

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Harris offered the following:

Amendment (with title amendment)

Between lines 24 and 25, insert:

Section 2. Subsection (1) of section 790.065, Florida Statutes, is amended to read:

790.065 Sale and delivery of firearms.—

(1)(a) A licensed importer, licensed manufacturer, or licensed dealer may not sell or deliver from her or his inventory at her or his licensed premises any firearm to another person, other than a licensed importer, licensed manufacturer, licensed dealer, or licensed collector, until she or he has

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13 ~~1. obtained proof that that the buyer or transferee is a~~
14 ~~completed form from the potential buyer or transferee, which~~
15 ~~form shall have been promulgated by the Department of Law~~
16 ~~Enforcement and provided by the licensed importer, licensed~~
17 ~~manufacturer, or licensed dealer, which shall include the name,~~
18 ~~date of birth, gender, race, and social security number or other~~
19 ~~identification number of such potential buyer or transferee and~~
20 ~~has inspected proper identification including an identification~~
21 ~~containing a photograph of the potential buyer or transferee.~~

22 ~~2. Collected a fee from the potential buyer for processing~~
23 ~~the criminal history check of the potential buyer. The fee shall~~
24 ~~be established by the Department of Law Enforcement and may not~~
25 ~~exceed \$8 per transaction. The Department of Law Enforcement may~~
26 ~~reduce, or suspend collection of, the fee to reflect payment~~
27 ~~received from the Federal Government applied to the cost of~~
28 ~~maintaining the criminal history check system established by~~
29 ~~this section as a means of facilitating or supplementing the~~
30 ~~National Instant Criminal Background Check System. The~~
31 ~~Department of Law Enforcement shall, by rule, establish~~
32 ~~procedures for the fees to be transmitted by the licensee to the~~
33 ~~Department of Law Enforcement. Such procedures must provide that~~
34 ~~fees may be paid or transmitted by electronic means, including,~~
35 ~~but not limited to, debit cards, credit cards, or electronic~~
36 ~~funds transfers. All such fees shall be deposited into the~~
37 ~~Department of Law Enforcement Operating Trust Fund, but shall be~~

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38 ~~segregated from all other funds deposited into such trust fund~~
39 ~~and must be accounted for separately. Such segregated funds must~~
40 ~~not be used for any purpose other than the operation of the~~
41 ~~criminal history checks required by this section. The Department~~
42 ~~of Law Enforcement, each year before February 1, shall make a~~
43 ~~full accounting of all receipts and expenditures of such funds~~
44 ~~to the President of the Senate, the Speaker of the House of~~
45 ~~Representatives, the majority and minority leaders of each house~~
46 ~~of the Legislature, and the chairs of the appropriations~~
47 ~~committees of each house of the Legislature. In the event that~~
48 ~~the cumulative amount of funds collected exceeds the cumulative~~
49 ~~amount of expenditures by more than \$2.5 million, excess funds~~
50 ~~may be used for the purpose of purchasing soft body armor for~~
51 ~~law enforcement officers.~~

52 ~~3. Requested, by means of a toll-free telephone call or~~
53 ~~other electronic means, the Department of Law Enforcement to~~
54 ~~conduct a check of the information as reported and reflected in~~
55 ~~the Florida Crime Information Center and National Crime~~
56 ~~Information Center systems as of the date of the request.~~

57 ~~4. Received a unique approval number for that inquiry from~~
58 ~~the Department of Law Enforcement, and recorded the date and~~
59 ~~such number on the consent form.~~

60 ~~(b) However, if the person purchasing, or receiving~~
61 ~~delivery of, the firearm is a holder of a valid concealed~~
62 ~~weapons or firearms license pursuant to the provisions of s.~~

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63 790.06 or holds an active certification from the Criminal
64 Justice Standards and Training Commission as a "law enforcement
65 officer," a "correctional officer," or a "correctional probation
66 officer" as defined in s. 943.10(1), (2), (3), (6), (7), (8), or
67 (9), this subsection does not apply.

68 ~~(b)(e)~~ This subsection does not apply to the purchase,
69 trade, or transfer of a rifle or shotgun by a resident of this
70 state when the resident makes such purchase, trade, or transfer
71 from a licensed importer, licensed manufacturer, or licensed
72 dealer in another state.

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T I T L E A M E N D M E N T

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Remove lines 2-7 and insert:

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An act relating to firearm purchase or transfer;

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amending s. 790.065, F.S.; reducing the minimum age at

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which a person may purchase a firearm and the age of

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purchasers to which specified licensees are prohibited

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from selling or transferring a firearm; repealing an

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exception; amending s. 790.065, F.S.; requiring that a

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person hold a concealed weapons or firearms license in

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order to purchase or receive a firearm; providing an

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effective date.

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