

By Senator Davis

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A bill to be entitled

An act relating to firearm hold agreements; creating s. 790.253, F.S.; defining terms; providing immunity from civil liability for federal firearms licensees operating lawfully in this state for acts or omissions relating to firearm hold agreements under specified circumstances; providing an exception; providing applicability; providing an effective date.

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

Section 1. Section 790.253, Florida Statutes, is created to read:

790.253 Firearm hold agreements; immunity from liability.-

(1) As used in this section, the term:

(a) "Federal firearms licensee" means a person licensed pursuant to 18 U.S.C. chapter 44.

(b) "Firearm hold agreement" means a private transaction between a federal firearms licensee and an individual firearm owner in which the licensee either provides locked storage in his or her facility to which only the firearm owner has access or takes physical possession of the owner's lawfully possessed firearm at the owner's request, holds the firearm for an agreed-upon period of time, and returns the firearm to the owner according to the terms of the transaction.

(2) A federal firearms licensee is immune from civil liability while operating lawfully in this state for any act or omission arising from a firearm hold agreement which results in the personal injury or death of any individual, including the

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30 return of any firearm to the individual firearm owner by a
31 federal firearms licensee at the termination of a firearm hold
32 agreement.

33 (3) The immunity from civil liability under subsection (2)
34 does not apply to any action arising from a firearm hold
35 agreement if such action was the result of otherwise unlawful
36 conduct on the part of the federal firearms licensee.

37 (4) This section does not apply to a firearm transfer
38 pursuant to s. 790.401 or if there is a known existing
39 protection order governing the respondent under s. 741.30, s.
40 784.046, or s. 784.0485 or under any other applicable law.

41 Section 2. This act shall take effect July 1, 2026.