

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 1263 (2012)

Amendment No. a1-2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

1 Committee/Subcommittee hearing bill: Health & Human Services
2 Committee

3 Representative Pafford offered the following:

4
5 **Amendment to Amendment (194335) by Representative Hudson**
6 **(with directory amendment)**

7 Between lines 1756 and 1757 of the amendment, insert:

8 Section 1. Subsection (1) of section 381.0072, Florida
9 Statutes, is amended to read:

10 381.0072 Food service protection.—It shall be the duty of
11 the Department of Health to adopt and enforce sanitation rules
12 consistent with law to ensure the protection of the public from
13 food-borne illness. These rules shall provide the standards and
14 requirements for the storage, preparation, serving, or display
15 of food in food service establishments as defined in this
16 section and which are not permitted or licensed under chapter
17 500 or chapter 509.

18 (1) DEFINITIONS.—As used in this section, the term:

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19 (a) "Department" means the Department of Health or its
20 representative county health department.

21 (b) "Food service establishment" means detention
22 facilities, public or private schools, migrant labor camps,
23 assisted living facilities, adult family-care homes, adult day
24 care centers, short-term residential treatment centers,
25 residential treatment facilities, homes for special services,
26 transitional living facilities, facilities participating in the
27 U.S. Department of Agriculture Afterschool Meal Program, crisis
28 stabilization units, hospices, prescribed pediatric extended
29 care centers, intermediate care facilities for persons with
30 developmental disabilities, boarding schools, civic or fraternal
31 organizations, bars and lounges, vending machines that dispense
32 potentially hazardous foods at facilities expressly named in
33 this paragraph, and facilities used as temporary food events or
34 mobile food units at any facility expressly named in this
35 paragraph, where food is prepared and intended for individual
36 portion service, including the site at which individual portions
37 are provided, regardless of whether consumption is on or off the
38 premises and regardless of whether there is a charge for the
39 food. The term does not include any entity not expressly named
40 in this paragraph; nor does the term include a domestic violence
41 center certified and monitored by the Department of Children and
42 Family Services under part XII of chapter 39 if the center does
43 not prepare and serve food to its residents and does not
44 advertise food or drink for public consumption.

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45 (c) "Operator" means the owner, operator, keeper,
46 proprietor, lessee, manager, assistant manager, agent, or
47 employee of a food service establishment.
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52 **D I R E C T O R Y A M E N D M E N T**

53 Remove line 3872 of the amendment and insert:
54 Proposed state policy, or other issue; amending s. 381.0072,
55 F.S.; amending the definition of food establishment to include
56 facilities participating in the U.S. Department of Agriculture
57 Afterschool Meal Program; amending s.
58