

1 ensure the privacy of occupants. Such door may not be left
2 open except during cleaning or maintenance.

3 (b) Toilet facilities that are used by patrons must be
4 situated so that a patron does not pass through
5 food-preparation or utensil-washing areas.

6 (c) Toilet fixtures must be cleanable.

7 (d) Toilet facilities, including rooms and fixtures,
8 must be kept clean and in good repair.

9 (e) The floors must be made of a nonabsorbent material
10 and cleaned daily. The requirement that floors be made of a
11 nonabsorbent material applies only to public food service
12 establishments that are constructed or substantially remodeled
13 after July 1, 2007.

14 (f) Receptacles must be provided for waste material
15 and such receptacles must contain a trash-can liner. These
16 receptacles in toilet facilities for women must be covered.
17 Receptacles must be emptied as necessary to prevent excessive
18 accumulation of waste material.

19 (g) A supply of hand-cleansing, antibacterial soap or
20 detergent must be available in each toilet facility, and
21 running water must be available at each hand-washing sink
22 within a toilet facility. A supply of sanitary towels or a
23 hand-drying device providing heated air must be located in
24 each toilet facility. Applicable to public food service
25 establishments that are constructed or substantially remodeled
26 after July 1, 2007, hot and cold running water must be
27 available at each hand-washing sink within a toilet facility,
28 and hand-washing sinks that have an automatic shut-off must
29 run for a minimum of 20 seconds. Hand-washing sinks, soap
30 dispensers, hand-drying devices, and all related fixtures must
31 be kept clean and in good repair.

1 (h) A supply of toilet tissue must be provided in each
2 toilet stall at all times.

3 (i) Each toilet facility must be lighted and
4 ventilated. This requirement applies only to public food
5 service establishments that are constructed or substantially
6 remodeled after July 1, 2007.

7 (j) A sign or poster that notifies food service
8 employees to wash their hands must be provided at each
9 hand-washing sink used by public food service employees and
10 must be clearly visible to the food service employees.

11 (2) This section does not apply to restrooms in a
12 public airport as defined in ss. 320.27(2) and 330.27(6) which
13 are not located within a public food service establishment.

14 (3) If the director determines that a violation of the
15 minimum sanitation standards in this section represents a
16 severe and immediate threat to the public health or safety or
17 welfare, the division shall, upon a proper finding,
18 immediately issue an emergency order to close an establishment
19 licensed under this chapter pursuant to the procedures for
20 emergency orders in s. 509.035.

21 Section 2. This act shall take effect July 1, 2007.
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1 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
2 COMMITTEE SUBSTITUTE FOR
3 CS for Senate Bill 1462

4 The committee substitute (CS) does not amend s. 381.0072, F.S.
5 It also does not amend s. 509.013, F.S.

6 The CS creates s. 509.054, F.S., instead of creating an
7 unnumbered section of the Florida Statutes to provide minimum
8 sanitary requirements for toilet facilities. The CS replaces
9 the term "food service establishment" with the term "public
10 food service establishment."

11 The CS cross-references s. 509.032, F.S., to require that the
12 division inspect each food service establishment and its
13 toilet facilities as often as necessary to ensure compliance
14 with applicable laws and rules. It does not provide that the
15 division must be permitted reasonable access and right of
16 entry to food service establishments. It does not provide
17 that the division must furnish each inspected establishment
18 with the food recovery brochure developed under s. 570.0725,
19 F.S.

20 The bill exempts restrooms in a public airport as defined in
21 ss. 330.27(2) and 330.27(6), F.S., and which are not located
22 within a food service establishment.

23 The bill provides for emergency orders to close the public
24 food service establishment using the procedures for emergency
25 orders of suspension in s. 509.035, F.S.

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