

By Senator Berman

26-00594-24

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1 A bill to be entitled
2 An act relating to discharging a firearm in
3 residential areas; amending s. 790.15, F.S.; revising
4 prohibitions on the discharge of a firearm in
5 residential areas; providing criminal penalties;
6 removing exceptions; providing an effective date.

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

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10 Section 1. Subsection (4) of section 790.15, Florida
11 Statutes, is amended to read:

12 790.15 Discharging firearm in public or on residential
13 property.—

14 (4) (a) Any person who recreationally discharges a firearm
15 outdoors, including target shooting, in an area that the person
16 knows or reasonably should know:

17 1. Is primarily residential in nature; or and that has a
18 residential density of one or more dwelling units per acre,
19 2. Has a residential density of 1.25 or more acres per
20 dwelling unit, and the firearm discharge by the person does not
21 remain within the boundaries of the property in which the
22 discharge takes place,

23
24 commits a misdemeanor of the first degree, punishable as
25 provided in s. 775.082 or s. 775.083.

26 (b) This subsection does not apply:

27 ~~(a) to a person lawfully defending life or property or~~
28 ~~performing official duties requiring the discharge of a firearm;~~

29 ~~(b) If, under the circumstances, the discharge does not~~

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30 ~~pose a reasonably foreseeable risk to life, safety, or property;~~

31 ~~or~~

32 ~~(c) To a person who accidentally discharges a firearm.~~

33 Section 2. This act shall take effect October 1, 2024.