

1 HB272
2 217071-4
3 By Representatives Stringer, Jones (M), McCutcheon, Brown (C),
4 Marques, Oliver, Gaston, Sorrell, Lipscomb, Wilcox, Wheeler,
5 Shedd, Stadthagen, Collins, Treadaway, Estes, Moore (P),
6 Hanes, Smith, Standridge, Robbins, Mooney, Meadows, Whorton,
7 Crawford, Ledbetter, Fincher, Wingo, Holmes, Dismukes, Carns,
8 Isbell, Robertson, Wadsworth, Wood (D), Kiel and Harbison
9 RFD: Public Safety and Homeland Security
10 First Read: 03-FEB-22

1 firearm on certain property or in a motor vehicle; to provide
2 further for policies of two-year or four-year institutions of
3 higher education regarding firearm possession on grounds of
4 that institution; and in connection therewith would have as
5 its purpose or effect the requirement of a new or increased
6 expenditure of local funds within the meaning of Amendment 621
7 of the Constitution of Alabama of 1901, as amended by
8 Amendment 890, now appearing as Section 111.05 of the Official
9 Recompilation of the Constitution of Alabama of 1901, as
10 amended.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Sections 13A-11-7, 13A-11-50, 13A-11-52,
13 13A-11-61.2, 13A-11-62, 13A-11-71, 13A-11-74, 13A-11-85, and
14 13A-11-90, Code of Alabama 1975, are amended to read as
15 follows:

16 "§13A-11-7.

17 "(a) A person commits the crime of disorderly
18 conduct if, with intent to cause public inconvenience,
19 annoyance, or alarm, or recklessly creating a risk thereof, he
20 or she does any of the following:

21 "(1) Engages in fighting or in violent tumultuous or
22 threatening behavior.

23 "(2) Makes unreasonable noise.

24 "(3) In a public place uses abusive or obscene
25 language or makes an obscene gesture.

26 "(4) Without lawful authority, disturbs any lawful
27 assembly or meeting of persons.

1 "(5) Obstructs vehicular or pedestrian traffic, or a
2 transportation facility.

3 "(6) Congregates with other person in a public place
4 and refuses to comply with a lawful order of law enforcement
5 to disperse.

6 "(b) Disorderly conduct is a Class C misdemeanor.

7 "~~It shall be a rebuttable presumption that the~~
8 The mere carrying of a visible pistol, holstered or otherwise
9 secured on or about one's person, without brandishing the
10 weapon, in a public place, in and of itself, is not a
11 violation of this section. For purposes of this subsection,
12 "brandishing" shall mean the waving, flourishing, displaying,
13 or holding of an item in a manner that is threatening or would
14 appear threatening to a reasonable person, with or without
15 explicit verbal threat, or in a wanton or reckless manner.

16 "(d) Nothing in Act 2013-283 shall be construed to
17 prohibit law enforcement personnel who have reasonable
18 suspicion from acting to prevent a breach of the peace or from
19 taking action to preserve public safety.

20 "§13A-11-50.

21 "~~Except as otherwise provided in this Code, a A~~
22 person who, in violation of this article, carries concealed
23 about his or her person a bowie knife or knife or instrument
24 of like kind or description or in a vehicle a pistol or
25 firearm of any other kind or an air gun shall, on conviction,
26 be fined not less than \$50.00 nor more than \$500.00, and may
27 also be imprisoned in the county jail or sentenced to hard

1 ~~labor for the county for not more than six months~~ guilty of a
2 Class B misdemeanor.

3 "§13A-11-52.

4 "Except as otherwise provided in this article, no
5 person shall carry a pistol about his or her person on private
6 property not his or her own or under his or her control unless
7 ~~the person possesses a valid concealed weapon permit or the~~
8 person has the consent of the owner or legal possessor of the
9 premises; but this section shall not apply to any law
10 enforcement officer in the lawful discharge of the duties of
11 his or her office, or to a United States marshal or his or her
12 deputies, rural free delivery mail carriers in the discharge
13 of their duties as such, bonded constables in the discharge of
14 their duties as such, conductors, railway mail clerks, and
15 express messengers in the discharge of their duties.

