

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

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1 Committee/Subcommittee hearing bill: Commerce Committee  
 2 Representative Goodson offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

6 Section 1. Section 561.42, Florida Statutes, is amended to  
7 read:

8 561.42 Tied house evil; financial aid and assistance to  
9 vendor by manufacturer, distributor, importer, primary American  
10 source of supply, brand owner or registrant, or any broker,  
11 sales agent, or sales person thereof, prohibited; procedure for  
12 enforcement; exception.-

13 (15) A manufacturer or importer may provide to a vendor  
14 licensed to sell malt beverages for on-premises consumption up  
15 to 5 cases of glassware per calendar year per licensed premises  
16 without charge. Such glassware provided by the manufacturer or

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17 importer must be either shipped directly to the vendor at their  
18 place of business via common carrier or delivered by the  
19 manufacturer or importer to the vendor at their place of  
20 business in a vehicle that is owned or leased by the  
21 manufacturer or importer. No distributor may receive, deliver,  
22 or transport glassware provided without charge. The glassware  
23 provided without charge must bear a permanent manufacturer or  
24 brand name, and the manufacturer or importer must provide an  
25 invoice to the vendor detailing the amount of glassware provided  
26 without charge to the vendor and must maintain records of  
27 glassware provided without charge or sold to the vendor. A  
28 vendor that receives such glassware may not sell the glassware  
29 or return it to the manufacturer or importer for cash, credit,  
30 or replacement. A vendor may not condition the sale or purchase  
31 of alcoholic beverages on the receipt of glassware without  
32 charge. A vendor may not receive more than 10 cases of glassware  
33 without charge per calendar year per licensed premises. As used  
34 in this paragraph, the term "case" means a box containing up to  
35 24 pieces of glassware and "glassware" means a single-service  
36 glass container that can hold no more than 23 ounces of liquid  
37 volume.

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

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41 **T I T L E A M E N D M E N T**

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Published On: 2/21/2018 8:15:23 PM

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42 Remove everything before the enacting clause and insert:  
43 A bill to be entitled  
44 An act relating to the Beverage Law; amending s. 561.42, F.S.;  
45 authorizing a manufacturer or importer to give branded glassware  
46 without charge to vendors licensed to sell malt beverages for  
47 on-premises consumption subject to certain conditions; providing  
48 an annual limit on the amount of glassware a manufacturer or  
49 importer may give to a vendor; providing certain conditions  
50 relating to the delivery of the glassware; prohibiting a  
51 distributor from receiving, delivering, or transporting  
52 glassware provided without charge; requiring that the glassware  
53 bear certain branding; requiring manufacturers and importers to  
54 provide certain records when glassware is provided without  
55 charge; prohibiting a vendor from selling the branded glassware  
56 or returning it to a distributor for cash, credit, or  
57 replacement; defining the terms "case" and "glassware";  
58 providing an effective date.