



House Judiciary Reported Substitute for HB36

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A BILL
TO BE ENTITLED
AN ACT

Relating to firearms; to prohibit persons from possessing a firearm that has a part or combination of parts designed or intended to convert a firearm into a machine gun installed on or attached to the firearm; to provide penalties for violations; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) For the purposes of this section, the term "machine gun" means any firearm in accordance with 18 U.S.C § 921 (a) (23).

(b) (1) No person shall knowingly own or have in his or her possession, control, care, or custody a firearm that has a part or combination of parts designed or intended to convert a firearm into a machine gun installed on or attached to the firearm.

(2) A first violation of this subsection is punishable by the completion of not less than 100 hours of community



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29 service. A second or subsequent violation of this subsection
30 is a Class C felony.

31 (c) This section does not apply to either of the
32 following:

33 (1) A state or local law enforcement officer while
34 acting in an official capacity.

35 (2) A person who owns or has in his or her possession,
36 control, care, or custody a firearm that has a part or
37 combination of parts designed or intended to convert a firearm
38 into a machine gun installed on or attached to the firearm
39 that is lawfully owned or possessed under federal law.

40 Section 2. Although this bill would have as its purpose
41 or effect the requirement of a new or increased expenditure of
42 local funds, the bill is excluded from further requirements
43 and application under Section 111.05 of the Constitution of
44 Alabama of 2022, because the bill defines a new crime or
45 amends the definition of an existing crime.

46 Section 3. This act shall become effective on October
47 1, 2024.