



358156

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/04/2023	.	
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The Committee on Commerce and Tourism (Calatayud) recommended the following:

Senate Amendment (with directory and title amendments)

Delete line 77

and insert:

(3) (a) A temporary commercial kitchen may be used in conjunction with a permanent food service establishment licensed under this chapter for the purpose of supplementing the kitchen operations of the licensed permanent food service establishment. A temporary commercial kitchen may operate in this capacity as follows:



11 1. On the premises of the licensed permanent food service
12 establishment for 60 consecutive days. Upon request of the
13 operator of a temporary commercial kitchen, the division may
14 grant one extension of up to 60 additional consecutive days.

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

24 (b) If a permanent food service establishment licensed
25 under this chapter, or the land upon which that establishment is
26 sited, is rendered uninhabitable due to a natural disaster that
27 is the subject of a declared state of emergency, a temporary
28 commercial kitchen may operate on the premises of, or as near as
29 reasonably practicable to, the location of the licensed
30 permanent food service establishment. A temporary commercial
31 kitchen may operate in this capacity only during the period of
32 repair and rebuilding of the permanent establishment with which
33 it is associated. The operators of a temporary commercial
34 kitchen operating in this capacity must notify the division of
35 the kitchen's location and renew the notification every 90 days
36 for the duration of its operation.

37 (c) Except as authorized under paragraphs (a) and (b), a
38 temporary commercial kitchen may not operate in one location for
39 longer than 30 consecutive days. The operators of a temporary



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40 commercial kitchen must notify the division within 48 hours
41 after commencing operation in a location.

42 (4)~~(3)~~ This section may not be construed to affect a
43

44 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

45 And the directory clause is amended as follows:

46 Delete lines 38 - 39

47 and insert:

48 Section 2. Present subsections (3) and (4) of section
49 509.102, Florida Statutes, are redesignated as subsections (4)
50 and (5), a new subsection (3) is added to that section, and
51 subsection (1) and present subsection (3) of that section are
52 amended, to read:

53

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

55 And the title is amended as follows:

56 Delete line 13

57 and insert:

58 to operate during certain hours; authorizing temporary
59 commercial kitchens to be used in conjunction with
60 licensed permanent food service establishments for
61 specified purposes; authorizing such operation for
62 specified timeframes; authorizing the Division of
63 Hotels and Restaurants of the Department of Business
64 and Professional Regulation to grant extensions;
65 requiring a temporary commercial kitchen to notify the
66 division within a specified timeframe of commencing
67 operation; providing