Representative Raschein offered the following:

Amendment to Amendment (672911) (with title amendment)
Between lines 2325 and 2326 of the amendment, insert:
Section 85. Subsection (4) is added to section 561.221, Florida Statutes, to read:
561.221 Licensing of manufacturers and distributors as vendors and of vendors as manufacturers; conditions and limitations.—
   (4)(a) Notwithstanding s. 561.22, s. 561.42, or any other provision of the Beverage Law, the division may issue up to three vendor licenses to a craft distillery licensed under s. 565.03, even if such distillery is also licensed as a
distributor, for the sale of alcoholic beverages on a craft distillery's licensed premises.

(b) If a vendor's license is for the sale of alcoholic beverages on a craft distillery's licensed premises, the licensed vendor premises must be included on the sketch or diagram defining the licensed premises submitted with the distillery's license application. All sketch or diagram revisions by the craft distillery must be approved by the division and must verify that the vendor premises operated by the licensed distillery is owned or leased by the craft distillery and is located on the licensed distillery premises.

(c) The division shall, upon request, issue permits to a craft distillery to conduct tastings and sales of distilled spirits produced by the distillery at fairs, trade shows, expositions, and festivals in this state. The craft distillery shall pay all entry fees for such events and shall have a representative present during each event. A permit is limited to the length of the event for which the permit is issued.

(d) Distilled spirits and other alcoholic beverages manufactured by another licensed manufacturer, including any distilled spirits that are owned in whole or in part by the craft distillery but are distilled by another manufacturer, must be obtained through a licensed distributor, a licensed broker or sales agent, or a licensed importer.
Section 86. Subsection (9) is added to section 561.24, Florida Statutes, to read:

561.24 Licensing manufacturers as distributors or registered exporters prohibited; procedure for issuance and renewal of distributors' licenses and exporters' registrations.—(9) This section does not apply to a craft distillery, as defined in s. 565.03, which is open to the public for tours, tastings, and sales at least 30 hours each week.

Section 87. Subsections (13) and (14) of section 561.42, Florida Statutes, are renumbered as subsections (14) and (15), respectively, subsections (1), (8), (11), (12), and present subsection (14) are amended, and new subsections (13) and (16) are added to that section, to read:

561.42 Tied house evil; financial aid and assistance to vendor by manufacturer, distributor, importer, primary American source of supply, brand owner or registrant, or any broker, sales agent, or sales person thereof, prohibited; procedure for enforcement; exception.—(1) A manufacturer, distributor, importer, primary American source of supply, or brand owner or registrant of any of the beverages herein referred to, whether licensed or operating in this state or out-of-state, or any broker, sales agent, or sales person thereof, may not have any financial interest, directly or indirectly, in the establishment or business of any vendor licensed under the Beverage Law; nor
may shall such manufacturer, distributor, importer, primary American source of supply, brand owner or brand registrant, or any broker, sales agent, or sales person thereof, directly or indirectly, assist any vendor by furnishing, supplying, selling, renting, lending, buying for, or giving to any vendor any vehicles, equipment, furniture, fixtures, signs, supplies, credit, fees, slotting fees of any kind, advertising or cooperative advertising, services, any gifts or loans of money or property of any description, or by the giving of any rebates of any kind whatsoever. A licensed vendor may not shall accept, directly or indirectly, any vehicles, equipment, furniture, fixtures, signs, supplies, credit, fees, slotting fees of any kind, advertising or cooperative advertising, services, gifts or loans of money or property of any description, or any rebates of any kind whatsoever from any such manufacturer, distributor, importer, primary American source of supply, brand owner or brand registrant, or any broker, sales agent, or sales person thereof; provided, however, that this does not apply to any bottles, barrels, or other containers necessary for the legitimate transportation of such beverages or to advertising materials and does not apply to the extension of credit, for liquors sold, made strictly in compliance with the provisions of this section. A brand owner is a person who is not a manufacturer, distributor, importer, primary American source of supply, brand registrant, or broker,
sales agent, or sales person thereof, but who directly or
indirectly owns or controls any brand, brand name, or label of
alcoholic beverage. Nothing in This section does not shall
prohibit the ownership by vendors of any brand, brand name, or
label of alcoholic beverage.

(8) The division may adopt rules and require reports to
enforce, and may impose administrative sanctions for any
violation of, the limitations established under the Beverage Law
on any vehicles, equipment, furniture, fixtures, signs,
Supplies, credit, fees, slotting fees of any kind, advertising
or cooperative advertising, services, gifts or loans of money or
property of any description, rebates of any kind whatsoever in
this section on credits, coupons, and other forms of assistance.

