

By Senator Smith

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1                                   A bill to be entitled  
2           An act relating to assault weapons and large-capacity  
3           magazines; creating s. 790.301, F.S.; defining terms;  
4           prohibiting the sale or transfer of an assault weapon  
5           or a large-capacity magazine; providing exceptions;  
6           providing criminal penalties; prohibiting possession  
7           of an assault weapon or a large-capacity magazine;  
8           providing exceptions; providing criminal penalties;  
9           requiring certificates of possession for assault  
10          weapons or large-capacity magazines lawfully possessed  
11          before a specified date; specifying requirements for  
12          the certificates; requiring the Department of Law  
13          Enforcement to adopt rules by a specified date;  
14          requiring the department to conduct certain background  
15          investigations; specifying the form of the  
16          certificates of possession; limiting sales or  
17          transfers of assault weapons or large-capacity  
18          magazines documented by certificates of possession;  
19          providing conditions for continued possession of such  
20          weapons or large-capacity magazines; specifying  
21          requirements for an applicant who fails to qualify for  
22          a certificate of possession; requiring certificates of  
23          transfer for transfers of certain assault weapons or  
24          large-capacity magazines; specifying requirements for  
25          certificates of transfer; requiring the department to  
26          maintain a file of such certificates; providing for  
27          relinquishment of assault weapons or large-capacity  
28          magazines; specifying requirements for transporting  
29          assault weapons or large-capacity magazines under

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30 certain circumstances; providing criminal penalties;  
31 specifying circumstances in which the manufacture or  
32 transport of assault weapons or large-capacity  
33 magazines is not prohibited; exempting permanently  
34 inoperable firearms from certain provisions; amending  
35 s. 775.087, F.S.; providing enhanced criminal  
36 penalties for certain offenses when committed with an  
37 assault weapon or a large-capacity magazine; providing  
38 for severability; providing an effective date.

39  
40 Be It Enacted by the Legislature of the State of Florida:

41  
42 Section 1. Section 790.301, Florida Statutes, is created to  
43 read:

44 790.301 Assault weapons.-

45 (1) DEFINITIONS.-As used in this section, the term:

46 (a)1. "Assault weapon" means any selective-fire firearm  
47 capable of fully automatic, semiautomatic, or burst fire at the  
48 option of the user or any of the following semiautomatic  
49 firearms:

50 a. All AK series, including, but not limited to, the  
51 following: AK, AKM, AKS, AK-47, AK-74, ARM, MAK90, MISR, NHM90,  
52 NHM91, SA 85, SA 93, VEPR, WASR-10, WUM, Rock River Arms LAR-47,  
53 and Vector Arms AK-47.

54 b. All AR series, including, but not limited to, the  
55 following: AR-10, AR-15, Bushmaster XM15, Armalite AR-180 and  
56 M15, Olympic Arms, AR70, DPMS Tactical Rifles, Smith & Wesson  
57 M&P15 Rifles, Colt AR-15, Rock River Arms LAR-15, and DoubleStar  
58 AR rifles.

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- 59        c. Algimec AGM1.  
60        d. Barrett 82A1 and REC7.  
61        e. Beretta AR-70 and Beretta Storm.  
62        f. Bushmaster Auto Rifle.  
63        g. Calico Liberty series.  
64        h. Chartered Industries of Singapore SR-88.  
65        i. Colt Sporter.  
66        j. Daewoo K-1, K-2, Max-1, and Max-2.  
67        k. Fabrique National FN/FAL, FN/LAR, and FNC.  
68        l. FAMAS MAS 223.  
69        m. Federal XC-900 and SC-450.  
70        n. FNH PS90, SCAR, and FS2000.  
71        o. Goncz High Tech Carbine.  
72        p. Hi-Point Carbine.  
73        q. HK-91, HK-93, HK-94, SP-89, or HK-PSG-1.  
74        r. Kel-Tec Sub-2000, SU series, RFB.  
75        s. M1 Carbine.  
76        t. SAR-8, SAR-4800, and SR9.  
77        u. SIG 57 AMT and 500 Series.  
78        v. SIG Sauer MCX Rifle.  
79        w. SKS capable of accepting a detachable magazine.  
80        x. SLG 95.  
81        y. SLR 95 or 96.  
82        z. Spectre Auto Carbine.  
83        aa. Springfield Armory BM59, SAR-48, and G-3.  
84        bb. Sterling MK-6 and MK-7.  
85        cc. Steyr AUG.  
86        dd. Sturm Ruger Mini-14 with folding stock.  
87        ee. TNW M230 and M2HB.

