

**Florida Coalition for Alcohol Policy**  
**2008 LEGISLATION**

NUMBER	TITLE	SPONSOR	COMPANION	COMMITTEES ASSIGNED	CURRENT STATUS	SUMMARY
<b>PRIORITY</b>	<b>BILLS</b>					
<b>HB 369</b>	Driving Under the Influence	Rep. Simmons	Compare HB 579, HB 1111, SB 456, SB 1574, SB 1992	12/11/07 HOUSE Filed 01/03/08 HOUSE Referred to Economic Expansion & Infrastructure Council; Referred to Infrastructure (EEI) by Economic Expansion & Infrastructure Council 02/14/08 HOUSE On Committee agenda-- Infrastructure (EEI), 03/04/08 HOUSE Introduced, referred to Economic Expansion & Infrastructure Council -HJ 00034; Referred to Infrastructure	HOUSE Favorable with 1 amendment(s) by Infrastructure (EEI); YEAS 8 NAYS 0 03/03/08 HOUSE Now in Economic Expansion & Infrastructure Council Favorable with 1 amendment(s) by Infrastructure (EEI); YEAS 8 NAYS 0 - Now in Economic Expansion & Infrastructure	Requires ignition interlock devices for specified period after first conviction of certain offenses; revises provisions relating to period for which ignition interlock device may be required for second conviction of certain offenses; reduces maximum permissible blood alcohol level at which ignition interlock device will allow vehicle to start. EFFECTIVE DATE: 07/01/2008.
<b>SB 456</b>	Ignition Interlock Device/DUI	Sen. Wise	HB 369	10/08/07 SENATE Filed 12/13/07 SENATE Referred to Transportation; Criminal Justice; Transportation and Economic Development Appropriations 03/04/08 SENATE Introduced, referred	SENATE On 03/11/08 SENATE CS by Transportation; YEAS 8 NAYS 0	Requires that an ignition interlock device be installed for 6 months for a first conviction of driving under the influence if the person had an alcohol level of 0.15 or higher but less than 0.20 at the time of the offense. Requires installation of such device for at least 1 year for a second conviction etc. EFFECTIVE DATE: 07/01/2008.

				to Transportation; Criminal Justice; Transportation and Economic Development Appropriations		
<b>HB 317</b>	Blood Testing of Persons Involved in a Traffic Accident Causing Serious Injury or Death	Rep. Kravitz	Identical SB 804	Referred to Committee on Infrastructure, Economic Expansion & Infrastructure Council, Policy & Budget Council	Committee on Infrastructure On agenda for: 02/21/08 1:30 PM Favorable With Amendments Now in Economic Expansion & Infrastructure Council	Requires law enforcement officer who has reasonable suspicion that person was driving or in actual physical control of motor vehicle involved in accident that may have caused or contributed to death or serious bodily injury of human being to require that person to submit to test of person's blood to determine alcoholic content thereof or presence of specified substances; authorizes law enforcement officer to use reasonable force if necessary; requires that blood test be performed in reasonable manner; provides that test need not be incidental to lawful arrest of person; provides grounds for admissibility at trial.
<b>SB 804</b>	Traffic Accidents/ Blood Testing	Sen. Wise	Identical HB 317	12/14/07 SENATE Filed 01/24/08 SENATE Referred to Transportation; Criminal Justice; Judiciary; Criminal and Civil Justice Appropriations 03/04/08 SENATE Introduced, referred to Transportation; Criminal Justice; Judiciary; Criminal and Civil Justice Appropriations-SJ 00050		Requires a law enforcement officer who has a reasonable suspicion that a person was driving or in actual physical control of a motor vehicle involved in an accident that may have caused or contributed to the death or serious bodily injury of a human being to require that person to submit to a blood test to determine the alcoholic content or the presence of chemical or controlled substances, etc. EFFECTIVE DATE: 07/01/2008.
<b>HB 1527</b>	Selling, Giving, or Serving Alcoholic Beverages to Persons Under 21	Rep. Sasso	Identical SB 2044	Referred to Committee on Homeland Security & Public Safety Safety & Security Council	1st Reading on Friday, March 07, 2008 Committee on Homeland Security & Public Safety	Increases penalty imposed for second or subsequent offense of selling, giving, or serving alcoholic beverages to person under 21 years of age within specified period following prior offense.  Effective Date: <a href="#">July 1, 2008</a>

