

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Industries & Professional  
2 Activities Subcommittee

3 Representative Busatta offered the following:

4  
5 **Amendment (with title amendment)**

6 Remove line 151 and insert:

7 **Section 3. Section 509.214, Florida Statutes, is amended**  
8 **to read:**

9 509.214 ~~Notification of~~ Automatic gratuity or service  
10 charge.—

11 (1) (a) A Every public food service establishment may  
12 include which includes an automatic gratuity or service charge  
13 in the price of food or beverages for parties of six or more  
14 guests. the meal

15 (b) The public food service establishment shall include on  
16 the food menu, ~~and~~ on the face of every bill provided to a

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17 guest, and on the face of every item or receipt required to be  
18 signed by a guest the bill provided to the customer notice that  
19 an automatic gratuity or service charge is included. The notice  
20 must list who is receiving the gratuity or service charge and  
21 the percentage they are receiving.

22 (c) A guest may not be required to pay an automatic  
23 gratuity or service charge if the guest complains to the  
24 operator of the public food service establishment about the  
25 quality of service provided by the establishment.

26 (2) A public food service establishment may not include an  
27 automatic gratuity or service charge in the price of food or  
28 beverages for parties of less than six guests.

29 (3) If an automatic or suggested gratuity or service charge  
30 is based on the price of the food or beverages purchased by a  
31 guest, it must be based on the price of the food or beverages  
32 before taxes.

33 (4) For purposes of this section, the terms "gratuity" and  
34 "service charge" include any type of charge or required payment  
35 other than the price of the food or beverage.

36 **Section 4.** This act shall take effect July 1, 2025.

37  
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39 **T I T L E A M E N D M E N T**

40 Remove lines 7-8 and insert:

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41 establishments; revising penalty provisions; amending  
42 s. 509.214, F.S.; requiring a notice to list specific  
43 information; allowing specific charges; prohibiting  
44 specific charges; providing an effective date.