

By Senator Calatayud

38-00920-23

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1                   A bill to be entitled  
2           An act relating to temporary commercial kitchens;  
3           amending s. 509.101, F.S.; defining the term  
4           "temporary commercial kitchen"; authorizing the  
5           Division of Hotels and Restaurants of the Department  
6           of Business and Professional Regulation to adopt by  
7           rule operational requirements for temporary commercial  
8           kitchens; providing an effective date.

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

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12           Section 1. Subsection (4) is added to section 509.101,  
13   Florida Statutes, to read:

14           509.101 Establishment rules; posting of notice; food  
15   service inspection report; maintenance of guest register; mobile  
16   food dispensing vehicle registry.—

17           (4) (a) For purposes of this subsection, "temporary  
18   commercial kitchen" means a food preparation and cooking  
19   facility set up for the preparation of takeout or delivery-only  
20   meals housed in portable structures that are movable from place  
21   to place by a tow or are self-propelled or otherwise axle  
22   mounted. The term does not include a tent or shed.

23           (b) The division shall establish rules for the operation of  
24   temporary commercial kitchens. Such rules must require temporary  
25   commercial kitchens to:

26           1. Be climate-controlled.

27           2. Maintain a humidity factor of less than 60 percent in  
28   the space of the unit.

29           3. Have a total gross weight not exceeding 5,000 pounds.

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- 30       4. Maintain ADA compliant entrances and access windows.
- 31       5. Maintain a sink in compliance with Department of  
32 Business and Professional Regulation standards.
- 33       6. Maintain either internal or external fresh water supply  
34 and graywater disposal.
- 35       7. Maintain electrical, plumbing, and mechanical  
36 specifications that meet or exceed national agency standards or  
37 best industry standards.
- 38       8. Maintain a wind rating greater than 70 mph.
- 39       Section 2. This act shall take effect July 1, 2023.