

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

1 SB293

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4 With Notice and Proof

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6 ENROLLED, An Act,

7 Relating to Lee County; amending Act 98-577 of the  
8 1998 Regular Session (Acts 1998, p. 1280), to further provide  
9 for the sheriff's authorization to sell certain abandoned,  
10 stolen, and unclaimed firearms.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

15 "Section 3. (a) The sheriff shall keep and maintain  
16 a separate permanent record of all abandoned and stolen  
17 firearms, not subject to disposition by general law. The  
18 records shall state the description of the firearm, the date  
19 of recovery of the firearm, the serial or other identifying  
20 number, if any, of the firearm, and the place of recovery of  
21 the firearm. Firearm, as used in this act, shall have the same  
22 meaning as defined in Section 13A-8-1 of the Code of Alabama  
23 1975.

24 "(b) Unless otherwise provided by law, the sheriff  
25 may sell or destroy these firearms if the owner of the firearm

1 does not claim the firearm within six months of the date the  
2 sheriff obtained it.

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

12 "(d) The sheriff may establish a procedure to  
13 destroy firearms and may expend necessary sheriff department  
14 funds for that purpose."

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

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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB293

Senate 07-APR-11

I hereby certify that the within Act originated in and passed  
the Senate.

Patrick Harris  
Secretary

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House of Representatives  
Passed: 21-APR-11

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By: Senator Whatley