

By Senator Stewart

13-00711-18

2018456__

1 A bill to be entitled
2 An act relating to bump-fire stocks; creating s.
3 790.34, F.S.; defining the term "bump-fire stock";
4 prohibiting the importation, transfer, distribution,
5 transport, sale, giving, or possession of a bump-fire
6 stock in this state; creating penalties; authorizing a
7 person to relinquish a bump-fire stock to a law
8 enforcement agency or the Department of Law
9 Enforcement; requiring a person who does not
10 relinquish a bump-fire stock to destroy the device and
11 render it inoperable; requiring the law enforcement
12 agency or the department to destroy the bump-fire
13 stock; providing applicability; providing an effective
14 date.

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

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

20 790.34 Prohibited device for firearm.-

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

28 (2) SALE OR TRANSFER.-A person may not import into this
29 state or, within this state, transfer, distribute, transport,

13-00711-18

2018456__

30 sell, keep for sale, offer or expose for sale, or give a bump-
31 fire stock to another person. A person who violates this
32 subsection commits a felony of the third degree, punishable as
33 provided in s. 775.082, s. 775.083, or s. 775.084.

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

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

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

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