

By Senator Trumbull

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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

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30 magazine is not fully inserted in the firearm.

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

36 (a) An authorized user recognition technology.

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

39 (c) A loaded chamber indicator.

40 (d) A magazine disconnect mechanism.

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

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

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