

By Representative Bitner

1                                   A bill to be entitled  
2           An act relating to the alcoholic beverage  
3           surcharge; amending s. 561.501, F.S.; reducing  
4           the surcharges on liquor, wine, cider, and beer  
5           sold for consumption on the premises; amending  
6           s. 561.121, F.S.; increasing the portion of the  
7           surcharge which is transferred to the Children  
8           and Adolescents Substance Abuse Trust Fund;  
9           repealing ss. 561.121(4) and 561.501, F.S.;  
10          eliminating said surcharges effective September  
11          1, 2001; amending s. 561.025, F.S., to conform;  
12          providing effective dates.

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

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16           Section 1. Subsection (1) of section 561.501, Florida  
17 Statutes, is amended to read:

18           561.501 Surcharge on sale of alcoholic beverages for  
19 consumption on the premises; penalty.--

20           (1) Notwithstanding s. 561.50 or any other provision  
21 of the Beverage Law, a surcharge of 3.33 ~~6.67~~ cents is imposed  
22 upon each ounce of liquor and each 4 ounces of wine, a  
23 surcharge of 2 ~~4~~ cents is imposed on each 12 ounces of cider,  
24 and a surcharge of 1.33 ~~2.67~~ cents is imposed on each 12  
25 ounces of beer sold at retail for consumption on premises  
26 licensed by the division as an alcoholic beverage vendor.

27           Section 2. Paragraph (a) of subsection (4) of section  
28 561.121, Florida Statutes, is amended to read:

29           561.121 Deposit of revenue.--  
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1           (4) State funds collected pursuant to s. 561.501 shall  
2 be paid into the State Treasury and credited to the following  
3 accounts:

4           (a) Twenty-seven and two-tenths ~~Thirteen and~~  
5 ~~six-tenths~~ percent of the surcharge on the sale of alcoholic  
6 beverages for consumption on premises shall be transferred to  
7 the Children and Adolescents Substance Abuse Trust Fund, which  
8 shall remain with the Department of Children and Family  
9 Services for the purpose of funding programs directed at  
10 reducing and eliminating substance abuse problems among  
11 children and adolescents.

12           Section 3. Effective September 1, 2001, subsection (4)  
13 of section 561.121 and section 561.501, Florida Statutes, are  
14 repealed.

15           Section 4. Effective September 1, 2001, section  
16 561.025, Florida Statutes, is amended to read:

17           561.025 Alcoholic Beverage and Tobacco Trust  
18 Fund.--There is created within the State Treasury the  
19 Alcoholic Beverage and Tobacco Trust Fund. All funds collected  
20 by the division under ss. 210.15, 210.40, or under s. 569.003  
21 and the Beverage Law with the exception of state funds  
22 collected pursuant to ss. ~~561.501~~, 563.05, 564.06, and 565.12  
23 shall be deposited in the State Treasury to the credit of the  
24 trust fund, notwithstanding any other provision of law to the  
25 contrary. Moneys deposited to the credit of the trust fund  
26 shall be used to operate the division and to provide a  
27 proportionate share of the operation of the office of the  
28 secretary and the Division of Administration of the Department  
29 of Business and Professional Regulation; except that:

30           (1) The revenue transfer provisions of ss. 561.32 and  
31 561.342(1) and (2) shall continue in full force and effect,

1 and the division shall cause such revenue to be returned to  
2 the municipality or county in the manner provided for in s.  
3 561.32 or s. 561.342(1) and (2); and

4 (2) Ten percent of the revenues derived from retail  
5 tobacco products dealer permit fees collected under s. 569.003  
6 shall be transferred to the Department of Education to provide  
7 for teacher training and for research and evaluation to reduce  
8 and prevent the use of tobacco products by children.

9 Section 5. Except as otherwise provided herein, this  
10 act shall take effect September 1, 2000.

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12 HOUSE SUMMARY

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14 Reduces the surcharges on liquor, wine, cider, and beer  
15 sold for consumption on the premises by one-half, and  
16 increases the portion of such surcharge that is  
17 transferred to the Children and Adolescents Substance  
18 Abuse Trust Fund, for a 1-year period. Repeals said  
19 surcharges effective September 1, 2001.  
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