HB 209

2014

1	A bill to be entitled
2	An act relating to carrying a concealed weapon or a
3	concealed firearm; amending s. 790.01, F.S.; providing
4	an exemption from criminal penalties for carrying a
5	concealed weapon or a concealed firearm when complying
6	with a mandatory evacuation order during a declared
7	state of emergency; providing an effective date.
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9	Be It Enacted by the Legislature of the State of Florida:
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11	Section 1. Section 790.01, Florida Statutes, is amended to
12	read:
13	790.01 Carrying concealed weapons or concealed firearms
14	(1) Except as provided in subsection (3) (4), a person who
15	carries a concealed weapon or electric weapon or device on or
16	about his or her person commits a misdemeanor of the first
17	degree, punishable as provided in s. 775.082 or s. 775.083.
18	(2) Except as provided in subsection (3), a person who
19	carries a concealed firearm on or about his or her person
20	commits a felony of the third degree, punishable as provided in
21	s. 775.082, s. 775.083, or s. 775.084.
22	(3) This section does not apply to <u>:</u>
23	(a) A person licensed to carry a concealed weapon or a
24	concealed firearm pursuant to the provisions of s. 790.06.
25	(b) A person who carries a concealed weapon or a concealed
26	firearm on or about his or her person while complying with a
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27 mandatory evacuation order issued during a state of emergency 28 declared by the Governor pursuant to chapter 252. 29 (c) (4) It is not a violation of this section for A person 30 who carries to carry for purposes of lawful self-defense, in a 31 concealed manner: 32 1.(a) A self-defense chemical spray. 33 2.(b) A nonlethal stun gun or dart-firing stun gun or 34 other nonlethal electric weapon or device that is designed 35 solely for defensive purposes. (4) (4) (5) This section does not preclude any prosecution for 36 the use of an electric weapon or device, a dart-firing stun gun, 37 or a self-defense chemical spray during the commission of any 38 39 criminal offense under s. 790.07, s. 790.10, s. 790.23, or s. 40 790.235, or for any other criminal offense. 41 Section 2. This act shall take effect July 1, 2014.

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