

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Watson, B. offered the following:

Amendment (with title amendment)

Between lines 1671 and 1672, insert:

Section 38. Subsection (2) of section 744.3215, Florida Statutes, is amended to read:

744.3215 Rights of persons determined incapacitated.—

(2) Rights that may be removed from a person by an order determining incapacity but not delegated to a guardian include the right:

(a) To marry. If the right to enter into a contract has been removed, the right to marry is subject to court approval.

(b) To vote.

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- 14 (c) To personally apply for government benefits.
- 15 (d) To have a driver license.
- 16 (e) To travel.
- 17 (f) To seek or retain employment.
- 18 (g) To purchase, sell, keep, or bear arms. Should this
- 19 right be removed, the Guardian, or the agent under power of
- 20 attorney if there is no guardianship, must file an inventory of
- 21 the person's weaponry with the Court, and either 1) place the
- 22 weaponry with the sheriff for the county in which the person
- 23 resides or where the guardianship is being administered; or 2)
- 24 petition for alternative storage of said weapons outside of the
- 25 person's control. The sheriff may charge a reasonable storage
- 26 fee, and if, after a period of ten years, the person has not
- 27 petitioned to have his or her firearm rights restored, the
- 28 sheriff or alternative entity storing said weapons may-after
- 29 notifying the person in writing and, if a written objection is
- 30 filed, a hearing-petition to dispose, donate, or sell the
- 31 person's firearms unless good cause is shown.

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

Remove line 178 and insert:
 for specified purposes; amending s. 744.3215, F.S.;

revising provisions relating to rights that may be

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38 | removed from a person determined incapacitated;
39 | providing effective dates.

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