A proposal to revise
ARTICLE VIII, s. 5, Fla. Const.; authorizing
each county to require a background check and
waiting period in connection with the sale of
any firearm; defining the term "sale."

It is proposed by the Florida Constitution Revision Commission
that:

Section 1. Section 5 of Article VIII of the Florida
Constitution is revised by amending that section to read:

ARTICLE VII
LOCAL GOVERNMENT
SECTION 5. Local option.--
(a) Local option on the legality or prohibition of the
sale of intoxicating liquors, wines or beers shall be
preserved to each county. The status of a county with respect
thereto shall be changed only by vote of the electors in a
special election called upon the petition of twenty-five per
cent of the electors of the county, and not sooner than two
years after an earlier election on the same question. Where
legal, the sale of intoxicating liquors, wines and beers shall
be regulated by law.

(b) Each county shall have the authority to require a
background check and a waiting period of not less than 3 days,
nor more than 5 days, excluding weekends and legal holidays,
in connection with the sale of any firearm occurring within
such county. For purposes of this subsection, the term "sale"
means the transfer of money or other valuable consideration
for any firearm when any part of the transaction is conducted
on property to which the public has the right of access.

CODING: Words struck are deletions; words underlined are additions.
Holders of a concealed weapons permit as prescribed in Florida law shall not be subject to the provisions of this subsection when purchasing a firearm.

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