



442658

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/04/2025	.	
	.	
	.	
	.	

---

The Committee on Criminal Justice (Collins) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

790.052 Carrying concealed firearms; off-duty law  
enforcement officers.-

(1) (a) All persons holding active certifications from the  
Criminal Justice Standards and Training Commission as law  
enforcement officers, ~~or~~ correctional officers, or correctional  
probation officers as defined in s. 943.10(1), (2), (3), (6),



442658

11 (7), (8), or (9) shall have the right to carry, on or about  
12 their persons, concealed firearms, during off-duty hours, at the  
13 discretion of their superior officers, and may perform those law  
14 enforcement functions that they normally perform during duty  
15 hours, utilizing their weapons in a manner which is reasonably  
16 expected of on-duty officers in similar situations.

17 (b) All persons holding an active certification from the  
18 Criminal Justice Standards and Training Commission as a law  
19 enforcement officer, ~~or~~ a correctional officer, or a  
20 correctional probation officer as defined in s. 943.10(1), (2),  
21 (3), (6), (7), (8), or (9) meet the definition of "qualified law  
22 enforcement officer" in 18 U.S.C. s. 926B(c).

23 (c) All persons who held an active certification from the  
24 Criminal Justice Standards and Training Commission as a law  
25 enforcement officer, ~~or~~ correctional officer, or correctional  
26 probation officer as defined in s. 943.10(1), (2), (3), (6),  
27 (7), (8), or (9), while working for an employing agency, as  
28 defined in s. 943.10(4), but have separated from service under  
29 the conditions set forth in 18 U.S.C. s. 926C(c), meet the  
30 definition of "qualified retired law enforcement officer."

31 (d) This section does not limit the right of a law  
32 enforcement officer, correctional officer, or correctional  
33 probation officer to carry a concealed firearm off duty as a  
34 private citizen under the exemption provided in s. 790.06 that  
35 allows a law enforcement officer, correctional officer, or  
36 correctional probation officer as defined in s. 943.10(1), (2),  
37 (3), (6), (7), (8), or (9) to carry a concealed firearm without  
38 a concealed weapon or concealed firearm license or as otherwise  
39 provided by law. The appointing or employing agency or



442658

40 department of an officer carrying a concealed firearm as a  
41 private citizen is not liable for the use of the firearm in such  
42 capacity. This section does not limit the authority of the  
43 appointing or employing agency or department from establishing  
44 policies limiting law enforcement officers or correctional  
45 officers from carrying concealed firearms during off-duty hours  
46 in their capacity as appointees or employees of the agency or  
47 department.

48 (2) The superior officer of any police department or  
49 sheriff's office or the Florida Highway Patrol, or Florida  
50 Department of Corrections, if he or she elects to direct the  
51 officers under his or her supervision to carry concealed  
52 firearms while off duty, shall file a statement with the  
53 governing body of such department of his or her instructions and  
54 requirements relating to the carrying of said firearms.

55 Section 2. Section 790.0655, Florida Statutes, is amended  
56 to read

57 790.0655 Purchase and delivery of firearms; mandatory  
58 waiting period; exceptions; penalties.-

59 (1) (a) A mandatory waiting period is imposed between the  
60 purchase and delivery of a firearm. The mandatory waiting period  
61 is 3 days, excluding weekends and legal holidays, or expires  
62 upon the completion of the records checks required under s.  
63 790.065, whichever occurs later. ~~"Purchase" means the transfer~~  
64 ~~of money or other valuable consideration to the retailer.~~  
65 ~~"Retailer" means and includes a licensed importer, licensed~~  
66 ~~manufacturer, or licensed dealer engaged in the business of~~  
67 ~~making firearm sales at retail or for distribution, or use, or~~  
68 ~~consumption, or storage to be used or consumed in this state, as~~



442658

69 ~~defined in s. 212.02(13).~~

70 (b) Records of firearm sales must be available for  
71 inspection by any law enforcement agency, as defined in s.  
72 934.02, during normal business hours.

73 (2) The waiting period does not apply in the following  
74 circumstances:

75 (a) When a firearm is being purchased by a holder of a  
76 concealed weapons or concealed firearms license ~~issued under s.~~  
77 ~~790.06.~~

78 (b) To a trade-in of another firearm.

79 (c) To the purchase of a rifle or shotgun, upon a person's  
80 successfully completing a minimum of a 16-hour hunter safety  
81 course and possessing a hunter safety certification card issued  
82 under s. 379.3581. A person who is exempt from the hunter safety  
83 course requirements under s. 379.3581 and holds a valid Florida  
84 hunting license is exempt from the mandatory waiting period  
85 under this section for the purchase of a rifle or shotgun.

86 ~~(d) When a rifle or shotgun is being purchased by a law~~  
87 ~~enforcement officer or correctional officer, as those terms are~~  
88 ~~defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9), or a~~  
89 ~~servicemember as defined in s. 250.01.~~

90 (3) It is a felony of the third degree, punishable as  
91 provided in s. 775.082, s. 775.083, or s. 775.084:

92 (a) For any retailer, or any employee or agent of a  
93 retailer, to deliver a firearm before the expiration of the  
94 waiting period, subject to the exceptions provided in subsection  
95 (2).

96 (b) For a purchaser to obtain delivery of a firearm by  
97 fraud, false pretense, or false representation.



442658

98           (4) For purposes of this section, the term:  
99           (a) "Holder of a concealed weapons or concealed firearms  
100 license" includes all of the following:

101           1. A person who holds a valid license issued under s.  
102 790.06.

103           2. A law enforcement officer or correctional officer, as  
104 those terms are defined in s. 943.10(1), (2), (3), (6), (7),  
105 (8), or (9).

106           3. A servicemember as defined in s. 250.01.

107           (b) "Purchase" means the transfer of money or other  
108 valuable consideration to the retailer.

109           (c) "Retailer" means and includes a licensed importer,  
110 licensed manufacturer, or licensed dealer engaged in the  
111 business of making firearm sales at retail or for distribution,  
112 or use, or consumption, or storage to be used or consumed in  
113 this state, as defined in s. 212.02(13).

114           Section 3. This act shall take effect July 1, 2025.

115  
116 ===== T I T L E   A M E N D M E N T =====

117 And the title is amended as follows:

118           Delete everything before the enacting clause  
119 and insert:

120                           A bill to be entitled  
121           An act relating to concealed carry licensing  
122           requirements for law enforcement officers,  
123           correctional officers, correctional probation  
124           officers, and military servicemembers; amending  
125           s.790.052 F.S.; providing that correctional probation  
126           officers shall have the right to carry concealed



442658

127       firearms, during off-duty hours, at the discretion of  
128       their superior officers, and may perform law  
129       enforcement functions under limited circumstances;  
130       including correctional probation officers within the  
131       definition of "qualified law enforcement officer";  
132       including correctional probation officers within the  
133       definition of "qualified retired law enforcement  
134       officer"; providing that should the superior officer  
135       of the Florida Department of Corrections decide to  
136       direct the officers under his or her supervision to  
137       carry concealed firearms while off duty, the governing  
138       body of the department must be informed; amending  
139       s.790.0655, F.S.; deleting the required three day  
140       waiting period for law enforcement officers,  
141       correctional officers, and servicemembers to purchase  
142       a rifle or shotgun; specifying the definition of  
143       "holder of a concealed weapons or concealed firearms  
144       license"; providing an effective date.