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- 88       ff. Thompson types, including Thompson T5.
- 89       gg. UZI, Galil and UZI Sporter, Galil Sporter, Galil Sniper  
90 Rifle (Galatz), or Vector Arms UZI.
- 91       hh. Weaver Arms Nighthawk.
- 92       2. All of the following handguns, or copies, duplicates, or  
93 altered facsimiles thereof with the capability of any such  
94 weapon:
- 95       a. AK-47 pistol and Mini AK-47 pistol.
- 96       b. AR-15 pistol.
- 97       c. Australian Automatic Arms SAP pistol.
- 98       d. Bushmaster Auto Pistol.
- 99       e. Calico Liberty series pistols.
- 100      f. Encom MK-IV, MP-9, and MP-45.
- 101      g. Feather AT-9 and Mini-AT.
- 102      h. Goncz High Tech Long pistol.
- 103      i. Holmes MP-83.
- 104      j. Iver Johnson Enforcer.
- 105      k. MAC-10, MAC-11, Masterpiece Arms MPA pistol series, and  
106 Velocity Arms VMA series.
- 107      l. Intratec TEC-9, TEC-DC9, TEC-22 Scorpion, or AB-10.
- 108      m. UZI pistol and Micro-UZI pistol.
- 109      n. Colefire Magnum.
- 110      o. Scarab Skorpion.
- 111      p. Spectre Auto pistol.
- 112      q. German Sport 522 PK.
- 113      r. Chiappa Firearms Mfour-22.
- 114      s. DSA SA58 PKP FAL.
- 115      t. I.O. Inc. PPS-43C.
- 116      u. Kel-Tec PLR-16 pistol.

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- 117       v. SIG Sauer P556 pistol.
- 118       w. Thompson TA5 series pistols.
- 119       x. Wilkinson "Linda" pistol.
- 120       3. All of the following shotguns, or copies, duplicates, or  
121 altered facsimiles thereof with the capability of any such  
122 weapon:
- 123       a. Armscor 30 BG.
- 124       b. Franchi SPAS-12 and Law-12.
- 125       c. Remington TAC-2 or TACB3 FS.
- 126       d. SPAS 12 or LAW 12.
- 127       e. Striker 12.
- 128       f. Streetsweeper.
- 129       g. Saiga.
- 130       h. USAS-12.
- 131       i. Kel-Tec KSG.
- 132       4. A part or combination of parts which converts a firearm  
133 into an assault weapon, or any combination of parts from which  
134 an assault weapon may be assembled if those parts are in the  
135 possession or under the control of the same person.
- 136       5. Any semiautomatic firearm not listed in subparagraphs  
137 1.-4. which meets any of the following criteria:
- 138       a. A semiautomatic rifle that has an ability to accept a  
139 detachable magazine and has one or more of the following:
- 140           (I) A folding or telescoping stock;
- 141           (II) A pistol grip, a thumbhole stock or Thordsen-type grip  
142 or stock, or any other characteristic that can function as a  
143 grip;
- 144           (III) A bayonet mount;
- 145           (IV) A flash suppressor or threaded barrel designed to

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- 146 accommodate a flash suppressor;  
147 (V) A grenade launcher; or  
148 (VI) A shroud attached to the barrel, or that partially or  
149 completely encircles the barrel, allowing the shooter to hold  
150 the firearm with the non-trigger hand without being burned, but  
151 excluding a slide that encloses the barrel.
- 152 b. A semiautomatic pistol that has an ability to accept a  
153 detachable magazine and has one or more of the following:
- 154 (I) The capacity to accept a large-capacity magazine that  
155 attaches to the pistol at any location outside of the pistol  
156 grip;
- 157 (II) A threaded barrel capable of accepting a barrel  
158 extender, flash suppressor, forward handgrip, or silencer;
- 159 (III) A slide that encloses the barrel and that allows the  
160 shooter to hold the firearm with the non-trigger hand without  
161 being burned;
- 162 (IV) A manufactured weight of 50 ounces or more when the  
163 pistol is unloaded;
- 164 (V) A semiautomatic version of an automatic firearm;  
165 (VI) Any feature capable of functioning as a protruding  
166 grip that can be held by the non-trigger hand; or
- 167 (VII) A folding, telescoping, or thumbhole stock.
- 168 c. A semiautomatic shotgun that has one or more of the  
169 following:
- 170 (I) A folding or telescoping stock;  
171 (II) A pistol grip, a thumbhole stock or Thordsen-type grip  
172 or stock, or any other characteristic that can function as a  
173 grip;
- 174 (III) A thumbhole stock;

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175 (IV) A fixed magazine capacity in excess of 5 rounds; or

176 (V) An ability to accept a detachable magazine.