16 "§13A-11-61.2.

17 "(a) In addition to any other place limited or
18 prohibited by state or federal law, a person, including a
19 person with a permit issued under Section 13A-11-75~~(a)(1)~~ or
20 recognized under Section 13A-11-85, may not knowingly possess
21 or carry a firearm in any of the following places without the
22 express permission of a person or entity with authority over
23 the premises:

24 "(1) Inside the building of a police, sheriff, or
25 highway patrol station.

26 "(2) Inside or on the premises of a prison, jail,
27 halfway house, community corrections facility, or other

1 detention facility for those who have been charged with or
2 convicted of a criminal or juvenile offense.

3 "(3) Inside a facility ~~which~~ that provides inpatient
4 or custodial care of those with psychiatric, mental, or
5 emotional disorders.

6 "(4)a. Inside a courthouse, courthouse annex, a
7 building in which a district attorney's office is located, or
8 a building in which a county commission or city council is
9 currently having a regularly scheduled or specially called
10 meeting.

11 "b. For purposes of this subdivision, "courthouse
12 annex" means a building that is either of the following:

13 "1. A building constructed, purchased, or repurposed
14 as part of a courthouse complex or judicial complex, for so
15 long as the building is actively and regularly used for that
16 purpose.

17 "2. A building or part of a building that, by order
18 of any presiding judge, is having regularly scheduled or
19 specially called court hearings. A building or part of a
20 building that is a courthouse annex pursuant to this
21 subparagraph shall be a courthouse annex only for the duration
22 of the hearing or hearings and any other related activities
23 that the presiding judge orders necessary.

24 "(5) Inside any facility hosting an athletic event
25 not related to or involving firearms which is sponsored by a
26 private or public elementary or secondary school or any
27 private or public institution of postsecondary education,

1 unless the person has a permit issued under Section
2 13A-11-75~~(a)(1)~~ or recognized under Section 13A-11-85.

3 "(6) Inside any facility hosting a professional
4 athletic event not related to or involving firearms, unless
5 the person has a permit issued under Section 13A-11-75~~(a)(1)~~
6 or recognized under Section 13A-11-85.

7 "(b) (1) Notwithstanding the provisions of subsection
8 (a), and in addition to any other place where possession of a
9 firearm or a pistol is prohibited by federal or state law or
10 may be prohibited pursuant to federal or state law, including,
11 but not limited to, Section 13A-11-52, a person, including a
12 person with a permit issued under Section 13A-11-75~~(a)(1)~~ or
13 recognized under Section 13A-11-85, ~~may not,~~ without the
14 express permission of a person or entity with authority over
15 the premises, may not knowingly possess or carry a firearm
16 inside any building or facility to which access of
17 unauthorized persons and prohibited articles is limited during
18 normal hours of operation by the continuous posting of guards
19 and the use of other security features, including, but not
20 limited to, magnetometers, key cards, biometric screening
21 devices, or turnstiles or other physical barriers that prevent
22 all persons entering the facility from bringing prohibited
23 items into the facility.

24 "(2) It is not a violation of subsection (a) or (b)
25 to knowingly possess or carry a firearm at a location
26 described in subsection (a) or (b) if the location is also a
27 sheriff's office that issues pistol permits and the pistol

1 remains inside of a locked vehicle at all times while the
2 person is on the premises.

3 "(3) Nothing in this subsection otherwise restricts
4 the possession, transportation, or storage of a lawfully
5 possessed firearm or ammunition in an employee's privately
6 owned motor vehicle while parked or operated in a public or
7 private parking area provided the employee complies with the
8 requirements of Section 13A-11-90.

9 "(c) The person or entity with authority over the
10 premises set forth in subdivisions (1) to (6), inclusive, of
11 subsection (a) and subsection (b) shall place a notice at the
12 public entrances of such premises or buildings alerting those
13 entering that firearms are prohibited.