	Years of Age				Favorable with 1 amendment(s) by Homeland Security & Public Safety (SS); YEAS 11 NAYS On Council agenda-- Safety & Security Council, 04/09/08, 8:00am	
<b>SB 2044</b>	Alcoholic Beverages /Persons Under 21 Years	Sen. Posey	HB 1527	02/18/08 SENATE Filed 02/27/08 SENATE Referred to Regulated Industries; Criminal Justice 3/04/08 Introduced, referred to Regulated Industries, Criminal Justice		Increases the penalty imposed for a second or subsequent offense of selling, giving, or serving alcoholic beverages to a person under 21 years of age within one year after the first offense from a misdemeanor of the second degree to a misdemeanor of the first degree, etc. EFFECTIVE DATE: 07/01/2008.
HB 25	Alcohol Abuse by an Expectant Mother	Rep. Holman	Identical SB 1104	Referred to Healthcare Council Policy & Budget Council	1st Reading on Tuesday, March 04, 2008	Designates act "Fetal Alcohol Syndrome Prevention Act"; directs DOH & DCFS to maintain Fetal Alcohol Spectrum Disorders Prevention Network; requires establishment of system for assessing charges for specified services; requires DOH, DCFS, & DABT of DBPR to provide access to information regarding fetal alcohol spectrum disorders on Internet websites; provides for voluntary admission of expectant mother for alcohol abuse treatment services; provides criteria for involuntary admission of expectant mother; requires described health warning signs to be displayed by alcohol beverage vendors; requires DABT of DBPR to produce & distribute signs; directs DOH to establish Fetal Alcohol Spectrum Disorders Diagnostic & Intervention Centers & provide professional training; provides appropriations.

SB 1104	Alcohol Abuse/Expectant Mothers	Sen. Bennett	Identical HB 25	01/14/08 SENATE Filed 02/07/08 SENATE Referred to Health Policy; Children, Families, and Elder Affairs; Judiciary; Health and Human Services Appropriations 03/04/08 SENATE Introduced, referred to Health Policy; Children, Families, and Elder Affairs; Judiciary; Health and Human Services Appropriations -SJ 00070		Directs the DOH to develop a public education program to provide information regarding fetal alcohol spectrum disorders. Directs DOH in conjunction with DCFS to develop and maintain a Fetal Alcohol Spectrum Disorders Prevention Network. Provides for voluntary and involuntary admission of an expectant mother for alcohol abuse treatment services. Specifies who may request emergency admission, petition the court for involuntary assessment, etc. APPROPRIATION: \$17,663,000. EFFECTIVE DATE: 07/01/2008 except as otherwise provided.
<b>OTHER</b>	<b>BILLS</b>					
HB 579	Ignition Interlock Devices	Rep Garcia	SB 1574 Identical Compare HB 369, HB 1111, SB 1992	Committee on Infrastructure Economic Expansion & Infrastructure Council	1st Reading on Tuesday, March 04, 2008	Reduces maximum permissible blood alcohol level at which ignition interlock device will allow vehicle to start.
HB 693	Beverage Law	Rep. Bogdanoff	Similar SB 2608 Compare HB 1293, SB 1096, SB 1736	Committee on Business Regulation Jobs & Entrepreneurship Council Policy & Budget Council	1st Reading on Tuesday, March 04, 2008 Business Regulation on agenda for: 03/20/08 8:30 AM Favorable With Amendments Temporarily Deferred ( <i>final action</i> )	Authorizes certain direct shipments of wine; requires licensure of winery shippers & requires licensee to file surety bond with Division of Alcoholic Beverages and Tobacco of DBPR; limits amount of wine purchaser can purchase or cause to be shipped; requires certain proceeds from discretionary sales surtaxes to be deposited into account in Discretionary Sales Surtax Clearing Trust Fund; provides that Internet orders be construed as telephone orders; requires common carriers to verify age of persons receiving shipments; provides applicability to Florida Farm Wineries.
HB 951	Beverage Law	Rep. Schultz	Similar SB 2864	Jobs & Entrepreneurship Council Policy & Budget Council	: 1st Reading on Tuesday, March 04, 2008	Prohibits certain importers & primary American sources of supply from obtaining alcoholic beverage vendor's license; prohibits importer or primary American source of supply from having

