

1 HB358
2 126299-1
3 By Representative Bridges (N & P)
4 RFD: Lee County Legislation
5 First Read: 29-MAR-11

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Lee County; amending Act 98-577 of the
14 1998 Regular Session (Acts 1998, p. 1280), to further provide
15 for the sheriff's authorization to sell certain abandoned,
16 stolen, and unclaimed firearms.

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

18 Section 1. Section 3 of Act 98-577 of the 1998
19 Regular Session (Acts 1998, p. 1280), is amended to read as
20 follows:

21 "Section 3. (a) The sheriff shall keep and maintain
22 a separate permanent record of all abandoned and stolen
23 firearms, not subject to disposition by general law. The
24 records shall state the description of the firearm, the date
25 of recovery of the firearm, the serial or other identifying
26 number, if any, of the firearm, and the place of recovery of
27 the firearm. Firearm, as used in this act, shall have the same

1 meaning as defined in Section 13A-8-1 of the Code of Alabama
2 1975.

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

7 "(c) The sheriff may sell the firearms to licensed
8 dealers within and outside of the State of Alabama. The
9 sheriff shall establish a procedure to notify gun dealers of a
10 sale. A firearm shall be sold to the gun dealer submitting the
11 highest sealed bid. All sales shall be on a cash basis. The
12 proceeds of each sale, after deducting and paying all expenses
13 incurred in the recovery, maintenance, and sale of the
14 firearms shall be paid to the Office of the Sheriff of Lee
15 County.

16 "(d) The sheriff may establish a procedure to
17 destroy firearms and may expend necessary sheriff department
18 funds for that purpose."

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