

1 SB86
2 147109-1
3 By Senator Whatley
4 RFD: Judiciary
5 First Read: 05-FEB-13

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8 SYNOPSIS: Under existing law, a sheriff may issue a
9 concealed pistol permit to a person residing in the
10 county entitling the person to carry a pistol
11 concealed on or about his or her person. The
12 concealed pistol permit must be renewed annually
13 and the fee associated with the permit is \$1,
14 unless otherwise provided for by local law.

15 This bill would authorize the sheriff to
16 issue a lifetime concealed pistol permit for a fee
17 of 40 times the amount charged in the county for an
18 annual permit.

19
20 A BILL
21 TO BE ENTITLED
22 AN ACT

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24 Relating to concealed pistol permits; to amend
25 Section 13A-11-75, Code of Alabama 1975, to authorize a
26 sheriff to issue a lifetime concealed pistol permit; and to
27 provide for the fee for the permit.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. Section 13A-11-75, Code of Alabama 1975,
3 is amended to read as follows:

4 "§13A-11-75.

5 "(a) The sheriff of a county, upon the application
6 of any person residing in that county, may issue a qualified
7 or unlimited license to such person to carry a pistol in a
8 vehicle or concealed on or about his or her person within this
9 state for not more than one year from date of issue, except as
10 provided in subsection (b), if it appears that the applicant
11 has good reason to fear injury to his or her person or
12 property or has any other proper reason for carrying a pistol,
13 and that he or she is a suitable person to be so licensed. The
14 license shall be in triplicate, in form to be prescribed by
15 the Secretary of State, and shall bear the name, address,
16 description, and signature of the licensee and the reason
17 given for desiring a license. The original thereof shall be
18 delivered to the licensee, the duplicate shall, within seven
19 days, be sent by registered or certified mail to the Director
20 of Public Safety, and the triplicate shall be preserved for
21 six years by the authority issuing the same. The fee for
22 issuing such license shall be one dollar (\$1) which shall be
23 paid into the county treasury unless otherwise provided by
24 local law. Prior to issuance of a license, the sheriff shall
25 contact available local, state, and federal criminal history
26 data banks to determine whether possession of a firearm by an
27 applicant would be a violation of state or federal law. The

1 sheriff may revoke a license upon proof that the licensee is
2 not a proper person to be licensed.

3 "(b) The sheriff of a county, upon the application
4 of any person residing in that county, may issue a license
5 described in subsection (a) which is valid for the duration of
6 the applicant's lifetime if the person satisfies the
7 requirements of subsection (a) and pays a fee in the amount of
8 40 times the fee charged in the county for an annual license.
9 The fee shall be paid into the county treasury unless
10 otherwise provided by local law. The sheriff may revoke a
11 lifetime license upon proof that the licensee is not a proper
12 person to be licensed.

13 "(b)(c) The name, address, and signature collected
14 from an applicant or licensee under this section shall be kept
15 confidential, shall be exempt from disclosure under Section
16 36-12-40, and may only be used for law enforcement purposes
17 except when a current licensee is charged in any state with a
18 felony involving the use of a pistol. All other information on
19 licenses under this section, including information concerning
20 the annual number of applicants, number of licenses issued,
21 number of licenses denied, revenue from issuance of licenses,
22 and any other fiscal or statistical data otherwise, shall
23 remain public writings subject to public disclosure. Except as
24 provided above, the sheriff of a county shall redact the name,
25 address, signature, and photograph of an applicant before
26 releasing a copy of a license for a non-law enforcement
27 purpose. The sheriff may charge one dollar (\$1) per copy of

1 any redacted license record requested other than when
2 requested for law enforcement purposes. To knowingly publish
3 or release to the public in any form any information or
4 records related to the licensing process, or the current
5 validity of any license, except as authorized in this
6 subsection or in response to a court order or subpoena, is a
7 Class A misdemeanor."

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