



761514

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/14/2017	.	
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Appropriations Subcommittee on General Government (Steube)  
recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Paragraph (c) of subsection (2) of section  
565.03, Florida Statutes, is amended to read:

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

(2)



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11 (c) A craft distillery licensed under this section may sell  
12 to consumers, at its souvenir gift shop, branded products  
13 distilled on its premises in this state in factory-sealed  
14 containers that are filled at the distillery for off-premises  
15 consumption. Such sales are authorized only on private property  
16 contiguous to the licensed distillery premises in this state and  
17 included on the sketch or diagram defining the licensed premises  
18 submitted with the distillery's license application. All sketch  
19 or diagram revisions by the distillery shall require the  
20 division's approval verifying that the souvenir gift shop  
21 location operated by the licensed distillery is owned or leased  
22 by the distillery and on property contiguous to the distillery's  
23 production building in this state.

24 1. A craft distillery may not sell any factory-sealed  
25 individual containers of spirits except in face-to-face sales  
26 transactions with consumers who are making a purchase of no more  
27 than six individual containers of each branded product.÷

28 ~~a. Two individual containers of each branded product;~~

29 ~~b. Three individual containers of a single branded product~~  
30 ~~and up to one individual container of a second branded product;~~

31 ~~or~~

32 ~~c. Four individual containers of a single branded product.~~

33 2. Each container sold in face-to-face transactions with  
34 consumers must comply with the container limits in s. 565.10,  
35 per calendar year for the consumer's personal use and not for  
36 resale and who are present at the distillery's licensed premises  
37 in this state.

38 3. A craft distillery must report to the division within 5  
39 days after it reaches the production limitations provided in



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40 paragraph (1)(b). Any retail sales to consumers at the craft  
41 distillery's licensed premises are prohibited beginning the day  
42 after it reaches the production limitation.

43 4. A craft distillery may not ship or arrange to ship any  
44 of its distilled spirits to consumers and may sell and deliver  
45 only to consumers within the state in a face-to-face transaction  
46 at the distillery property. However, a craft distiller licensed  
47 under this section may ship, arrange to ship, or deliver such  
48 spirits to manufacturers of distilled spirits, wholesale  
49 distributors of distilled spirits, state or federal bonded  
50 warehouses, and exporters.

51 5. Except as provided in subparagraph 6., it is unlawful to  
52 transfer a distillery license for a distillery that produces  
53 75,000 or fewer gallons per calendar year of distilled spirits  
54 on its premises or any ownership interest in such license to an  
55 individual or entity that has a direct or indirect ownership  
56 interest in any distillery licensed in this state; another  
57 state, territory, or country; or by the United States government  
58 to manufacture, blend, or rectify distilled spirits for beverage  
59 purposes.

60 6. A craft distillery shall not have its ownership  
61 affiliated with another distillery, unless such distillery  
62 produces 75,000 or fewer gallons per calendar year of distilled  
63 spirits on each of its premises in this state or in another  
64 state, territory, or country.

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

66  
67 ===== T I T L E A M E N D M E N T =====

68 And the title is amended as follows:



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69           Delete everything before the enacting clause  
70 and insert:

71                               A bill to be entitled  
72           An act relating to craft distilleries; amending s.  
73           565.03, F.S.; revising the limitations on retail sales  
74           by craft distilleries to consumers; providing an  
75           effective date.