14 "~~(d) Except as provided in subdivisions (5) and (6)~~
15 ~~of subsection (a), any~~ Any firearm on the premises of any
16 facility set forth in subdivision (1) of subsection (a), or
17 subdivisions (4) to (6) inclusive, of subsection (a), or
18 subsection (b) ~~must~~ shall be kept from ordinary observation
19 and locked within a compartment or in the interior of the
20 person's motor vehicle or in a compartment or container
21 securely affixed to the motor vehicle.

22 "(e) A violation of subsection (a), (b), or (d) is a
23 Class C misdemeanor.

24 "(f) This section shall not prohibit any person from
25 possessing a firearm within the person's residence or during
26 ingress or egress thereto.

1 "(g) Prohibitions regarding the carrying of a
2 firearm under this section shall not apply to law enforcement
3 officers engaged in the lawful execution of their official
4 duties or a qualified retired law enforcement officer. For
5 purposes of this section, qualified retired law enforcement
6 officer shall mean a retired officer who meets all of the
7 following requirements:

8 "(1) Was separated from service in good standing
9 from service with a public agency as a law enforcement
10 officer.

11 "(2) Before separation, was authorized by law to
12 engage in or supervise the prevention, detection,
13 investigation, or prosecution of, or the incarceration of any
14 person for, any violation of law, and had statutory powers of
15 arrest.

16 "(3) Before separation, served as a law enforcement
17 officer for an aggregate of 10 years or more and separated
18 from service with such agency, after completing any applicable
19 probationary period of such service, due to a
20 service-connected disability, as determined by the agency.

21 "(4) During the most recent 12-month period, has
22 met, at the expense of the individual, the standards for
23 qualification in firearms training for active law enforcement
24 officers, as determined by the former agency of the
25 individual, the state in which the individual resides or, if
26 the state has not established such standards, either a law
27 enforcement agency within the state in which the individual

1 resides or the standards used by a certified firearms
2 instructor that is qualified to conduct a firearms
3 qualification test for active duty officers within that state.

4 "(5) Has not been officially found by a qualified
5 medical professional employed by the agency to be unqualified
6 for reasons relating to mental health, and as a result, will
7 not be issued the photographic identification described in
8 subdivision (8) and has not entered into an agreement with the
9 agency from which the individual is separating from service in
10 which that individual acknowledges he or she is not qualified
11 under this section for reasons relating to mental health and
12 for those reasons will not receive or accept the photographic
13 identification as described in ~~subsection~~ subdivision (8).

14 "(6) Is not under the influence of alcohol or
15 another intoxicating or hallucinatory drug or substance.

16 "(7) Is not prohibited by state or federal law from
17 receiving a firearm.

18 "(8) Is carrying any of the following identification
19 documents:

20 "a. A photographic identification issued by the
21 agency from which the individual separated from service as a
22 law enforcement officer that identifies the person as having
23 been employed as a police officer or law enforcement officer
24 and indicates that the individual has, not less recently than
25 one year before the date the individual is carrying the
26 concealed firearm, been tested or otherwise found by the
27 agency to meet the active duty standards for qualification in

1 firearms training as established by the agency to carry a
2 firearm of the same type as the concealed firearm.

3 "b. A photographic identification issued by the
4 agency from which the individual separated from service as a
5 law enforcement officer that identifies the person as having
6 been employed as a police officer or law enforcement officer,
7 and a certification issued by the state in which the
8 individual resides or by a certified firearms instructor who
9 is qualified to conduct a firearms qualification test for
10 active duty officers within that state that indicates that the
11 individual, not less than one year before the date the
12 individual is carrying the concealed firearm, has been tested
13 or otherwise found by the state or a certified firearms
14 instructor who is qualified to conduct a firearms
15 qualification test for active duty officers within that state
16 to have met either of the following:

17 "1. The active duty standards for qualification in
18 firearms training, as established by the state, to carry a
19 firearm of the same type as the concealed firearm.

