

HB 801

2026

A bill to be entitled  
An act relating to the sale of thc-infused beverages;  
amending s. 561.20, F.S.; authorizing the Division of  
Alcoholic Beverages and Tobacco to issue a special  
license for the retail sale of THC-infused beverages;  
requiring such license for the retail sale of THC-  
infused beverages; prohibiting the sale of such  
beverages if such license is not issued; providing  
penalties; defining the term "THC-infused beverage";  
providing an effective date.

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

Section 1. Subsection (14) is added to section 561.20, Florida Statutes, to read:

561.20 Limitation upon number of licenses issued.—  
(14) (a) In addition to any license that may be issued under this chapter, the division may issue a special license for the retail sale of a THC-infused beverage pursuant to s. 561.20(a)4., which authorizes the sale of intoxicating beverages by the drink for consumption on the licensed premises of a restaurant.

(b) Notwithstanding any provisions in this chapter, or any other law to the contrary, a THC-infused beverage may be sold at retail only by an individual or entity that is issued a quota

26 license pursuant to subsection (1) or a special license pursuant  
27 to this subsection by the division.

28 (c) Any individual or entity that has not been issued a  
29 quota license under subsection (1) or a special license under  
30 this section by the division may not sell, offer for sale,  
31 possess for sale, or distribute for sale THC-infused beverages  
32 in this state.

33 (d) A violation of this section constitutes an unlicensed  
34 activity under the Beverage Law and shall be punished in the  
35 same manner as the unlicensed sale or service of alcoholic  
36 beverages, including penalties under chapters 561, 562, and 565.

37 (e) As used in this subsection, the term "THC-infused  
38 beverage" means any beverage intended for human consumption that  
39 contains hemp-derived delta-9-tetrahydrocannabinol or any other  
40 intoxicating cannabinoid in any amount, regardless of whether  
41 such beverage is an alcoholic beverage.

42 **Section 2.** This act shall take effect July 1, 2026.