(11) A vendor may display in the interior of his or her
licensed premises, including the window or windows thereof,
neon, electric, or other signs that require a power source;
including window painting and decalcomanias applied to the
surface of the interior or exterior of such windows; and
posters, placards, and other advertising material advertising
the brand or brands of alcoholic beverages sold by him or her,
whether visible or not from the outside of the licensed
premises. However, a vendor may not display in the
window or windows of his or her licensed premises more than one
neon, electric, or similar sign that requires a power source.
(12) Any manufacturer, distributor, importer, primary American source of supply, or brand owner or registrant, or any broker, sales agent, or sales person thereof, may give, lend, furnish, or sell to a vendor who sells the products of such manufacturer, distributor, importer, primary American source of supply, or brand owner or registrant any of the following: neon, or electric, or other signs requiring a power source; signs, window painting and decalcomanias applied to the surface of the interior or exterior of windows; and posters, placards, and other advertising material herein authorized to be used or displayed by the vendor in the interior of his or her licensed premises. As used in this section, the term "decalcomania" means a picture, design, print, engraving, or label made to be transferred onto a glass surface.

(13) Any manufacturer, distributor, importer, primary American source of supply, or brand owner or registrant, or any broker, sales agent, or sales person thereof, who regularly sells merchandise to vendors, or any vendor who purchases merchandise from such manufacturer, distributor, importer, primary American source of supply, or brand owner or registrant, or any broker, sales agent, or sales person thereof, does not violate subsection (1) if:
(a) Such sale or purchase is equal to or greater than the fair market value of the merchandise, not combined with any sale or purchase of alcoholic beverages separately itemized from the sale or purchase of alcoholic beverages, and

(b) Both the seller and purchaser maintain records of any such sale or purchase, including the price and any conditions associated with such sale or purchase of the merchandise.

For purposes of this subsection, the term "merchandise" means commodities, supplies, fixtures, furniture, or equipment. The term does not include alcoholic beverages or a motor vehicle or trailer requiring registration under chapter 320.

(15) The division shall adopt reasonable rules governing promotional displays and advertising. Such rules may not conflict with or be more stringent than the federal regulations pertaining to such promotional displays and advertising furnished to vendors by distributors, manufacturers, importers, primary American sources of supply, or brand owners or registrants, or any broker, sales agent, or sales person thereof; however:

(a) If a manufacturer, distributor, importer, brand owner, or brand registrant of malt beverage, or any sales agent or sales person thereof, provides a vendor with branded expendable retailer advertising specialties such as trays, coasters, mats, menu cards, napkins, cups, glassware, thermometers, and the
like, such items may be sold only at a price not less than the actual cost to the industry member who initially purchased them, without limitation in total dollar value of such items sold to a vendor. However, a distributor that receives glassware at no charge on a no-charge invoice from a malt beverage manufacturer or importer may give such glassware to a vendor licensed to sell malt beverages for on-premises consumption. Each piece of glassware given to a vendor by a distributor must bear a permanent brand name intended to prominently advertise the brand. A distributor may not give a vendor more than 10 cases of glassware per calendar year per licensed premises. A vendor that receives a gift of glassware from a distributor may not sell the glassware or return it to a distributor for cash, credit, or replacement. A manufacturer or importer who sells or gives glassware to a distributor, a distributor who sells or gives glassware to a vendor, and such vendor, must maintain records of such sale or gift of glassware.

1. These records must be maintained for 3 years by the industry member. The records may be in any format so long as they are available and legible to division personnel upon request during normal business hours. A copy of any record maintained or produced in compliance with this paragraph shall be provided to each industry member who receives such glassware. The copy shall be in a format accessible and readable by the recipient and may not be provided in an electronic format that

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Page 8 of 40
would require proprietary software unavailable to the recipient. These records must show:

a. The name and address of the recipient, the recipient's employee or agent receiving the glassware;

b. The recipient's license number;

c. The date furnished or given;

d. The description and quantity of glassware furnished or given;

e. The cost to the industry member determined by the original purchaser's invoice price;

f. The charges to the recipient for the glassware, if any;

and

g. The name, license number, and address of the industry member providing the glassware.

2. As used in this paragraph, the term:

a. "Case" means a box containing up to 24 pieces of glassware.

b. "Glassware" means a single-service glass container that can hold no more than 23 ounces of liquid volume.

(b) Without limitation in total dollar value of such items provided to a vendor, a manufacturer, distributor, importer, primary American source of supply, or brand registrant of malt beverage, or any broker, sales agent, or sales person thereof, may rent, loan without charge for an indefinite duration, or sell durable retailer advertising
specialties such as clocks, pool table lights, and the like, which bear advertising matter. If sold, such items may not be sold at a price less than the actual cost to the industry member who initially purchased the items.

(c) If a manufacturer, distributor, importer, brand owner, or brand registrant of malt beverage, or any sales agent or sales person thereof, provides a vendor with consumer advertising specialties such as ashtrays, T-shirts, bottle openers, shopping bags, and the like, such items may be sold only at a price not less than the actual cost to the industry member who initially purchased them, and may be sold without limitation in total value of such items sold to a vendor.