20 "2. If the state has not established such standards,
21 standards set by any law enforcement agency within that state
22 to carry a firearm of the same type as the concealed firearm.

23 "(h) Nothing in this section shall be construed to
24 authorize the carrying or possession of a firearm where
25 prohibited by federal law.

26 "§13A-11-62.

1 "For purposes of this division, the following terms
2 shall have the following meanings, unless the context clearly
3 indicates otherwise:

4 "~~(1)~~ FIREARM. ~~Definition is same as provided in~~ As
5 defined under Section 13A-8-1~~(4)~~.

6 "(2) RIFLE. Any weapon designed or redesigned, made
7 or remade, and intended to be fired from the shoulder and
8 designed or redesigned and made or remade to use the energy of
9 the explosive in a fixed metallic cartridge to fire only a
10 single projectile through a rifled bore for each pull of the
11 trigger.

12 "~~(3)~~ (5) SHOTGUN. A weapon designed or redesigned,
13 ~~made or remade, and intended to be fired from the shoulder and~~
14 ~~designed or redesigned~~ and made or remade to use the energy of
15 the explosive in a fixed shotgun shell to fire through a
16 smooth bore either a number of ~~ball~~ shot or a single
17 projectile for each single pull of the trigger.

18 "~~(4)~~ (3) SHORT-BARRELED RIFLE. A rifle having one or
19 more barrels less than 16 inches in length and any weapon made
20 from a rifle (whether by alteration, modification, or
21 otherwise) if such weapon, as modified, has an overall length
22 of less than 26 inches.

23 "~~(5)~~ (4) SHORT-BARRELED SHOTGUN. A shotgun having
24 one or more barrels less than 18 inches in length and any
25 weapon made from a shotgun (whether by alteration,
26 modification, or otherwise) if such weapon as modified has an
27 overall length of less than 26 inches.

1 "§13A-11-71.

2 "Any person who commits or attempts to commit ~~if any~~
3 ~~person shall commit or attempt to commit~~ a crime of violence
4 when armed with a pistol, ~~he may,~~ in addition to the
5 punishment provided for the crime, may additionally be
6 punished ~~also~~ as provided by this division. ~~In the trial of a~~
7 ~~person for committing or attempting to commit a crime of~~
8 ~~violence, the fact that he was armed with a pistol and had no~~
9 ~~license to carry the same shall be prima facie evidence of his~~
10 ~~intention to commit said crime of violence.~~

11 "§13A-11-74.

12 "The provisions of Section ~~13A-11-73~~ 13A-11-72(c)
13 shall not apply to marshals, sheriffs, prison and jail wardens
14 and their regularly employed deputies, ~~policemen~~ police
15 officers and other law enforcement officers of any state or
16 political subdivision thereof, or to the members of the Army,
17 Navy ~~or,~~ Marine Corps, Air Force, or Space Force of the United
18 States or of the National Guard, or to the members of the
19 National Guard organized reserves or state guard organizations
20 when on duty or going to or from duty, or to the regularly
21 enrolled members of any organization duly authorized to
22 purchase or receive ~~such~~ the weapons from the United States or
23 from this state; provided, that ~~such~~ those members are at or
24 are going to or from their places of assembly or target
25 practices, or to officers or employees of the United States
26 duly authorized to carry a pistol, or to any person engaged in
27 manufacturing, repairing, or dealing in pistols, or the agent

1 or representative of ~~such~~ a person possessing, using, or
2 carrying a pistol in the usual or ordinary course of ~~such~~
3 pistol manufacturing, repairing, or dealing business, or to
4 any common carrier, except taxicabs, licensed as a common
5 carrier, or to any person permitted by law to possess a pistol
6 while carrying it unloaded in a secure wrapper, from the place
7 of purchase to his or her home or place of business, or to or
8 from a place of repair or in moving from one place of abode or
9 business to another.

10 "§13A-11-85.

