

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Daley offered the following:

Amendment (with directory and title amendments)

Between lines 42 and 43, insert:

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

1
2
3
4
5
6
7
8
9
10
11
12
13

809263

Approved For Filing: 4/20/2021 3:57:08 PM

Amendment No.

14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

Remove lines 14-15 and insert:

Section 1. Subsection (5) of section 790.33, Florida Statutes, is renumbered as subsection (6), paragraph (f) of subsection (3) 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:

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 date.