

CS/HB 4143

2011

1 A bill to be entitled
2 An act relating to restaurants licensed to sell wine on
3 the premises; amending s. 564.09, F.S.; revising
4 requirements for a restaurant patron to remove a resealed
5 wine container from a restaurant for off-premises
6 consumption; 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 564.09, Florida Statutes, is amended to
11 read:

12 564.09 Restaurants; off-premises consumption of wine.—
13 Notwithstanding any other provision of law, a restaurant
14 licensed to sell wine on the premises may permit a patron to
15 remove one unsealed bottle of wine for consumption off the
16 premises if the patron has purchased a ~~full course~~ meal
17 ~~consisting of a salad or vegetable, entree, a beverage, and~~
18 ~~bread~~ and consumed a portion of the bottle of wine with such
19 meal ~~on the restaurant premises~~. A partially consumed bottle of
20 wine that is to be removed from the premises must be securely
21 resealed by the licensee or its employees before removal from
22 the premises. The partially consumed bottle of wine shall be
23 placed in a bag or other container that is secured in such a
24 manner that it is visibly apparent if the container has been
25 subsequently opened or tampered with, and a dated receipt for
26 the bottle of wine and full course meal shall be provided by the
27 licensee and attached to the container. If transported in a
28 motor vehicle, the container with the resealed bottle of wine

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29 | must be placed in a locked glove compartment, a locked trunk, or
30 | the area behind the last upright seat of a motor vehicle that is
31 | not equipped with a trunk.

32 | Section 2. This act shall take effect July 1, 2011.