05, F.S.; providing an exception  
29          regarding the purchase of alcoholic beverages  
30          by golf clubs; amending s. 565.06, F.S.;  
31          authorizing the sale of alcoholic beverages in

1 certain individual containers at golf clubs;  
2 amending s. 561.181, F.S.; revising provisions  
3 relating to the duration of temporary initial  
4 licenses; amending s. 561.331, F.S.; revising  
5 provisions relating to the duration of  
6 temporary transfer licenses; providing an  
7 effective date.

8

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

10

11 Section 1. Section 509.049, Florida Statutes, is  
12 amended to read:

13 509.049 Food service employee training.--The division  
14 shall adopt, by rule, minimum food safety protection standards  
15 for the training of all food service employees who are  
16 responsible for the storage, preparation, display, or serving  
17 of foods to the public in establishments regulated under this  
18 chapter. These standards shall not include an examination,  
19 but shall provide for a food safety training certificate  
20 program for food service employees to be administered by a  
21 private nonprofit provider chosen by the division. The  
22 division shall issue a request for competitive sealed  
23 proposals which includes a statement of the contractual  
24 services sought and all terms and conditions applicable to the  
25 contract. The division shall award the contract to the  
26 provider whose proposal is determined in writing to be the  
27 most advantageous to the state, taking into consideration the  
28 price and the other criteria set forth in the request for  
29 proposals. The division shall contract with a provider on a  
30 4-year basis and is authorized to promulgate by rule a per  
31 employee fee to cover the contracted price for the program

1 administered by the provider. In making its selection, the  
2 division shall consider factors including, but not limited to,  
3 the experience and history of the provider in representing the  
4 food service industry, the provider's demonstrated commitment  
5 to food safety, and its ability to provide a statewide program  
6 with industry support and participation. Any food safety  
7 training program established and administered to food handler  
8 employees utilized at a public food service establishment  
9 prior to the effective date of this act shall be submitted by  
10 the operator to the division for its review and approval. If  
11 the food safety training program is approved by the division,  
12 nothing in this section shall preclude any other operator of a  
13 food service establishment from also utilizing the approved  
14 program or require the employees of any operator to receive  
15 training from or pay a fee to the division's contracted  
16 provider. Review and approval by the division of a program or  
17 programs under this section shall include, but not be limited  
18 to, the minimum food safety standards adopted by the division  
19 in accordance with this section ~~or certification~~. It shall be  
20 the duty of the licensee of the public food service  
21 establishment to provide training in accordance with the  
22 described rule to all employees under the licensee's  
23 supervision or control. The licensee may designate a  
24 certified food service manager to perform this function as an  
25 agent of the licensee.

26 Section 2. Subsection (1) of section 509.291, Florida  
27 Statutes, is amended to read:

28 509.291 Advisory council.--

29 (1) There is created a ten-member ~~an 18-member~~  
30 advisory council.

31

1           (a) The Secretary of Business and Professional  
2 Regulation shall appoint five ~~11~~ voting members to the  
3 advisory council. Each member appointed by the secretary must  
4 be an operator of an establishment licensed under this chapter  
5 and shall represent the industries regulated by the division,  
6 except that one member appointed by the secretary must be a  
7 layperson and shall represent the general public. Such members  
8 of the council shall serve staggered terms of 4 years.

9           (b) ~~The division, the Department of Health, The~~  
10 Florida Hotel and Motel Association, the Florida Restaurant  
11 Association, the Florida Apartment Association, and the  
12 Florida Association of Realtors shall each designate one  
13 representative to serve as a voting member of the council, ~~and~~  
14 ~~one member appointed by the secretary must be appointed to~~  
15 ~~represent nontransient public lodging establishments.~~ In  
16 addition, one hospitality administration educator from an  
17 institution of higher education affiliated with the  
18 Hospitality Education Program pursuant to s. 509.302(2) shall  
19 serve for a term of 2 years as a voting member of the council.  
20 This single representative shall be designated on a rotating  
21 basis by the institution or institutions of higher education  
22 affiliated with this program pursuant to s. 509.302(2).

23           (c) Any member who fails to attend three consecutive  
24 council meetings without good cause may be removed from the  
25 council by the secretary.

