Senator Rodriguez moved the following:

   Senate Amendment to Amendment (318628) (with title amendment)

Between lines 422 and 423
insert:

Section 12. Section 790.174, Florida Statutes, is amended to read:

790.174 Safe storage of firearms required.—
(1) As used in this section, the term “minor” means a person younger than 18 years of age.

(2) A person who stores or leaves, on a premise under
his or her control, a loaded firearm, as defined in s. 790.001, and who knows or reasonably should know that a minor is likely to gain access to the firearm without the lawful permission of the minor’s parent or the person having charge of the minor, or without the supervision required by law, shall keep the firearm in a securely locked box or container or in a location which a reasonable person would believe to be secure or shall secure it with a trigger lock, except when the person is carrying the firearm on his or her body or within such close proximity thereto that he or she can retrieve and use it as easily and quickly as if he or she carried it on his or her body.

(3) A person who violates subsection (2) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083, if a person violates subsection (1) by failing to store or leave a firearm in the required manner and as a result thereof a minor gains access to the firearm, without the lawful permission of the minor’s parent or the person having charge of the minor, and possesses or exhibits it, without the supervision required by law:

(a) In a public place; or

(b) In a rude, careless, angry, or threatening manner in violation of s. 790.10.

This subsection does not apply if the minor obtains the firearm as a result of an unlawful entry by any person.

(3) As used in this act, the term “minor” means any person under the age of 16.

Section 13. For the purpose of incorporating the amendment made by this act to section 790.174, Florida Statutes, in a...
reference thereto, paragraph (f) of subsection (5) of section
409.175, Florida Statutes, is reenacted to read:

409.175 Licensure of family foster homes, residential
child-caring agencies, and child-placing agencies; public
records exemption.—

(5)

(f) The department’s rules shall include adoption of a form
to be used by child-placing agencies during an adoption home
study that requires all prospective adoptive applicants to
acknowledge in writing the receipt of a document containing
solely and exclusively the language provided for in s. 790.174
verbatim.

And the title is amended as follows:

Between lines 2511 and 2512

insert:

amending s. 790.174, F.S.; redefining the term
“minor”; requiring that, in specified circumstances, a
loaded firearm be kept in a securely locked box or
container or be secured with a trigger lock; deleting
conditions that pertain to the crime of failing to
safely store, leave, or secure a loaded firearm in a
specified manner; reenacting s. 409.175(5)(f), F.S.,
relating to certain rules of the Department of
Children and Families, to incorporate the amendment
made to s. 790.174, F.S., in a reference thereto;