

1 SB293  
2 126299-1  
3 By Senators Whatley, Dial and Beasley (N & P)  
4 RFD: Local Legislation No. 1  
5 First Read: 29-MAR-11

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Lee County; amending Act 98-577 of the 1998 Regular Session (Acts 1998, p. 1280), to further provide for the sheriff's authorization to sell certain abandoned, stolen, and unclaimed firearms.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

"Section 3. (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 firearm, the serial or other identifying number, if any, of the firearm, and the place of recovery of 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.