

By the Committee on Regulated Industries; and Senator Latvala

580-01745-13

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1 A bill to be entitled
 2 An act relating to vehicle permits; amending ss.
 3 561.57 and 562.07, F.S.; authorizing a licensed vendor
 4 to transport alcoholic beverages from a distributor's
 5 place of business to the vendor's licensed premises in
 6 a vehicle owned or leased by a person identified on a
 7 license application filed by the vendor and approved
 8 by the division; requiring each operator to sign the
 9 application; revising permit requirements for such
 10 vehicles, including a specified fee per vehicle;
 11 providing for the cancellation of vehicle permits;
 12 authorizing the inspection and search of such vehicles
 13 without a search warrant; providing requirements for
 14 the use and storage of vehicle permits; providing an
 15 effective date.

16
 17 Be It Enacted by the Legislature of the State of Florida:

18
 19 Section 1. Subsections (3) and (4) of section 561.57,
 20 Florida Statutes, are amended to read:

21 561.57 Deliveries by licensees.—

22 (3) A licensed ~~Any~~ vendor may transport alcoholic beverage
 23 purchases from a distributor's place of business to the vendor's
 24 licensed premises or off-premises storage if the, ~~provided that~~
 25 a vehicle used to transport the alcoholic beverages is owned or
 26 leased by the vendor or a person identified in a license
 27 application filed by the vendor and approved by the division and
 28 a valid vehicle permit has been issued for such ~~or decal is~~
 29 ~~attached to the vendor's owned or leased vehicle.~~ Vehicles owned

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30 or leased by a person authorized under this subsection must be
31 operated by such persons when transporting alcoholic beverage
32 purchases from a distributor's place of business to the vendor's
33 licensed premises or off-premises storage.

34 (4) A vehicle permit ~~The division shall have prepared for~~
35 ~~issuance vehicle permits or decals suitable to be attached to~~
36 ~~such vehicles, with the words, "Beverage Vehicle No.," which may~~
37 ~~be obtained by a licensed any vendor or other person authorized~~
38 under subsection (3) upon application and payment of a fee of \$5
39 per vehicle to the division. The signature of a person
40 authorized under subsection (3) is required on the vehicle
41 permit application. Such permit remains ~~permits shall be~~ valid
42 and does will not expire unless the vendor or other person
43 authorized under subsection (3) disposes of his or her vehicle,
44 or the vendor's alcoholic beverage license is transferred,
45 anceled, not renewed, or is revoked by the division, whichever
46 occurs first. The division shall cancel a vehicle permit issued
47 to a vendor upon request from the vendor. The division shall
48 cancel a vehicle permit issued to other persons authorized under
49 subsection (3) upon request from that person or the vendor. By
50 acceptance of a vehicle permit, the vendor or other person
51 authorized under subsection (3) licensee agrees that such
52 vehicle is shall always ~~be~~ subject to inspection and search ~~be~~
53 ~~inspected and searched~~ without a search warrant, for the purpose
54 of ascertaining that all provisions of the alcoholic beverage
55 laws are complied with, by authorized employees of the division
56 and also by sheriffs, deputy sheriffs, and police officers
57 during business hours or other times that the vehicle is being
58 used to transport or deliver alcoholic beverages. A vehicle

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59 permit issued under this subsection and invoices or sales
60 tickets for alcoholic beverages purchased and transported must
61 be attached to or carried in the vehicle used by the vendor or
62 other person authorized under subsection (3) when the vendor's
63 alcoholic beverages are being transported or delivered.

64 Section 2. Subsection (2) of section 562.07, Florida
65 Statutes, is amended to read:

66 562.07 Illegal transportation of beverages.—It is unlawful
67 for alcoholic beverages to be transported in quantities of more
68 than 12 bottles except as follows:

69 (2) In the owned or leased vehicles of licensed vendors or
70 other persons authorized under s. 561.57(3) transporting
71 alcoholic beverage purchases from the distributor's place of
72 business to the vendor's licensed place of business or off-
73 premises storage and to which said vehicles are attached a
74 permit or decal as provided for in the alcoholic beverage law;

75 Section 3. This act shall take effect July 1, 2013.