

1 A bill to be entitled
2 An act relating to alcoholic beverage permits;
3 amending s. 218.32, F.S.; requiring local governmental
4 entities to include revenues derived from the use of
5 temporary alcoholic beverage permits in annual
6 financial reports; amending s. 561.01, F.S.; defining
7 the term "railroad transit station"; amending s.
8 561.422, F.S.; authorizing the Division of Alcoholic
9 Beverages and Tobacco within the Department of
10 Business and Professional Regulation to issue
11 temporary permits to municipalities and counties to
12 sell alcoholic beverages for consumption on the
13 premises of an event; providing conditions for such
14 permits; requiring such municipalities and counties to
15 remove and properly dispose of unconsumed alcoholic
16 beverages; amending s. 562.14, F.S.; exempting
17 railroad transit stations from provisions regulating
18 the time during which alcoholic beverages may be sold,
19 served, and consumed; amending s. 565.02, F.S.;
20 authorizing operators of railroad transit stations to
21 obtain licenses to sell alcoholic beverages at such
22 stations; exempting railroad transit stations from
23 liquor bottle size restrictions; exempting operators
24 of restaurants, shops, or other facilities that are
25 part of, or that serve, railroad transit stations from
26 certain licensing regulations; authorizing alcoholic

27 beverages to be served in all areas within the
 28 property of a railroad transit station; providing an
 29 effective date.

30

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

32

33 Section 1. Paragraph (a) of subsection (1) of section
 34 218.32, Florida Statutes, is amended to read:

35 218.32 Annual financial reports; local governmental
 36 entities.—

37 (1)(a) Each local governmental entity that is determined
 38 to be a reporting entity, as defined by generally accepted
 39 accounting principles, and each independent special district as
 40 defined in s. 189.012, shall submit to the department a copy of
 41 its annual financial report for the previous fiscal year in a
 42 format prescribed by the department. The annual financial report
 43 must include a list of each local governmental entity included
 44 in the report and each local governmental entity that failed to
 45 provide financial information as required by paragraph (b). The
 46 annual financial report must also include all revenues derived
 47 from the use of temporary permits obtained by a reporting entity
 48 pursuant to s. 561.422. The chair of the governing body and the
 49 chief financial officer of each local governmental entity shall
 50 sign the annual financial report submitted pursuant to this
 51 subsection attesting to the accuracy of the information included
 52 in the report. The county annual financial report must be a

53 single document that covers each county agency.

54 Section 2. Subsection (22) is added to section 561.01,
55 Florida Statutes, to read:

56 561.01 Definitions.—As used in the Beverage Law:

57 (22) "Railroad transit station" means a platform or
58 terminal facility where passenger trains operating upon a guided
59 rail system according to a fixed schedule between two or more
60 cities regularly stop to load and unload passengers or goods and
61 includes any passenger waiting lounge or dining, retail,
62 entertainment, or recreational facilities within the premises
63 owned or leased by the railroad operator or owner.

64 Section 3. Section 561.422, Florida Statutes, is amended
65 to read:

66 561.422 Nonprofit civic organizations, municipalities, and
67 counties; temporary permits.—

68 (1) Upon the filing of an application, presentation of a
69 local building and zoning permit, and payment of a fee of \$25
70 per permit, the director of the division may issue a permit
71 authorizing a ~~bona fide~~ nonprofit civic organization,
72 municipality, or county to sell alcoholic beverages for
73 consumption on the premises of an event only, for a period not
74 to exceed 3 days, subject to any state law or municipal or
75 county ordinance regulating the time for selling such beverages.
76 All net profits from sales of alcoholic beverages collected
77 during the permit period must be retained by the nonprofit civic
78 organization, municipality, or county. Any such nonprofit civic

79 organization, municipality, or county may be issued only three
 80 such permits per calendar year.

81 (2) Notwithstanding other provisions of the Beverage Law,
 82 any nonprofit civic organization, municipality, or county
 83 licensed under this section may purchase alcoholic beverages
 84 from a distributor or vendor licensed under the Beverage Law.

85 (3) All alcoholic beverages purchased for sale by a
 86 municipality or county which remain unconsumed after an event
 87 must be removed from the premises of the event and properly
 88 disposed of by the municipality or county.

89 Section 4. Subsection (1) of section 562.14, Florida
 90 Statutes, is amended to read:

91 562.14 Regulating the time for sale of alcoholic and
 92 intoxicating beverages; prohibiting use of licensed premises.—

93 (1) Except as otherwise provided by county or municipal
 94 ordinance, ~~no~~ alcoholic beverages may not be sold, consumed,
 95 served, or permitted to be served or consumed in any place
 96 holding a license under the division between the hours of
 97 midnight and 7 a.m. of the following day. This section does
 98 ~~shall~~ not apply to railroad transit stations or to railroads
 99 selling only to passengers for consumption on railroad cars.

100 Section 5. Subsection (2) of section 565.02, Florida
 101 Statutes, is amended to read:

102 565.02 License fees; vendors; clubs; caterers; and
 103 others.—

104 (2) (a) Any operator of railroad transit stations,

105 railroads, or sleeping cars in this state may obtain a license
 106 to sell the beverages mentioned in the Beverage Law ~~on passenger~~
 107 ~~trains~~ upon the payment of an annual license tax of \$2,500, ~~the~~
 108 ~~tax to be paid~~ to the division. Such license is good throughout
 109 the state and authorizes ~~shall authorize~~ the licensee holder
 110 ~~thereof~~ to keep for sale and to sell all beverages mentioned in
 111 the Beverage Law on ~~upon~~ any dining, club, parlor, buffet, or
 112 observation car or within the property of a railroad transit
 113 station operated by the licensee. ~~it in this state, but~~ Such
 114 beverages may be sold only to passengers on such ~~upon the~~ cars
 115 or within the property of such railroad transit station and must
 116 be served for consumption thereon. A municipality or county may
 117 not require an additional license or levy a tax for the
 118 privilege of selling such beverages.

119 (b) Except for alcoholic beverages sold within the
 120 property of a railroad transit station, it is unlawful for such
 121 licensees to purchase or sell any liquor except in miniature
 122 bottles of not more than 2 ounces. ~~Every such license shall be~~
 123 ~~good throughout the state. No license shall be required, or tax~~
 124 ~~levied by any municipality or county, for the privilege of~~
 125 ~~selling such beverages for consumption in such cars. Such~~
 126 beverages may ~~shall~~ be sold only on cars in which ~~are posted~~
 127 certified copies of the licenses issued to the ~~such~~ operator are
 128 posted. ~~Such~~ Certified copies of such licenses shall be issued
 129 by the division upon the payment of a tax of \$10.

130 (c) A limitation of the number of licenses issued pursuant

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131 to this section does not prohibit the issuance of any license
132 authorized by the Beverage Law or any special license issued
133 pursuant to s. 561.20 to operators of restaurants, shops, or
134 other facilities that are part of, or that serve, railroad
135 transit stations, and any such licenses issued are exempt from
136 s. 562.45. The alcoholic beverages sold by a licensed operator
137 may be consumed in all areas within the property of the railroad
138 transit station as defined in s. 561.01(22).

139 Section 6. This act shall take effect July 1, 2016.