11 "(a) A person licensed to carry a handgun in any
12 state shall be authorized to carry a handgun in this state.
13 This section shall apply to a license holder from another
14 state only while the license holder is not a resident of this
15 state. A license holder from another state shall carry the
16 handgun in compliance with the laws of this state. The
17 issuance of a permit to carry a pistol pursuant to Section
18 13A-11-75 or the recognition of a nonresident license under
19 this section does not impose a general prohibition on the
20 carrying of a pistol without a permit.

21 "(b) The Attorney General ~~is authorized to~~ may enter
22 into reciprocal agreements with other states for the mutual
23 recognition of licenses to carry handguns and shall
24 periodically publish a list of states which recognize licenses
25 issued pursuant to Section 13A-11-75.

26 "§13A-11-90.

1 "(a) Except as provided in subdivision (b), a public
2 or private employer may restrict or prohibit its employees,
3 including those with a permit issued or recognized under
4 Section 13A-11-75, from carrying firearms while on the
5 employer's property or while engaged in the duties of the
6 person's employment.

7 "(b) (1) A public or private employer may not restrict
8 or prohibit the transportation or storage of a lawfully
9 possessed ~~firearm~~ pistol or ammunition for that pistol in an
10 employee's privately owned motor vehicle while parked or
11 operated in a public or private parking area; provided, that
12 the employee satisfies all of the following conditions:

13 "a. The motor vehicle is operated or parked in a
14 location where it is otherwise permitted to be.

15 "b. The pistol is either of the following:

16 "1. In a motor vehicle attended by the employee,
17 kept from ordinary observation within the person's motor
18 vehicle.

19 "2. In a motor vehicle unattended by the employee,
20 kept from ordinary observation and locked within a
21 compartment, container, or in the interior of the person's
22 privately owned motor vehicle or in a compartment or container
23 securely affixed to the motor vehicle.

24 "(2) A public or private employer may not restrict
25 or prohibit the transportation or storage of a lawfully
26 possessed firearm legal for use for hunting in Alabama other
27 than a pistol, or ammunition for that firearm, in an

1 employee's privately owned motor vehicle while parked or
2 operated in a public or private parking area if the employee
3 satisfies all of the following:

4 ~~"(1) The employee either:~~

5 ~~"a. Has a valid concealed weapon permit; or~~

6 ~~"b. If the weapon is any firearm legal for use for~~
7 ~~hunting in Alabama other than a pistol:~~

8 ~~"i. a.~~ a. The employee possesses a valid Alabama
9 hunting license.

10 ~~"ii. b.~~ b. The weapon is unloaded at all times on the
11 property.

12 ~~"iii. c.~~ c. It is during a season in which hunting is
13 permitted by Alabama law or regulation.

14 ~~"iv. d.~~ d. The employee has never been convicted of any
15 crime of violence as that term is defined in Section
16 13A-11-70, nor of any crime set forth in Chapter 6 of Title
17 13A, nor is subject to a Domestic Violence Order, as that term
18 is defined in Section 13A-6-141.

19 ~~" v. The employee does not meet any of the factors~~
20 ~~set forth in Section 13A-11-75(a)(1)a.1-8; and~~

21 ~~"vi. e.~~ e. The employee has no documented prior
22 workplace incidents involving the threat of physical injury or
23 which resulted in physical injury.

24 ~~"(2) f.~~ f. The motor vehicle is operated or parked in a
25 location where it is otherwise permitted to be.

26 ~~"(3) g.~~ g. The firearm is either of the following:

1 "~~a.~~ 1. In a motor vehicle attended by the employee,
2 kept from ordinary observation within the person's motor
3 vehicle.

4 "~~b.~~ 2. In a motor vehicle unattended by the
5 employee, kept from ordinary observation and locked within a
6 compartment, container, or in the interior of the person's
7 privately owned motor vehicle or in a compartment or container
8 securely affixed to the motor vehicle.

