A bill to be entitled
An act relating to bump-fire stocks; creating s. 790.34, F.S.; defining the term “bump-fire stock”; prohibiting the importation, transfer, distribution, transport, sale, giving, or possession of a bump-fire stock in this state; creating penalties; authorizing a person to relinquish a bump-fire stock to a law enforcement agency or the Department of Law Enforcement; requiring a person who does not relinquish a bump-fire stock to destroy the device and render it inoperable; requiring the law enforcement agency or the department to destroy the bump-fire stock; providing applicability; providing an effective date.

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

Section 1. Section 790.34, Florida Statutes, is created to read:

790.34 Prohibited device for firearm.—

(1) DEFINITION.—As used in this section, the term “bump-fire stock” means a gun conversion kit, a tool, an accessory, or a device used to alter the rate of fire of a firearm to mimic automatic weapon fire or which is used to increase the rate of fire of a semiautomatic firearm to a faster rate than is possible for a person to fire such semiautomatic firearm unassisted by a kit, a tool, an accessory, or a device.

(2) SALE OR TRANSFER.—A person may not import into this state or, within this state, transfer, distribute, transport,
sell, keep for sale, offer or expose for sale, or give a bump-fire stock to another person. A person who violates this subsection commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) POSSESSION.—A person may not, within this state, possess a bump-fire stock. A person who violates this subsection commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(4) RELINQUISHMENT AND DESTRUCTION.—A person who owns or is in possession of a bump-fire stock may arrange in advance to relinquish the device to a law enforcement agency, as defined in s. 934.02, or the Department of Law Enforcement or, if the bump-fire stock is not relinquished, the person must destroy and render inoperable the device. The law enforcement agency or the department must destroy any relinquished or acquired bump-fire stock within a reasonable time.

(5) APPLICABILITY.—This section does not apply to a law enforcement agency or the Department of Law Enforcement after taking possession of a bump-fire stock through relinquishment or other lawful means or while preparing to destroy the device.

Section 2. This act shall take effect October 1, 2018.