(d) A manufacturer, distributor, importer, brand owner, or brand registrant of malt beverage, or any sales agent or sales person thereof, may provide consumer advertising specialties described in paragraph (c) to consumers on any vendor's licensed premises.

(e) A manufacturer, distributor, importer, brand owner, or brand registrant of malt beverages, and any sales agent or sales person thereof or contracted third-party, may not engage in cooperative advertising with a vendor and may not name a vendor in any advertising for a malt beverage tasting authorized under s. 563.09.

(f) A distributor of malt beverages may sell to a vendor draft equipment and tapping accessories at a price not less than...
the cost to the industry member who initially purchased them, except there is no required charge, and the distributor may exchange any parts that are not compatible with a competitor's system and are necessary to dispense the distributor's brands. A distributor of malt beverages may furnish to a vendor at no charge replacement parts of nominal intrinsic value, including, but not limited to, washers, gaskets, tail pieces, hoses, hose connections, clamps, plungers, and tap markers.

(16)(a) Notwithstanding other provisions of this section, a manufacturer or importer of malt beverages and a vendor may enter into a written agreement for brand-naming rights and associated cooperative advertising, negotiated at arm's length, for no more than fair market value if all of the following conditions are met:

1. The vendor operates places of business where consumption on the premises is permitted and the premises:
   a. Are located within a theme park complex consisting of at least 25 contiguous acres owned and controlled by the same business entity;
   b. Contain permanent exhibitions and a variety of recreational activities; and
   c. Has a minimum of 1 million visitors annually with a controlled entrance to, and exit from, the enclosed area.

2. Such agreement does not involve, either in whole or in part, the sale or distribution of malt beverages between the
manufacturer or importer, or the manufacturer's or importer's
distributor, and a vendor.

3. The vendor, as a result of such agreement, does not

give preferential treatment to the alcoholic beverage brand or
brands of the manufacturer or importer with whom the vendor has
entered into such agreement.

4. Such agreement does not directly or indirectly limit

the sale of alcoholic beverages of another manufacturer or
importer, or distributor.

5. Within 10 days after execution of such agreement, the
vendor files with the division a description of the agreement
which includes the location, dates, and the name of the
manufacturer or importer that entered into the agreement.

As used in this paragraph, the term "negotiated at arm's length"
means the negotiation of a business transaction by independent
parties acting in each party's own individual self-interest and
conducted as if the parties were strangers, so that no conflict
of interest may arise.

(b) A manufacturer or importer of malt beverages who is a
party to a brand-naming rights agreement may not, directly or
indirectly, solicit or receive from any of its distributors any
portion of the payment due from the manufacturer or importer of
malt beverages to the vendor pursuant to such agreement. Such
agreement exists solely between the manufacturer and the vendor
and does not, directly or indirectly, in any way obligate or place responsibility, financial or otherwise, upon a distributor.

(c) Notwithstanding s. 561.29(3) and (4), a manufacturer of malt beverages, an importer of malt beverages, or a vendor who violates this subsection is subject to:

1. A civil penalty of not more than $25,000, for a first violation.

2. A civil penalty of not more than $100,000 for a second violation occurring within 36 months after the date of the first violation.

3. At the discretion of the division, in lieu of or in addition to the penalty imposed under subparagraph 2., suspension or revocation of the alcoholic beverage license for a third or subsequent violation occurring within 36 months after the date of the first violation.

A violation occurring more than 36 months after a first violation is deemed a first violation under this paragraph. When imposing a civil penalty within the ranges provided in subparagraphs 1. and 2., the division may not impose a civil penalty in an amount greater than the financial value of the brand-naming rights agreement.

Section 88. Section 562.65, Florida Statutes, is created to read:
562.65 Licensed premises of vendors; dogs allowed in designated areas.—

(1) As used in this section, the term:

(a) "Division" means the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation.

(b) "Dog" means a dog that is domesticated and kept as a household pet.

(c) "Licensed premises" has the same meaning as provided in s. 561.01(11).

(d) "Vendor" means a person who is licensed under the Beverage Law.

(2) A vendor may allow dogs in designated areas, including certain indoor areas, of the licensed premises under the following conditions:

(a) No more than 10 percent of the gross revenue of the vendor's business may be from the sale of food consumed on the licensed premises. Ice may not be considered food.

(b) Dogs must be kept on a leash and under control at all times.

(c) Dogs may not be permitted on tables, bar tops, or other furnishings.

(d) Dogs may not be permitted in any area of the licensed premises in which food is stored or prepared.
(e) Dog waste must be cleaned immediately and the area must be sanitized.

(3) An individual may be held liable for failure to comply with the conditions under paragraphs (2)(b)–(e) if such failure causes injury or damage.

(4) The division may adopt rules to administer this section.

Section 89. Section 563.061, Florida Statutes, is created to read:

563.061 Return of malt beverage products.—

(1) DEFINITIONS.—As used in this section, the term:

(a) “Damaged product” means a malt beverage product delivered to a vendor exhibiting product deterioration, defective seals, leaking, damaged labels, or missing or mutilated tamper-evident closures.

