

By the Committee on Regulated Industries; and Senator Brandes

580-01836-18

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1 A bill to be entitled

2 An act relating to the Beverage Law; repealing s.
3 564.05, F.S., relating to limitations on the size of
4 individual wine containers; repealing s. 564.055,
5 F.S., relating to limitations on the size of
6 individual cider containers; amending s. 564.09, F.S.;
7 revising provisions authorizing a restaurant to allow
8 a patron to remove bottles of wine from a restaurant
9 for off-premises consumption; providing an effective
10 date.

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

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14 Section 1. Section 564.05, Florida Statutes, is repealed.

15 Section 2. Section 564.055, Florida Statutes, is repealed.

16 Section 3. Section 564.09, Florida Statutes, is amended to
17 read:

18 564.09 Restaurants; off-premises consumption of wine.—
19 Notwithstanding any other provision of law, a restaurant
20 licensed to sell wine on the premises may permit a patron to
21 remove one unsealed bottle of wine for consumption off the
22 premises if the patron has purchased a ~~full-course~~ meal
23 ~~consisting of a salad or vegetable, entree, a beverage, and~~
24 ~~bread~~ and consumed a portion of the bottle of wine ~~with such~~
25 ~~meal~~ on the restaurant premises. A partially consumed bottle of
26 wine that is to be removed from the premises must be securely
27 resealed by the licensee or its employees before removal from
28 the premises. The partially consumed bottle of wine shall be
29 placed in a bag or other container that is secured in such a

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30 manner that it is visibly apparent if the container has been
31 subsequently opened or tampered with, and a dated receipt for
32 the bottle of wine and ~~full-course~~ meal shall be provided by the
33 licensee and attached to the container. If transported in a
34 motor vehicle, the container with the resealed bottle of wine
35 must be placed in a locked glove compartment, a locked trunk, or
36 the area behind the last upright seat of a motor vehicle that is
37 not equipped with a trunk.

38 Section 4. This act shall take effect July 1, 2018.