

1 A bill to be entitled
 2 An act relating to firearms; amending s. 790.0655,
 3 F.S.; requiring a 3-day waiting period for the sale of
 4 any firearm; providing exceptions; providing
 5 penalties; creating s. 790.06551, F.S.; prohibiting
 6 the sale of ammunition to a person who has not
 7 completed an anger-management program; requiring
 8 certification of completion of an anger-management
 9 program to be renewed every 10 years; providing
 10 minimum program requirements; prohibiting the purchase
 11 of ammunition by fraudulent means; providing criminal
 12 penalties; providing an effective date.

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 14 Be It Enacted by the Legislature of the State of Florida:

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 16 Section 1. Section 790.0655, Florida Statutes, is amended
 17 to read:

18 790.0655 Purchase and delivery of firearms ~~handguns~~;
 19 mandatory waiting period; exceptions; penalties.—

20 (1)(a) There shall be a mandatory 3-day waiting period,
 21 which shall be 3 days, excluding weekends and legal holidays,
 22 between the purchase and the delivery at retail of any firearm,
 23 ~~handgun~~. "Purchase" means the transfer of money or other
 24 valuable consideration to the retailer. "~~Handgun~~" ~~means a~~
 25 ~~firearm capable of being carried and used by one hand, such as a~~
 26 ~~pistol or revolver~~. "Retailer" means and includes every person
 27 engaged in the business of making sales at retail or for
 28 distribution, or use, or consumption, or storage to be used or

29 consumed in this state, as defined in s. 212.02(13).

30 (b) Records of firearm ~~handgun~~ sales must be available for
 31 inspection by any law enforcement agency, as defined in s.
 32 934.02, during normal business hours.

33 (2) The 3-day waiting period does ~~shall~~ not apply in the
 34 following circumstances:

35 (a) When a firearm ~~handgun~~ is being purchased by a holder
 36 of a concealed weapons permit as defined in s. 790.06.

37 (b) To a trade-in of another firearm ~~handgun~~.

38 (3) It is a felony of the third degree, punishable as
 39 provided in s. 775.082, s. 775.083, or s. 775.084:

40 (a) For any retailer, or any employee or agent of a
 41 retailer, to deliver a firearm ~~handgun~~ before the expiration of
 42 the 3-day waiting period, subject to the exceptions provided in
 43 subsection (2).

44 (b) For a purchaser to obtain delivery of a firearm
 45 ~~handgun~~ by fraud, false pretense, or false representation.

46 Section 2. Section 790.06551, Florida Statutes, is created
 47 to read:

48 790.06551 Sale of ammunition; mandatory anger management
 49 program; penalties.-

50 (1) It is unlawful to:

51 (a) Sell ammunition to a person who does not present
 52 certification that he or she has successfully completed an
 53 anger-management program consisting of at least 2 hours of
 54 online or face-to-face instruction in anger-management
 55 techniques. The certification must be renewed every 10 years.

56 (b) Purchase or otherwise obtain ammunition by fraud,

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57 false pretense, or false representation.

58 (2) A person who violates this section commits a
59 misdemeanor of the second degree, punishable as provided in s.
60 775.082 or s. 775.083. A person who violates this section a
61 second or subsequent time within 1 year after a prior conviction
62 commits a misdemeanor of the first degree, punishable as
63 provided in s. 775.082 or s. 775.083.

64 Section 3. This act shall take effect July 1, 2013.