26           Section 3. Subsection (14) of section 561.01, Florida  
27 Statutes, is amended to read:

28           561.01 Definitions.--As used in the Beverage Law:

29           (14) "Licensee," ~~"applicant,"~~ or "person" means a  
30 legal or business entity, person, or persons that hold a  
31 license issued by the division and meet the qualifications set

1 ~~forth in s. 561.15 an individual, corporation, firm,~~  
2 ~~partnership, limited partnership, incorporated association,~~  
3 ~~unincorporated association, professional association, or other~~  
4 ~~legal or commercial entity; a combination of such entities; or~~  
5 ~~any such entity having a financial interest, directly or~~  
6 ~~indirectly, in another such entity.~~

7 Section 4. Subsection (1) of section 561.17, Florida  
8 Statutes, is amended to read:

9 561.17 License and registration applications; approved  
10 person.--

11 (1) Any person, before engaging in the business of  
12 manufacturing, bottling, distributing, selling, or in any way  
13 dealing in alcoholic beverages, shall file, with the district  
14 licensing personnel supervisor of the district of the division  
15 in which the place of business for which a license is sought  
16 is located, a sworn application in duplicate on forms provided  
17 to the district licensing personnel supervisor by the  
18 division. The applicant must be a legal or business entity,  
19 person, or persons and must include all persons, officers,  
20 shareholders, and directors of such legal or business entity  
21 that have a direct or indirect interest in the business  
22 seeking to be licensed under this part. However, the applicant  
23 does not include any person that derives revenue from the  
24 license solely through a contractual relationship with the  
25 licensee, the substance of which contractual relationship is  
26 not related to the control of the sale of alcoholic beverages.

27 Prior to any application being approved, the division may  
28 require the applicant to file a set of fingerprints on regular  
29 United States Department of Justice forms for herself or  
30 himself and for any person or persons interested directly or  
31 indirectly with the applicant in the business for which the

1 license is being sought, when so required by the division. If  
2 the applicant or any person who is interested with the  
3 applicant either directly or indirectly in the business or who  
4 has a security interest in the license being sought or has a  
5 right to a percentage payment from the proceeds of the  
6 business, either by lease or otherwise, is not qualified, the  
7 application shall be denied by the division. However, any  
8 company regularly traded on a national securities exchange and  
9 not over the counter; any insurer, as defined in the Florida  
10 Insurance Code; or any bank or savings and loan association  
11 chartered by this state, another state, or the United States  
12 which has an interest, directly or indirectly, in an alcoholic  
13 beverage license shall not be required to obtain division  
14 approval of its officers, directors, or stockholders or any  
15 change of such positions or interests. A shopping center with  
16 five or more stores, one or more of which has an alcoholic  
17 beverage license and is required under a lease common to all  
18 shopping center tenants to pay no more than 10 percent of the  
19 gross proceeds of the business holding the license to the  
20 shopping center, shall not be considered as having an  
21 interest, directly or indirectly, in the license.

22 Section 5. Subsection (1) and paragraph (a) of  
23 subsection (2) of section 561.20, Florida Statutes, are  
24 amended to read:

25 561.20 Limitation upon number of licenses issued.--

26 (1) No license under s. 565.02(1)(a)-(f), inclusive,  
27 shall be issued so that the number of such licenses within the  
28 limits of the territory of any county exceeds one such license  
29 to each 7,500 ~~5,000~~ residents within such county. Regardless  
30 of the number of quota licenses issued prior to October 1,  
31 2000 ~~1992~~, on and after that date, a new license under s.

1 565.02(1)(a)-(f), inclusive, shall be issued for each  
2 population increase of 7,500 ~~5,000~~ residents above the number  
3 of residents who resided in the county according to the April  
4 1, 1999 ~~1991~~, Florida Estimate of Population as published by  
5 the Bureau of Economic and Business Research at the University  
6 of Florida, and thereafter, based on the last regular  
7 population estimate prepared pursuant to s. 186.901, for such  
8 county. Such population estimates shall be the basis for  
9 annual license issuance regardless of any local acts to the  
10 contrary. However, such limitation shall not prohibit the  
11 issuance of at least three licenses in any county that may  
12 approve the sale of intoxicating liquors in such county.

