

SB 1300 – Assault Weapons

Creates s. 790.301, F.S., adding an **unranked, 3rd degree felony with a mandatory minimum term of 2 years in prison** for importing, distributing, transporting, transferring, selling, keeping for sale, or offering or exposing for sale, or giving any assault weapon. This would not apply to the selling of these weapons to those authorized to use them, such as police departments. Nor would it apply to dealing with an estate or transfer by request or interstate succession if that weapon had a certificate of possession. It also adds an **unranked, 2nd degree felony with a mandatory minimum term of 6 years in prison** for transferring, selling, or giving any assault weapon to a person under 21 years of age.

Furthermore, it adds an **unranked, 3rd degree felony with a mandatory minimum term of 1 year in prison** for possessing any assault weapon. This would not apply to those authorized to use these weapons, such as police officers, nor would it apply to those with certificates of possession who owned assault weapons prior to the date that this law would go into effect.

Per DOC, in FY 18-19, there were no new commitments to prison for the sale or transfer of arms to minors by dealers (s. 790.18, F.S.), sale or transfer of a firearm to a person younger than 21 years of age by a licensed dealer (790.065(13), F.S.), or sale or transfer of bump-fire stocks by a person (s. 790.222, F.S.). There were 13 new commitments to prison for the offense of possessing an illegal weapon (s. 790.221, F.S.).

CONFERENCE ADOPTED ESTIMATE: Positive Indeterminate

Requested by: Senate