

Bill No. CS for CS for SB 1840

Amendment No. \_\_\_\_

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

**Senate Amendment (with title amendment)**

On page 13, between lines 29 and 30,

insert:

Section 3. Section 790.174, Florida Statutes, is amended to read:

790.174 Safe storage of firearms required.--

(1) A person who stores or leaves, on a premise under his or her control, a loaded firearm, as defined in s. 790.001, and who knows or reasonably should know that a minor is likely to gain access to the firearm without the lawful permission of the minor's parent or the person having charge of the minor, or without the supervision required by law, shall keep the firearm in a securely locked box or container or in a location which a reasonable person would believe to be secure and ~~or~~ shall secure it with a trigger lock, except when the person is carrying the firearm on his or her body or within such close proximity thereto that he or she can retrieve and use it as easily and quickly as if he or she

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1 carried it on his or her body.

2 (2) It is a misdemeanor of the second degree,  
3 punishable as provided in s. 775.082 or s. 775.083, if a  
4 person violates subsection (1) by failing to store or leave a  
5 firearm in the required manner and as a result thereof a minor  
6 gains access to the firearm, without the lawful permission of  
7 the minor's parent or the person having charge of the minor,  
8 and possesses or exhibits it, without the supervision required  
9 by law:

10 (a) In a public place; or

11 (b) In a rude, careless, angry, or threatening manner  
12 in violation of s. 790.10.

13

14 This subsection does not apply if the minor obtains the  
15 firearm as a result of an unlawful entry by any person.

16 (3) As used in this act, the term "minor" means any  
17 person under the age of 16.

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19 (Redesignate subsequent sections.)

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21

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

23 And the title is amended as follows:

24 On page 1, line 24, after the semicolon,

25

26 insert:

27 amending s. 790.174, F.S.; requiring that a  
28 loaded firearm to which a minor is likely to  
29 gain access be stored in a secure location and  
30 secured with a trigger lock;

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