

By Senator Young

18-00891-18

20181020\_\_

1                   A bill to be entitled  
2       An act relating to alcohol deliveries; amending s.  
3       561.57, F.S.; including an electronic order as a type  
4       of order construed as a sale made at a vendor's  
5       licensed place of business; authorizing a  
6       manufacturer, distributor, or vendor to contract with  
7       a third party for certain deliveries; providing an  
8       effective date.

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

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12       Section 1. Subsections (1) and (2) of section 561.57,  
13       Florida Statutes, are amended to read:

14       561.57 Deliveries by licensees.—

15       (1) Vendors shall be permitted to make deliveries away from  
16       their places of business of sales actually made at the licensed  
17       place of business; provided, telephone, electronic, or mail  
18       orders received at a vendor's licensed place of business shall  
19       be construed as a sale actually made at the vendor's licensed  
20       place of business.

21       (2) Deliveries made by a manufacturer, distributor, or  
22       vendor away from his or her place of business may be made only  
23       in vehicles that ~~which~~ are owned or leased by the licensee, or  
24       by third parties with whom the licensee has contracted to make  
25       deliveries, including, but not limited to, common carriers. By  
26       acceptance of an alcoholic beverage license and the use of such  
27       vehicles, the licensee agrees that such vehicle shall always be  
28       subject to be inspected and searched without a search warrant,  
29       for the purpose of ascertaining that all provisions of the

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30 alcoholic beverage laws are complied with, by authorized  
31 employees of the division and also by sheriffs, deputy sheriffs,  
32 and police officers during business hours or other times the  
33 vehicle is being used to transport or deliver alcoholic  
34 beverages.

35 Section 2. This act shall take effect July 1, 2018.