

By Senator Trumbull

2-01441A-26

20261748\_\_

A bill to be entitled  
An act relating to evidence in civil actions relating  
to firearms; creating s. 790.3315, F.S.; defining  
terms; providing that the absence of certain  
mechanisms or features may not be used as evidence of  
a defective product design, negligence, a duty to  
warn, strict liability, or evidence to support similar  
claims; providing construction; providing an effective  
date.

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

Section 1. Section 790.3315, Florida Statutes, is created  
to read:

790.3315 Evidence in certain civil actions relating to  
firearms.—

(1) As used in this section, the term:

(a) "Authorized user recognition technology" means a  
mechanism, device, or technology applied to a firearm which  
prevents an unauthorized user from firing the firearm.

(b) "External manual safety" means a manually operated  
mechanism that, when engaged, blocks the trigger from  
functioning.

(c) "Firearm" has the same meaning as in s. 790.001.

(d) "Loaded chamber indicator" means a mechanism or feature  
intended to indicate to the firearm user that a cartridge is in  
the firing chamber of the firearm.

(e) "Magazine disconnect mechanism" means a mechanism that  
prevents a semiautomatic firearm from firing when the detachable

2-01441A-26

20261748\_\_

magazine is not fully inserted in the firearm.

(2) For purposes of a product liability action involving a firearm, evidence of a defective product design, negligence, a duty to warn, strict liability, or evidence to support similar claims may not include the absence of any of the following mechanisms or features:

(a) An authorized user recognition technology.

(b) An external mechanical safety, including, but not limited to, a hinged, pivoting, or tabbed trigger safety.

(c) A loaded chamber indicator.

(d) A magazine disconnect mechanism.

(e) Any mechanism or feature that would perform the same function as a mechanism or feature described in paragraphs (a)-(d).

(3) This section may not be construed to limit liability for a firearm manufacturer in cases where the claimant establishes that the firearm contained an actual manufacturing defect or failed to operate in a manner consistent with the manufacturer's express warranty or representations.

Section 2. This act shall take effect July 1, 2026.