

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Gelber offered the following:

3 **Amendment to Amendment (619487)**

4 Remove lines 52 through 96 and insert:

6 (c) Records of firearms that have been reported stolen
7 which are retained for a period not in excess of 1 year after
8 such firearms are recovered.

9 (d) Firearm records which must be retained by firearm
10 dealers under federal law, including copies of such records
11 transmitted to law enforcement agencies. However, no state
12 governmental agency or local government, special district, or
13 other political subdivision or official, agent, or employee of
14 such state or other governmental entity or any other person,
15 private or public, shall accumulate, compile, computerize, or
16 otherwise collect or convert such written records into any form
17 of list, registry, or database for any purpose.

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18 (e)1. Records kept pursuant to the recordkeeping
19 provisions of s. 790.065; however, nothing in this section shall
20 be construed to authorize the public release or inspection of
21 records which are made confidential and exempt from the
22 provisions of s. 119.07(1) by s. 790.065(4)(a).

23 2. Nothing in this paragraph shall be construed to allow
24 the maintaining of records containing the names of purchasers or
25 transferees who receive unique approval numbers or the
26 maintaining of records of firearm transactions.

27 (f) Firearm records required by chapters 538 and 539.

28 1. Electronic firearm records held pursuant to chapter 538
29 may only be kept by a secondhand dealer for 1 year after the
30 date of the purchase of the firearm by the secondhand dealer.

31 2. Electronic firearm records held pursuant to chapter 539
32 may only be kept by a pawnbroker for 1 year after the expiration
33 of the loan which is secured by a firearm.

34 3. Except as required by federal law, any firearm records
35 kept pursuant to chapter 538 or chapter 539 shall not, at any
36 time, be electronically transferred to any public or private
37 entity, agency, business, or enterprise, nor shall any such
38 records be copied or transferred for purposes of accumulation of
39 such records into lists, registries, or databases, except that,
40 notwithstanding any other provisions of this chapter, any state
41 or federal agency investigating or prosecuting a felony offense
42 may subpoena, request, receive, and compile such records for
43 legitimate law enforcement purposes.

44 4. Notwithstanding subparagraph 3., secondhand dealers and
45 pawnbrokers may electronically submit firearm transaction
46 records to the appropriate law enforcement agencies as required
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47 by chapters 538 and 539; however, the law enforcement agencies
48 may not electronically submit such records to any other person
49 or entity and must destroy such records within 1 year after
50 receipt of such records.