

1 A bill to be entitled  
2 An act relating to concealed weapons or firearms;  
3 amending s. 790.06, F.S.; authorizing a concealed  
4 weapons or concealed firearms licensee to temporarily  
5 surrender a weapon or firearm if the licensee  
6 approaches courthouse security or management personnel  
7 upon arrival and follows their instructions; defining  
8 the term "courthouse"; preempting certain ordinances,  
9 rules, orders, and regulations that conflict with that  
10 definition or with certain rights; subjecting the  
11 persons or entities responsible for enacting, or  
12 causing the enforcement of, preempted ordinances,  
13 rules, orders, and regulations to specified penalties;  
14 providing an effective date.

15  
16 Be It Enacted by the Legislature of the State of Florida:  
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18 Section 1. Present subsection (17) of section 790.06,  
19 Florida Statutes, is redesignated as subsection (18), a new  
20 subsection (17) is added to that section, and paragraph (a) of  
21 subsection (12) of that section is amended, to read:

22 790.06 License to carry concealed weapon or firearm.—

23 (12) (a) A license issued under this section does not  
24 authorize any person to openly carry a handgun or carry a  
25 concealed weapon or firearm into:

- 26 | 1. Any place of nuisance as defined in s. 823.05;
- 27 | 2. Any police, sheriff, or highway patrol station;
- 28 | 3. Any detention facility, prison, or jail;
- 29 | 4. Any courthouse, except when a licensee approaches
- 30 | security or management personnel upon arrival at a courthouse
- 31 | and notifies them of the presence of the weapon or firearm and
- 32 | follows the security or management personnel's instructions for
- 33 | removing, securing, and storing such weapon or firearm, or when
- 34 | the licensee temporarily surrenders such weapon or firearm to
- 35 | the security or management personnel, who shall store the weapon
- 36 | or firearm in a locker, safe, or other secure location and
- 37 | return the weapon or firearm to the licensee when he or she is
- 38 | exiting the courthouse;
- 39 | 5. Any courtroom, except that nothing in this section
- 40 | would preclude a judge from carrying a concealed weapon or
- 41 | determining who will carry a concealed weapon in his or her
- 42 | courtroom;
- 43 | 6. Any polling place;
- 44 | 7. Any meeting of the governing body of a county, public
- 45 | school district, municipality, or special district;
- 46 | 8. Any meeting of the Legislature or a committee thereof;
- 47 | 9. Any school, college, or professional athletic event not
- 48 | related to firearms;
- 49 | 10. Any elementary or secondary school facility or
- 50 | administration building;

51 11. Any career center;

52 12. Any portion of an establishment licensed to dispense  
 53 alcoholic beverages for consumption on the premises, which  
 54 portion of the establishment is primarily devoted to such  
 55 purpose;

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

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

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

68 (17) (a) As used in this section, the term "courthouse"  
 69 means a building in which trials and hearings are conducted on a  
 70 regular basis. If a building is used primarily for purposes  
 71 other than the conduct of hearings and trials and housing  
 72 judicial chambers, the term includes only that portion of the  
 73 building that is primarily used for hearings and trials and  
 74 judicial chambers.

75 (b) A local ordinance, administrative rule, administrative

76 | order, or regulation that is in conflict with the definition of  
77 | the term "courthouse" in this subsection or the rights set forth  
78 | under subparagraph (12)(a)4. is preempted to the Legislature  
79 | under s. 790.33. The person, justice, judge, county, agency,  
80 | municipality, district, or other entity that enacts or causes to  
81 | be enforced a local ordinance, administrative rule,  
82 | administrative order, or regulation that is preempted is subject  
83 | to the penalties set forth in s. 790.33, including, but not  
84 | limited to, civil fines and removal from office by the Governor.

85 | Section 2. This act shall take effect July 1, 2018.