

By Senator Grimsley

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1 A bill to be entitled
2 An act relating to package stores; repealing s.
3 565.04, F.S., relating to restrictions on the sale by
4 certain licensed alcoholic beverage vendors of
5 merchandise other than specifically authorized types
6 of merchandise and to restrictions on direct access to
7 such vendors' places of business; amending s. 402.82,
8 F.S.; deleting a cross-reference to conform to changes
9 made by the act; prohibiting electronic benefits
10 transfer cards from being used or accepted at
11 locations operated as package stores; defining the
12 term "package store"; conforming provisions; amending
13 s. 562.13, F.S.; providing an exception to employment
14 restrictions on persons under the age of 18 years who
15 are employed by specified vendors; providing an
16 effective date.

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18 Be It Enacted by the Legislature of the State of Florida:

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20 Section 1. Section 565.04, Florida Statutes, is repealed.

21 Section 2. Paragraph (a) of subsection (4) of section
22 402.82, Florida Statutes, is amended to read:

23 402.82 Electronic benefits transfer program.—

24 (4) Use or acceptance of an electronic benefits transfer
25 card is prohibited at the following locations or for the
26 following activities:

27 (a) An establishment licensed under the Beverage Law to
28 sell distilled spirits as a vendor and that:

29 1. Is restricted as to the types of products that can be

21-00449-15

2015468__

30 sold under s. ss. 565.04 and 565.045; ~~or~~

31 2. Operates as a bottle club as defined in s. 561.01; or

32 3. Operates as a package store. For purposes of this
33 subparagraph, the term "package store" means a vendor licensed
34 under s. 565.02(1)(a) which derives more than 30 percent of its
35 gross revenue each month from the sale of alcoholic beverages.

36 Section 3. Paragraph (c) of subsection (2) of section
37 562.13, Florida Statutes, is amended to read:

38 562.13 Employment of minors or certain other persons by
39 certain vendors prohibited; exceptions.—

40 (2) This section shall not apply to:

41 (c) Persons under the age of 18 years who are employed in
42 drugstores, grocery stores, department stores, florists,
43 specialty gift shops, or automobile service stations, or by a
44 vendor licensed under s. 563.02(1)(a) or s. 564.02(1)(a). This
45 exception includes a vendor licensed under s. 565.02(1)(a) if
46 such vendor derives 30 percent or less of its gross revenue each
47 month from the sale of alcoholic beverages and if the minor
48 employee is supervised by a person 18 years of age or older who
49 verifies the age of a purchaser of alcoholic beverages to be 21
50 years of age or older and approves the sale of alcoholic
51 beverages to such purchaser ~~which have obtained licenses to sell~~
52 ~~beer or beer and wine, when such sales are made for consumption~~
53 ~~off the premises.~~

54
55 However, a minor to whom this subsection otherwise applies may
56 not be employed if the employment, whether as a professional
57 entertainer or otherwise, involves nudity, as defined in s.
58 847.001, on the part of the minor and such nudity is intended as

21-00449-15

2015468__

59 a form of adult entertainment.

60 Section 4. This act shall take effect July 1, 2015.