

ENROLLED  
 HB 1029, Engrossed 1

2006 Legislature

1                                   A bill to be entitled  
 2           An act relating to the carrying of firearms in national  
 3           forests; repealing s. 790.11, F.S., which prohibits the  
 4           carrying of firearms in national forests; repealing s.  
 5           790.12, F.S., which authorizes the granting of a special  
 6           permit for the carrying of firearms in a national forest;  
 7           repealing s. 790.14, F.S., which provides a penalty for  
 8           violation of ss. 790.11 and 790.12, F.S.; amending s.  
 9           790.25, F.S.; correcting cross-references; requiring the  
 10          Department of Environmental Protection to amend the  
 11          correlative rule in the Florida Administrative Code to  
 12          allow the possession of weapons in compliance with all  
 13          Florida Statutes; providing requirements with respect to  
 14          amendment of the rule; providing an effective date.

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 16 Be It Enacted by the Legislature of the State of Florida:

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 18           Section 1. Sections 790.11, 790.12, and 790.14, Florida  
 19 Statutes, are repealed.

20           Section 2. Paragraph (b) of subsection (2) of section  
 21 790.25, Florida Statutes, is amended to read:

22           790.25 Lawful ownership, possession, and use of firearms  
 23 and other weapons.--

24           (2) USES NOT AUTHORIZED.--

25           (b) The protections of this section do not apply to the  
 26 following:

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27 | 1. A person who has been adjudged mentally incompetent,  
 28 | who is addicted to the use of narcotics or any similar drug, or  
 29 | who is a habitual or chronic alcoholic, or a person using  
 30 | weapons or firearms in violation of ss. 790.07-790.115 ~~790.07-~~  
 31 | ~~790.12,~~ 790.145-790.19 ~~790.14-790.19,~~ 790.22-790.24;

32 | 2. Vagrants and other undesirable persons as defined in s.  
 33 | 856.02;

34 | 3. A person in or about a place of nuisance as defined in  
 35 | s. 823.05, unless such person is there for law enforcement or  
 36 | some other lawful purpose.

37 | Section 3. The Department of Environmental Protection  
 38 | shall amend rule 62D-2.014(10), Florida Administrative Code, to  
 39 | allow the possession of weapons in compliance with all  
 40 | applicable Florida Statutes. The rule shall be amended to  
 41 | indicate that such weapons shall be at all times in the  
 42 | possession of a responsible party or properly secured within or  
 43 | to a vehicle or temporary housing, which shall include motor  
 44 | homes, travel trailers, recreational vehicles, campers, tents,  
 45 | or other enclosed structures, while in state parks.

46 | Section 4. This act shall take effect October 1, 2006.