13 (2)(a) No such limitation of the number of licenses as  
14 herein provided shall henceforth prohibit the issuance of a  
15 special license to:

16 1. Any bona fide hotel, motel, or motor court of not  
17 fewer than 80 guest rooms in any county having a population of  
18 less than 50,000 residents, and of not fewer than 100 guest  
19 rooms in any county having a population of 50,000 residents or  
20 greater; or any bona fide hotel or motel located in a historic  
21 structure, as defined in s. 561.01(21), with fewer than 100  
22 guest rooms which derives at least 51 percent of its gross  
23 revenue from the rental of hotel or motel rooms, which is  
24 licensed as a publiclodging establishment by the Division of  
25 Hotels and Restaurants; provided, however, that a bona fide  
26 hotel or motel with no fewer than 10 and no more than 25 guest  
27 rooms which is a historic structure, as defined in s.  
28 561.01(21), in a municipality that on the effective date of  
29 this act has a population, according to the University of  
30 Florida's Bureau of Economic and Business Research Estimates  
31 of Population for 1998, of no fewer than 25,000 and no more

1 than 35,000 residents and that is within a constitutionally  
2 chartered county may be issued a special license. This special  
3 license shall allow the sale and consumption of alcoholic  
4 beverages only on the licensed premises of the hotel or motel.  
5 In addition, the hotel or motel must derive at least 60  
6 percent of its gross revenue from the rental of hotel or motel  
7 rooms and the sale of food and nonalcoholic beverages;  
8 provided that the provisions of this subparagraph shall  
9 supersede local laws requiring a greater number of hotel  
10 rooms;

11           2. Any condominium accommodation of which no fewer  
12 than 100 condominium units are wholly rentable to transients  
13 and which is licensed under the provisions of chapter 509,  
14 except that the license shall be issued only to the person or  
15 corporation which operates the hotel or motel operation and  
16 not to the association of condominium owners;

17           3. Any condominium accommodation of which no fewer  
18 than 50 condominium units are wholly rentable to transients,  
19 which is licensed under the provisions of chapter 509, and  
20 which is located in any county having home rule under s. 10 or  
21 s. 11, Art. VIII of the State Constitution of 1885, as  
22 amended, and incorporated by reference in s. 6(e), Art. VIII  
23 of the State Constitution, except that the license shall be  
24 issued only to the person or corporation which operates the  
25 hotel or motel operation and not to the association of  
26 condominium owners; ~~or~~

27           4. Any restaurant having 2,500 square feet of service  
28 area and equipped to serve 150 persons full course meals at  
29 tables at one time, and deriving at least 51 percent of its  
30 gross revenue from the sale of food and nonalcoholic  
31 beverages; however, no restaurant granted a special license on



1 or after January 1, 1958, pursuant to general or special law  
2 shall operate as a package store, nor shall intoxicating  
3 beverages be sold under such license after the hours of  
4 serving food have elapsed; ~~or-~~

5 5. Any caterer licensed by the Division of Hotels and  
6 Restaurants under chapter 509. Notwithstanding any other  
7 provision of law to the contrary, a licensee under this  
8 subparagraph shall sell or serve alcoholic beverages only for  
9 consumption on the premises of a catered event at which the  
10 licensee is also providing prepared food, and shall  
11 prominently display its license at any catered event at which  
12 the caterer is selling or serving alcoholic beverages. A  
13 licensee under this subparagraph shall purchase all alcoholic  
14 beverages it sells or serves at a catered event from a vendor  
15 licensed under s. 563.02(1) or s. 564.02(1), or licensed under  
16 s. 565.02(1) subject to the limitation imposed in s.  
17 561.20(1), as appropriate. A licensee under this subparagraph  
18 may not store any alcoholic beverages to be sold or served at  
19 a catered event. Any alcoholic beverages purchased by a  
20 licensee under this subparagraph for a catered event that are  
21 not used at that event must remain with the customer; provided  
22 that if the vendor accepts unopened alcoholic beverages, the  
23 licensee may return such alcoholic beverages, to the vendor  
24 for a credit or reimbursement. Regardless of the county or  
25 counties in which the licensee operates, a licensee under this  
26 subparagraph shall pay the annual state license tax set forth  
27 in s. 565.02(1)(b). A licensee under this subparagraph must  
28 maintain for a period of 3 years all records required by the  
29 department by rule to demonstrate compliance with the  
30 requirements of this subparagraph, including licensed vendor  
31 receipts for the purchase of alcoholic beverages and records

