

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: Commerce and Consumer Services Committee

BILL: SB 2278

SPONSOR: Senator Baker

SUBJECT: Private Security Services

DATE: March 28, 2005

REVISED: 03/29/05

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Siebert	Cooper	CM	Fav/1 amendment
2.			CJ	
3.				
4.				
5.				
6.				

Please see last section for Summary of Amendments

- Technical amendments were recommended
- Amendments were recommended
- Significant amendments were recommended

I. Summary:

This bill permits Class “D” licensees that have been issued a Class “G” license to carry a .380 caliber or 9 millimeter semiautomatic pistol.

This bill amends section 493.6115 of the Florida Statutes.

II. Present Situation:

Current law permits a Class “D” licensee to carry a .38 or .357 caliber revolver with factory .38 ammunition if such licensee also holds a Class “G” license.¹ The Department of Agriculture and Consumer Services (department) currently has the ability to grant waivers to Class “D” licensees who wish to carry a semi-automatic, especially in high value protection areas such as jewelry stores. A weapon or firearm may only be carried if required by her or his duties, and an employee may only carry a firearm or weapon in connection with those duties.²

To obtain a Class “D” license, an applicant is required to register with the department. An applicant must have completed a minimum of 40 hours of professional training at a school or

¹ Section 493.6115(6), F.S.

² Section 493.6115(3), F.S.

training facility.³ This requirement may be fulfilled by either submitting proof of completion of the full 40 hours or by completing 24 hours before the initial application and the remaining 16 hours by the first renewal application.⁴ Additionally, an applicant must be at least 21 years of age to carry a concealed weapon.⁵

To obtain a Class “G” license, an applicant is required to register with the department. An applicant must meet minimum training criteria that includes, but is not limited to, 28 hours of range and classroom that is training taught and administered by a Class “K” licensee. However, no more than 8 hours may be range training.⁶

A temporary Class “G” license may be granted by the department on a case-by-case basis if:

- The agency or employer has certified that the applicant has been determined to be mentally and emotionally stable;
- The applicant has submitted a complete application for a Class “G” license, with a notation that she is seeking a temporary license.
- The applicant has completed all Class “G” training requirements; and
- The applicant has received approval from the department subsequent to a criminal history record check.⁷

This temporary Class “G” license is valid only until a non-temporary Class “G” license is issued or denied by the department.⁸

III. Effect of Proposed Changes:

Section 1 amends s. 493.6115, F.S., to provide that Class “D” licensees who have been issued a Class “G” license may carry a .380 caliber or 9 millimeter semiautomatic pistol.

Section 2 provides an effective date of July 1, 2005.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

³ Section 493.6303(4), F.S.

⁴ *Id.*

⁵ Section 493.6115(4), F.S.

⁶ Section 493.6115(8), F.S.

⁷ Section 493.6115(12), F.S.

⁸ Section 493.6115(15), F.S.

C. Trust Funds Restrictions:

None.

V. Economic Impact and Fiscal Note:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

This Senate staff analysis does not reflect the intent or official position of the bill's sponsor or the Florida Senate.

VIII. Summary of Amendments:

Barcode 580590 by Commerce and Consumer Services:

This amendment permits Class “M” and Class “MB” licensees who have been issued a Class “G” license to carry a .380 caliber or 9 millimeter semiautomatic pistol.

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