

Bill No. CS for SB 1194

Amendment No. ____

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Bronson moved the following amendment:

Senate Amendment (with title amendment)

On page 47, between lines 25 and 26,

insert:

Section 27. Subsection (2) of section 790.06, Florida Statutes, is amended to read:

790.06 License to carry concealed weapon or firearm.--

(2) The Department of State shall issue a license if the applicant:

(a) Is a resident of the United States or is a consular security official of a foreign government that maintains diplomatic relations and treaties of commerce, friendship, and navigation with the United States and is certified as such by the foreign government and by the appropriate embassy in this country;

(b) Is 21 years of age or older;

(c) Does not suffer from a physical infirmity which prevents the safe handling of a weapon or firearm;

(d) Is not ineligible to possess a firearm pursuant to

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1 s. 790.23 by virtue of having been convicted of a felony;
2 (e) Has not been committed for the abuse of a
3 controlled substance or been found guilty of a crime under the
4 provisions of chapter 893 or similar laws of any other state
5 relating to controlled substances within a 3-year period
6 immediately preceding the date on which the application is
7 submitted;

8 (f) Does not chronically and habitually use alcoholic
9 beverages or other substances to the extent that his or her
10 normal faculties are impaired. It shall be presumed that an
11 applicant chronically and habitually uses alcoholic beverages
12 or other substances to the extent that his or her normal
13 faculties are impaired if the applicant has been committed
14 under chapter 397 or under the provisions of former chapter
15 396 or has been convicted under s. 790.151 or has been deemed
16 a habitual offender under s. 856.011(3), or has had two or
17 more convictions under s. 316.193 or similar laws of any other
18 state, within the 3-year period immediately preceding the date
19 on which the application is submitted;

20 (g) Desires a legal means to carry a concealed weapon
21 or firearm for lawful self-defense;

22 (h) Demonstrates competence with a firearm by any one
23 of the following:

24 1. Completion of any hunter education or hunter safety
25 course approved by the Fish and Wildlife Conservation
26 Commission or a similar agency of another state;

27 2. Completion of any National Rifle Association
28 firearms safety or training course;

29 3. Completion of any firearms safety or training
30 course or class available to the general public offered by a
31 law enforcement, junior college, college, or private or public

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1 institution or organization or firearms training school,
2 utilizing instructors certified by the National Rifle
3 Association, Criminal Justice Standards and Training
4 Commission, or the Department of State;

5 4. Completion of any law enforcement firearms safety
6 or training course or class offered for security guards,
7 investigators, special deputies, or any division or
8 subdivision of law enforcement or security enforcement;

9 5. Presents evidence of equivalent experience with a
10 firearm through participation in organized shooting
11 competition or military service;

12 6. Is licensed or has been licensed to carry a firearm
13 in this state or a county or municipality of this state,
14 unless such license has been revoked for cause; or

15 7. Completion of any firearms training or safety
16 course or class conducted by a state-certified or National
17 Rifle Association certified firearms instructor;

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19 A photocopy of a certificate of completion of any of the
20 courses or classes; or an affidavit from the instructor,
21 school, club, organization, or group that conducted or taught
22 said course or class attesting to the completion of the course
23 or class by the applicant; or a copy of any document which
24 shows completion of the course or class or evidences
25 participation in firearms competition shall constitute
26 evidence of qualification under this paragraph; any person who
27 conducts a course pursuant to subparagraph 2., subparagraph
28 3., or subparagraph 7., or who, as an instructor, attests to
29 the completion of such courses, must maintain records
30 certifying that he or she observed the student safely handle
31 and discharge the firearm;

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1 (i) Has not been adjudicated an incapacitated person
2 under s. 744.331, or similar laws of any other state, unless 5
3 years have elapsed since the applicant's restoration to
4 capacity by court order;

5 (j) Has not been committed to a mental institution
6 under chapter 394, or similar laws of any other state, unless
7 the applicant produces a certificate from a licensed
8 psychiatrist that he or she has not suffered from disability
9 for at least 5 years prior to the date of submission of the
10 application;

11 (k) Has not had adjudication of guilt withheld or
12 imposition of sentence suspended on any felony or misdemeanor
13 crime of domestic violence unless 3 years have elapsed since
14 probation or any other conditions set by the court have been
15 fulfilled, or the record has been sealed or expunged; ~~and~~

16 (l) Has not been issued an injunction that is
17 currently in force and effect and that restrains the applicant
18 from committing acts of domestic violence or acts of repeat
19 violence; ~~and~~

20 (m) Is not prohibited from purchasing or possessing a
21 firearm by any other provision of Florida or federal law.

22
23 (Redesignate subsequent sections.)

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

27 And the title is amended as follows:

28 On page 2, line 19, following the semicolon

29
30 insert:

31 amending s. 790.06, F.S.; prescribing

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1 additional standards for the Department of
2 State to consider in issuing a license for a
3 concealed weapon or firearm;
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