

By the Committee on Judiciary; and Senator Trumbull

590-02739-26

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

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

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

15 790.3315 Evidence in certain civil actions relating to
16 firearms.—

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

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

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

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

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

28 (e) "Magazine disconnect mechanism" means a mechanism that
29 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 or design defect or failed to operate in a manner consistent
48 with the manufacturer's express warranty or representations.

49 (4) This section applies to causes of action accruing on or
50 after July 1, 2026.

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