(b) “Keg” means a reusable container used to store and dispense a malt beverage product in draft form on tap.

(c) “Manufacturer’s code date” means a coded best-by date, expiration date, or other designated date or dating system established by a manufacturer to signify freshness that is printed on the malt beverage container or, in the case of a keg, marked on a cap, collar, tag, or label affixed directly to the keg.

(d) “Out-of-code product” means a malt beverage product that has exceeded the manufacturer's code date and, according to
the manufacturer's policies, must be removed and replaced with fresh product for purchase in the retail market.

(e) "Undamaged product" means a malt beverage product that is not damaged or out of code.

(2) CONSIGNMENT SALES PROHIBITED; AUTHORIZED RETURNS.—A distributor may not sell, offer for sale, or contract to sell malt beverages on consignment or any basis other than a bona fide sale. A vendor may not purchase, offer to purchase, or contract to purchase malt beverages on consignment or any basis other than a bona fide sale. Once a distributor sells malt beverages to a vendor, only bona fide returns are permitted for the ordinary and usual commercial reasons authorized in this section. This section does not permit return of product because it is overstocked or slow-moving or because it has limited or seasonal demand, including, but not limited to, product packaged in holiday decanters or distinctive bottles.

(3) RETURNS OF UNDAMAGED PRODUCT.—

(a) Except as provided in paragraph (b), undamaged product may be returned for exchange of product or credit.

(b) A distributor may only accept a return of undamaged product if the return is requested within 7 days after the delivery date. However, a distributor may accept a return of undamaged product after such time in the following circumstances:
1. If a vendor or its employees or agents are no longer permitted, due to a change in regulation or administrative procedure, to sell a particular brand or size product, such product may be returned for credit or refund.

2. If a vendor terminates operations, the vendor's inventory of product at the time of termination may be returned for credit or refund. This subparagraph does not apply during a vendor's temporary seasonal shutdown.

3. Except as provided in subparagraph 6., a product that has not yet exceeded the manufacturer's code date may be returned for purposes of ensuring quality control or freshness; however, such product may only be returned for exchange of product.

4. If a manufacturer has issued a product recall that affects multiple vendors that are not affiliated through having common ownership, being members of the same pool buying group, or being members of the same advertising cooperative, the recalled product may be returned for exchange of product or credit. If return of such product is requested more than 7 days after the delivery date, the distributor must keep documentation of the recall with the transaction record maintained pursuant to subsection (8).

5. If production or importation of a product is discontinued, a vendor's inventory of the discontinued product may be returned for credit or refund.
6. If a vendor is only open for a portion of the year and has product remaining at closure which, with respect to quality control or freshness, would become unsuitable for sale during the off-season according to the manufacturer's code date, such product may be returned for credit or refund.

If undamaged product is returned under this paragraph, the distributor must keep documentation of a qualifying exception in subparagraphs 1.-6. with the transaction record maintained pursuant to subsection (8).

(4) RETURNS OF DAMAGED PRODUCT.—
(a) Damaged product may only be returned for exchange of product or credit. A distributor must verify damaged product before accepting its return.
(b) Product damaged by a vendor, its employees or agents, or its customers may not be returned and shall be the vendor's liability.
(c) A distributor may only accept return of damaged product if requested within 7 days after the delivery date.

(5) RETURNS OF OUT-OF-CODE PRODUCT.—
(a) Out-of-code product may only be returned for exchange of product. A distributor must verify out-of-code product before accepting its return.
(b) A distributor may accept return of out-of-code product any time after the manufacturer's code date only in the following circumstances:

1. The manufacturer has written policies and procedures that specify the date that out-of-code product should be removed.

2. Such policies and procedures are readily available, verifiable, and consistently applied by the manufacturer.

3. The manufacturer's code date is printed on the product container or, in the case of a keg, marked on a cap, collar, tag, or label affixed directly to the keg.

4. Out-of-code product removed by the distributor does not reenter the retail market.

(6) EXCHANGES OF PRODUCT.—An exchange of product authorized under this section must be in exact quantities with a product of near or equal value, made by the same manufacturer, and in the same size container or keg unless a credit is issued at the time of the return.

(7) DISTRIBUTOR REQUIREMENTS FOR RETURNS.—This section does not require a distributor to accept returns authorized under this section; however, if a distributor accepts return of product, the distributor must:

(a) Provide the exchange of product, credit, or refund to the vendor, as provided in subsections (3)-(5), at the same time the distributor picks up the product being returned.
(b) For damaged or undamaged product, pick up the product being returned within 14 days after receipt of the vendor's request.

(8) TRANSACTION RECORDS.—A distributor must keep and maintain for 3 years a transaction record of each return identifying the vendor's business name, address, and license number; product returned for exchange of product, credit, or refund; and any other documentation required by this section.

