

**POLICY FORMAT:** State Statute

**RESTRICTION TYPE:** Single Container, Container Size

**SUMMARY:** Prohibits off-premise retailers from selling single containers of malt beverages that are over 32 ounces. This sample language is based on Florida Statutes, Title 34, Chapter 563, Section 563.06. While not a local policy, this state law eliminates the need for local restrictions on 40 oz. bottles of malt liquor.

## **SAMPLE POLICY LANGUAGE**

### **ALCOHOLIC BEVERAGES: BEER**

#### **Section 1. Malt beverages; size of containers**

(a) Prohibition. All malt beverages packaged in individual containers sold or offered for sale by off-premise retail vendors in this state shall contain no more than 32 ounces of such malt beverages; provided, however, that nothing contained in this section shall affect malt beverages packaged in bulk or in kegs or in barrels or in any individual container containing 1 gallon or more of such malt beverage regardless of individual container type.

(b) Penalties. Any person, firm, or corporation, its agents, officers or employees, violating any of the provisions of this section, shall be guilty of a misdemeanor, punishable as provided in s. 775.082 or s. 775.083 and the retail license shall be subject to revocation or suspension.