177 d. Any semiautomatic pistol or any semiautomatic,  
178 centerfire, or rimfire rifle with a fixed magazine that has the  
179 capacity to accept more than 10 rounds of ammunition.

180 e. A part or combination of parts designed or intended to  
181 convert a firearm into an assault weapon, or any combination of  
182 parts from which an assault weapon may be assembled if those  
183 parts are in the possession or under the control of the same  
184 person.

185 (b) "Detachable magazine" means an ammunition feeding  
186 device that can be removed from a firearm without disassembly of  
187 the firearm action.

188 (c) "Fixed magazine" means an ammunition feeding device  
189 contained in, or permanently attached to, a firearm in such a  
190 manner that the device cannot be removed without disassembly of  
191 the firearm action.

192 (d) "Large-capacity magazine" means an ammunition feeding  
193 device with the capacity to accept more than 10 rounds, or any  
194 conversion kit, part, or combination of parts from which such a  
195 device can be assembled if those parts are in the possession or  
196 under the control of the same person, but does not include any  
197 of the following:

198 1. A feeding device that has been permanently altered so  
199 that it cannot accommodate more than 10 rounds;

200 2. A .22 caliber tube ammunition feeding device; or

201 3. A tubular magazine that is contained in a lever-action  
202 firearm.

203 (e) "Licensed gun dealer" means a person who has a federal

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204 firearms license.

205 (2) SALE OR TRANSFER.—

206 (a) A person who, within this state, distributes,  
207 transports, or imports into this state; who sells, keeps for  
208 sale, or offers or exposes for sale; or who gives an assault  
209 weapon or a large-capacity magazine in violation of this  
210 section, except as provided in paragraph (c), commits a felony  
211 of the third degree, punishable as provided in s. 775.082, s.  
212 775.083, or s. 775.084, with a mandatory minimum term of  
213 imprisonment of 2 years.

214 (b) A person who transfers, sells, or gives an assault  
215 weapon or a large-capacity magazine to a person under 18 years  
216 of age in violation of this section commits a felony of the  
217 second degree, punishable as provided in s. 775.082, s. 775.083,  
218 or s. 775.084, with a mandatory minimum term of imprisonment of  
219 6 years.

220 (c) Paragraph (a) does not apply to:

221 1. The sale of assault weapons or large-capacity magazines  
222 to the Department of Law Enforcement, a law enforcement agency  
223 as defined in s. 934.02, the Department of Corrections, or the  
224 military or naval forces of this state or of the United States  
225 for use in the discharge of their official duties.

226 2. A person who is the executor or administrator of an  
227 estate that includes an assault weapon or a large-capacity  
228 magazine for which a certificate of possession has been issued  
229 under subsection (4) and which is disposed of as authorized by  
230 the probate court, if the disposition is otherwise permitted  
231 under this section.

232 3. The transfer by bequest or intestate succession of an



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233 assault weapon or a large-capacity magazine for which a  
234 certificate of possession has been issued under subsection (4).

235 (3) POSSESSION.—

236 (a) Except as provided in subsection (5), a person who,  
237 within this state, possesses any assault weapon or large-  
238 capacity magazine, except as provided in this section or as  
239 otherwise authorized by law, commits a felony of the third  
240 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
241 775.084, with a mandatory minimum term of imprisonment of 1  
242 year.

243 (b) Paragraph (a) does not apply to the possession of  
244 assault weapons or large-capacity magazines by members or  
245 employees of the Department of Law Enforcement, a law  
246 enforcement agency as defined in s. 934.02, the Department of  
247 Corrections, or the military or naval forces of this state or of  
248 the United States for use in the discharge of their official  
249 duties; and this section does not prohibit the possession or use  
250 of assault weapons or large-capacity magazines by sworn members  
251 of such agencies when on duty and when the use is within the  
252 scope of their duties.

