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LEGISLATIVE ACTION

Senate

House

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Floor: WD

03/01/2012 06:13 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 of which 60 percent of the wine produced is made from
19 state agricultural products. The Commissioner of Agriculture may
20 waive this requirement in times of hardship.

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

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

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

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

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

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

37 (5) Notwithstanding any of the provisions of the foregoing
38 subsections, any corporation which holds a license as a
39 distributor on June 3, 1947, shall be entitled to a renewal
40 thereof, provided such corporation complies with all of the
41 provisions of the Beverage Law of Florida, as amended, and of
42 this section and establishes by satisfactory evidence to the



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43 division that, during the 6-month period next preceding its
44 application for such renewal, of the total volume of its sales
45 of spirituous liquors, in either dollars or quantity, not more
46 than 40 percent of such spirituous liquors sold by it, in either
47 dollars or quantity, were manufactured, rectified, or distilled
48 by any corporation with which the applicant is affiliated,
49 directly or indirectly, including any corporation which owns or
50 controls in any way any stock in the applicant corporation or
51 any corporation which is a subsidiary or affiliate of the
52 corporation so owning stock in the applicant corporation. Any
53 manufacturer of wine holding a license as a distributor on the
54 effective date of this act shall be entitled to a renewal of
55 such license notwithstanding the provisions of subsections (1)-
56 (5). This section does not apply to any winery qualifying as a
57 certified Florida Farm Winery under s. 599.004.

58
59 ===== T I T L E A M E N D M E N T =====

60 And the title is amended as follows:

61 Delete line 12

62 and insert:

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