

By the Committee on Regulated Industries; and Senator Hutson

580-02477-17

2017388c1

A bill to be entitled

An act relating to the Beverage Law; amending s. 561.42, F.S.; providing an exemption from provisions relating to the tied house evil for specified financial transactions between a manufacturer of beer or malt beverages and a licensed vendor; providing conditions for the exception; providing an effective date.

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

Section 1. Subsection (15) is added to section 561.42, Florida Statutes, to read:

561.42 Tied house evil; financial aid and assistance to vendor by manufacturer, distributor, importer, primary American source of supply, brand owner or registrant, or any broker, sales agent, or sales person thereof, prohibited; procedure for enforcement; exception.—

(15) This section does not apply to a financial transaction negotiated at arm's length for fair market value between a manufacturer of beer or malt beverages, as defined in s. 563.01, and a vendor licensed under the Beverage Law if:

(a) Such financial transaction does not involve, either all or in part, the direct sale or distribution of beer or malt beverages between the manufacturer and licensed vendor;

(b) Such financial transaction does not limit, either directly or indirectly, the sale of alcoholic beverages from another manufacturer during or in connection with any sponsored events;

580-02477-17

2017388c1

30 (c) The vendor operates places of business where
31 consumption on the premises is permitted, which premises are
32 located within a theme park complex comprised of at least 25
33 contiguous acres owned and controlled by the same business
34 entity and which contains permanent exhibitions and a variety of
35 recreational activities and has a minimum of 1 million visitors
36 annually; and

37 (d) The financial transaction is registered with the
38 division with a summary of the transaction that includes a
39 description of any sponsored events, activities, or cooperative
40 advertising.

41 Section 2. This act shall take effect July 1, 2017.