



378472

LEGISLATIVE ACTION

Senate

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House

Floor: 1t/F/2R

03/03/2018 04:53 PM

Senator Stewart moved the following:

1 **Senate Amendment to Amendment (234288) (with title**
2 **amendment)**

3
4 Between lines 1298 and 1299
5 insert:

6 (9) Until such time as the Legislature has the opportunity
7 to review and adopt the recommendations from the commission, an
8 assault weapon or a large-capacity magazine, as defined in s.
9 790.30, may not be sold, distributed, transferred or conveyed,
10 kept for sale, or offered or exposed for sale.

11 Section 20. Section 790.30, Florida Statutes, is created to



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12 read:

13 (1) DEFINITIONS.—As used in this act, the term:

14 (a) "Assault weapon" means:

15 1. A selective-fire firearm capable of fully automatic or
16 burst fire at the option of the user.

17 2. A part or combination of parts that convert a firearm
18 into an assault weapon, or any combination of parts from which
19 an assault weapon may be assembled if those parts are in the
20 possession or under the control of the same person.

21 3. A firearm not listed in this paragraph which meets the
22 criteria of one of the following sub-subparagraphs:

23 a. A semiautomatic rifle that has an ability to accept a
24 detachable magazine and that has one or more of the following:

25 (I) A pistol grip that protrudes conspicuously beneath the
26 action of the weapon or any feature functioning as a protruding
27 grip that can be held by the nontrigger hand or a thumbhole
28 stock.

29 (II) A bayonet mount.

30 (III) A flash suppressor or threaded barrel designed to
31 accommodate a flash suppressor.

32 (IV) A grenade launcher.

33 (V) A shroud that is attached to the barrel, or that
34 partially or completely encircles the barrel and allows the
35 bearer to hold the firearm with the nontrigger hand without
36 being burned, but excluding a slide that encloses the barrel.

37 b. A semiautomatic pistol that has an ability to accept a
38 detachable magazine and that has one or more of the following:

39 (I) The capacity to accept an ammunition magazine that
40 attaches to the pistol at any location outside the pistol grip.



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41 (II) A threaded barrel capable of accepting a barrel
42 extender, flash suppressor, forward handgrip, or silencer.

43 (III) A slide that encloses the barrel and that allows the
44 shooter to hold the firearm with the nontrigger hand without
45 being burned.

46 (IV) A semiautomatic version of an automatic firearm.

47 (V) Any feature capable of functioning as a protruding grip
48 that can be held by the nontrigger hand.

49 (VI) A folding, telescoping, or thumbhole stock.

50 c. A semiautomatic shotgun that has one or more of the
51 following:

52 (I) A pistol grip that protrudes conspicuously beneath the
53 action of the weapon.

54 (II) A thumbhole stock.

55 (III) A fixed-magazine capacity in excess of 5 rounds.

56 (IV) An ability to accept a detachable magazine.

57 d. A semiautomatic pistol or a semiautomatic, centerfire,
58 or rimfire rifle with a fixed magazine that has the capacity to
59 accept more than 10 rounds of ammunition.

60 e. A part or combination of parts designed or intended to
61 convert a firearm into an assault weapon, or any combination of
62 parts from which an assault weapon may be assembled if those
63 parts are in the possession or under the control of the same
64 person.

65 (b) "Large-capacity magazine" means any ammunition feeding
66 device with the capacity to accept more than 15 rounds, or any
67 conversion kit, part, or combination of parts from which such a
68 device can be assembled if those parts are in the possession or
69 under the control of the same person, but does not include any



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70 of the following:

71 1. A feeding device that has been permanently altered so
72 that it cannot accommodate more than 7 rounds;

73 2. A .22 caliber tube ammunition feeding device; or

74 3. A tubular magazine that is contained in a lever-action
75 firearm.

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

77 And the title is amended as follows:

78 Delete line 2541

79 and insert:

80 expiration of the commission; prohibiting an assault
81 weapon or a large-capacity magazine from being sold,
82 distributed, transferred or conveyed, kept for sale,
83 or offered or exposed for sale until such time as the
84 Legislature has the opportunity to review and adopt
85 the commission's recommendations; creating s. 790.30,
86 F.S.; defining the terms "assault weapon" and "large-
87 capacity magazine"; creating s. 1001.212,