



**House Judiciary Reported Substitute for SB40**

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A BILL  
TO BE ENTITLED  
AN ACT

Relating to firearms; to define firearm hold agreements; and to provide civil immunity for federal firearm licensees who enter into firearm hold agreements under certain conditions.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) This section shall be known as and may be cited as the Houston/Hunter Act.

(b) For the purposes of this act, the following terms have the following meanings:

(1) FEDERAL FIREARMS LICENSEE. Any person who is licensed pursuant to 18 U.S.C. Chapter 44.

(2) FIREARM. Has the same meaning as provided in 18 U.S.C. § 921.

(3) FIREARM HOLD AGREEMENT. A private transaction between a federal firearm licensee and an individual firearm owner where the licensee agrees to: (i) take physical possession of the owner's lawfully possessed firearm at the owner's request; (ii) hold the firearm for an agreed period of time; and (iii) return the firearm to the owner.

(c) No individual shall have a private cause of action



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29 against a federal firearm licensee operating lawfully in this  
30 state for returning a firearm to the firearm owner at the  
31 termination of a firearm hold agreement.

32 (d) The immunity from civil liability provided in  
33 subsection (c) shall not apply to any action arising from a  
34 firearm hold agreement if that action is the result of  
35 unlawful conduct on the part of the federal firearm licensee.

36 (e) This section shall not apply to firearm transfers  
37 made in violation of Title 13A or Chapter 27 of Title 41, Code  
38 of Alabama 1975.

39 Section 2. This act shall become effective on June 1,  
40 2025.