



365502

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/10/2009	.	
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The Committee on Agriculture (Dean) recommended the following:

**Senate Amendment**

Delete lines 472 - 558  
and insert:

Section 10. Section 493.6105, Florida Statutes, is amended  
to read:

493.6105 Initial application for license.—

(1) Each individual, partner, or principal officer in a  
corporation, shall file with the department a complete  
application accompanied by an application fee not to exceed \$60,  
except that the applicant for a Class "D" or Class "G" license  
shall not be required to submit an application fee. The



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13 application fee shall not be refundable.

14 (a) The application submitted by any individual, partner,  
15 or corporate officer shall be approved by the department prior  
16 to that individual, partner, or corporate officer assuming his  
17 or her duties.

18 (b) Individuals who invest in the ownership of a licensed  
19 agency, but do not participate in, direct, or control the  
20 operations of the agency shall not be required to file an  
21 application.

22 (2) Each application shall be signed and verified by the  
23 individual under oath as provided in s. 95.525 ~~and shall be~~  
24 ~~notarized~~.

25 (3) The application shall contain the following information  
26 concerning the individual signing same:

27 (a) Name and any aliases.

28 (b) Age and date of birth.

29 (c) Place of birth.

30 (d) Social security number or alien registration number,  
31 whichever is applicable.

32 (e) Present residence address ~~and his or her residence~~  
33 ~~addresses within the 5 years immediately preceding the~~  
34 ~~submission of the application.~~

35 ~~(f) Occupations held presently and within the 5 years~~  
36 ~~immediately preceding the submission of the application.~~

37 (f) (g) A statement of all criminal convictions, findings of  
38 guilt, and pleas of guilty or nolo contendere, regardless of  
39 adjudication of guilt.

40 (g) One passport-type color photograph taken within the 6  
41 months immediately preceding submission of the application.



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42 (h) A statement whether he or she has ever been adjudicated  
43 incompetent under chapter 744.

44 (i) A statement whether he or she has ever been committed  
45 to a mental institution under chapter 394.

46 (j) A full set of fingerprints on a card provided by the  
47 department and a fingerprint fee to be established by rule of  
48 the department based upon costs determined by state and federal  
49 agency charges and department processing costs. An applicant who  
50 has, within the immediately preceding 6 months, submitted a  
51 fingerprint card and fee for licensing purposes under this  
52 chapter shall not be required to submit another fingerprint card  
53 or fee.

54 (k) A personal inquiry waiver which allows the department  
55 to conduct necessary investigations to satisfy the requirements  
56 of this chapter.

57 (l) Such further facts as may be required by the department  
58 to show that the individual signing the application is of good  
59 moral character and qualified by experience and training to  
60 satisfy the requirements of this chapter.

61 ~~(4) In addition to the application requirements outlined in~~  
62 ~~subsection (3), the applicant for a Class "C," Class "CC," Class~~  
63 ~~"E," Class "EE," or Class "G" license shall submit two color~~  
64 ~~photographs taken within the 6 months immediately preceding the~~  
65 ~~submission of the application, which meet specifications~~  
66 ~~prescribed by rule of the department. All other applicants shall~~  
67 ~~submit one photograph taken within the 6 months immediately~~  
68 ~~preceding the submission of the application.~~

69 (4)~~(5)~~ In addition to the application requirements outlined  
70 under subsection (3), the applicant for a Class "C," Class "E,"



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71 Class "M," Class "MA," Class "MB," or Class "MR" license shall  
72 include a statement on a form provided by the department of the  
73 experience which he or she believes will qualify him or her for  
74 such license.

75 ~~(5)~~(6) In addition to the requirements outlined in  
76 subsection (3), an applicant for a Class "G" license shall  
77 satisfy minimum training criteria for firearms established by  
78 rule of the department, which training criteria shall include,  
79 but is not limited to, 28 hours of range and classroom training  
80 taught and administered by a Class "K" licensee; however, no  
81 more than 8 hours of such training shall consist of range  
82 training. If the applicant can show proof that he or she is an  
83 active law enforcement officer currently certified under the  
84 Criminal Justice Standards and Training Commission or has  
85 completed the training required for that certification within  
86 the last 12 months, or if the applicant submits one of the  
87 certificates specified in paragraph (6) (a) ~~paragraph (7) (a)~~, the  
88 department may waive the foregoing firearms training  
89 requirement.

90 ~~(6)~~(7) In addition to the requirements under subsection  
91 (3), an applicant for a Class "K" license shall:

92 (a) Submit one of the following certificates:

93 1. The Florida Criminal Justice Standards and Training  
94 Commission ~~Firearms~~ Instructor's Certificate and confirmation by  
95 the commission that the applicant is authorized to provide  
96 firearms instruction.

97 2. The National Rifle Association Law Enforcement ~~Police~~  
98 Firearms Instructor's Certificate.

99 ~~3. The National Rifle Association Security Firearms~~



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100 ~~Instructor's Certificate.~~

101       ~~3.4.~~ A firearms instructor's training certificate issued by  
102 any branch of the United States Armed Forces, from a federal law  
103 enforcement academy or agency, state, county, or municipal  
104 police academy in this state recognized as such by the Criminal  
105 Justice Standards and Training Commission ~~or by the Department~~  
106 ~~of Education.~~

107       (b) Pay the fee for and pass an examination administered by  
108 the department which shall be based upon, but is not necessarily  
109 limited to, a firearms instruction manual provided by the  
110 department.

111       ~~(7)-(8)~~ In addition to the application requirements for  
112 individuals, partners, or officers outlined under subsection  
113 (3), the application for an agency license shall contain the  
114 following information:

115       (a) The proposed name under which the agency intends to  
116 operate.

117       (b) The street address, mailing address, and telephone  
118 numbers of the principal location at which business is to be  
119 conducted in this state.

120       (c) The street address, mailing address, and telephone  
121 numbers of all branch offices within this state.

122       (d) The names and titles of all partners or, in the case of  
123 a corporation, the names and titles of its principal officers.

124       ~~(8)-(9)~~ Upon submission of a complete application, a Class  
125 "CC," Class "C," Class "D," Class "EE," Class "E," Class "M,"  
126 Class "MA," Class "MB," or Class "MR" applicant may commence  
127 employment or appropriate duties for a licensed agency or branch  
128 office. However, the Class "C" or Class "E" applicant must work



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129 under the direction and control of a sponsoring licensee while  
130 his or her application is being processed. If the department  
131 denies application for licensure, the employment of the  
132 applicant must be terminated immediately, unless he or she  
133 performs only unregulated duties.