

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Daley offered the following:

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3 **Amendment (with directory and title amendments)**

4 Between lines 43 and 44, insert:

5 (5) VICTIMS OF STATE FAILURE.—Notwithstanding any other
6 law, a person who is injured as a result of the use of a firearm
7 in the state may bring an action against the state for failure
8 to take regulatory action to protect him or her from such
9 injury. Such failures may include, but are not limited to, the
10 failure to require or to enforce a requirement for a background
11 check that would have prevented a perpetrator from obtaining a
12 firearm that was used to cause injury to a victim.

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D I R E C T O R Y A M E N D M E N T

Remove lines 15-16 and insert:

Section 1. Subsection (5) of section 790.33, Florida Statutes, is renumbered as subsection (6), paragraph (f) of subsection (3) of that section is amended, and a new subsection (5) is added to that section, to read:

T I T L E A M E N D M E N T

Remove line 10 and insert:

in specified circumstances; providing for actions against the state for recovery of damages due to the failure of the state to prevent an injury due to use of a firearm in certain circumstances; providing an effective