

1 A bill to be entitled
2 An act relating to designated drivers; amending
3 s. 562.51, F.S.; prohibiting a licensed retail
4 alcohol beverage establishment open to the
5 public from denying service to a designated
6 driver; providing an effective date.
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8 Be It Enacted by the Legislature of the State of Florida:
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10 Section 1. Section 562.51, Florida Statutes, is
11 amended to read:

12 562.51 Retail alcoholic beverage establishments;
13 rights as private enterprise.--A licensed retail alcoholic
14 beverage establishment open to the public is a private
15 enterprise and:

16 (1) May refuse service to any person who is
17 objectionable or undesirable to the licensee, but such refusal
18 of service shall not be on the basis of race, creed, color,
19 religion, sex, national origin, marital status, or physical
20 handicap.

21 (2)(a) May not refuse service to any person solely
22 because the person is not purchasing alcoholic beverages if
23 that person is the designated driver for one or more persons
24 who are purchasing alcoholic beverages at the establishment.

25 (b) This subsection does not excuse a retail alcoholic
26 beverage establishment from complying with any applicable
27 municipal or county ordinance regulating the presence of
28 persons under 21 years of age on the premises of any such
29 establishment.

30 Section 2. This act shall take effect October 1, 2007.
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