By Representatives Stringer, Jones (M), McCutcheon, Brown (C),
Marques, Oliver, Gaston, Sorrell, Lipscomb, Wilcox, Wheeler,
Shedd, Stadthagen, Collins, Treadaway, Estes, Moore (P),
Hanes, Smith, Standridge, Robbins, Mooney, Meadows, Whorton,
Crawford, Ledbetter, Fincher, Wingo, Holmes, Dismukes, Carns,
Isbell, Robertson, Wadsworth, Wood (D), Kiel and Harbison
RFD: Public Safety and Homeland Security

First Read: 03-FEB-22
ENROLLED, An Act,

Relating to firearms; to amend Sections 13A-11-7, 13A-11-50, 13A-11-61.2, 13A-11-62, 13A-11-71, 13A-11-74, 13A-11-85, and 13A-11-90, Code of Alabama 1975, to delete certain language regarding the carrying of a visible pistol; to revise certain penalties for carrying weapons unlawfully; to delete certain language regarding the carrying of a concealed pistol; to revise certain restrictions on the carrying or possession of firearms at certain locations; to eliminate the requirement for a person to obtain a concealed carry permit to lawfully carry a pistol; to revise the definition of shotgun; to revise language regarding an employee storing a firearm in the employee's vehicle; to require persons to disclose a concealed pistol or firearm to a law enforcement officer under certain conditions; to authorize a law enforcement officer to temporarily take a person's firearm into custody, under certain conditions; to prohibit the knowing touching of a firearm during a law enforcement investigative stop, under certain conditions; to create a program to issue grants to offices of sheriff to replace pistol permit revenue; to make nonsubstantive, technical revisions to update the existing code language to current style; to repeal Sections 13A-11-55 and 13A-11-73, Code of Alabama 1975, relating to the carrying or possession of a
weapon, to repeal certain restrictions on the carrying or possession of a firearm on certain property or in a motor vehicle; to authorize the temporary taking into custody of a firearm by a law enforcement officer, under certain conditions; to provide further for policies of two-year or four-year institutions of higher education regarding firearm possession on grounds of that institution; 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 Amendment 621 of the Constitution of Alabama of 1901, as amended by Amendment 890, now appearing as Section 111.05 of the Official Recompilation of the Constitution of Alabama of 1901, as amended.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:


"§13A-11-7.

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

"(1) Engages in fighting or in violent tumultuous or threatening behavior."
"(2) Makes unreasonable noise.

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

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

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

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

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

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

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

"§13A-11-50.
"Except as otherwise provided in this Code, a person who, in violation of this article, carries concealed about his person a bowie knife or knife or instrument of like kind or description or in a vehicle a pistol or firearm of any other kind or an air gun shall, on conviction, be fined not less than $50.00 nor more than $500.00, and may also be imprisoned in the county jail or sentenced to hard labor for the county for not more than six months guilty of a Class B misdemeanor.

"§13A-11-61.2.

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

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

"(2) Inside or on the premises of a prison, jail, halfway house, community corrections facility, or other detention facility for those who have been charged with or convicted of a criminal or juvenile offense.
"(3) Inside a facility that provides inpatient or custodial care of those with psychiatric, mental, or emotional disorders.

"(4)a. Inside a courthouse, courthouse annex, a building in which a district attorney's office is located, or a building in which a county commission or city council is currently having a regularly scheduled or specially called meeting or the primary office of any elected official.

"b. For purposes of this subdivision, "courthouse annex" means either of the following:

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

"2. A building or part of a building that, by order of any judge or probate judge, is having regularly scheduled or specially called judicial proceedings. A building or part of a building that is a courthouse annex pursuant to this subparagraph shall be a courthouse annex only for the duration of the judicial proceedings and any other related activities that the judge orders necessary.

"(5) Inside any facility hosting an athletic event not related to or involving firearms which is sponsored by a private or public elementary or secondary school or any private or public institution of postsecondary education,
unless the person has a permit issued under Section 13A-11-75(a)(1) or recognized under Section 13A-11-85.

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

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

"(2) It is not a violation of subsection (a) or (b) to knowingly possess or carry a firearm at a location
described in subsection (a) or (b) if the location is also a sheriff's office that issues pistol permits and the pistol remains inside of a locked vehicle at all times while the person is on the premises.