9 "(c) If an employer believes that an employee
10 presents a risk of harm to ~~himself/herself~~ himself, herself,
11 or to others, the employer may inquire as to whether the
12 employee possesses a firearm in his or her private motor
13 vehicle. If the employee does possess a firearm in his or her
14 private motor vehicle on the property of the employer, the
15 employer may make any inquiry necessary to establish that the
16 employee is in compliance with subsection (b).

17 "(1) If the employee is not in compliance with
18 subsection (b), the employer may take adverse employment
19 action against the employee, in the discretion of the
20 employer.

21 "(2) If the employee has been in compliance with
22 subsection (b) at all times, the employer may not take adverse
23 employment action against the employee based solely on the
24 presence of the firearm.

25 "(d) If an employer discovers by other means that an
26 employee is transporting or storing a firearm in his or her
27 private motor vehicle, the employer may not take any adverse

1 employment action against the employee based solely on the
2 possession of that firearm if the employee has complied with
3 the requirements in subsection (b).

4 "(e) Nothing in this section shall prohibit an
5 employer from reporting to law enforcement a complaint based
6 upon information and belief that there is credible evidence of
7 any of the following:

8 "(1) That the employee's motor vehicle contains:

9 "a. A firearm prohibited by state or federal law.

10 "b. Stolen property or a prohibited or illegal item
11 other than a firearm.

12 "(2) A threat made by an employee to cause bodily
13 harm to themselves or others.

14 "(f) If law enforcement officers, pursuant to a
15 valid search warrant or valid warrantless search based upon
16 probable cause, exigent circumstances, or other lawful
17 exception to the search warrant requirement, discover a
18 firearm prohibited by state or federal law, stolen property,
19 or a prohibited or illegal item other than a firearm, the
20 employer may take adverse employment action against the
21 employee.

22 "(g) ~~However,~~ Notwithstanding subsection (f), if the
23 employee has fully complied with the requirements of
24 subsection (b) and does not possess a firearm prohibited by
25 state or federal law, that employee is entitled to recovery as
26 specified in this subsection for any adverse employment action
27 against the employee. If demand for the recovery has not been

1 satisfied within 45 calendar days, the employee may file a
2 civil action in the appropriate court of this state against
3 the public or private employer. A plaintiff is entitled to
4 seek an award of all of the following:

5 "(1) Compensation, if applicable, for lost wages or
6 benefits.

7 "(2) Compensation, if applicable, for other lost
8 remuneration caused by the termination, demotion, or other
9 adverse action.

10 "(h) The license requirements set forth in ~~sections~~
11 ~~(b)(1)a. and (b)(1)b.i.~~ subdivision (b)(1) are for the
12 purposes of this section only in order to determine whether an
13 employee may transport or store a lawfully possessed firearm
14 or ammunition in an employee's privately owned motor vehicle
15 while parked or operated in a public or private parking area
16 owned by the employer and shall not be construed to otherwise
17 expand the requirements for the lawful possession of a
18 firearm. These requirements shall not be interpreted to mean
19 that the laws of the State of Alabama create any new
20 connection between the possession of a hunting license and the
21 right of a citizen to keep and bear arms.

22 "(i) Prohibitions regarding the carrying of a
23 firearm under this section shall not apply to law enforcement
24 officers engaged in the lawful execution of their official
25 duties.

1 "(j) Nothing in this section shall be construed to
2 authorize the transportation, carrying, storing, or possession
3 of a firearm or ammunition where prohibited by federal law."

4 Section 2. The issuance of a permit to carry a
5 pistol pursuant to Section 13A-11-75, Code of Alabama 1975, or
6 the recognition of a nonresident license pursuant to Section
7 13A-11-85, Code of Alabama 1975, does not impose a general
8 prohibition on the carrying of a pistol without a permit.

9 Section 3. Any person who knowingly possesses a
10 pistol or firearm concealed on or about his or her person or
11 in a vehicle occupied by the person, and who is asked by a law
12 enforcement officer operating in the line or scope of his or
13 her official duties whether he or she is armed with a
14 concealed pistol or firearm, shall immediately inform the law
15 enforcement officer that the person is in possession of a
16 pistol of firearm.

