

1                                   A bill to be entitled  
 2           An act relating to package stores; repealing s.  
 3           565.04, F.S., relating to restrictions on the sale by  
 4           certain licensed alcoholic beverage vendors of  
 5           merchandise other than specifically authorized types  
 6           of merchandise and restrictions on direct access to  
 7           such a vendor's place of business; amending s. 402.82,  
 8           F.S.; prohibiting electronic benefits transfer cards  
 9           from being used or accepted at locations operated as a  
 10          package store; defining the term "package store";  
 11          conforming provisions; amending s. 562.13, F.S.;  
 12          providing an exception to employment restrictions on  
 13          vendors licensed under the Beverage Law for persons  
 14          under the age of 18 years who are employed by  
 15          specified vendors; providing an effective date.

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

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 19           Section 1. Section 565.04, Florida Statutes, is repealed.

20           Section 2. Paragraph (a) of subsection (4) of section  
 21   402.82, Florida Statutes, is amended to read:

22           402.82   Electronic benefits transfer program.—

23           (4)   Use or acceptance of an electronic benefits transfer  
 24   card is prohibited at the following locations or for the  
 25   following activities:

26           (a)   An establishment licensed under the Beverage Law to

27 | sell distilled spirits as a vendor and that:

28 |       1. Is restricted as to the types of products that can be  
 29 | sold under ~~s. ss. 565.04~~ and 565.045; ~~or~~

30 |       2. Operates as a bottle club as defined in s. 561.01; or

31 |       3. Operates as a package store. For purposes of this  
 32 | subparagraph, the term "package store" means a vendor licensed  
 33 | under s. 565.02(1)(a) that derives more than 30 percent of its  
 34 | gross revenue each month from the sale of alcoholic beverages.

35 |       Section 3. Paragraph (c) of subsection (2) of section  
 36 | 562.13, Florida Statutes, is amended to read:

37 |       562.13 Employment of minors or certain other persons by  
 38 | certain vendors prohibited; exceptions.—

39 |       (2) This section shall not apply to:

40 |       (c) Persons under the age of 18 years who are employed in  
 41 | drugstores, grocery stores, department stores, florists,  
 42 | specialty gift shops, ~~or~~ automobile service stations, or by a  
 43 | vendor licensed under s. 563.02(1)(a) or s. 564.02(1)(a). This  
 44 | exception includes a vendor licensed under s. 565.02(1)(a) if  
 45 | such vendor derives 30 percent or less of its gross revenue each  
 46 | month from the sale of alcoholic beverages, and if the minor  
 47 | employee is supervised by a person 18 years of age or older who  
 48 | verifies the age of a purchaser of alcoholic beverages to be 21  
 49 | years of age or older and approves the sale of alcoholic  
 50 | beverages to such purchaser. ~~which have obtained licenses to~~  
 51 | ~~sell beer or beer and wine, when such sales are made for~~  
 52 | ~~consumption off the premises.~~

53  
54 However, a minor to whom this subsection otherwise applies may  
55 not be employed if the employment, whether as a professional  
56 entertainer or otherwise, involves nudity, as defined in s.  
57 847.001, on the part of the minor and such nudity is intended as  
58 a form of adult entertainment.

59 Section 4. This act shall take effect July 1, 2015.