

Amendment No. 1

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WITHDRAWN	_____	(Y/N)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: Commerce Committee
 2 Representative Porras offered the following:

Amendment (with directory and title amendments)

Remove lines 74-78 and insert:

6 (3) (a) A temporary commercial kitchen may be used in
 7 conjunction with a licensed permanent food service establishment
 8 that is licensed under this chapter for the purpose of
 9 supplementing the kitchen operations of the licensed permanent
 10 food service establishment.

11 1. A temporary commercial kitchen may operate in this
 12 capacity on the premises of the licensed permanent food service
 13 establishment for 60 consecutive days. The operators of the
 14 temporary commercial kitchen may request, and the division may
 15 grant, one extension of up to 60 additional consecutive days.

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16 2. During a period of renovation, repair, or rebuilding, a
17 temporary commercial kitchen may operate in this capacity on the
18 premises of the licensed permanent food service establishment or
19 off the premises within line of sight not to exceed 1,320 feet
20 from the licensed permanent food service establishment for a
21 period of 120 days. The division may exercise discretion to
22 grant an additional extension of time upon a reasonable and
23 reliable demonstration by the licensed permanent food service
24 establishment that additional time is needed to complete the
25 renovation, repair, or rebuild.

26 (b) In the event that a licensed permanent food service
27 establishment licensed under this chapter or the land upon which
28 that establishment is sited is rendered uninhabitable due to
29 natural disaster which is the subject of a declared state of
30 emergency, a temporary commercial kitchen may operate on the
31 premises of, or as near as reasonably practicable to, the
32 location of the permanent licensed food service establishment. A
33 temporary commercial kitchen may only operate in this capacity
34 during the period of repair and rebuilding of the permanent
35 establishment with which it is associated. A temporary
36 commercial kitchen operating in this capacity must notify the
37 division of its location within 7 days after a natural disaster
38 renders the structure or the land upon which the establishment
39 is sited uninhabitable and notify the division of its location
40 every 90 days thereafter.

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41 (c) Except as permitted under paragraphs (a) and (b) and
42 s. 509.352(3), a temporary commercial kitchen may not operate in
43 one location for longer than 30 consecutive days. A temporary
44 commercial kitchen must notify the division within 48 hours of
45 commencing operation in a location.

46 (4)-(3) This section may not be construed to affect a
47 municipality, county, or other local governmental entity's
48 authority to regulate the operation of mobile food dispensing
49 vehicles or temporary commercial kitchens other than the
50 regulations described in subsection (2).

51 (5)-(4) This section does not apply to any port authority,
52 aviation authority, airport, or seaport.

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D I R E C T O R Y A M E N D M E N T

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56 Remove lines 35-36 and insert:

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58 Section 2. Section 509.102, Florida Statutes, is amended
59 to read:

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T I T L E A M E N D M E N T

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62 Remove line 9 and insert:

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63 commercial kitchen"; authorizing mobile food
64 dispensing vehicles and temporary commercial kitchens
65 in specified locations to operate during certain

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66 | hours; providing conditions for operating a temporary
67 | kitchen; preempting regulation of