



INDUSTRY ADVISORY

for Florida's Food Service Industry



SUBJECT: Gratuities, Tips and Operations Charges

Advisory 2026-01

June 26, 2026

In 2025, Florida SB 606 resulted in the passage of new consumer protection requirements that apply to all Florida Department of Business and Professional Regulation (DBPR) licensed public food service establishments. These new requirements are intended to ensure that consumers are fully informed of any gratuities, tips, or operations charges that are added by an establishment to a consumer's bill. Specifically:

Effective **July 1, 2026**, s. 509.214, Florida Statutes, requires that:

- Every public food service establishment which charges an operations charge must include a notice on each food menu, on each written contract, and on any website or mobile application where food and beverage orders are placed, that includes the amount or percentage of the operations charge **and** the purpose of the operations charge. These notices must each appear in a font that is equal to or greater than the font used for other menu item descriptions or the general provisions of the written contract. If the public food service establishment does not provide menus, table service, or written contracts for banquet, catering, or event services, the operations charge notice must appear in an obvious and clearly readable manner on the menu board or on an obvious and clearly readable sign by each register where customers pay.
- There must also be a notice on the front of the bill provided to each customer that informs the customer an operations charge is included. The notice must clearly state the percentage or amount of the operations charge.
- Each copy of a receipt that a customer receives must contain separate lines for gratuity, any operations charge, and sales tax so that it is clear to the customer what is being charged. If the operations charge includes an automatic gratuity, it must be separately stated on the receipt.

This section does not apply to the purchase of a dining plan or package or fixed-price meal for which the price of the plan or package or meal is disclosed to the customer before purchase.

Licensees may call the Customer Contact Center at 850-487-1395 or contact local District Offices for questions or additional information. Locate your District Office at:
<https://www2.myfloridalicense.com//hotels-restaurants/division-offices/>

FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Ron DeSantis, *Governor*

Division of Hotels and Restaurants

Melanie S. Griffin, *Secretary*