

By Senator Haridopolos

26-850-05

See HB 241

1 A bill to be entitled

2 An act relating to alcohol-vaporizing devices;

3 creating s. 562.61, F.S.; providing a

4 definition of the term "alcohol-vaporizing

5 devices"; prohibiting the sale, purchase, or

6 use of machines or devices which vaporize

7 alcohol; providing penalties; providing a fine;

8 providing an effective date.

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

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12 Section 1. Section 562.61, Florida Statutes, is

13 created to read:

14 562.61 Sale, purchase, or use of alcohol-vaporizing

15 devices prohibited.--

16 (1) For purposes of this section, "alcohol-vaporizing

17 device" means any device, machine, or process that mixes

18 spirits, liquor, or other alcohol products with pure oxygen or

19 other gas to produce a vaporized product for the purpose of

20 consumption by inhalation.

21 (2) No person shall purchase, offer for sale, or use

22 an alcohol-vaporizing device.

23 (3)(a) Any person who violates the provisions of this

24 section by selling or offering for sale an alcohol-vaporizing

25 device commits a misdemeanor of the first degree, punishable

26 as provided in s. 775.082 or s. 775.083. Any person who

27 violates the provisions of this section by selling or offering

28 for sale an alcohol-vaporizing device after having been

29 previously convicted of such an offense within the past 5

30 years commits a felony of the third degree, punishable as

31 provided in s. 775.082 or s. 775.083.

1 (b) Any person who violates this section by purchasing
2 or using an alcohol-vaporizing device shall be subject to a
3 fine of \$250.

4 Section 2. This act shall take effect July 1, 2005.
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