By Senator King

8-684-06

A bill to be entitled 2 An act relating to driver's licenses; amending s. 562.11, F.S.; providing an additional 3 penalty for providing alcoholic beverages to a 4 5 person under the age of 21; creating s. 6 322.057, F.S.; requiring a court to withhold to 7 issuance of, or suspend or revoke, the driver's 8 license of certain persons who provide 9 alcoholic beverages to persons under the age of 10 21; providing an effective date. 11 12 Be It Enacted by the Legislature of the State of Florida: 13 Section 1. Paragraph (a) of subsection (1) of section 14 562.11, Florida Statutes, is amended to read: 15 562.11 Selling, giving, or serving alcoholic beverages 16 17 to person under age 21; providing a proper name; misrepresenting or misstating age or age of another to induce 18 licensee to serve alcoholic beverages to person under 21; 19 penalties. --20 21 (1)(a)1. It is unlawful for any person to sell, give, 22 serve, or permit to be served alcoholic beverages to a person 23 under 21 years of age or to permit a person under 21 years of age to consume such beverages on the licensed premises. A 2.4 person who violates this subparagraph commits Anyone convicted 25 26 of violation of the provisions hereof is guilty of a 27 misdemeanor of the second degree, punishable as provided in s. 2.8 775.082 or s. 775.083. 29 2. In addition to any other penalty imposed for a violation of subparagraph 1., the court shall order the 30 Department of Highway Safety and Motor Vehicles to withhold

1	the issuance of, or suspend or revoke, the driver's license or
2	driving privilege, as provided in s. 322.057, of any person
3	other than a licensee or an employee or agent of a licensee
4	who violates subparagraph 1.
5	Section 2. Section 322.057, Florida Statutes, is
6	created to read:
7	322.057 Mandatory revocation or suspension of driver's
8	license for certain persons who provide alcohol to persons
9	under 21 years of age
10	(1) Notwithstanding s. 322.28, the court shall order
11	the department to withhold the issuance of, or suspend or
12	revoke, the driver's license of a person 21 years or age or
13	older, other than a licensee or an employee or agent of a
14	licensee who is found quilty of a violation of s.
15	562.11(1)(a), for not less than 3 months more than 6 months
16	for a violation and 1 year for any subsequent violation.
17	(2) The court may direct the department to issue a
18	driver's license restricted to business or employment purposes
19	only, as provided in s. 322.271, to a person who is otherwise
20	qualified for a license.
21	Section 3. This act shall take effect July 1, 2006.
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24	SENATE SUMMARY
25	Provides for the mandatory suspension or revocation of the driver's license of a person, other than a licensee
26	or employee or agent of a licensee, who provides alcoholic beverages to a person under the age of 21.
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