

1                   A bill to be entitled  
 2           An act relating to the sale of frozen or mixed  
 3           alcoholic beverages for off-premises consumption;  
 4           amending s. 565.045, F.S.; authorizing certain vendors  
 5           to sell frozen alcoholic beverages or mixed alcoholic  
 6           beverages for off-premises consumption under certain  
 7           circumstances; providing definitions; providing an  
 8           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. Subsection (1) of section 565.045, Florida  
 13 Statutes, is amended, and subsection (4) is added to that  
 14 section, to read:

15           565.045 Regulations for consumption on or off premises;  
 16 penalty; exemptions.—

17           (1) Vendors licensed under s. 565.02(1)(b)-(f) shall  
 18 provide seats for the use of their customers. Such vendors may  
 19 sell alcoholic beverages, including frozen alcoholic beverages  
 20 or mixed alcoholic beverages, by the drink or in sealed  
 21 containers for consumption on or off the premises where sold.  
 22 Frozen alcoholic beverages or mixed alcoholic beverages shall be  
 23 considered sealed when packaging is applied on the licensed  
 24 premises in such a manner as to prevent immediate consumption.

25           (4) As used in this section, the term:

HB 449

2021

26        (a) "Frozen alcoholic beverage" means an iced, flavored  
27 alcoholic beverage made with a blender or dispensed from a  
28 frozen drink machine.

29        (b) "Immediate consumption" means the consumption of a  
30 frozen or mixed alcoholic beverage without requiring any  
31 intervening action such as the opening, removal, or perforation  
32 of the container.

33        (c) "Mixed alcoholic beverage" means a beverage made with  
34 one or more types of liquor combined with one or more other  
35 ingredients, which is usually shaken or stirred.

36        Section 2. This act shall take effect July 1, 2021.