

HB 301

2015

1 A bill to be entitled

2 An act relating to malt beverages; amending s. 563.06,
3 F.S.; authorizing the sale of malt beverages packaged
4 in individual containers of certain sizes if they are
5 filled at the point of sale by certain licenseholders;
6 requiring a container to be imprinted or labeled with
7 certain information; requiring a container to be
8 sealed or incapable of being immediately consumed;
9 providing penalties; providing an effective date.

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

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13 Section 1. Subsection (6) of section 563.06, Florida
14 Statutes, is amended to read:

15 563.06 Malt beverages; imprint on individual container;
16 size of containers; exemptions.—

17 (6) All malt beverages packaged in individual containers
18 sold or offered for sale by vendors at retail in this state
19 shall be in individual containers containing no more than 32
20 ounces of such malt beverages; provided, however, that nothing
21 contained in this section shall affect malt beverages packaged
22 in bulk or in kegs or in barrels or in any individual container
23 containing 1 gallon or more of such malt beverage regardless of
24 individual container type.

25 (a) Notwithstanding any other provision of the Beverage
26 Law, a malt beverage may be packaged in an individual container

27 that holds 32, 64, or 128 ounces of such malt beverage if it is
28 filled at the point of sale by any of the following:

29 1. A licensed manufacturer of malt beverages holding a
30 vendor's license under s. 561.221(2).

31 2. A vendor holding a quota license under s. 561.20(1) or
32 s. 565.02(1)(a) that authorizes the sale of malt beverages.

33 3. A vendor holding a license under s. 563.02(1)(b)-(f),
34 s. 564.02(1)(b)-(f), or s. 565.02(1)(b)-(f), unless such license
35 restricts the sale of malt beverages to sale for consumption
36 only on the premises of such vendor.

37 (b) A container specified in paragraph (a) must include an
38 imprint or label that provides information specifying the
39 manufacturer and the brand of the malt beverage. The container
40 must have an unbroken seal or be incapable of being immediately
41 consumed.

42 (c) A person, firm, or corporation, including its agents,
43 officers, or employees, which violates paragraph (a) commits a
44 misdemeanor of the first degree, punishable as provided in s.
45 775.082 or s. 775.083, and the license held by the person, firm,
46 or corporation, if any, is subject to revocation or suspension
47 by the division. A person, firm, or corporation, including its
48 agents, officers, or employees, which violates paragraph (b) may
49 be subject to a fine by the division of up to \$250.

50 Section 2. This act shall take effect upon becoming a law.