

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Committee/Subcommittee hearing bill: Justice Appropriations
2 Subcommittee

3 Representative Gaetz offered the following:
4

5 **Amendment (with title amendment)**

6 Remove lines 37-45 and insert:

7 790.0015 Infringement of rights; penalties; construction.-

8 (1) Unless probable cause exists to believe that a crime
9 has been committed by an individual, any public entity subject
10 to s. 790.33, or person acting on behalf of such public entity,
11 infringing on the rights conferred on that individual by this
12 chapter, chapter 776, s. 8, Art. I of the State Constitution, or
13 the Second Amendment to the United States Constitution is liable
14 pursuant to s. 790.33(3)(c), (d), (e), and (f). Notwithstanding
15 any other provision of law, no immunity applies to such public

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16 entities, or persons acting on behalf of such public entities,
17 infringing on such rights in violation of this section.

18 (2) (a) This chapter, chapter 776, s. 8, Art. I of the
19 State Constitution, and the Second Amendment to the United
20 States Constitution do not modify or diminish the rights of a
21 private owner or lessee of real property, or its agent, or a
22 private employer, to prohibit the possession of a firearm on the
23 property or to post or display written notice or otherwise
24 directly communicate to any person on the property that the
25 possession of a firearm is prohibited on the property.

26 (b) This chapter, chapter 776, s. 8, Art. I of the State
27 Constitution, and the Second Amendment to the United States
28 Constitution do not expand any existing duty, or create any
29 additional duty, on the part of a private owner or lessee of
30 real property, or its agent, or a private employer.

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

34 Remove lines 6-10 and insert:
35 providing that certain persons and public entities who
36 infringe on specified rights of an individual may be
37 subject to liability under specified provisions and have no
38 immunity; providing an exception; providing construction;
39 amending s. 790.02, F.S.; specifying