1 identifying each customer and the location and date of each  
2 catered event. Notwithstanding any provision of law to the  
3 contrary, any vendor licensed under s. 565.02(1) subject to  
4 the limitation imposed in s. 561.20(1) may, without any  
5 additional licensure under this subparagraph, serve or sell  
6 alcoholic beverages for consumption on the premises of a  
7 catered event at which prepared food is provided by a caterer  
8 licensed under chapter 509. If a licensee under this  
9 subparagraph also possesses any other license under the  
10 Beverage Law, the license issued under this subparagraph shall  
11 not authorize the holder to conduct activities on the premises  
12 to which the other license or licenses apply that would  
13 otherwise be prohibited by the terms of that license or the  
14 Beverage Law. Nothing in this section shall permit the  
15 licensee to conduct activities that are otherwise prohibited  
16 by the Beverage Law or local law. The Division of Alcoholic  
17 Beverages and Tobacco is hereby authorized to adopt rules to  
18 administer the license created in this subparagraph, to  
19 include rules governing licensure, recordkeeping, and  
20 enforcement. The first \$300,000 in fees collected by the  
21 division each fiscal year pursuant to this subparagraph shall  
22 be deposited in the Department of Children and Family  
23 Services' Operations and Maintenance Trust Fund to be used  
24 only for alcohol and drug abuse education, treatment and  
25 prevention programs. The remainder of the fees collected shall  
26 be deposited into the Hotel and Restaurant Trust Fund created  
27 pursuant to s. 509.072.

28  
29 However, any license heretofore issued to any such hotel,  
30 motel, motor court, or restaurant or hereafter issued to any  
31 such hotel, motel, or motor court, including a condominium

1 accommodation, under the general law shall not be moved to a  
2 new location, such license being valid only on the premises of  
3 such hotel, motel, motor court, or restaurant. Licenses issued  
4 to hotels, motels, motor courts, or restaurants under the  
5 general law and held by such hotels, motels, motor courts, or  
6 restaurants on May 24, 1947, shall be counted in the quota  
7 limitation contained in subsection (1). Any license issued  
8 for any hotel, motel, or motor court under the provisions of  
9 this law shall be issued only to the owner of the hotel,  
10 motel, or motor court or, in the event the hotel, motel, or  
11 motor court is leased, to the lessee of the hotel, motel, or  
12 motor court; and the license shall remain in the name of the  
13 owner or lessee so long as the license is in existence. Any  
14 special license now in existence heretofore issued under the  
15 provisions of this law cannot be renewed except in the name of  
16 the owner of the hotel, motel, motor court, or restaurant or,  
17 in the event the hotel, motel, motor court, or restaurant is  
18 leased, in the name of the lessee of the hotel, motel, motor  
19 court, or restaurant in which the license is located and must  
20 remain in the name of the owner or lessee so long as the  
21 license is in existence. Any license issued under this  
22 section shall be marked "Special," and nothing herein provided  
23 shall limit, restrict, or prevent the issuance of a special  
24 license for any restaurant or motel which shall hereafter meet  
25 the requirements of the law existing immediately prior to the  
26 effective date of this act, if construction of such restaurant  
27 has commenced prior to the effective date of this act and is  
28 completed within 30 days thereafter, or if an application is  
29 on file for such special license at the time this act takes  
30 effect; and any such licenses issued under this proviso may be  
31 annually renewed as now provided by law. Nothing herein

1 prevents an application for transfer of a license to a bona  
2 fide purchaser of any hotel, motel, motor court, or restaurant  
3 by the purchaser of such facility or the transfer of such  
4 license pursuant to law.

5 Section 6. Paragraph (k) is added to subsection (1) of  
6 section 561.29, Florida Statutes, to read:

7 561.29 Revocation and suspension of license; power to  
8 subpoena.--

9 (1) The division is given full power and authority to  
10 revoke or suspend the license of any person holding a license  
11 under the Beverage Law, when it is determined or found by the  
12 division upon sufficient cause appearing of:

13 (k) Failure by the holder of any license issued under  
14 the Beverage Law to comply with a stipulation, consent order,  
15 or final order.

16 Section 7. Subsection (5) of section 561.32, Florida  
17 Statutes, is amended to read:

18 561.32 Transfer of licenses; change of officers or  
19 directors; transfer of interest.--

20 (5) The division shall waive the transfer fee and the  
21 delinquent penalties, but not the license renewal fee, when  
22 the transfer of an interest in an alcoholic beverage license  
23 occurs by operation of law because of a death, judicial  
24 proceedings, court appointment of a fiduciary, foreclosure or  
25 forced judicial sale, bankruptcy proceedings, or seizure of a  
26 license by a government agency.