253 (c) Paragraph (a) does not apply to the possession of an  
254 assault weapon or a large-capacity magazine by a person before  
255 July 1, 2026, if all of the following are applicable:

256 1. The person is eligible to apply for a certificate of  
257 possession under subsection (4) for the assault weapon or large-  
258 capacity magazine by July 1, 2026.

259 2. The person lawfully possessed the assault weapon or  
260 large-capacity magazine before October 1, 2025.

261 3. The person is otherwise in compliance with this section

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262 and the applicable requirements of this chapter for possession  
263 of a firearm.

264 (d) Paragraph (a) does not apply to a person who is the  
265 executor or administrator of an estate that includes an assault  
266 weapon or a large-capacity magazine for which a certificate of  
267 possession has been issued under subsection (4), if the assault  
268 weapon is possessed at a place set forth in subparagraph  
269 (4) (d) 1. or as authorized by the probate court.

270 (4) CERTIFICATE OF POSSESSION.—

271 (a) A person who lawfully possesses an assault weapon or a  
272 large-capacity magazine before October 1, 2025, must apply by  
273 October 1, 2026, or, if such person is a member of the military  
274 or naval forces of this state or of the United States and is  
275 unable to apply by October 1, 2026, because he or she is or was  
276 on official duty outside of this state, must apply within 90  
277 days after returning to this state, to the Department of Law  
278 Enforcement for a certificate of possession with respect to such  
279 assault weapon or large-capacity magazine. The certificate must  
280 contain a description of the assault weapon or large-capacity  
281 magazine which identifies it uniquely, including all  
282 identification marks; the full name, address, date of birth, and  
283 thumbprint of the owner; and any other information as the  
284 department may deem appropriate. The department shall adopt  
285 rules no later than January 1, 2026, to establish procedures  
286 with respect to the application for, and issuance of,  
287 certificates of possession pursuant to this subsection. The  
288 thumbprint of the applicant must be taken by a law enforcement  
289 agency or the Department of Law Enforcement together with any  
290 personal identifying information required by federal law to

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291 process fingerprints. Charges for thumbprint services under this  
 292 paragraph are not subject to the sales tax on fingerprint  
 293 services imposed in s. 212.05(1)(i). The Department of Law  
 294 Enforcement shall conduct a background investigation pursuant to  
 295 this subsection.

296 (b) A certificate of possession issued under this  
 297 subsection must be in substantially the following form:

298

299 CERTIFICATE OF POSSESSION OF ASSAULT WEAPON

300 Certificate Number:

301 Owner's Name: (last, first, middle)

302 Address (NO P.O. Boxes): (number, street, city or town,  
 303 state, zip code)

304 Date of Birth:

305 Social Security Number (optional, but will help prevent  
 306 misidentification):

307 Driver License Number and State:

308 Manufacturer:

309 Importer:

310 Serial Number:

311 Model:

312 Caliber:

313 Unique I.D./Markings:

314 Signature of Owner:

315 Applicant's Right Thumbprint:

316

317 (c) An assault weapon or a large-capacity magazine  
 318 possessed pursuant to this section may not be sold or  
 319 transferred on or after January 1, 2026, to a person within this

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320 state other than to a licensed gun dealer, as provided in  
321 subsection (5), or by a bequest or intestate succession. A  
322 person who obtains title to an assault weapon or a large-  
323 capacity magazine for which a certificate of possession has been  
324 issued under this subsection by bequest or intestate succession  
325 must, within 90 days after obtaining title, apply to the  
326 Department of Law Enforcement for a certificate of possession as  
327 provided in this subsection, render the assault weapon or large-  
328 capacity magazine permanently inoperable, sell the weapon or  
329 large-capacity magazine to a licensed gun dealer, or remove the  
330 weapon or large-capacity magazine from this state. A person who  
331 moves into this state in lawful possession of an assault weapon  
332 or a large-capacity magazine must, within 90 days, either render  
333 the weapon or large-capacity magazine permanently inoperable,  
334 sell the weapon or large-capacity magazine to a licensed gun  
335 dealer, or remove the weapon or large-capacity magazine from  
336 this state. This paragraph does not apply to a person who is a  
337 member of the military or naval forces of this state or of the  
338 United States, is in lawful possession of an assault weapon or a  
339 large-capacity magazine, and who has been transferred into this  
340 state after October 1, 2026.

