

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Gelber offered the following:

3 **Amendment**

4 Remove lines 71 through 111 and insert:

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

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

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

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

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

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

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

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

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