The distributor must provide a copy of the transaction record to the vendor in a format accessible and readable by the vendor. Such transaction records must be maintained on the distributor's licensed premises, or may be kept at another location in this state if the distributor notifies the division in writing before keeping records in another location, and must be made available to the division upon request for inspection in a format accessible and readable by the division. The distributor must notify the division in writing of any change in recordkeeping location.

(9) RETURNS NOT TIED HOUSE EVIL.—Bona fide returns authorized under this section for exchange of product, credit, or refund are not considered gifts, loans, or other forms of financial aid or assistance prohibited by s. 561.42.

(10) CIVIL PENALTY.—In accordance with s. 561.29, the division may impose a civil penalty against a distributor or
vendor for any violation of this section, or any rule adopted under this section, not to exceed $1,000 per violation.

(11) RULEMAKING AUTHORITY.—The division may adopt rules to administer and enforce this section.

Section 90. Section 564.05, Florida Statutes, is repealed.

Section 91. Section 564.055, Florida Statutes, is repealed.

Section 92. Section 564.09, Florida Statutes, is amended to read:

564.09 Restaurants; off-premises consumption of wine.—Notwithstanding any other provision of law, a restaurant licensed to sell wine on the premises may permit a patron to remove one unsealed bottle of wine for consumption off the premises if the patron has purchased a full course meal consisting of a salad or vegetable, entree, a beverage, and bread and consumed a portion of the bottle of wine with such meal on the restaurant premises. A partially consumed bottle of wine that is to be removed from the premises must be securely resealed by the licensee or its employees before removal from the premises. The partially consumed bottle of wine shall be placed in a bag or other container that is secured in such a manner that it is visibly apparent if the container has been subsequently opened or tampered with, and a dated receipt for the bottle of wine and full course meal shall be provided by the licensee and attached to the container. If transported in a
motor vehicle, the container with the resealed bottle of wine
must be placed in a locked glove compartment, a locked trunk, or
the area behind the last upright seat of a motor vehicle that is
not equipped with a trunk.

Section 93. Paragraphs (a) and (b) of subsection (1),
paragraphs (b) and (c) of subsection (2), and subsection (5) of
section 565.03, Florida Statutes, are amended to read:

565.03 License fees; manufacturers, distributors, brokers,
sales agents, and importers of alcoholic beverages; vendor
licenses and fees; distilleries and craft distilleries.—
(1) As used in this section, the term:
(a) "Branded product" means any distilled spirits product
manufactured on site, or manufactured on site and blended on
site with other distilled spirits, which requires a federal
certificate and label approval by the Federal Alcohol
Administration Act or federal regulations.
(b) "Craft distillery" means a licensed distillery that
produces 250,000 75,000 or fewer gallons per calendar year of
distilled spirits on its premises and is designated as a craft
distillery by has notified the division upon notification in
writing of its decision to qualify as a craft distillery.
(2)
(b) A licensed distillery or craft distillery may Persons
licensed under this section who are in the business of
distilling spirituous liquors may also engage in the business of
rectifying and blending spirituous liquors without the payment of an additional license tax.

(c) A craft distillery licensed under this section which is not licensed as a vendor under s. 561.221 may sell to consumers under its craft distillery license, at its souvenir gift shop, up to 75,000 gallons per calendar year of branded products distilled on its premises in this state in factory-sealed containers that are filled at the distillery for off-premises consumption by consumers. Such sales are authorized only on private property owned or leased by the craft distillery which is contiguous to the craft distillery's licensed distillery premises approved by the division in this state and included on the sketch or diagram defining the licensed premises submitted with the distillery's license application. All sketch or diagram revisions by the distillery shall require the division's approval verifying that the souvenir gift shop location operated by the licensed distillery is owned or leased by the distillery and on property contiguous to the distillery's production building in this state.

1. A craft distillery may not sell under its craft distillery license any factory-sealed individual containers of spirits to consumers in this state except in face-to-face sales transactions with such consumers at the craft distillery's licensed premises. Such containers must be in compliance with
the container limits in s. 565.10 who are making a purchase of no more than six individual containers of each branded product.

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

2.3. A craft distillery must report to the division within 5 days after it reaches the production limitations provided in paragraph (1)(b). Any retail sales to consumers under its craft distillery license at the craft distillery's licensed premises are prohibited beginning the day after it reaches the production limitation.

3.4. A craft distillery that has not been issued a vendor's license under s. 561.221 may not ship or arrange to ship any of its distilled spirits to consumers in this state and may sell and deliver only to consumers within the state in a face-to-face transaction at the distillery property. However, a craft distillery distilled licensed under this section may ship, arrange to ship, or deliver such spirits to manufacturers of distilled spirits, wholesale distributors of distilled spirits, state or federal bonded warehouses, and exporters, or consumers located outside of this state; however, all such shipments must comply with the laws where such products are scheduled to be delivered for personal use.
4. A craft distillery may transfer up to 75,000 gallons per calendar year of distilled spirits that it manufactures from its federal bonded space, nonbonded space at its licensed premises, or storage areas to its souvenir gift shop.

