## SB40 ENGROSSED



- 1 SB40
- 2 B55F4QJ-2
- 3 By Senators Kelley, Jones, Kitchens, Beasley
- 4 RFD: County and Municipal Government
- 5 First Read: 04-Feb-25

## SB40 Engrossed



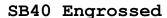
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5	A BILL
6	TO BE ENTITLED
7	AN ACT
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9	Relating to firearms; to define firearm hold
10	agreements; and to provide civil immunity for federal firearm
11	licensees or municipal or county law enforcement officers who
12	enter into firearm hold agreements under certain conditions.
13	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
14	Section 1. (a) This section shall be known as and may
15	be cited as the Houston/Hunter Act.
16	(b) For the purposes of this act, the following terms
17	have the following meanings:
18	(1) FEDERAL FIREARMS LICENSEE. Any person who is
19	licensed pursuant to 18 U.S.C. Chapter 44.
20	(2) FIREARM. Has the same meaning as provided in 18
21	U.S.C. § 921.
22	(3) FIREARM HOLD AGREEMENT. A private transaction
23	between a federal firearm licensee or a municipal or county
2 4	law enforcement officer and an individual firearm owner where
25	the licensee or law enforcement officer agrees to: (i) take
26	physical possession of the owner's lawfully possessed firearm
27	at the owner's request; (ii) hold the firearm for an agreed

28 period of time; and (iii) return the firearm to the owner.





- 29 (c) No individual shall have a private cause of action
  30 against a federal firearm licensee or municipal or county law
  31 enforcement officer operating lawfully in this state for
  32 returning a firearm to the firearm owner at the termination of
  33 a firearm hold agreement.
- 34 (d) The immunity from civil liability provided in 35 subsection (c) shall not apply to any action arising from a 36 firearm hold agreement if that action is the result of 37 unlawful conduct on the part of the federal firearm licensee 38 or municipal or county law enforcement officer.
- (e) This section shall not apply to firearm transfers
  made in violation of Title 13A or Chapter 27 of Title 41, Code
  of Alabama 1975.
- Section 2. This act shall become effective on June 1, 2025.





44 45 46 Senate Read for the first time and referred ......04-Feb-25 47 to the Senate committee on County 48 and Municipal Government 49 50 51 Read for the second time and placed ......11-Feb-25 on the calendar: 52 53 1 amendment 54 55 Read for the third time and passed ......20-Feb-25 56 as amended Yeas 31 57 Nays 0 58 Abstains 0 59 60 61

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Patrick Harris,

Secretary.