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LEGISLATIVE ACTION

Senate

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House

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Floor: 1/AD/2R

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Senator Yarborough moved the following:

Senate Amendment (with title amendment)

Delete lines 33 - 50

and insert:

569.216 Prohibition on possessing, selling, delivering, or giving nitrous oxide; penalties; exceptions.-

(1) It is unlawful for any dealer who is licensed or permitted under this chapter, or a dealer's agent or employee, to possess, sell, possess with intent to sell, deliver, or give, directly or indirectly, nitrous oxide on or from the dealer's licensed premises. A dealer or a dealer's agent or employee who



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12 violates this subsection commits a felony of the third degree,
13 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

14 (2) This section does not apply to a grocery store or
15 supermarket, as licensed or permitted by the Department of
16 Agriculture and Consumer Services, but does apply to a
17 convenience business, as defined by s. 812.171.

18 (3) This section does not prohibit the possession, sale,
19 delivery, or giving of a finished food product in which nitrous
20 oxide is used solely as a propellant.

21 (4) The Department of Business and Professional Regulation
22 shall adopt rules regarding the possession, sale, delivery, or
23 giving of nitrous

24
25 ===== T I T L E A M E N D M E N T =====

26 And the title is amended as follows:

27 Delete line 9

28 and insert:

29 providing applicability; providing construction;