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

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

(5) A craft distillery may transfer distilled spirits to any of its retail areas pursuant to paragraph (2)(c) or s. 561.221 and making sales under paragraph (2)(c) is responsible for submitting any excise taxes due to the state on distilled spirits on beverages under the Beverage Law with in its monthly report to the division with any tax payments due to the state.
Section 94. Section 565.17, Florida Statutes, is amended to read:

565.17 Beverage tastings by distributors, craft distilleries, and vendors.—A licensed distributor of spirituous beverages, a craft distillery, as defined in s. 565.03, or any vendor, is authorized to conduct spirituous beverage tastings upon any licensed premises authorized to sell spirituous beverages by package or for consumption on premises without being in violation of s. 561.42, provided that the conduct of the spirituous beverage tasting shall be limited to and directed toward the general public of the age of legal consumption.

__________________________________________________________________________

T I T L E  A M E N D M E N T

Remove lines 2333-2556 of the amendment and insert:

An act relating to the Department of Business and Professional Regulation; providing a short title; amending s. 287.055, F.S.; conforming provisions to changes made by the act; amending s. 322.57, F.S.; defining the term "servicemember"; requiring the Department of Highway Safety and Motor Vehicles to waive certain commercial driver license requirements for servicemembers and veterans under certain circumstances; requiring rulemaking; amending s. 326.004, F.S.; deleting the requirement for a yacht
broker to maintain a separate license for each branch office; deleting the requirement for the division to establish a fee; amending s. 447.02, F.S.; conforming provisions to changes made by the act; repealing ss. 447.04, 447.041, 447.045, and 447.046, F.S., relating to licensure and permit requirements for business agents, hearings for persons or labor organizations denied licensure as a business agent, confidential information obtained during the application process, and required registration of labor organizations, respectively; amending s. 447.09, F.S.; deleting certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing ss. 447.12 and 447.16, F.S., relating to registration fees and applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the department; amending s. 455.213, F.S.; requiring the Department of Business and Professional Regulation or a board to seek reciprocal licensing agreements with other states under certain circumstances; providing requirements; creating s. 455.2278, F.S.; providing definitions; prohibiting the department or a board from suspending or revoking a person's license solely on the basis of a delinquency or default in the
payment of his or her student loan; prohibiting the department or a board from suspending or revoking a person's license solely on the basis of a default in satisfying the requirements of his or her work-conditional scholarship; amending s. 456.072, F.S.; providing that failing to repay a student loan issued or guaranteed by the state or the Federal Government in accordance with the terms of the loan is not considered a failure to perform a statutory or legal obligation; repealing s. 456.0721, F.S., relating to practitioners in default on student loan or scholarship obligations; amending s. 456.074; removing the requirements for immediate suspension of a health care practitioner for default on a specified student loan; amending s. 468.401, F.S.; revising definitions; repealing ss. 468.402, 468.403, 468.404, and 468.405, F.S., relating to duties and authority of the Department of Business and Professional Regulation with regard to licensure of talent agencies, licensure requirements, license fees and renewals, and qualification for a talent agency license, respectively; amending s. 468.406, F.S.; requiring an owner or operator of a talent agency to post an itemized schedule of fees, charges, and commissions in a specified place; repealing s. 468.407, F.S.,
relating to the form and posting requirements for a license; amending s. 468.408, F.S.; conforming provisions to changes made by the act; prohibiting certain bonds from being issued or renewed by a bonding agency to an owner or operator of a talent agency unless the bonding agency verifies that each owner or operator has not been convicted of specified crimes; amending s. 468.409, F.S.; deleting a requirement for record inspection; amending s. 468.410, F.S.; deleting a requirement to include specified information in a contract between a talent agency and applicant; amending s. 468.412, F.S.; deleting recordkeeping and posting requirements; amending s. 468.413, F.S.; revising criminal penalties; conforming provisions to changes made by the act; repealing s. 468.414, F.S., relating to the deposit of certain funds in the Professional Regulation Trust Fund; amending s. 468.415, F.S.; prohibiting any agent, owner, or operator who commits sexual misconduct in the operation of a talent agency from acting as an agent, owner, or operator of a Florida talent agency; amending s. 468.505, F.S.; providing that certain unlicensed persons are not prohibited or restricted from his or her practice, services, or activities in dietetics and nutrition.
under certain circumstances; amending 468.524, F.S.; deleting specified exemptions from the time restriction for an employee leasing company to reapply for licensure; amending s. 468.603, F.S.; revising a definition; amending s. 468.609, F.S.; revising certain experience requirements for a person to take the examination for certification; revising the time period a provisional certificate is valid; amending s. 468.613, F.S.; providing for waiver of specified requirements for certification under certain circumstances; amending s. 468.8314, F.S.; requiring an applicant for a license by endorsement to maintain a specified insurance policy; requiring the department to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; amending s. 471.015, F.S.; revising licensure requirements for engineers who hold specified licenses in another state; amending s. 473.308, F.S.; deleting continuing education requirements for license by endorsement for certified public accountants; amending s. 474.202, F.S.; revising the definition of the term "limited-service veterinary medical practice" to include certain vaccinations or immunizations; amending s. 474.203, F.S.; providing an exemption for a person
whose work is solely confined to microchip implantation in dogs and cats; amending s. 474.207, F.S.; revising education requirements for licensure by examination; amending s. 474.217, F.S.; requiring the Department of Business and Professional Regulation to issue a license by endorsement to certain applicants who successfully complete a specified examination; amending s. 476.114, F.S.; revising training requirements for licensure as a barber; amending s. 476.144, F.S.; requiring the department to license an applicant who is licensed to practice barbering in another state; amending s. 477.013, F.S.; revising the definition of the term "hair braiding"; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing additional exemptions from license or registration requirements for specified occupations or practices; amending s. 477.019, F.S.; conforming provisions to changes made by the act; amending s. 477.0201, F.S.; providing requirements for registration as a specialist; amending s. 477.026, F.S.; conforming provisions to changes made by the act; amending s. 477.0263, F.S.; authorizing certain persons to perform specified cosmetology services in a location other than a