341 (d) A person who has been issued a certificate of  
342 possession for an assault weapon or a large-capacity magazine  
343 under this subsection may possess it only under the following  
344 conditions:

345 1. At that person's residence, place of business, or other  
346 property owned by that person, or on property owned by another  
347 person with the owner's express permission;

348 2. While on the premises of a target range of a public or

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349 private club or organization organized for the purpose of  
350 practicing shooting at targets;

351 3. While on a target range that holds a regulatory or  
352 business license for the purpose of practicing shooting at that  
353 target range;

354 4. While on the premises of a licensed shooting club;

355 5. While attending any exhibition, display, or educational  
356 program that is about firearms and is sponsored by, conducted  
357 under the auspices of, or approved by a law enforcement agency  
358 or a nationally or state-recognized entity that fosters  
359 proficiency in, or promotes education about, firearms; or

360 6. While transporting the assault weapon or large-capacity  
361 magazine between any of the places mentioned in this paragraph,  
362 or to any licensed gun dealer for servicing or repair pursuant  
363 to paragraph (7) (b), provided the assault weapon or large-  
364 capacity magazine is transported as required by subsection (7).

365 (e) If an applicant for a certificate of possession under  
366 this subsection fails to qualify for the certificate after the  
367 background investigation required under this subsection, the  
368 applicant must arrange to relinquish all assault weapons or  
369 large-capacity magazines in his or her possession as provided in  
370 subsection (6) within 10 days after he or she receives written  
371 notice from the Department of Law Enforcement of failure to  
372 qualify for the certificate. Such applicant who fails to make  
373 such an arrangement within the time specified in this paragraph  
374 is thereafter in violation of this section.

375 (5) CERTIFICATE OF TRANSFER.—If an owner of an assault  
376 weapon or a large-capacity magazine sells or transfers the  
377 weapon or magazine to a licensed gun dealer, the owner must, at

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378 the time of delivery of the weapon, execute a certificate of  
379 transfer and cause the certificate to be mailed or delivered to  
380 the Department of Law Enforcement. The certificate must contain  
381 all of the following:

382 (a) The date of sale or transfer.

383 (b) The names and addresses of the seller or transferor and  
384 the licensed gun dealer and their social security numbers or  
385 driver license numbers.

386 (c) The licensed gun dealer's federal firearms license  
387 number.

388 (d) A description of the weapon, including the caliber of  
389 the weapon and its make, model, and serial number.

390 (e) Any other information the Department of Law Enforcement  
391 prescribes.

392

393 The licensed gun dealer shall present his or her driver license  
394 or social security card and federal firearms license to the  
395 seller or transferor for inspection at the time of purchase or  
396 transfer. The Department of Law Enforcement shall maintain at  
397 its headquarters a file of all certificates of transfer.

398 (6) RELINQUISHMENT.—An individual may arrange in advance to  
399 relinquish an assault weapon or a large-capacity magazine to a  
400 law enforcement agency as defined in s. 934.02 or to the  
401 Department of Law Enforcement. The assault weapon or large-  
402 capacity magazine must be transported in accordance with  
403 subsection (7).

404 (7) TRANSPORTATION.—

405 (a) A licensed gun dealer who lawfully purchases for resale  
406 outside this state an assault weapon or a large-capacity

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407 magazine pursuant to subsection (2) may transport the assault  
408 weapon or large-capacity magazine between dealers or outside  
409 this state, but a person may not carry a loaded assault weapon  
410 concealed from public view or knowingly have in any motor  
411 vehicle owned, operated, or occupied by him or her a loaded  
412 assault weapon or an unloaded assault weapon, unless such weapon  
413 is kept in the trunk of such vehicle or in a case or other  
414 container that is inaccessible to the operator of or any  
415 passenger in such vehicle. A person who violates this subsection  
416 commits a misdemeanor of the second degree, punishable as  
417 provided in s. 775.082 or s. 775.083. Any licensed gun dealer  
418 may display the assault weapon or large-capacity magazine at any  
419 gun show or sell it to a buyer outside this state.

420 (b) Any licensed gun dealer may transfer possession of any  
421 assault weapon or large-capacity magazine received pursuant to  
422 paragraph (a) to a gunsmith for purposes of accomplishing  
423 service or repair of the same. Transfers are permissible only to  
424 the following persons:

425 1. A gunsmith who is in the dealer's employ; or  
426 2. A gunsmith with whom the dealer has contracted for  
427 gunsmithing services, provided that the gunsmith receiving the  
428 assault weapon holds a dealer's license issued pursuant to  
429 chapter 44 of Title 18 of the United States Code, 18 U.S.C. ss.  
430 921 et seq., and the regulations issued pursuant thereto.

