

SB175 ENROLLED



1 SB175
2 6YC4Y3Z-2
3 By Senator Kitchens (N & P)
4 RFD: Local Legislation
5 First Read: 20-Jan-26



1 Enrolled, An Act,

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3 Relating to Marshall County; to amend Sections
4 45-48-231.20, 45-48-231.22, and 45-48-231.24, Code of Alabama
5 1975; and to add Section 45-48-231.27 to the Code of Alabama
6 1975; to further provide for abandoned and stolen personal
7 property recovered by the sheriff's department.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

9 Section 1. Sections 45-48-231.20, 45-48-231.22, and
10 45-48-231.24, Code of Alabama 1975, are amended to read as
11 follows:

12 "§45-48-231.20

13 The Sheriff of Marshall County shall sell, at public
14 auction or by Internet auction, abandoned and stolen personal
15 property recovered by the sheriff's department which has
16 remained unclaimed by the owner for a period of 12 consecutive
17 months."

18 "§45-48-231.22

19 Except for perishable property sold pursuant to Section
20 ~~45-48-231.0145-48-431.21~~, at least every six months, the
21 Sheriff of Marshall County, shall sell at ~~public~~ auction to
22 the highest bidder ~~for cash~~ all abandoned or stolen personal
23 property ~~which~~ that has been recovered by the sheriff's
24 department, ~~which~~ and that has remained unclaimed by the owner
25 after a period of 12 months. The sale shall be made after
26 notice has been given by publication in a newspaper of general
27 circulation in Marshall County once a week for two successive
28 weeks or by posting notice in a conspicuous place at the



29 Marshall County Courthouse for a period of at least 20 days
30 prior to the sale. The notice shall contain the place, date,
31 and time of each auction and a description of each item of
32 personal property to be sold at auction. If publication of the
33 notice is made by publication in the newspaper, the first
34 notice shall run at least 20 days prior to the auction."

35 "§45-48-231.24

36 ~~Whenever any property is sold at public auction, the~~
37 ~~sale shall be paid only in cash.~~ A notation in the storage
38 record book shall be made of the sale and of the amount
39 received for ~~the any property sold at auction.~~ The person
40 making the sale shall have the right to reject any ~~and all~~
41 ~~bids bid~~ if the bid amount is deemed unreasonably low. The
42 sale may continue, from time to time, if no bidders are
43 present."

44 Section 2. Section 45-48-231.27 is added to the Code of
45 Alabama 1975, to read as follows:

46 §45-48-231.27

47 (a) (1) The sheriff shall keep and maintain a permanent
48 record of all abandoned or stolen firearms not subject to
49 disposition by general law. The records shall state the
50 description of the firearm; the serial or other identifying
51 number, if any, of the firearm; and the place where the
52 firearm was recovered. The sheriff shall take reasonable
53 efforts to locate the owner of abandoned or stolen firearms
54 recovered by the sheriff's office, including by notifying the
55 sheriff's offices of surrounding counties.

56 (2) For the purposes of this section, the term



57 "firearm" shall have the same meaning as provided in Section
58 13A-8-1.

59 (b) Unless otherwise provided by law, the sheriff may
60 sell or destroy a firearm if the owner does not claim the
61 firearm within 12 months of the date the sheriff obtained the
62 firearm.

63 (c) The sheriff may sell a firearm only to gun dealers
64 who have a current federal firearm license on the date of the
65 sale. The sheriff shall establish a procedure to notify gun
66 dealers of a sale. A firearm shall be sold to the gun dealer
67 submitting the highest sealed bid. The proceeds of the sale,
68 after deducting and paying all expenses incurred in the
69 recovery, maintenance, and sale of the firearm, shall be paid
70 to the Office of the Sheriff of Marshall County.

71 (d) The sheriff may establish a procedure to destroy
72 firearms and may expend necessary funds of the sheriff's
73 office for that purpose.

74 Section 3. This act shall become effective on October
75 1, 2026.



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83 President and Presiding Officer of the Senate
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88 Speaker of the House of Representatives
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91 SB175
92 Senate 22-Jan-26
93 I hereby certify that the within Act originated in and passed
94 the Senate.

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96 Patrick Harris,
97 Secretary.
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102 House of Representatives
103 Passed: 29-Jan-26
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108 By: Senator Kitchens