licensed salon under certain circumstances; amending ss. 477.0265 and 477.029, F.S.; conforming provisions to changes made by the act; amending s. 481.201, F.S.; deleting legislative findings relating to the practice of interior design; amending s. 481.203, F.S.; revising definitions; amending s. 481.205, F.S.; conforming provisions to changes made by the act; amending s. 481.207, F.S.; revising certain fees for interior designers; amending s. 481.209, F.S.; providing requirements for a certificate of registration and a seal for interior designers; conforming provisions to changes made by the act; amending s. 481.213, F.S.; revising requirements for certification of licensure by endorsement for certain licensees to engage in the practice of architecture; providing that registration is not required for specified persons to practice; amending s. 481.2131, F.S.; requiring certain interior designers to include a specified seal when submitting documents for the issuance of a building permit; amending s. 481.215, F.S.; revising the number of hours of specified courses the board must require for the renewal of a license or certificate of registration; authoring licensees to complete certain courses online; amending s. 481.217, F.S.; conforming provisions to changes
made by the act; amending s. 481.219, F.S.; deleting provisions permitting the practice of or offer to practice interior design through certain business organizations; deleting provisions requiring certificates of authorization for certain business organizations offering interior design services to the public; requiring a licensee or applicant in the practice of architecture to qualify a business organization; providing requirements; amending 481.221, F.S.; requiring registered architects and certain business organizations to display their license number in specified advertisements; amending s. 481.223, F.S.; providing construction; amending s. 481.2251, F.S.; revising acts that constitute grounds for disciplinary actions relating to interior designers; amending ss. 481.229 and 481.231, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; deleting the definition of the term "certificate of authorization"; amending s. 481.310, F.S.; providing that an applicant who holds a specified degree is not required to demonstrate 1 year of practical experience for licensure; amending s. 481.311, F.S.; requiring the Board of Landscape Architecture to certify an applicant who holds a specified license issued by another state or territory.
of the United States under certain circumstances; conforming provisions; amending s. 481.313, F.S.; authorizing a landscape architect to receive hour-for-hour credit for certain approved continuing education courses under certain circumstances; 481.317, F.S.; conforming provisions; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; authorizing landscape architects to practice through a corporation or partnership; amending s. 481.321, F.S.; requiring a landscape architect to display their certificate number in specified advertisements; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 489.103, F.S.; revising certain contract prices for exemption; amending s. 489.111, F.S.; providing that an applicant who is exempt from a specified examination is eligible for licensure; amending s. 489.113, F.S.; providing that an applicant holding a specified degree does not have to pass a certain examination; amending s. 489.115, F.S.; requiring the Construction Industry Licensing Board to certify any applicant who holds a specified license to practice contracting issued by another state or territory of the United States under or certain persons licensed by endorsement or reciprocity under certain circumstances; amending s.
489.511, F.S.; requiring the board to certify as qualified for certification by endorsement any applicant who holds a specified license to practice electrical or alarm system contracting issued by another state or territory of the United States under certain circumstances; amending s. 489.517, F.S.; providing a reduction in certain continuing education hours required for certain contractors; amending s. 489.518, F.S.; requiring a person to have completed a specified amount of training within a certain time period to perform the duties of an alarm system agent; amending s. 492.104, F.S.; conforming provisions to changes made by the act; amending 492.108, F.S.; requiring the department to issue a license by endorsement to any applicant who has held a specified license to practice geology in another state, territory, or possession of the United States for a certain period of time; providing that an applicant may take the examination required by the board if they have not met the specified examination requirement; amending s. 492.111, F.S.; deleting the requirements for a certificate of authorization for a professional geologist; amending ss. 492.113 and 492.115, F.S.; conforming provisions; creating s. 509.102, F.S.; providing a definition for the term "mobile food
dispensing vehicles"; prohibiting a municipality, county, or other local government entity from requiring a separate license, registration, or permit or fee or from operating within the jurisdiction; providing applicability; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or announcer; amending s. 553.5141, F.S.; conforming provisions to changes made by the act; amending s. 553.74, F.S.; revising the membership and qualifications of the Florida Building Commission; amending s. 558.002, F.S.; conforming provisions to changes made by the act; amending s. 823.15, F.S.; authorizing certain persons to implant dogs and cats with specified radio frequency identification devices under certain circumstances; authorizing such persons to contact the owner of record listed on such devices; amending s. 561.221, F.S.; authorizing the division to issue vendor licenses to certain craft distilleries for the sale of alcoholic beverages on the distillery's licensed premises; requiring that the licensed vendor premises be included on certain sketches and diagrams under certain circumstances; requiring that all
revisions to sketches or diagrams be approved by the
division; requiring the division to issue permits to
craft distilleries for conducting tastings and sales
at certain events; requiring craft distilleries to pay
entry fees for such events and have a representative
of the distillery present at each event; requiring
that certain alcoholic beverages be obtained through a
licensed distributor, a licensed broker or sales
agent, or a licensed importer; amending s. 561.24,
F.S.; authorizing a craft distillery to be licensed as
a distributor under certain circumstances; amending s.
561.42, F.S.; prohibiting certain entities and persons
from directly or indirectly assisting or providing
specified items, monies, or services to a licensed
vendor; prohibiting a licensed vendor from accepting
specified items, monies, or services from certain
entities or persons; authorizing the Division of
Alcoholic Beverages and Tobacco adopt rules and
require reports to enforce, and to impose
administrative sanctions for a violation of
limitations established under the Beverage Law on
specified items, monies, or services; prohibiting a
vendor from displaying certain signs in the window or
windows of his or her licensed premises; authorizing
certain entities and persons to furnish, supply, sell,
rent, lend, or give certain advertising material to