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

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

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

"(e) A violation of subsection (a), (b), or (d) is a Class C misdemeanor.
"(f) This section shall not prohibit any person from possessing a firearm within the person's residence or during ingress or egress thereto.

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

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

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

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

"(4) During the most recent 12-month period, has met, at the expense of the individual, the standards for
qualification in firearms training for active law enforcement officers, as determined by the former agency of the individual, the state in which the individual resides or, if the state has not established such standards, either a law enforcement agency within the state in which the individual resides or the standards used by a certified firearms instructor that is qualified to conduct a firearms qualification test for active duty officers within that state.

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

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

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

"(8) Is carrying any of the following identification documents:
"a. A photographic identification issued by the agency from which the individual separated from service as a law enforcement officer that identifies the person as having been employed as a police officer or law enforcement officer and indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the agency to meet the active duty standards for qualification in firearms training as established by the agency to carry a firearm of the same type as the concealed firearm.

"b. A photographic identification issued by the agency from which the individual separated from service as a law enforcement officer that identifies the person as having been employed as a police officer or law enforcement officer, and a certification issued by the state in which the individual resides or by a certified firearms instructor who is qualified to conduct a firearms qualification test for active duty officers within that state that indicates that the individual, not less than one year before the date the individual is carrying the concealed firearm, has been tested or otherwise found by the state or a certified firearms instructor who is qualified to conduct a firearms qualification test for active duty officers within that state to have met either of the following:
"1. The active duty standards for qualification in firearms training, as established by the state, to carry a firearm of the same type as the concealed firearm.

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

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

"§13A-11-62.

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

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

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

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

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

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

"§13A-11-71.

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

"§13A-11-74.

"The provisions of Section §13A-11-73 §13A-11-72(c) shall not apply to marshals, sheriffs, prison and jail wardens
and their regularly employed deputies, policemen police officers and other law enforcement officers of any state or political subdivision thereof, or to the members of the Army, Navy or Marine Corps, Air Force, or Space Force of the United States or of the National Guard, or to the members of the National Guard organized reserves or state guard organizations when on duty or going to or from duty, or to the regularly enrolled members of any organization duly authorized to purchase or receive such the weapons from the United States or from this state; provided, that such those members are at or are going to or from their places of assembly or target practices, or to officers or employees of the United States duly authorized to carry a pistol, or to any person engaged in manufacturing, repairing, or dealing in pistols, or the agent or representative of such a person possessing, using, or carrying a pistol in the usual or ordinary course of such pistol manufacturing, repairing, or dealing business, or to any common carrier, except taxicabs, licensed as a common carrier, or to any person permitted by law to possess a pistol while carrying it unloaded in a secure wrapper, from the place of purchase to his or her home or place of business, or to or from a place of repair or in moving from one place of abode or business to another.

"$13A-11-85."
(a) A person licensed to carry a handgun in any state shall be authorized to carry a handgun in this state. This section shall apply to a license holder from another state only while the license holder is not a resident of this state. A license holder from another state shall carry the handgun in compliance with the laws of this state. The issuance of a permit to carry a pistol pursuant to Section 13A-11-75 or the recognition of a nonresident license under this section does not impose a general prohibition on the carrying of a pistol without a permit.

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

§13A-11-90.

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

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

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

"b. The pistol is either of the following:

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

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

"(2) A public or private employer may not restrict
or prohibit the transportation or storage of a lawfully
possessed firearm legal for use for hunting in Alabama other
than a pistol, or ammunition for that firearm, in an
employee's privately owned motor vehicle while parked or
operated in a public or private parking area if the employee
satisfies all of the following:

"(1) The employee either:

a. Has a valid concealed weapon permit; or

b. If the weapon is any firearm legal for use for
hunting in Alabama other than a pistol:
"a. The employee possesses a valid Alabama hunting license.

"b. The weapon is unloaded at all times on the property.

