

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Jenne offered the following:

Amendment to Amendment (732827) (with directory and title amendments)

Remove lines 361-443 of the amendment and insert:
in writing of its decision to qualify as a craft distillery. For purposes of calculating a distillery's total production of distilled spirits under this section, the division shall include the distillery's production of distilled spirits on each of its premises.

(2)

(c) A craft distillery licensed under this section may sell to consumers, at its souvenir gift shop, up to 75,000

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14 gallons per calendar year of branded products ~~distilled on its~~
15 ~~premises in this state~~ in factory-sealed containers that are
16 filled at the distillery for off-premises consumption. Such
17 sales are authorized only on private property contiguous to the
18 licensed distillery premises in this state and included on the
19 sketch or diagram defining the licensed premises submitted with
20 the distillery's license application. All sketch or diagram
21 revisions by the distillery shall require the division's
22 approval verifying that the souvenir gift shop location operated
23 by the licensed distillery is owned or leased by the distillery
24 and on property contiguous to the distillery's production
25 building in this state.

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

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

35 3. A craft distillery must report to the division within 5
36 days after it reaches the production limitations provided in
37 paragraph (1)(b). Any retail sales to consumers at the craft

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38 distillery's licensed premises are prohibited beginning the day
39 after it reaches the production limitation.

40 4. A craft distillery ~~may not ship or arrange to ship any~~
41 ~~of its distilled spirits to consumers and~~ may sell its distilled
42 spirits and deliver only to consumers ~~within the state~~ in a
43 face-to-face transaction at the distillery property. However, a
44 craft distiller licensed under this section may ship, arrange to
45 ship, or deliver such spirits to manufacturers of distilled
46 spirits, wholesale distributors of distilled spirits, state or
47 federal bonded warehouses, and exporters. A craft distillery may
48 ship, arrange to ship, or deliver its distilled spirits to a
49 consumer who has purchased such spirits in a face-to-face
50 transaction at the distillery property, only if the delivery or
51 shipment is made through a common carrier authorized to deliver
52 or ship distilled spirits in the jurisdiction to which the
53 products will be delivered or shipped.

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

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63 6. A craft distillery may be owned or controlled, directly
64 or indirectly, any person or entity that owns or controls,
65 directly or indirectly, a distillery that produces more than
66 250,000 gallons per calendar year of distilled spirits ~~shall not~~
67 ~~have its ownership affiliated with another distillery, unless~~
68 ~~such distillery produces 75,000 or fewer gallons per calendar~~
69 ~~year of distilled spirits on each of its premises in this state~~
70 ~~or in another state, territory, or country.~~

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D I R E C T O R Y A M E N D M E N T

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Remove lines 346-347 of the amendment and insert:

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75 Section 10. Paragraphs (a) and (b) of subsection (1),
76 paragraph (c) of subsection (2), and subsection (5) of section
77 565.03, Florida Statutes, are

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

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Remove line 530 of the amendment and insert:

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82 consumer; revising limitations on craft distillery
83 shipments of items purchased in face-to-face transactions;
84 revising requirements relating to the

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