

1 HB456
2 204131-3
3 By Representative Ingram (N & P)
4 RFD: Local Legislation
5 First Read: 12-MAR-20

A BILL
TO BE ENTITLED
AN ACT

Relating to Elmore County; to amend Section 3 of Act 2007-325 of the 2007 Regular Session, now appearing as Section 45-26-231.02 of the Code of Alabama 1975, authorizing the sheriff to sell certain abandoned, stolen, or unclaimed firearms, to further provide for the sale or trade in of the firearms to gun dealers licensed in this state.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 3 of Act 2007-325 of the 2007 Regular Session, now appearing as Section 45-26-231.02 of the Code of Alabama 1975, is amended to read as follows:

"§45-26-231.02.

"(a) The sheriff shall keep and maintain a separate permanent record of all abandoned and stolen firearms, not subject to disposition by general law. The records shall state the description of the firearm, the date of recovery of the

1 firearm, the serial or other identifying number, if any, of
2 the firearm, and the place of recovery of the firearm. Firearm
3 as used in this subpart shall have the same meaning as defined
4 in Section 13A-8-1.

5 "(b) Unless otherwise provided by law, the sheriff
6 may sell or destroy these firearms if the owner of the firearm
7 does not claim the firearm within six months of the date the
8 sheriff obtained it.

9 "(c) The sheriff may sell or trade in the firearms
10 only to gun dealers who have held an active business license
11 ~~from Elmore County in this state~~ for at least one year
12 immediately prior to the date of sale. The sheriff shall
13 establish a procedure to notify gun dealers of ~~a~~ the guns for
14 sale or trade in. ~~A firearm shall be sold to the gun dealer~~
15 ~~submitting the highest sealed bid. All sales shall be on a~~
16 ~~cash basis. The~~ Any cash proceeds of the sale, after deducting
17 and paying all expenses incurred in the recovery, maintenance,
18 and sale of the firearms shall be paid to the office of the
19 Sheriff of Elmore County.

20 "(d) The sheriff may establish a procedure to
21 destroy firearms and may expend necessary sheriffs department
22 funds for that purpose."

23 Section 2. This act shall become effective
24 immediately following its passage and approval by the
25 Governor, or its otherwise becoming law.