						specified amounts of financial interest in licensed vendors; provides prohibitions relating to display of signs by vendor in relation to importers & primary American sources of supply; revises provision relating to transportation of beverages to include beverages transported by licensed importers; revises provision relating to deliveries to include those made by licensed importers; revises exception to provision relating to illegal transportation of beverages to include those made by certain importers; revises exception to provision relating to unlawful possession of alcoholic beverages for which excise taxes are due to include importers; includes importers among those to whom certain storage warehouse operators may make deliveries; requires certain importers of malt beverages to pay annual state license tax; requires certain importers to make specified cash deposit on beer sales; requires certain importers authorized to sell brewed beverages containing malt, wines, & fortified wines in certain counties to pay state license tax.
<b>HB 1111</b>	Department of Highway Safety and Motor Vehicles	Rep. Evers	Compare HB 369, HB 579, HB 1329, SB 1574, SB 1992	Committee on Infrastructure Economic Expansion & Infrastructure Council Policy & Budget Council	1st Reading on Tuesday, March 04, 2008 Committee on Infrastructure Council On agenda for: 03/13/08 8:30 AM Favorable With Amendments (9) On agenda Economic Expansion & Infrastructure Council for: 04/08/08 1:00 PM	DHSMV legislative package (Ignition Interlock)

HB 1293	Production and Shipment of Wine	Rep. Garcia	Similar SB 1096 Compare HB 693, SB 1736, SB 2608	Jobs & Entrepreneurship Council Policy & Budget Council	Now in Jobs & Entrepreneurship Council	Authorizes direct shipment of wine into & within this state for personal consumption only; provides legislative intent; requires licensure of winery shippers by Division of Alcoholic Beverages and Tobacco; provides license requirements; requires recipients of direct shipment of wine to be 21 years of age; requires proof of age & signature of recipient; provides for payment of taxes, monthly report, & recordkeeping by winery shippers; provides requirements for common carriers that make deliveries of wine; provides administrative & criminal penalties for violations of act; authorizes division & DOR to adopt rules; revises effective date; authorizes certain manufacturers of wine holding distributor's license to renew such license; removes exemption of Florida Farm Wineries from prohibition against manufacturer being licensed as distributor or registered as exporter; conforms provisions to changes made by act; revises requirements for qualifying as certified Florida Farm Winery.
HB 1453	Alcoholic Beverage Offenses	Rep. Traviesa		Safety & Security Council	Now in Safety & Security Council	Prohibits consumption of alcoholic beverages by persons under age 21; provides that first violation by certain persons is civil infraction; provides other penalties; provides for participation in specified programs by violators; requires participation in drug & alcohol education program; requires alcohol & drug evaluation & any necessary treatment; requires community service; provides for driver's license sanctions.  Effective Date: <a href="#">October 1, 2008</a>
SB 578	Alcoholic Beverages	Sen. Jones	No Companion	10/30/07 SENATE Filed 12/13/07 SENATE Referred to Regulated Industries;		Expresses the legislative intent to revise laws relating to alcoholic beverages. EFFECTIVE DATE: 10/01/2008.