431 (8) CIRCUMSTANCES IN WHICH MANUFACTURE OR TRANSPORTATION IS  
432 NOT PROHIBITED.—This section does not prohibit any person, firm,  
433 or corporation engaged in the business of manufacturing assault  
434 weapons or large-capacity magazines in this state from  
435 manufacturing or transporting assault weapons or large-capacity

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436 magazines in this state for sale within this state in accordance  
437 with subparagraph (2)(c)1. or for sale outside this state.

438 (9) EXCEPTION.—This section does not apply to any firearm  
439 modified to render it permanently inoperable.

440 Section 2. Paragraph (a) of subsection (3) of section  
441 775.087, Florida Statutes, is amended to read:

442 775.087 Possession or use of weapon; aggravated battery;  
443 felony reclassification; minimum sentence.—

444 (3)(a)1. Any person who is convicted of a felony or an  
445 attempt to commit a felony, regardless of whether the use of a  
446 firearm is an element of the felony, and the conviction was for:

- 447 a. Murder;
- 448 b. Sexual battery;
- 449 c. Robbery;
- 450 d. Burglary;
- 451 e. Arson;
- 452 f. Aggravated battery;
- 453 g. Kidnapping;
- 454 h. Escape;
- 455 i. Sale, manufacture, delivery, or intent to sell,  
456 manufacture, or deliver any controlled substance;
- 457 j. Aircraft piracy;
- 458 k. Aggravated child abuse;
- 459 l. Aggravated abuse of an elderly person or disabled adult;
- 460 m. Unlawful throwing, placing, or discharging of a  
461 destructive device or bomb;
- 462 n. Carjacking;
- 463 o. Home-invasion robbery;
- 464 p. Aggravated stalking;



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465 q. Trafficking in cannabis, trafficking in cocaine, capital  
466 importation of cocaine, trafficking in illegal drugs, capital  
467 importation of illegal drugs, trafficking in phencyclidine,  
468 capital importation of phencyclidine, trafficking in  
469 methaqualone, capital importation of methaqualone, trafficking  
470 in amphetamine, capital importation of amphetamine, trafficking  
471 in flunitrazepam, trafficking in gamma-hydroxybutyric acid  
472 (GHB), trafficking in 1,4-Butanediol, trafficking in  
473 Phenethylamines, or other violation of s. 893.135(1); or

474 r. Human trafficking,

475  
476 and during the commission of the offense, such person possessed  
477 a semiautomatic firearm and its high-capacity detachable box  
478 magazine, an assault weapon or a large-capacity magazine as  
479 those terms are defined in s. 790.301, or a machine gun as  
480 defined in s. 790.001, shall be sentenced to a minimum term of  
481 imprisonment of 15 years.

482 2. Any person who is convicted of a felony or an attempt to  
483 commit a felony listed in subparagraph 1., regardless of whether  
484 the use of a weapon is an element of the felony, and during the  
485 course of the commission of the felony such person discharged a  
486 semiautomatic firearm and its high-capacity box magazine, an  
487 assault weapon or a large-capacity magazine as those terms are  
488 defined in s. 790.301, or a "machine gun" as defined in s.  
489 790.001, shall be sentenced to a minimum term of imprisonment of  
490 20 years.

491 3. Any person who is convicted of a felony or an attempt to  
492 commit a felony listed in subparagraph 1., regardless of whether  
493 the use of a weapon is an element of the felony, and during the

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494 course of the commission of the felony such person discharged a  
495 semiautomatic firearm and its high-capacity box magazine, an  
496 assault weapon or a large-capacity magazine as those terms are  
497 defined in s. 790.301, or a "machine gun" as defined in s.  
498 790.001 and, as the result of the discharge, death or great  
499 bodily harm was inflicted upon any person, the convicted person  
500 shall be sentenced to a minimum term of imprisonment of not less  
501 than 25 years and not more than a term of imprisonment of life  
502 in prison.

503 Section 3. If any provision of this act or its application  
504 to any person or circumstance is held invalid, the invalidity  
505 does not affect other provisions or applications of the act  
506 which can be given effect without the invalid provision or  
507 application, and to this end the provisions of this act are  
508 severable.

509 Section 4. This act shall take effect October 1, 2025.