

A bill to be entitled

An act relating to disclosure of food containing trans fats; providing a short title; creating s. 509.293, F.S.; requiring public food service establishments serving foods containing trans fats to post a disclosure; requiring the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to enforce the disclosure requirements; providing for penalties; providing an effective date.

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

Section 1. This act may be cited as the "Healthy Dining Act."

Section 2. Section 509.293, Florida Statutes, is created to read:

509.293 Disclosure of food containing trans fats.--

(1) Any public food service establishment that prepares, serves, or sells food that contains trans fats or has been prepared with substances that contain trans fats shall post the following disclosure in a conspicuous location: "Some foods served here contain trans fats. Eating foods with trans fats can increase your risk of stroke and heart attack."

(2) The division shall enforce the requirements of this section.

(3) Any operator of any food service establishment who violates, or causes to be violated, the provisions of this section commits a misdemeanor of the second degree, punishable

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29 as provided in s. 775.082 or s. 775.083. In addition to the
30 criminal penalty, the license of any food service establishment
31 may be suspended or revoked by the division, or the division may
32 impose fines on the licensee, in accordance with the provisions
33 of s. 509.261, when the operator of such establishment is
34 determined by the division to have violated any provision of
35 this section. It is not necessary that the offender be convicted
36 of violating this section as a condition precedent to the
37 suspension or revocation of such license or the imposition of a
38 civil penalty by the division.

39 Section 3. This act shall take effect July 1, 2007.