

1 HB464
2 199426-1
3 By Representative Drake
4 RFD: Military and Veterans Affairs
5 First Read: 18-APR-19

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8 SYNOPSIS: Under existing law, a retired military
9 veteran who meets the conditions for issuance of a
10 pistol permit is eligible to obtain a pistol permit
11 without paying a fee for the permit.

12 Also under existing law, if a retired
13 military veteran is issued a pistol permit without
14 paying a fee and the veteran is suspected of or
15 charged with any crime, then the sheriff of the
16 county in which the veteran resides may revoke the
17 pistol permit.

18 This bill would delete the provision
19 authorizing the sheriff to revoke the permit if the
20 veteran is suspected of or charged with any crime
21 and would provide that the sheriff may only revoke
22 the pistol permit if the veteran is convicted of a
23 felony involving moral turpitude.

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25 A BILL
26 TO BE ENTITLED
27 AN ACT

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2 Relating to pistol permits; to amend Section
3 13A-11-75.1, Code of Alabama 1975, to further provide for the
4 revocation of a pistol permit issued to a retired military
5 veteran.

6 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

7 Section 1. Section 13A-11-75.1, Code of Alabama
8 1975, is amended to read as follows:

9 "§13A-11-75.1.

10 "(a) The words retired military veteran as used in
11 this section, unless the context clearly requires a different
12 meaning, means only those persons who are retirees from active
13 duty in the Army, or the Navy, or the Marine Corps, or the Air
14 Force, or the Coast Guard of the United States or any reserve
15 or National Guard component thereof.

16 "(b) Any retired military veteran who meets the
17 conditions for issuance of a pistol permit pursuant to Section
18 13A-11-75 shall be eligible to obtain the pistol permit
19 without paying a fee for the permit. Upon approval of the
20 pistol permit application, the pistol permit shall be issued
21 by the sheriff of the county in which the veteran resides upon
22 presentation by the retired military veteran of the United
23 States government issued Veteran Identification Card or a
24 DD-214 Proof of Military Service form and sufficient proof
25 that the person is a military retiree. The retired military
26 veteran shall apply for renewal as required by law, but shall
27 be eligible to obtain renewed pistol permits without paying a

1 fee as long as he or she meets the conditions for renewal of
2 the permit.

3 "(c) In the event a retired veteran, to whom a
4 pistol permit has been issued pursuant to subsection (b), is
5 ~~suspected of or is charged with any crime~~ convicted of a
6 felony involving moral turpitude, as defined in Section
7 17-3-30.1, then the sheriff of the county in which the retired
8 veteran resides may revoke the pistol permit. The sheriff
9 shall notify the retired veteran in writing and by registered
10 mail that his or her pistol permit is revoked. The sheriff
11 shall state the reasons for the revocation and order the
12 retiree to return his or her pistol permit to that sheriff
13 within 30 days. Should the retired veteran refuse to return
14 the pistol permit within the 30-day limit and continue to
15 carry the handgun, he or she shall be guilty of carrying a
16 weapon without a license or carrying a concealed weapon,
17 whichever might be the case."

18 Section 2. This act shall become effective on the
19 first day of the third month following its passage and
20 approval by the Governor, or its otherwise becoming law.