17 Section 4. (a) Notwithstanding any provision of
18 state law to the contrary, the governing body of each two-year
19 or four-year institution of higher education may adopt
20 policies governing the possession of firearms or other weapons
21 on grounds owned or controlled by the institution. The
22 governing body may not adopt a policy in conflict with federal
23 law.

24 (b) A policy adopted under subsection (a) shall
25 allow for individuals not otherwise prohibited from possession
26 of a firearm by state or federal law to possess a firearm and
27 ammunition for that firearm in the individual's privately

1 owned motor vehicle while parked or operated on the grounds of
2 the institution; provided, that the individual satisfies all
3 of the following conditions:

4 (1) If the firearm is a pistol, the individual is
5 not generally prohibited from possession of a pistol by state
6 or federal law.

7 (2) If the firearm is any firearm legal for use for
8 hunting in Alabama other than a pistol:

9 a. The individual possesses a valid Alabama hunting
10 license.

11 b. The firearm is unloaded at all times on the
12 grounds.

13 c. It is during a season in which hunting is
14 permitted by Alabama law or regulation.

15 d. The individual has never been convicted of any
16 crime of violence as that term is defined in Section
17 13A-11-70, Code of Alabama 1975, nor of any crime set forth in
18 Chapter 6 of Title 13A, Code of Alabama 1975, nor is subject
19 to a domestic violence order, as that term is defined in
20 Section 13A-6-141, Code of Alabama 1975.

21 e. The individual has no documented prior incidents
22 on the grounds of the institution involving the threat of
23 physical injury or which resulted in physical injury to
24 another.

25 (3) The motor vehicle is operated or parked in a
26 location where it is otherwise permitted to be.

27 (4) The firearm is either of the following:

1 a. In a motor vehicle attended by the individual,
2 kept from ordinary observation within the individual's motor
3 vehicle.

4 b. In a motor vehicle unattended by the individual,
5 kept from ordinary observation and locked within a
6 compartment, container, or in the interior of the individual's
7 privately owned motor vehicle or in a compartment or container
8 securely affixed to the motor vehicle.

9 (c) It is the intent of the Legislature that
10 constitutionally created boards of trustees of institutions of
11 higher education comply with this section.

12 Section 5. The following sections are hereby
13 repealed:

14 (1) Section 9-11-304, Code of Alabama 1975, relating
15 to carrying a pistol on any wildlife management area.

16 ~~(2) Section 13A-11-50, Code of Alabama 1975,~~
17 ~~relating to penalties for carrying concealed weapons.~~

18 ~~(3)~~ (2) Section 13A-11-55, Code of Alabama 1975,
19 relating to indictments for carrying weapons unlawfully.

20 ~~(4)~~ (3) Section 13A-11-73, Code of Alabama 1975,
21 relating to possession of an unloaded pistol in motor vehicle.

22 Section 6. This act shall not be construed to
23 diminish or otherwise limit the power of a law enforcement
24 officer under existing law to detain, investigate, or arrest a
25 person for a violation of law.

26 Section 7. Although this bill would have as its
27 purpose or effect the requirement of a new or increased

1 expenditure of local funds, the bill is excluded from further
2 requirements and application under Amendment 621, as amended
3 by Amendment 890, now appearing as Section 111.05 of the
4 Official Recompilation of the Constitution of Alabama of 1901,
5 as amended, because the bill defines a new crime or amends the
6 definition of an existing crime.

7 Section 8. This act shall become effective on
8 January 1, 2023, following its passage and approval by the
9 Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Public Safety
and Homeland Security..... 03-FEB-22

Read for the second time and placed
on the calendar 2 amendments 16-FEB-22

Read for the third time and passed
as amended..... 22-FEB-22

Yeas 65, Nays 37, Abstains 0

Jeff Woodard
Clerk