

1                                   A proposal to revise  
2       ARTICLE VIII, s. 5, Fla. Const.; authorizing  
3       each county to require a background check and  
4       waiting period in connection with the sale of  
5       any firearm; defining the term "sale."  
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7   It is proposed by the Florida Constitution Revision Commission  
8   that:  
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10       Section 1. Section 5 of Article VIII of the Florida  
11   Constitution is revised by amending that section to read:  
12                                   ARTICLE VIII  
13                                   LOCAL GOVERNMENT  
14       SECTION 5. Local option.--  
15       (a) Local option on the legality or prohibition of the  
16   sale of intoxicating liquors, wines or beers shall be  
17   preserved to each county. The status of a county with respect  
18   thereto shall be changed only by vote of the electors in a  
19   special election called upon the petition of twenty-five per  
20   cent of the electors of the county, and not sooner than two  
21   years after an earlier election on the same question. Where  
22   legal, the sale of intoxicating liquors, wines and beers shall  
23   be regulated by law.  
24       (b) Each county shall have the authority to require a  
25   background check and a waiting period of not less than 3 days,  
26   nor more than 5 days, excluding weekends and legal holidays,  
27   in connection with the sale of any firearm occurring within  
28   such county. For purposes of this subsection, the term "sale"  
29   means the transfer of money or other valuable consideration  
30   for any firearm when any part of the transaction is conducted  
31   on property to which the public has the right of access.

1 Holders of a concealed weapons permit as prescribed in Florida  
2 law shall not be subject to the provisions of this subsection  
3 when purchasing a firearm.  
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