

Amendment No. a2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Committee/Subcommittee hearing bill: Regulatory Affairs
2 Committee

3 Representative Raburn offered the following:
4

5 **Amendment to Amendment (627597) by Representative Steube**
6 **(with title amendment)**

7 Between lines 97 and 98 of the amendment, insert:

8 Section 3. Section 562.62, Florida Statutes, is created to
9 read:

10 562.62 Sale of powdered alcohol prohibited; maximum
11 percentage of alcohol by volume; penalties.-

12 (1) A person may not sell an alcoholic beverage that:

13 (a) Is intended for human consumption and is in powdered
14 form; or

15 (b) Contains more than 76 percent alcohol by volume.

16 (2) A person who violates subsection (1) commits a
17 misdemeanor of the first degree, punishable as provided in s.

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18 775.082 or s. 775.083. A person who violates subsection (1)
19 after having been previously convicted of such an offense within
20 the past 5 years commits a felony of the third degree,
21 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

22 (3) This section does not apply to the use of powdered
23 alcohol for research purposes by a:

24 (a) Health care provider that operates primarily for the
25 purpose of conducting scientific research;

26 (b) State institution;

27 (c) State university or private college or university; or

28 (d) Pharmaceutical or biotechnology company.

29 (4) This section does not apply to the possession of
30 powdered alcohol solely for the purpose of transportation
31 through this state by a licensed manufacturer or a common
32 carrier on behalf of a licensed manufacturer.

33 (5) This section does not prohibit a manufacturer licensed
34 under the Beverage Law from manufacturing powdered alcohol in
35 this state for distribution and sale outside of the state.

36 (6) This section is repealed July 1, 2016, unless reviewed
37 and saved from repeal by the Legislature.

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40 **T I T L E A M E N D M E N T**

41 Between lines 466 and 467 of the amendment, insert:
42 creating s. 562.62, F.S.; prohibiting the sale of
43 alcoholic beverages in powdered form or containing

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 107 (2015)

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44 more than a specified percentage of alcohol by volume;
45 providing penalties; providing an exemption for the
46 use of powdered alcohol by specified entities for
47 research purposes; providing an exemption for the
48 possession of powdered alcohol solely for the purpose
49 of transportation through this state by specified
50 entities; clarifying licensing of manufacturers of
51 powdered alcohol; providing for future legislative
52 review and repeal;