

1 A bill to be entitled
 2 An act relating to carrying of firearms by tactical
 3 medical professionals; amending s. 790.25, F.S.;
 4 exempting certain licensed medical professionals from
 5 specified provisions concerning the carrying of
 6 firearms; requiring certain policies and procedures
 7 for law enforcement agencies; providing such
 8 professionals have no duty to retreat in certain
 9 circumstances; providing a limitation on liability;
 10 providing a definition; providing an effective date.

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

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 14 Section 1. Paragraph (q) is added to subsection (3) of
 15 section 790.25, Florida Statutes, to read:

16 790.25 Lawful ownership, possession, and use of firearms
 17 and other weapons.—

18 (3) LAWFUL USES.—The provisions of ss. 790.053 and 790.06
 19 do not apply in the following instances, and, despite such
 20 sections, it is lawful for the following persons to own,
 21 possess, and lawfully use firearms and other weapons,
 22 ammunition, and supplies for lawful purposes:

23 (q)1. A tactical medical professional who is actively
 24 operating in direct support of a tactical operation by a law
 25 enforcement agency provided that:

26 a. The tactical medical professional is lawfully able to
27 possess firearms and has an active concealed weapons permit
28 issued pursuant to s. 790.06.

29 b. The tactical medical professional is appointed to a law
30 enforcement tactical team of a law enforcement agency by the
31 head of the law enforcement agency.

32 c. The law enforcement agency has an established policy
33 providing for the appointment, training, and deployment of the
34 tactical medical professional.

35 d. The tactical medical professional successfully
36 completes a firearms safety training and tactical training as
37 established or designated by the appointing law enforcement
38 agency.

39 e. The law enforcement agency provides and the tactical
40 medical professional participates in annual firearm training and
41 tactical training.

42 2. While actively operating in direct support of a
43 tactical operation by a law enforcement agency, a tactical
44 medical professional:

45 a. May carry a firearm in the same manner as a law
46 enforcement officer, as defined in s. 943.10 and,
47 notwithstanding any other law, at any place a tactical law
48 enforcement operation occurs.

49 b. Has no duty to retreat and is justified in the use of
50 any force which he or she reasonably believes is necessary to

51 defend himself or herself or another from bodily harm.

52 c. Is subject to the same liability as a law enforcement
53 officer in a civil or criminal action arising out of a tactical
54 law enforcement operation when acting within the scope of his or
55 her official duties.

56 3. For the purposes of this paragraph, the term "tactical
57 medical professional" means a paramedic, as defined in s.
58 401.23, a physician, as defined in s. 458.305, or an osteopathic
59 physician, as defined in s. 459.003, who is appointed to provide
60 direct support to a tactical law enforcement unit by providing
61 medical services at high-risk incidents, including, but not
62 limited to, hostages incidents, narcotics raids, hazardous
63 surveillance, sniper incidents, armed suicidal persons,
64 barricaded suspects, high risk felony warrant service, fugitives
65 refusing to surrender, and active shooter incidents.

66 Section 2. This act shall take effect July 1, 2019.