27 Section 8. Section 565.05, Florida Statutes, is  
28 amended to read:

29 565.05 Purchase of distilled spirits by licensed  
30 clubs; size of individual containers.--It is unlawful for any  
31 person holding a license as a club for the sale of distilled

1 spirits to purchase any of said distilled spirits in  
2 individual containers larger than 1.75 liters or 59.18 ounces,  
3 or smaller than 0.50 liter or 16.9 ounces, except for golf  
4 clubs licensed pursuant to s. 561.20(7)(b), which may purchase  
5 50 milliliter or 1.7 ounce containers.

6 Section 9. Section 565.06, Florida Statutes, is  
7 amended to read:

8 565.06 Clubs to sell only individual drinks.--It is  
9 unlawful for any person holding a license as a club for the  
10 sale of intoxicating liquors and beverages to sell the same  
11 except by the individual drink. However, golf clubs licensed  
12 pursuant to s. 561.20(7)(b) may sell individual containers of  
13 50 milliliters or 1.7 ounces for consumption on the premises  
14 only.

15 Section 10. Section 561.181, Florida Statutes, is  
16 amended to read:

17 561.181 Temporary initial licenses.--

18 (1)(a) When any person has filed a properly completed  
19 application which does not on its face disclose any reason for  
20 denying an alcoholic beverage license, the division shall  
21 issue to such person a temporary initial license of the same  
22 type and series for which the application has been submitted,  
23 to be valid for all purposes under the Beverage Law, except as  
24 provided in paragraph (b).

25 (b) A license issued under this section entitles a  
26 vendor to purchase alcoholic beverages for cash only. This  
27 paragraph does not apply:

28 1. If the entity holding the temporary initial license  
29 is also the holder of a beverage license authorizing the  
30 purchase of the same type of alcoholic beverages as is  
31 authorized under the temporary license.

1           2. To purchases made as part of a single-transaction  
2 cooperative purchase placed by a pool buying agent.

3           ~~(2) The temporary initial license shall be valid until~~  
4 ~~the application is denied or until 14 days after the~~  
5 ~~application is approved.~~

6           (2)(3) A temporary initial license shall expire and  
7 shall not be continued or extended beyond the date the  
8 division denies the application for license, beyond 14 days  
9 after the date the division approves the application for  
10 license, or beyond the date the applicant pays the license fee  
11 for and the division issues the license applied for, ~~or beyond~~  
12 ~~the date the temporary initial license otherwise expires by~~  
13 ~~law, whichever date occurs first.~~ If the department issues a  
14 notice of intent to deny the license application for failure  
15 of the applicant to disclose the information required by s.  
16 561.15(2) or (4), the initial temporary license expires and  
17 shall not be extended during any proceeding for administrative  
18 or judicial review pursuant to chapter 120.

19           ~~(3)(4)~~ Each applicant seeking a temporary initial  
20 license shall pay to the division for such license a fee equal  
21 to one-fourth of the annual license fee for the type and  
22 series of license being applied for or \$100, whichever is  
23 greater, which fee shall be deposited into the General Revenue  
24 Fund.

25           Section 11. Section 561.331, Florida Statutes, is  
26 amended to read:

27           561.331 Temporary license upon application for  
28 transfer, change of location, or change of type or series.--

29           (1) Upon the filing of a properly completed  
30 application for transfer pursuant to s. 561.32, which  
31 application does not on its face disclose any reason for

1 denying an alcoholic beverage license, by any purchaser of a  
2 business which possesses a beverage license of any type or  
3 series, the purchaser of such business and the applicant for  
4 transfer are entitled as a matter of right to receive a  
5 temporary beverage license of the same type and series as that  
6 held by the seller of such business. The temporary license  
7 will be valid for all purposes under the Beverage Law until  
8 the application is denied or until 14 days after the  
9 application is approved. Such temporary beverage license shall  
10 be issued by the district supervisor of the district in which  
11 the application for transfer is made upon the payment of a fee  
12 of \$100. A purchaser operating under the provisions of this  
13 subsection is subject to the same rights, privileges, duties,  
14 and limitations of a beverage licensee as are provided by law,  
15 except that purchases of alcoholic beverages during the term  
16 of such temporary license shall be for cash only. However,  
17 such cash-only restriction does not apply if the entity  
18 holding a temporary license pursuant to this section purchases  
19 alcoholic beverages as part of a single-transaction  
20 cooperative purchase placed by a pool buying agent or if such  
21 entity is also the holder of a state beverage license  
22 authorizing the purchase of the same type of alcoholic  
23 beverages as authorized under the temporary license.

