

## CHAPTER 2013-199

### Committee Substitute for House Bill No. 623

An act relating to wine; amending s. 564.05, F.S.; providing an exception to the maximum allowable capacity for an individual container of wine sold in this state; providing that certain wine sold or offered for sale by specified vendors shall be in the unopened original container; providing an effective date.

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

Section 1. Section 564.05, Florida Statutes, is amended to read:

564.05 Limitation of size of individual wine containers; penalty.—It is unlawful for ~~a any~~ person to sell within this state ~~any~~ wine in an individual container ~~containers~~ holding more than 1 gallon of such wine, unless such wine is in a reusable container holding 5.16 gallons. ~~However, Provided, that~~ qualified distributors and manufacturers may sell wine to other qualified distributors or manufacturers ~~such wine in any size container containers.~~ Except as provided in s. 564.09, wine sold or offered for sale by a licensed vendor to be consumed off the premises shall be in the unopened original container. ~~A Any~~ person convicted of a violation of this section commits ~~shall be guilty~~ of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 2. This act shall take effect July 1, 2013.

Approved by the Governor June 14, 2013.

Filed in Office Secretary of State June 14, 2013.