



175038

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/09/2017	.	
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The Committee on Rules (Galvano and Bradley) recommended the following:

1 **Senate Substitute for Amendment (239246) (with directory**
2 **and title amendments)**

3
4 Between lines 71 and 72
5 insert:

6 (2) (a) A vendor licensed under s. 565.02(1) (a) may not in
7 such place of business sell, offer, or expose for sale any
8 merchandise other than such beverages, and such place of
9 business shall be devoted exclusively to such sales; however,
10 such vendor may sell bitters, grenadine, nonalcoholic mixer-type



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11 beverages (not to include fruit juices produced outside this
12 state), fruit juices produced in this state, home bar, party
13 supplies and equipment (including, but not limited to, glassware
14 and party-type foods), miniatures of no alcoholic content, and
15 tobacco products. Such place of business may not have openings
16 permitting direct access to any other building or room, except
17 to a private office or storage room of the place of business
18 from which patrons are excluded.

19 (b) Paragraph (a) does not apply to a vendor:

20 1. After July 1, 2018:

21 a. At the vendor's place of business if the vendor has only
22 one place of business.

23 b. At 25 percent of the vendor's places of business if the
24 vendor has an interest, directly or indirectly, in more than one
25 place of business;

26 2. After July 1, 2019, at two of the vendor's places of
27 business, or, if the vendor has an interest, directly or
28 indirectly, in two or more places of business, 50 percent of the
29 vendor's places of business; and

30 3. After July 1, 2020, at three of the vendor's places of
31 business, or, if the vendor has an interest in three or more
32 places of business, 75 percent of the vendor's places of
33 business.

34
35 If the percentage of the vendor's places of business results in
36 a fraction of 0.50 or more, the number of the vendor's places of
37 business at which paragraph (a) does not apply shall be
38 increased to the next greater whole number. A vendor licensed
39 under s. 565.02(1)(a) must notify the Division of Alcoholic



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40 Beverages and Tobacco, in writing, of the places of business to
41 which paragraph (a) will not apply.

42 (c) This subsection expires June 30, 2021.

43 (3)(a) A vendor licensed under s. 565.02(1)(a) may not in
44 such place of business sell, offer, or expose for sale distilled
45 spirits in containers of 200 milliliters or less or 6.8 ounces
46 or less except from a restricted area where access is restricted
47 to the vendor or employees of such vendor.

48 (b) Paragraph (a) does not apply to a vendor's place of
49 business if such place of business is devoted exclusively to the
50 sale of alcoholic beverages; however, such vendor at such place
51 of business may sell bitters, grenadine, nonalcoholic mixer-type
52 beverages (not to include fruit juices produced outside this
53 state), fruit juices produced in this state, home bar, party
54 supplies and equipment (including, but not limited to, glassware
55 and party-type foods), miniatures of no alcoholic content, and
56 tobacco products. Such place of business may not have openings
57 permitting direct access to any other building or room, except
58 to a private office or storage room of the place of business
59 from which patrons are excluded.

60 (4) The division may not issue a license under s.
61 565.02(1)(a) for any location or business that includes a
62 gasoline service station or a motor fuel retail outlet, as
63 defined in s. 526.303(14), unless the location of the premises
64 consists of a minimum of 10,000 square feet of retail space for
65 the general public.

66
67 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

68 And the directory clause is amended as follows:



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69 Delete line 48
70 and insert:
71 Statutes, is amended, present subsection (2) of that section is
72 redesignated as subsection (5), and a new subsection (2) and
73 subsections (3) and (4) are added to that section, to read:

74
75 ===== T I T L E A M E N D M E N T =====

76 And the title is amended as follows:

77 Delete line 14
78 and insert:
79 current licenses with some restrictions; providing
80 applicability; providing an expiration date; providing
81 a restriction on the sale of distilled spirits below
82 the specified container sizes; prohibiting the
83 issuance of a package store license for specified
84 locations or businesses; providing an exception;
85 providing an