				General Government Appropriations; Rules 03/04/08 SENATE Introduced, referred to Regulated Industries; General Government Appropriations; Rules -SJ 00037		
SB 1424	Driving Privileges/ Driving Under the Influence	Sen. Wise	Compare HB 945	01/28/08 SENATE Filed 02/21/08 SENATE Referred to Transportation; Criminal Justice; Judiciary; Transportation and Economic Development Appropriations 03/04/08 SENATE Introduced, referred to Transportation; Criminal Justice; Judiciary; Transportation and Economic Development Appropriations -SJ 00088		Requires that a court order the mandatory placement for a specified period, at the convicted person's sole expense, of an ignition interlock device approved by the Department of Highway Safety and Motor Vehicles upon all vehicles that are individually or jointly leased or owned and routinely operated by any person convicted for a fourth or subsequent offense of driving under the influence, etc. EFFECTIVE DATE: 07/01/2008.
SB 1992	Department of Highway Safety and Motor Vehicles	Sen. Baker		02/14/08 SENATE Filed 02/27/08 SENATE Referred to Transportation; Criminal Justice; Finance and Tax; Transportation and Economic Development Appropriations 03/04/08 SENATE Introduced, referred to Transportation; Criminal Justice; Finance and Tax; Transportation and	03/11/08 SENATE CS by Transportation; YEAS 8 NAYS 0	Amends and repeals various provisions relating to the Department of Highway Safety and Motor Vehicles, etc. EFFECTIVE DATE: 07/01/2008 except as otherwise provided. (Ignition Interlock)

				Economic Development Appropriations -SJ 00117 03/06/08 SENATE On Committee agenda-- Transportation, 03/11/08, 9:00 am, 37-S 03/11/08 SENATE CS by Transportation; YEAS 8 NAYS 0	
SB 2034	Open House Party- Civil Liability	Sen. Posey	Compare SB 2420	02/18/08 SENATE Filed 02/27/08 SENATE Referred to Criminal Justice; Judiciary; Criminal and Civil Justice Appropriations 3/04/08 Introduced; referred to Criminal Justice; Judiciary; Criminal and Civil Justice Appropriations	<u>Open House Parties/Serve Alcohol or Drugs to Minor [LPCC]</u> ; Redefines "residence" to include a hotel room. Provides that a person who has control of a residence and who allows an open house party in the residence may be liable for injury or damage caused by or resulting from the possession or consumption of alcoholic beverages or drugs by a minor at the open house party, etc. EFFECTIVE DATE: 07/01/2008.
SB 2168	Driving Under the Influence Penalties	Sen. Crist	No Companion	02/21/08 SENATE Filed 03/07/08 SENATE Referred to Transportation; Criminal Justice; Judiciary; Criminal and Civil Justice Appropriations -SJ 00179 03/11/08 SENATE Introduced -SJ 00179	Requires a court to order a defendant, after a first conviction for driving under the influence, to participate in not less than 50 hours of community service as a condition of probation, etc. EFFECTIVE DATE: 07/01/2008.
SB 2420	Alcoholic Beverages	Sen. Hill	No Companion	02/28/08 SENATE Filed SENATE Introduced, referred to Regulated Industries; Criminal Justice; Finance and Tax; General	Requires the completion of a responsible-vendor training program by all employees, all managers, and certain licensees who sell, prepare, dispense, serve, or otherwise deliver alcoholic beverages during the course of employment. Authorizes the Division of

				Government Appropriations		Alcoholic Beverages and Tobacco of the DBPR to refuse to renew a license until the licensee has satisfied all applicable training requirements, etc. EFFECTIVE DATE: 07/01/2008
SB 2608	Wine Shipments	Sen. Saunders	Similar HB 693 Compare HB 1292, SB 1096, SB 1736	02/29/08 SENATE Filed 03/06/08 SENATE Introduced, referred to Regulated Industries; Criminal Justice; Finance and Tax; General Government Appropriations -SJ 00164		Authorizes certain direct shipments of wine. Provides age requirements for those purchasing wine for direct shipment or receiving direct shipments of wine. Requires the collection, remittance, and payment of certain taxes by direct shippers. Removes a provision requiring that the winery shipper licensee be aggrieved by a violation involving prohibited delivery from without the state to have standing to bring an action, etc.