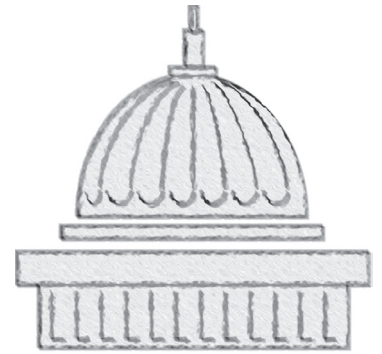


F. NRA / ILA Firearms Laws for

ALABAMA

(As of May 2008)



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A SYNOPSIS OF STATE LAWS ON PURCHASE, POSSESSION AND CARRYING OF FIREARMS.

QUICK REFERENCE CHART

	<i>Rifles and Shotguns</i>	<i>Handguns</i>
Permit to Purchase	No	No
Registration of Firearms	No	No
Licensing of Owners	No	No
Permit to Carry	No	Yes

STATE CONSTITUTIONAL PROVISION

“That every citizen has a right to bear arms in defense of himself and the state.” Article 1, Section 26.

PURCHASE

It is unlawful to sell, give, lend or deliver a handgun to any person under 18, or to a person whom the seller has reasonable cause to believe has been convicted of a crime of violence, is a drug addict, a habitual drunkard, or of unsound mind.

Any resident of Alabama authorized to sell and deliver rifles, shotguns and ammunition may sell and deliver them to a resident of any adjoining state. Any purchaser of such firearm or ammunition may take or send It out of the state or have It delivered to his place of residence. Any resident of Alabama who legally purchases rifles, shotguns and ammunition In any state adjoining Alabama may take delivery of said weapons either In the state where they were purchased or In Alabama.

POSSESSION

No state permit is required to possess a rifle, shotgun, or handgun. It is unlawful for a drug addict, habitual drunkard, or one who has been convicted of a crime of

violence to own or possess a handgun. Law enforcement authorities have advised that minors cannot carry or possess a handgun.

It is unlawful for any person to have in his possession, or on his person, or in any vehicle any firearm while participating in or attending any demonstration being held at a public place, or within 1,000 feet of a demonstration after being warned by a police officer.

It is unlawful to possess, sell, or use a short-barreled rifle or short-barreled shotgun.

CARRYING

It is unlawful to carry a concealed pistol, firearm, or airgun without a permit. It is unlawful for a person to carry a pistol about his person on premises not his own or under his control. It is unlawful to carry a rifle or shotgun walking cane.

No person shall carry a pistol in any vehicle or concealed on or about his person, except on his land, in his own home or fixed place of business, without a license. Exempt from this prohibition are law enforcement officers, common carriers, and persons carrying unloaded handguns in a secure wrapper from a place of purchase to one's home or business, or to or from a place of repair, or in moving from one home or business to another.

The sheriff of a county may, upon the application of any person residing in that county, issue a qualified or unlimited license to carry a handgun in a vehicle or concealed on or about one's person for not more than one year if the applicant:

- is 21 years of age.
- has good reason to fear injury to his person or property.
- has any other proper reason for carrying a handgun.
- "is a suitable person" to be so licensed.

The sheriff may revoke a license upon proof that the license holder is "not a proper person to be licensed." The fee for a license varies, depending on the county. A license to conceal carry firearms does not authorize any person to carry a concealed firearm into, but not limited to, the following places:

- any airport, courthouse or criminal justice building;
- any public gatherings such as sporting events, political events, parades, etc.

Alabama sheriffs may place other restrictions on permits issued in their county including prohibiting carrying where alcohol is served or consumed. Please be aware of any added restrictions on your permit, as these restrictions on the permit you were issued would be in effect in all other Alabama counties.

A person who is not a resident of Alabama and who is licensed to carry a handgun in any state whose laws recognize and give effect in that state to a license issued under the laws of Alabama shall be authorized to carry a handgun in Alabama. Such a person shall carry the handgun in compliance with the laws of Alabama.

ANTIQUES & REPLICAS

Handguns possessed as curiosities or ornaments are exempt from the provisions on purchase, possession, or sale. Such handguns may be transported unloaded and in a bag, box, or securely wrapped package, but not concealed on the person. The same provisions apply to handguns, rifles, or shotguns made in or before 1898, or to blackpowder replicas not made to fire fixed ammunition.

MISCELLANEOUS

No county or municipal corporation or its political subdivision shall regulate in any manner gun shows, the possession, ownership, transport, carrying, transfer, sale, purchase, licensing, registration or use of firearms, ammunition, components of firearms, firearms dealers, or dealers in firearm components.

The authority to bring or settle any lawsuit in which the state has an exclusive interest or right to recover against any firearm or ammunition manufacturer, trade association, or dealer, and the authority to bring or settle any lawsuit on behalf of any governmental unit created by

or pursuant to an act of the Legislature or the Constitution of Alabama of 1901, or any of its departments, agencies, or authorities, for damages, injunctive relief, or other equitable relief resulting from or relating to the design, manufacture, marketing, or lawful sale of firearms or ammunition, or both, shall be reserved exclusively to the Attorney General, by and with the consent of the Governor. This does not prohibit a county or municipal corporation from bringing an action against a firearms or ammunition manufacturer or dealer for breach of contract or warranty as to firearms or ammunition purchased by the political subdivision or local governmental authority.

Shooting ranges are, under many circumstances, protected from civil liability, criminal prosecution, or injunctions for noise or lead pollution.

It is unlawful to change or obliterate the name of the maker, model, manufacturer's number, or other mark or identification of any firearm. It is unlawful to possess, sell or use such a firearm.

It is unlawful to make any loan secured by a mortgage, deposit, or pledge of a handgun.

It is unlawful to supply false information or evidence in purchasing or otherwise securing delivery of a pistol, or in applying for a license to carry a handgun.

It is unlawful to possess or sell brass or steel teflon-coated handgun ammunition, or any ammunition of like kind designed to penetrate bulletproof vests. This prohibition does not apply to teflon-coated lead or brass ammunition designed to expand upon contact.

It is unlawful to carry or possess any firearm within any wildlife management area without a "permit allowing this privilege."

It is a misdemeanor to hunt with a center-fire rifle, a shotgun using a slug or shot larger in diameter than standard four shot, or a .40 caliber or larger muzzle-loading rifle, within 50 yards of a public road, public highway, or railroad by anyone other than the landowner or his or her immediate family.

It is unlawful to discharge any firearm upon or across any public road, public highway or railroad.

SOURCES: Code of Alabama §§11-80-11, 6-5-341, 9-11-304, 9-11-257, and 13A-11-50 through 13A-11-85.

CAUTION: Firearm laws are subject to frequent change and court interpretation. This summary is not intended as legal advice or restatement of law. This summary does not include federal or local laws, ordinances or regulations. For any particular situation, a licensed local attorney must be consulted for an accurate interpretation. **YOU MUST ABIDE WITH ALL LAWS: STATE, FEDERAL AND LOCAL.**

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