



905538

LEGISLATIVE ACTION

Senate

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House

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The Committee on Innovation, Industry, and Technology (Brandes) recommended the following:

**Senate Amendment to Amendment (132272)**

Delete lines 146 - 214

and insert:

souvenir gift shops and tasting rooms, up to 250,000 gallons per  
calendar year of ~~shop,~~ branded products that are manufactured by  
the craft distillery ~~distilled~~ on its premises or in a state or  
federal bonded space in this state which is on or contiguous to  
the craft distillery's licensed premises and is owned or leased  
by the craft distillery in this state in factory-sealed



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11 ~~containers that are filled at the distillery for off-premises~~  
12 ~~consumption.~~ Such sales are authorized only on private property  
13 contiguous to the licensed ~~distillery~~ premises in this state and  
14 included on the sketch or diagram defining the licensed premises  
15 submitted with the distillery's license application. All sketch  
16 or diagram revisions by the distillery shall require the  
17 division's approval verifying that the locations of the souvenir  
18 gift shops and tasting rooms ~~shop location~~ operated by the  
19 licensed distillery are ~~is~~ owned or leased by the distillery and  
20 on property contiguous to the distillery's production building  
21 in this state.

22 1. Except as permitted under s. 565.17(2), a craft  
23 distillery may not sell any factory-sealed individual containers  
24 of spirits to consumers except in face-to-face sales  
25 transactions with such consumers at the craft distillery's  
26 licensed premises. Such branded products must be in compliance  
27 with the container limits under s. 565.10 and be intended for  
28 personal consumption rather than for resale ~~who are making a~~  
29 ~~purchase of no more than six individual containers of each~~  
30 ~~branded product.~~

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

36 3. A craft distillery must report to the division within 5  
37 days after it exceeds ~~reaches~~ the production standards or is no  
38 longer operating under the requirements or limitations provided  
39 in paragraph (1)(b). Any retail sales of branded products by the



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40 drink or by the package to consumers at the craft distillery's  
41 licensed premises are prohibited beginning the day after it  
42 exceeds ~~reaches~~ the production limitation.

43 ~~3.4.~~ A craft distillery is prohibited from shipping or  
44 arranging to ship within this state any of its branded products  
45 or any other alcoholic beverages that it manufactures,  
46 rectifies, blends, or bottles ~~may not ship or arrange to ship~~  
47 ~~any of its distilled spirits to consumers~~ and may sell and  
48 deliver only to consumers within the state in a face-to-face  
49 transaction at the distillery's souvenir gift shops and tasting  
50 rooms ~~distillery property~~. However, a craft distillery ~~distiller~~  
51 licensed under this section may ship, arrange to ship, or  
52 deliver such spirits to any manufacturers of distilled spirits,  
53 wholesale distributors of distilled spirits, state or federal  
54 bonded warehouses, or ~~and~~ exporters.

55 ~~4.5.~~ Except as provided in subparagraph 5. ~~subparagraph 6.,~~  
56 it is unlawful to transfer a craft distillery license ~~for a~~  
57 ~~distillery that produces 75,000 or fewer gallons per calendar~~  
58 ~~year of distilled spirits on its premises~~ or any ownership  
59 interest in such license to an individual or entity that has a  
60 direct or indirect ownership interest in any distillery that  
61 distills, blends, or bottles 250,000 gallons or more per  
62 calendar year of distilled spirits under any license ~~licensed~~ in  
63 this state; another state, territory, or country; or by the  
64 United States Government to manufacture, blend, or rectify  
65 distilled spirits for beverage purposes.

66 ~~5.6.~~ A craft distillery shall not have its ownership  
67 affiliated with another distillery, unless such distillery is  
68 owned by an individual or entity that distills, blends, or



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69 bottles 250,000 gallons or less per calendar year of distilled  
70 spirits ~~produces 75,000 or fewer gallons per calendar year of~~  
71 ~~distilled spirits on each of its premises in this state or in~~  
72 ~~another state, territory, or country.~~

73 6. A craft distillery may transfer up to 250,000 gallons  
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