1 A bill to be entitled 2 An act relating to the possession or use of a firearm 3 in a sensitive location; creating s. 790.075, F.S.; defining the term "sensitive location"; prohibiting 4 5 the possession or use of a firearm in a sensitive 6 location; providing criminal penalties; providing 7 exceptions; providing an effective date. 8 9 Be It Enacted by the Legislature of the State of Florida: 10 11 Section 1. Section 790.075, Florida Statutes, is created to read: 12 790.075 Possession or use of firearm in sensitive 13 14 location.-(1) As used in this section, the term "sensitive location" 15 16 means any of the following: 17 (a) Any part of a healthcare facility licensed by the 18 state, including a hospital, nursing home or other similar 19 residential facility, or provider of services for the care, 20 support, or treatment of individuals. 21 (b) Any part of a building owned, leased, or operated by a governmental entity, including a polling place, courthouse, or 22 23 law enforcement facility. 24 (c) Any park, recreational facility or area, or playground 25 owned or controlled by a state, county, municipality, or other

Page 1 of 5

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26	governmental entity.
27	(d) Any place of worship or religious observation.
28	(e) Any public library, public playground, public park, or
29	public zoo.
30	(f) The location of any program licensed, regulated,
31	certified, operated, or funded by a governmental entity that
32	provides services to children, youth, or young adults; any
33	legally exempt child care provider; or any childcare program for
34	which a permit to operate such program has been issued.
35	(g) Any place owned or controlled by federal, state or
36	local government for the purpose of government administration,
37	including any court.
38	(h) Any place that provides health, behavioral health, or
39	chemical dependence care or services.
40	(i) Any nursery school, preschool, or summer camp.
41	(j) The location of any program licensed, regulated,
42	certified, operated, or funded by a governmental entity that
43	provides developmental disability services.
44	(k) The location of any program licensed, regulated,

provides mental health services.
 (1) The location of any program licensed, regulated,
certified, operated, or funded by a governmental entity that
provides disability services.

certified, operated, or funded by a governmental entity that

(m) Any homeless shelter, runaway youth shelter, family

Page 2 of 5

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shelter, adult shelter, domestic violence shelter, or emergency shelter, and the location of any residential program for victims of domestic violence in or upon any building or grounds owned or leased by any governmental entity.

- (n) Any educational institution, college or university, licensed private career school, school district, public school, private school, or charter school.
- (o) Any place, conveyance, or vehicle used for public transportation or public transit, including train cars, buses, ferries, railroads, or marine or aviation transportation, or any facility used for or in connection with service in the transportation of passengers, including airports, train stations, subway and rail stations, and bus terminals.
- (p) Any bar, restaurant where alcohol is served, or other site or facility where alcohol is sold for consumption on the premises.
- (q) Any site or facility where cannabis is sold for consumption on the premises.
- (r) Any place used for performance, art, entertainment,
  gaming, or sporting events, including theaters, stadiums,
  racetracks, museums, amusement parks, performance venues,
  concerts, exhibits, conference centers, banquet halls, or gaming
  facilities.
- (2) Any other law notwithstanding, a person may not possess a firearm in a sensitive location.

Page 3 of 5

(a) Except as provided in paragraph (b), a person who violates this subsection commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

- (b) A person who discharges a firearm while violating this subsection commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
  - (3) This section does not apply to:

- (a) A law enforcement officer who qualifies to carry a firearm under the federal Law Enforcement Officers Safety Act of 2004, 18 U.S.C. s. 926C.
- (b) A law enforcement officer, as defined in s. 943.10(1), or a retired law enforcement officer.
- (c) An employee of a security agency licensed under part III of chapter 493 whose license authorizes him or her to carry a firearm while at the location of his or her employment during work hours.
- (d) A member of the United States Armed Forces on active duty.
- (e) A government employee under the express written consent of such employee's supervising governmental entity for the purposes of natural resource protection and management.
- (f) A person operating a program in a sensitive location, other than his or her residence, that is licensed, regulated, certified, operated, or funded by a governmental entity, so long as such possession is in compliance with any rules or

Page 4 of 5

101	regulations applicable to the operation of such program and the
102	use or storage of a firearm.
103	Section 2. This act shall take effect October 1, 2023.

Page 5 of 5

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