

By Senator Brandes

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1 A bill to be entitled
2 An act relating to the Beverage Law; amending s.
3 561.14, F.S.; providing exemptions relating to the
4 purchase of alcoholic beverages from manufacturers by
5 vendors; amending s. 561.221, F.S.; authorizing
6 certain manufacturers who possess a vendor's license
7 to sell, transport, or deliver alcoholic beverages to
8 specified vendors under certain circumstances;
9 providing applicability; amending s. 565.03, F.S.;
10 authorizing craft distilleries to sell, transport, or
11 deliver branded products to specified vendors under
12 certain circumstances; providing an effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

15
16 Section 1. Subsection (3) of section 561.14, Florida
17 Statutes, is amended to read:

18 561.14 License and registration classification.—Licenses
19 and registrations referred to in the Beverage Law shall be
20 classified as follows:

21 (3) Vendors licensed to sell alcoholic beverages at retail
22 only. No vendor shall purchase or acquire in any manner for the
23 purpose of resale any alcoholic beverages from any person not
24 licensed as a vendor, manufacturer, bottler, or distributor
25 under the Beverage Law. Purchases of alcoholic beverages by
26 vendors from vendors shall be strictly limited to purchases
27 between members of a pool buying group for which the initial
28 purchase of the alcoholic beverages was ordered by a pool buying
29 agent as a single transaction; purchases from a manufacturer

24-01117-22

2022964__

30 licensed as a vendor and authorized to sell, transport, or
31 deliver alcoholic beverages to a vendor under s. 561.221; and
32 purchases from a craft distillery authorized to sell, transport,
33 or deliver branded products under s. 565.03(2)(g). No vendor
34 shall be a member of more than one cooperative or pool buying
35 group at any time. No vendor shall import, or engage in the
36 importation of, any alcoholic beverages from places beyond the
37 limits of the state.

38 Section 2. Paragraph (d) of subsection (2) of section
39 561.221, Florida Statutes, is amended, and paragraph (f) is
40 added to that subsection, to read:

41 561.221 Licensing of manufacturers and distributors as
42 vendors and of vendors as manufacturers; conditions and
43 limitations.—

44 (2)

45 (d) A manufacturer possessing a vendor's license under this
46 subsection is not permitted to make deliveries under s.
47 561.57(1), except as provided in paragraph (f).

48 (f) Notwithstanding any other provision of the Beverage
49 Law, a manufacturer possessing a vendor's license under this
50 subsection may sell, transport, or deliver alcoholic beverages
51 manufactured on its licensed premises to vendors within the same
52 county where the manufacturer is located or within an adjacent
53 county. A manufacturer making a delivery under this paragraph
54 must comply with ss. 561.42 and 561.423, as applicable, to the
55 same extent as if the manufacturer were a distributor.

56 1. A delivery under this paragraph is subject to s.
57 561.57(2).

58 2. This paragraph does not apply to a manufacturer who

24-01117-22

2022964__

59 produces more than 60,000 barrels of malt beverages a year.

60 Section 3. Paragraph (g) is added to subsection (2) of
61 section 565.03, Florida Statutes, to read:

62 565.03 License fees; manufacturers, distributors, brokers,
63 sales agents, and importers of alcoholic beverages; vendor
64 licenses and fees; distilleries and craft distilleries.-

65 (2)

66 (g) Notwithstanding any other provision of the Beverage
67 Law, a craft distillery may sell, transport, or deliver branded
68 products to vendors within the same county where the craft
69 distillery is located or within an adjacent county. A craft
70 distillery making a delivery under this paragraph must comply
71 with s. 561.42 to the same extent as if the craft distillery
72 were a distributor. A delivery under this paragraph is subject
73 to s. 561.57(2).

74 Section 4. This act shall take effect July 1, 2022.