

By Senator Braynon

36-00573-13

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1                   A bill to be entitled  
2           An act relating to concealed weapons and firearms;  
3           amending s. 790.33, F.S.; creating an exception to the  
4           preemption of the regulation of firearms to the  
5           Legislature to allow a state agency or local  
6           government to prohibit the possession of a concealed  
7           firearm and ammunition at specified publicly  
8           sanctioned or sponsored events conducted in public  
9           buildings or at government-sponsored outdoor public  
10          venues; providing an effective date.

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

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14           Section 1. Subsection (4) of section 790.33, Florida  
15 Statutes, is amended to read:

16           790.33 Field of regulation of firearms and ammunition  
17 preempted.—

18           (4) EXCEPTIONS.—This section does not prohibit:

19           (a) Zoning ordinances that encompass firearms businesses  
20 along with other businesses, except that zoning ordinances that  
21 are designed for the purpose of restricting or prohibiting the  
22 sale, purchase, transfer, or manufacture of firearms or  
23 ammunition as a method of regulating firearms or ammunition are  
24 in conflict with this subsection and are prohibited;

25           (b) A duly organized law enforcement agency from enacting  
26 and enforcing regulations pertaining to firearms, ammunition, or  
27 firearm accessories issued to or used by peace officers in the  
28 course of their official duties;

29           (c) Except as provided in s. 790.251, any entity subject to

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30 the prohibitions of this section from regulating or prohibiting  
31 the carrying of firearms and ammunition by an employee of the  
32 entity during and in the course of the employee's official  
33 duties;

34 (d) A court or administrative law judge from hearing and  
35 resolving any case or controversy or issuing any opinion or  
36 order on a matter within the jurisdiction of that court or  
37 judge; ~~or~~

38 (e) The Florida Fish and Wildlife Conservation Commission  
39 from regulating the use of firearms or ammunition as a method of  
40 taking wildlife and regulating the shooting ranges managed by  
41 the commission; or

42 (f) A state agency or local government from prohibiting a  
43 person licensed to carry a concealed weapon or firearm from  
44 possessing a concealed firearm and ammunition at a publicly  
45 sanctioned or sponsored recreation, concert, or sporting event  
46 conducted in a public building or at a government-sponsored  
47 outdoor public venue.

48 Section 2. This act shall take effect July 1, 2013.