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

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

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

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

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

"g. The firearm is either of the following:

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

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

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

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

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

"(d) If an employer discovers by other means that an employee is transporting or storing a firearm in his or her private motor vehicle, the employer may not take any adverse employment action against the employee based solely on the possession of that firearm if the employee has complied with the requirements in subsection (b).
(e) Nothing in this section shall prohibit an employer from reporting to law enforcement a complaint based upon information and belief that there is credible evidence of any of the following:

(1) That the employee's motor vehicle contains:
   a. A firearm prohibited by state or federal law.
   b. Stolen property or a prohibited or illegal item other than a firearm.

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

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

(g) However, notwithstanding subsection (f), if the employee has fully complied with the requirements of subsection (b) and does not possess a firearm prohibited by state or federal law, that employee is entitled to recovery as specified in this subsection for any adverse employment action against the employee. If demand for the recovery has not been satisfied within 45 calendar days, the employee may file a
civil action in the appropriate court of this state against
the public or private employer. A plaintiff is entitled to
seek an award of all of the following:

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

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

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

"(i) Prohibitions regarding the carrying of a
firearm under this section shall not apply to law enforcement
officers engaged in the lawful execution of their official
duties.
"(j) Nothing in this section shall be construed to authorize the transportation, carrying, storing, or possession of a firearm or ammunition where prohibited by federal law."

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

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

Section 4. (a) A person who is the driver or occupant of any motor vehicle that is stopped as a result of a traffic stop or as a result of a stop for another law enforcement purpose and who is transporting or has a loaded handgun in the motor vehicle or commercial motor vehicle shall not knowingly touch the handgun with his or her hands or fingers at any time after a person known to be a law enforcement officer begins approaching and before the law enforcement officer terminates contact with the person, unless
the person has contact with the loaded handgun pursuant to, and in accordance with, directions given by the law enforcement officer.

(b) A violation of this section is a Class A misdemeanor.

Section 5. (a) If at any time during an investigation a law enforcement officer acting in the lawful discharge of the officer's official duties has a reasonable suspicion that an individual is engaged or is about to be engaged in criminal conduct, or the officer determines that a reasonable person would believe that it is necessary for the protection of the officer, individual, or any other individual, the officer may temporarily take into custody the firearm that could be used to engage in criminal conduct or to cause harm to the officer, individual, or any other individual.

(b) While the firearm is in the law enforcement officer's possession, and if the officer has a reasonable suspicion that an individual is engaged or is about to be engaged in criminal conduct, the law enforcement officer may conduct a search of any available local, state, or federal criminal history and weapons databases to determine whether the individual is prohibited from possessing the firearm or whether the firearm should not be returned to the individual pursuant to state or federal law.
(c) The law enforcement officer shall return the firearm to the individual before discharging the individual from the scene if the officer determines that both of the following are fulfilled:

(1) The individual is not an immediate threat to the officer, individual, or any other individual.

(2) The individual has not committed a violation that results in the arrest of the individual.

Section 6. (a) There is created in the State Treasury a fund to be known as the Local Government Pistol Permit Revenue Loss Fund, into which there is automatically appropriated five million dollars ($5,000,000) annually or so much as necessary to maintain a balance of two million dollars ($2,000,000) in the fund, at the beginning of each fiscal year for the three fiscal years following the effective date of this section. The fund shall consist of both of the following:

(1) All appropriations made to the fund.

(2) Any gifts, grants, or donations made to the fund from any source.

(b) The Alabama Department of Economic and Community Affairs shall use and expend the fund pursuant to subsection (c). Any necessary expenses of the department in implementing the provisions of this section shall also be paid out of the fund.
(c)(1) The Alabama Department of Economic and Community Affairs may make quarterly grants to any county in which the sheriff has provided the required reports as set out in the Minimum Accounting Requirements for the Office of Sheriff established by the Department of Examiners of Public Accounts, specifically regarding the number of pistol permits purchased in that county and the revenue received from pistol permit fees issued pursuant to Section 13A-11-75, Code of Alabama 1975, for fiscal years 2022 and 2023. Any grants awarded to a county pursuant to this subsection may not exceed the amount of revenue received from pistol permit fees by that county in fiscal year 2022, as indicated within the reports to the Department of Examiners of Public Accounts. Any amounts exceeding these revenues shall be remitted back to the Local Government Pistol Permit Revenue Loss fund at the end of each fiscal year. Grant funds shall be used by a county only for the same purposes for which pistol permit fees were authorized to be expended within that county on the effective date of this section.

