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LEGISLATIVE ACTION

Senate

House

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Floor: WD

03/01/2012 04:20 PM

Senator Hays moved the following:

Senate Amendment (with title amendment)

Between lines 155 and 156

insert:

Section 4. Paragraph (a) of subsection (1) of section 599.004, Florida Statutes, is amended to read:

599.004 Florida Farm Winery Program; registration; logo; fees.—

(1) The Florida Farm Winery Program is established within the Department of Agriculture and Consumer Services. Under this program, a winery may qualify as a tourist attraction only if it is registered with and certified by the department as a Florida Farm Winery. A winery may not claim to be certified unless it



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14 has received written approval from the department.

15 (a) To qualify as a certified Florida Farm Winery, a winery
16 must ~~shall meet the following standards:~~

17 1. Produce or sell less than 250,000 gallons of wine
18 annually.

19 2. Maintain a minimum of 5 ~~10~~ acres of owned or managed
20 land vineyards in Florida which produces commodities used in the
21 production of wine.

22 3. Be open to the public for tours, tastings, and sales at
23 least 30 hours each week.

24 4. Make annual application to the department for
25 recognition as a Florida Farm Winery, on forms provided by the
26 department.

27 5. Pay an annual application and registration fee of \$100.

28 Section 5. For the purpose of incorporating the amendment
29 made by this act to section 599.004, Florida Statutes, in a
30 reference thereto, subsection (5) of section 561.24, Florida
31 Statutes, is reenacted to read:

32 561.24 Licensing manufacturers as distributors or
33 registered exporters prohibited; procedure for issuance and
34 renewal of distributors' licenses and exporters' registrations.-

35 (5) Notwithstanding any of the provisions of the foregoing
36 subsections, any corporation which holds a license as a
37 distributor on June 3, 1947, shall be entitled to a renewal
38 thereof, provided such corporation complies with all of the
39 provisions of the Beverage Law of Florida, as amended, and of
40 this section and establishes by satisfactory evidence to the
41 division that, during the 6-month period next preceding its
42 application for such renewal, of the total volume of its sales



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43 of spirituous liquors, in either dollars or quantity, not more
44 than 40 percent of such spirituous liquors sold by it, in either
45 dollars or quantity, were manufactured, rectified, or distilled
46 by any corporation with which the applicant is affiliated,
47 directly or indirectly, including any corporation which owns or
48 controls in any way any stock in the applicant corporation or
49 any corporation which is a subsidiary or affiliate of the
50 corporation so owning stock in the applicant corporation. Any
51 manufacturer of wine holding a license as a distributor on the
52 effective date of this act shall be entitled to a renewal of
53 such license notwithstanding the provisions of subsections (1)-
54 (5). This section does not apply to any winery qualifying as a
55 certified Florida Farm Winery under s. 599.004.

56
57 ===== T I T L E A M E N D M E N T =====

58 And the title is amended as follows:

59 Delete line 12

60 and insert:

61 stakeholders; amending s. 599.004, F.S.; revising
62 qualifications for a certified Florida Farm Winery;
63 reenacting s. 561.24(5), F.S., relating to limitations
64 on the issuance of wine distributor licenses and
65 exporter registrations, to incorporate changes made by
66 the act to s. 599.004, F.S., in a reference thereto;
67 reordering and amending s. 604.50, F.S.;