24 (2) Upon the filing of an application for change of  
25 location pursuant to s. 561.33 by any qualified licensee who  
26 possesses a beverage license of any type or series, which  
27 application does not on its face disclose any reason for  
28 denying an alcoholic beverage license, the licensee is  
29 entitled as a matter of right to receive a temporary beverage  
30 license of the same series as that license held by the  
31 licensee to be valid for all purposes under the Beverage Law

1 until the application is denied or until 14 days after the  
2 application is approved. Such temporary license shall be  
3 issued by the district supervisor of the district in which the  
4 application for change of location is made without the payment  
5 of any further fee or tax. A licensee operating under the  
6 provisions of this subsection is subject to the same rights,  
7 privileges, duties, and limitations of a beverage licensee as  
8 are provided by law.

9 (3) Upon the filing of a properly completed  
10 application to change the type or series of a beverage license  
11 by any qualified licensee having a beverage license of any  
12 type or series, which application does not on its face  
13 disclose any reason for denying an alcoholic beverage license,  
14 the licensee is entitled as a matter of right to receive a  
15 temporary beverage license of the type or series applied for,  
16 which temporary license is valid for all purposes under the  
17 Beverage Law until the application is denied or until 14 days  
18 after the application is approved. Such temporary license  
19 shall be issued by the district supervisor of the district in  
20 which the application for change of type or series is made. If  
21 the department issues a notice of intent to deny the license  
22 application for failure of the applicant to disclose the  
23 information required by s. 561.15(2) or (4), the temporary  
24 license for transfer, change of location, or change of type of  
25 series expires and shall not be extended during any proceeding  
26 for administrative or judicial review pursuant to chapter 120.  
27 If the fee for the type or series or license applied for is  
28 greater than the fee for the license then held by the  
29 applicant, the applicant for such temporary license must pay a  
30 fee in the amount of \$100 or one-fourth of the difference  
31 between the fees, whichever amount is greater. A fee is not



1 required for an application for a temporary license of a type  
2 or series for which the fee is the same as or less than the  
3 fee for the license then held by the applicant. The holder of  
4 a temporary license under this subsection is subject to the  
5 same rights, privileges, duties, and limitations of a beverage  
6 licensee as are provided by law.

7 (4) Nothing in this section shall be construed to  
8 permit the transfer or issuance of temporary licenses contrary  
9 to the county-by-county limitation on the number of such  
10 licenses based on population as provided in s. 561.20(1).

11 Section 12. This act shall take effect July 1, 2000.  
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1                   STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
2                   COMMITTEE SUBSTITUTE FOR  
3                   Senate Bill 2542

4 The Proposed Committee Substitute for Senate Bill 2542:

- 5 - Requires the Division of Hotels and Restaurants to adopt  
6 a rule providing for a food safety training certificate  
7 program to be administered by a private nonprofit  
8 provider under a contract with the Division of Hotels  
9 and Restaurants.
- 10 - Reduces the number of members of the Division of Hotels  
11 and Restaurants' advisory council from 18 to 10.
- 12 - Defines who may be an applicant for an alcoholic  
13 beverage license and revises the requirements as to  
14 information provided on applications.
- 15 - Creates a new special liquor license for caterers and  
16 authorizes vendors holding quota licenses to sell  
17 alcoholic beverages for on-premises consumption at a  
18 catered event.
- 19 - Provides that the first \$300,000 collected in caterer  
20 license fees is to be deposited in the Department of  
21 Children and Family Services' Operations and Maintenance  
22 Trust Fund.
- 23 - Provides that if an alcoholic beverage license applicant  
24 receives notice from the Department of intent to deny  
25 the license application for failure to disclose  
26 information relating to prior convictions, the temporary  
27 license expires and is not extended during any formal  
28 hearings relating to the denial.
- 29 - Deletes provision in original bill regarding failure to  
30 remit alcoholic beverage surcharges.
- 31 - Allows golf clubs to purchase and sell 50 milliliter or  
1.7 ounce containers for consumption on the premises  
only.