

HB 1269

2012

1                   A bill to be entitled  
2           An act relating to concealed weapons and firearms;  
3           amending s. 790.33, F.S.; creating an exception to the  
4           preemption of the regulation of firearms to the  
5           Legislature to allow a state agency or local  
6           government to prohibit the possession of a concealed  
7           firearm at specified publicly sanctioned or sponsored  
8           events conducted in public buildings or at government-  
9           sponsored outdoor public venues; providing an  
10          effective date.

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

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14          Section 1. Subsection (4) of section 790.33, Florida  
15          Statutes, is amended to read:

16          790.33 Field of regulation of firearms and ammunition  
17          preempted.—

18          (4) EXCEPTIONS.—This section does not prohibit:

19          (a) Zoning ordinances that encompass firearms businesses  
20          along with other businesses, except that zoning ordinances that  
21          are designed for the purpose of restricting or prohibiting the  
22          sale, purchase, transfer, or manufacture of firearms or  
23          ammunition as a method of regulating firearms or ammunition are  
24          in conflict with this subsection and are prohibited;

25          (b) A duly organized law enforcement agency from enacting  
26          and enforcing regulations pertaining to firearms, ammunition, or  
27          firearm accessories issued to or used by peace officers in the  
28          course of their official duties;

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29           (c) Except as provided in s. 790.251, any entity subject  
30 to the prohibitions of this section from regulating or  
31 prohibiting the carrying of firearms and ammunition by an  
32 employee of the entity during and in the course of the  
33 employee's official duties;

34           (d) A court or administrative law judge from hearing and  
35 resolving any case or controversy or issuing any opinion or  
36 order on a matter within the jurisdiction of that court or  
37 judge; ~~or~~

38           (e) The Florida Fish and Wildlife Conservation Commission  
39 from regulating the use of firearms or ammunition as a method of  
40 taking wildlife and regulating the shooting ranges managed by  
41 the commission; ~~or~~

42           (f) A state agency or local government from prohibiting a  
43 person licensed to carry a concealed weapon or firearm from  
44 possessing a concealed firearm and ammunition at a publicly  
45 sanctioned or sponsored recreation, concert, or sporting event  
46 conducted in a public building or at a government-sponsored  
47 outdoor public venue.

48           Section 2. This act shall take effect July 1, 2012.