

1 A bill to be entitled
 2 An act relating to the Beverage Law; creating s.
 3 561.4205, F.S.; requiring an alcoholic beverage
 4 distributor to charge a deposit for certain alcoholic
 5 beverage sales; providing an inventory and
 6 reconciliation process as an accounting alternative
 7 for specified vendors; providing an effective date.

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

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11 Section 1. Section 561.4205, Florida Statutes, is created
 12 to read:

13 561.4205 Keg deposits; limited alternative inventory and
 14 reconciliation process.-

15 (1) A distributor selling an alcoholic beverage to a
 16 vendor in bulk, by recyclable keg or other similar reusable
 17 container, for the purpose of sale in draft form on tap, must
 18 charge the vendor a deposit, to be referred to as a "keg
 19 deposit," in an amount not less than that charged to the
 20 distributor by the manufacturer for each keg or container of the
 21 beverage sold. The deposit amount charged to a vendor for a
 22 draft keg or container of a like brand must be uniform. Charges
 23 made for deposits collected or credits allowed for empty kegs or
 24 containers returned must be shown separately on all sale tickets
 25 or invoices. A copy of such sales tickets or invoices must be
 26 given to the vendor at the time of delivery.

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27 (2) In lieu of receiving a keg deposit, a distributor
28 selling alcoholic beverages by recyclable keg or other similar
29 reusable container for the purpose of sale in draft form to a
30 vendor identified in s. 561.01(18) or s. 565.02(6) or (7) shall
31 implement an inventory and reconciliation process with such
32 vendor in which an accounting of kegs is completed and any loss
33 or variance in the number of kegs is paid for by the vendor on a
34 per-keg basis equivalent to the required keg deposit. This
35 inventory and reconciliation process may occur twice per year,
36 at the discretion of the distributor, but must occur at least
37 annually. Upon completion of an agreed upon keg inventory and
38 reconciliation, the vendor shall remit payment within 15 days
39 after receiving an invoice from the distributor. The vendor may
40 choose to establish and fund a separate account with the
41 distributor for the purpose of expediting timely payments.

42 Section 2. This act shall take effect July 1, 2016.