certain vendors; defining the term "decalcomania";

providing exemptions relating to tied house evil for
certain sales and purchases of merchandise; providing
conditions for the exemptions; defining the term
"merchandise"; prohibiting the sale of certain

advertising specialties at a price higher than the

actual cost to the industry member; authorizing a

manufacturer or importer of malt beverages and a

vendor to enter into a written agreement for certain

purposes; providing requirements for such agreement;
defining the term "negotiated at arm's length";

specifying that a brand-naming rights agreement does

not obligate or place responsibility upon a
distributor; providing civil penalties; prohibiting
the division from imposing certain civil penalties;

creating s. 562.65, F.S.; providing definitions;

authorizing certain licensed vendors of alcoholic

beverages to allow dogs in certain designated areas on

licensed premises under specified conditions;

providing for liability; authorizing the Division of

Alcoholic Beverages and Tobacco of the Department of
Business and Professional Regulation to adopt rules;

creating s. 563.061, F.S.; providing definitions;

prohibiting consignment sales of malt beverages
between a distributor and vendor; authorizing bona
fide returns of malt beverages under certain
conditions; providing applicability; authorizing
distributors to accept returns of certain products
under specified conditions; providing distributor
requirements for such returns; providing requirements
for exchanges of product; providing recordkeeping
requirements; specifying that authorized returns are
not gifts, loans, or other prohibited forms of
financial aid or assistance; providing penalties;
providing for rulemaking; repealing ss. 564.05 and
564.055, F.S., relating to limitations on the size of
individual wine containers and individual cider
containers; amending s. 564.09, F.S.; revising
provisions that authorize a restaurant to allow
patrons to remove partially consumed bottles of wine
from the restaurant for off-premises consumption;
amending s. 565.03, F.S.; redefining the terms
"branded product" and "craft distillery"; revising the
requirements for the sale of branded products by a
licensed craft distillery to consumers; deleting a
 provision that prohibits a craft distillery from
selling more than six individual containers of a
branded product to a consumer; revising requirements
relating to the shipping of distilled spirits to
consumers by a craft distillery; deleting requirements
relating to the transfer of certain distillery
licenses and ownership therein; deleting a prohibition
against certain affiliations; authorizing a craft
distillery to transfer specified quantities of
specified distilled spirits from certain locations to
its souvenir gift shop; requiring a craft distillery
making such transfers to submit certain excise taxes
with its monthly report to the Division of Alcoholic
Beverages and Tobacco of the Department of Business
and Professional Regulation; amending s. 565.17, F.S.;
authorizing a craft distillery to conduct spirituous
beverage tastings on specified licensed premises under
certain circumstances; providing effective dates.