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CRC ACTION

Commissioner .  
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Floor: 1/00 .  
03/21/2018 01:42 PM .  
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Commissioner Martinez moved the following:

**CRC Amendment (with title amendment)**

Delete everything after the proposal clause  
and insert:

Section 8 of Article I of the State Constitution is amended  
to read:

ARTICLE I

DECLARATION OF RIGHTS

SECTION 8. Right to bear arms.—

(a) The right of the people to keep and bear arms in  
defense of themselves and of the lawful authority of the state



783324

12 shall not be infringed, except that the manner of bearing arms  
13 may be regulated by law.

14 (b) A purchaser of a firearm must be at least twenty-one  
15 years of age. The sale or transfer of a firearm to a person  
16 younger than twenty-one years of age shall not be made or  
17 facilitated by a licensed importer, licensed manufacturer, or  
18 licensed dealer. The prohibitions of this subsection do not  
19 apply to the purchase of a rifle or shotgun by a law enforcement  
20 officer, a correctional officer, or a servicemember.

21 (c) There shall be a mandatory waiting period ~~of three~~  
22 days, ~~excluding weekends and legal holidays,~~ between the  
23 purchase and delivery at retail of any firearm ~~handgun.~~ A  
24 comprehensive background check as prescribed by Florida law  
25 shall occur during this period. The mandatory waiting period  
26 shall be three days, excluding weekends and legal holidays, or  
27 expires upon the completion of the comprehensive background  
28 check, whichever occurs later. The mandatory waiting period  
29 shall not apply in the following circumstances:

30 (1) The purchase of a firearm by a holder of a license to  
31 carry a concealed weapon or firearm as prescribed by Florida  
32 law.

33 (2) The trade in of another firearm.

34 (3) The purchase of a rifle or shotgun by a person who has  
35 successfully completed a hunter safety course as prescribed by  
36 Florida law.

37 (4) The purchase of a rifle or shotgun by a law enforcement  
38 officer, a correctional officer, or a servicemember.

39 (d) No person shall import into this state or transfer,  
40 distribute, sell, keep for sale, offer for sale, possess, or



41 give to another person a bump-fire stock.

42 (e) For the purposes of this section, the term "purchase"  
43 means the transfer of money or other valuable consideration to  
44 the retailer, and the term "bump-fire stock" means a conversion  
45 kit, a tool, an accessory, or a device used to alter the rate of  
46 a firearm to mimic automatic weapon fire or which is used to  
47 increase the rate of fire to a faster rate than is possible for  
48 a person to fire a semiautomatic firearm unassisted by a kit, a  
49 tool, an accessory, or a device. "handgun" means a firearm  
50 capable of being carried and used by one hand, such as a pistol  
51 or revolver. Holders of a concealed weapon permit as prescribed  
52 in Florida law shall not be subject to the provisions of this  
53 paragraph.

54 (f) ~~(e)~~ The legislature shall enact legislation  
55 implementing subsections ~~subsection~~ (b), (c), and (d) of this  
56 section, effective no later than December 31, ~~2019~~ 1991, which  
57 shall provide that anyone violating the provisions of  
58 subsections ~~subsection~~ (b), (c), or (d) shall be guilty of a  
59 felony.

60 ~~(d) This restriction shall not apply to a trade in of~~  
61 ~~another handgun.~~

62  
63

64 ===== T I T L E A M E N D M E N T =====

65 And the title is amended as follows:

66 Delete everything before the proposal clause  
67 and insert:

68 A proposal to amend  
69 Section 8 of Article I of the State Constitution to limit



783324

70 the age to purchase a firearm to at least twenty-one years of  
71 age, to require three days between the purchase and delivery of  
72 a firearm, to require a comprehensive background check during  
73 the period between the purchase and delivery of a firearm as  
74 prescribed by law, and to prohibit specified acts relating to  
75 the sale and possession of a bump-fire stock.