The Committee on Appropriations (Stewart) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 1543 - 1734 and insert:

Section 23. Section 790.053, Florida Statutes, is amended to read:

790.053 Open carrying of weapons.—

(1) Except as provided in subsection (2) or otherwise provided by law and in subsection (2), it is unlawful for any person to openly carry on or about his or her person any firearm
or electric weapon or device. It is not a violation of this
section for a person licensed to carry a concealed firearm as
provided in s. 790.06(1), and who is lawfully carrying a firearm
in a concealed manner, to briefly and openly display the firearm
to the ordinary sight of another person, unless the firearm is
intentionally displayed in an angry or threatening manner, not
in necessary self-defense.

(2)(a) A person may openly carry, for purposes of lawful
self-defense:
1. (a) A self-defense chemical spray.
2. (b) A nonlethal stun gun or dart-firing stun gun or other
nonlethal electric weapon or device that is designed solely for
defensive purposes.
(b) This subsection does not apply to a person, other than
a school faculty or staff member, within a school safety zone as
defined in s. 810.0975.

(3) Any person violating this section commits a misdemeanor
of the second degree, punishable as provided in s. 775.082 or s.
775.083.

Section 24. Section 790.0535, Florida Statutes, is created
to read:
790.0535 Surrender of weapon or firearm in school safety
zone; immunity.—A person who is within a school safety zone, as
defined in s. 810.0975, and is otherwise in violation of s.
790.01, s. 790.053, or s. 790.06(12) due to the carrying of a
weapon or firearm may not be charged with such violation if he
or she:
(1) At the earliest opportunity after entering the school
safety zone surrenders the weapon or firearm to a law
enforcement officer, school principal, or other person
designated by the school principal.

(2) Has committed no other violation of law involving the
weapon or firearm while within the school safety zone.

Section 25. Paragraph (a) of subsection (12) of section
790.06, Florida Statutes, is amended to read:

790.06 License to carry concealed weapon or firearm.—
(12)(a) A license issued under this section does not
authorize any person to openly carry a handgun or carry a
concealed weapon or firearm into:
1. Any place of nuisance as defined in s. 823.05;
2. Any police, sheriff, or highway patrol station;
3. Any detention facility, prison, or jail;
4. Any courthouse;
5. Any courtroom, except that nothing in this section would
preclude a judge from carrying a concealed weapon or determining
who will carry a concealed weapon in his or her courtroom;
6. Any polling place;
7. Any meeting of the governing body of a county, public
school district, municipality, or special district;
8. Any meeting of the Legislature or a committee thereof;
9. Any school, college, or professional athletic event not
related to firearms;
10. Any school safety zone as defined in s. 810.0975 or any
elementary or secondary school facility or administration
building;
11. Any career center;
12. Any portion of an establishment licensed to dispense
alcoholic beverages for consumption on the premises, which
portion of the establishment is primarily devoted to such purpose;

13. Any college or university facility unless the licensee is a registered student, employee, or faculty member of such college or university and the weapon is a stun gun or nonlethal electric weapon or device designed solely for defensive purposes and the weapon does not fire a dart or projectile;

14. The inside of the passenger terminal and sterile area of any airport, provided that no person shall be prohibited from carrying any legal firearm into the terminal, which firearm is encased for shipment for purposes of checking such firearm as baggage to be lawfully transported on any aircraft; or

15. Any place where the carrying of firearms is prohibited by federal law.

Section 26. Subsection (4) is added to section 1006.025, Florida Statutes, to read:

1006.025 Guidance services.—

(4) Each school district’s guidance plan shall include mandatory guidance counseling in school safety issues for students in kindergarten through grade 5 using Florida’s School Counseling and Guidance Framework.

Section 27. Section 1006.149, Florida Statutes, is created to read:

1006.149 Public School Emergency Response Learning System Program.—

(1) The Public School Emergency Response Learning System Program is established to assist school personnel in preparing for and responding to active emergency situations and to implement local notification systems for all Florida public
schools, with the ultimate goal of preventing tragedy and the loss of life through proactive strategies.

(2) The program is created within the department and shall be administered by the Office of Safe Schools, created pursuant to s. 1001.217. Through the program, local law enforcement agencies shall partner with participating public preschools, public child care providers, or public school districts and schools. Training, notifications, and resources must be available for school personnel and students and their families through, at minimum, the following mechanisms:

(a) Activities and direct training to mitigate risk and save lives in emergency situations, such as lockdown, bomb threat, active shooter, and other emergency situations.

(b) Vital local notification systems implemented to alert schools of imminent danger.

(c) Other resources provided in conjunction with the training, including, but not limited to, an emergency plan flip chart, communication cards, instructional resources, activity books for children and teachers, and certificates of training and completion.

(3) Each program participant must develop a preemptive plan of action that includes multiple options for addressing various situations based on the form of danger present and the unique needs and circumstances of each school and its faculty, staff, students, and visitors.

(4) A school district must include in its emergency notification procedures established pursuant to s. 1006.07 any program participant who notifies the district of his or her desire to participate.
(5) Funding for program activities may be provided by the Legislature to implement this section.

>Title Amendment

And the title is amended as follows:

Delete lines 164 - 184

and insert:

specified evaluations; amending s. 790.053, F.S.; providing that an exception to prohibition on the open carrying of weapons for certain nonlethal weapons does not apply to persons, other than school faculty or staff members, within school safety zones; creating s. 790.0535, F.S.; providing that a person present within a school safety zone who is carrying a weapon or firearm in violation of specified provisions may avoid charges by surrendering the weapon or firearm to a specified person at the earliest opportunity if the person has committed no other offense involving the weapon or firearm within the zone; amending s. 790.06, F.S.; providing that a license to carry a concealed weapon or firearm does not authorize any person to openly carry a handgun or carry a concealed weapon or firearm in a school safety zone; amending s. 1006.025, F.S.; requiring a school district’s guidance plan to include mandatory guidance counseling for certain students in school safety issues; creating s. 1006.149, F.S.; establishing the Public School Emergency Response Learning System Program within the department; establishing the program as a partnership
between local law enforcement agencies and public education entities; specifying activities, training, notification systems, and resources provided through the program; specifying the creation of a preemptive plan of action; authorizing funding provided by the Legislature to implement the program; creating s.