

Committee Substitute for Senate Bill No. 276

An act relating to food donation by public food service establishments; providing a short title; amending s. 768.136, F.S.; expanding the definition of “perishable food” to include foods prepared at a public food service establishment licensed under ch. 509, F.S.; providing an effective date.

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

Section 1. This act may be cited as the “Jack Davis Florida Restaurant Lending a Helping Hand Act.”

Section 2. Paragraph (d) of subsection (1) of section 768.136, Florida Statutes, is amended to read:

768.136 Liability for canned or perishable food distributed free of charge.—

(1) As used in this section:

(d) “Perishable food” means any food that may spoil or otherwise become unfit for human consumption because of its nature, type, or physical condition. “Perishable food” includes, but is not limited to, fresh or processed meats, poultry, seafood, dairy products, bakery products, eggs in the shell, fresh fruits or vegetables, and foods that have been noncommercially packaged, ~~or~~ that have been frozen or otherwise require refrigeration to remain nonperishable for a reasonable length of time, or that have been prepared at a public food service establishment licensed under chapter 509.

Section 3. This act shall take effect July 1, 2008.

Approved by the Governor April 22, 2008.

Filed in Office Secretary of State April 22, 2008.