(2) The Department of Economic and Community Affairs shall make grants under this subsection only to an office of sheriff that, at time of submission of a report to the Department of Examiners of Public Accounts pursuant to subdivision (1), has certified in writing that each pistol permit issued by that office of sheriff in the preceding
quarter was issued only following completion of a background check through the National Instant Criminal Background Check System (NICS) and that the office of sheriff, within the preceding 12 months, has trained each employee, officer, or agent involved in the issuance of pistol permits on how and when to perform a NICS background check.

(d) No later than January 15, 2023, and thereafter on a quarterly basis, the Department of Examiners of Public Accounts shall provide all reports referenced in subsection (c) to the Department of Economic and Community Affairs.

(e) This section shall be repealed four years following the effective date of this section. At that time, any monies remaining in the fund that are not committed for the purpose of this section shall be transferred to the State General Fund.

(f) No monies may be withdrawn or expended from the fund for any purpose unless the monies have been appropriated by the Legislature. Any monies appropriated shall be budgeted and allotted pursuant to the Budget Management Act in accordance with Article 4 of Chapter 4 of Title 41, and only in the amounts provided by the Legislature in the general appropriations act or other appropriations act, and only for the purposes of this act.
(g) Each county receiving grant funds pursuant (c) shall establish a separate fund in the county treasury to account for the grant funds and expenditure of the funds.

Section 7. Nothing within Article 3 of Chapter 11 of Title 13A, Code of Alabama 1975, shall be construed to diminish or otherwise affect property rights under state law not within that title.

Section 8. (a) Notwithstanding any provision of state law to the contrary, the governing body of each two-year or four-year institution of higher education may adopt policies governing the possession of firearms or other weapons on grounds owned or controlled by the institution. The governing body may not adopt a policy in conflict with federal law.

(b) A policy adopted under subsection (a) shall allow for individuals not otherwise prohibited from possession of a firearm by state or federal law to possess a firearm and ammunition for that firearm in the individual's privately owned motor vehicle while parked or operated on the grounds of the institution; provided, that the individual satisfies all of the following conditions:

(1) If the firearm is a pistol, the individual is not generally prohibited from possession of a pistol by state or federal law.
(2) If the firearm is any firearm legal for use for hunting in Alabama other than a pistol:
   a. The individual possesses a valid Alabama hunting license.
   b. The firearm is unloaded at all times on the grounds.
   c. It is during a season in which hunting is permitted by Alabama law or regulation.
   d. The individual has never been convicted of any crime of violence as that term is defined in Section 13A-11-70, Code of Alabama 1975, nor of any crime set forth in Chapter 6 of Title 13A, Code of Alabama 1975, nor is subject to a domestic violence order, as that term is defined in Section 13A-6-141, Code of Alabama 1975.
   e. The individual has no documented prior incidents on the grounds of the institution involving the threat of physical injury or which resulted in physical injury to another.

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

(4) The firearm is either of the following:
   a. In a motor vehicle attended by the individual, kept from ordinary observation within the individual's motor vehicle.
b. In a motor vehicle unattended by the individual, kept from ordinary observation and locked within a compartment, container, or in the interior of the individual's privately owned motor vehicle or in a compartment or container securely affixed to the motor vehicle.

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

Section 9. The following sections are hereby repealed:


(2) Section 13A-11-73, Code of Alabama 1975, relating to possession of an unloaded pistol in motor vehicle.

Section 10. This act shall not be construed to diminish or otherwise limit the power of a law enforcement officer under existing law to detain, investigate, or arrest a person for a violation of law.

Section 11. Although this bill would have as its purpose or effect the requirement of a new or increased expenditure of local funds, the bill is excluded from further requirements and application under Amendment 621, as amended by Amendment 890, now appearing as Section 111.05 of the Official Recompilation of the Constitution of Alabama of 1901,
as amended, because the bill defines a new crime or amends the
definition of an existing crime.

Section 12. This act shall become effective on
January 1, 2023, following its passage and approval by the
Governor, or its otherwise becoming law.
Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives
I hereby certify that the within Act originated in
and was passed by the House 22-FEB-22, as amended.

Jeff Woodard
Clerk

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