

1                   A bill to be entitled  
2           An act relating to the Beverage Law; amending s.  
3           561.57, F.S.; providing for electronic orders received  
4           at a vendor's licensed place of business to be  
5           construed as a sale actually made at the vendor's  
6           licensed place of business; providing for the use of  
7           vehicles contracted with a third party for deliveries;  
8           providing an effective date.

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

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12           Section 1. Subsections (1) and (2) of section 561.57,  
13   Florida Statutes, are amended to read:

14           561.57 Deliveries by licensees.—

15           (1) Vendors shall be permitted to make deliveries away  
16   from their places of business of sales actually made at the  
17   licensed place of business; provided, telephone, electronic, or  
18   mail orders received at vendor's licensed place of business  
19   shall be construed as a sale actually made at the vendor's  
20   licensed place of business.

21           (2) Deliveries made by a manufacturer, distributor, or  
22   vendor away from his or her place of business may be made only  
23   in vehicles that ~~which~~ are owned or leased by the licensee or a  
24   third party the licensee has contracted with to make deliveries,  
25   including, but not limited to, common carriers. By acceptance of

26 | an alcoholic beverage license and the use of such vehicles,  
27 | including contracted third party vehicles, the licensee agrees  
28 | that such vehicles are ~~vehicle shall always be~~ subject to be  
29 | inspected and searched without a search warrant, for the purpose  
30 | of ascertaining that all provisions of the alcoholic beverage  
31 | laws are complied with, by authorized employees of the division  
32 | and also by sheriffs, deputy sheriffs, and police officers  
33 | during business hours or other times the vehicle is being used  
34 | to transport or deliver alcoholic beverages.

35 |       Section 2. This act shall take effect July 1, 2018.