SB390
212700-2
By Senator Gudger (Constitutional Amendment)
RFD: Governmental Affairs
First Read: 13-APR-21
SYNOPSIS: Under existing law, the sheriff of a county may issue a permit authorizing a person to carry a pistol in a motor vehicle or concealed on or about his or her person. The term of a pistol permit is one to five years, and the cost of a pistol permit is established by local law.

This bill would propose an amendment to the Constitution of Alabama of 1901 relating to Cullman County, to provide that the sheriff may not charge any fee to a resident of the county for issuance, renewal, or replacement of any pistol permit.

The amendment would allow an applicant for a pistol permit, at time of application, to make a donation to the sheriff's office. The donations would be deposited into a discretionary fund for use by the sheriff for law enforcement purposes.

The amendment would also provide that the Sheriff of Cullman County shall not be required to send any person any information relating to pistol
A BILL

TO BE ENTITLED

AN ACT

Relating to Cullman County; to propose an amendment to the Constitution of Alabama of 1901, to provide that the sheriff may not charge a fee to any county resident for issuance, renewal, or replacement of a pistol permit; to provide that an applicant for a pistol permit may make a donation to the sheriff at time of application; and to provide that the sheriff shall not be required to send any information relating to pistol permits or persons prohibited from possession of a firearm, with exceptions.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, is proposed and shall become valid as a part of the Constitution when all requirements of this act are fulfilled:

PROPOSED AMENDMENT

(a) This amendment shall apply only to Cullman County.

(b) The sheriff may not charge any fee to any resident of the county for the issuance, renewal, or replacement of a pistol permit.
(c) An applicant for a pistol permit, at time of application, may make a donation of any amount to the sheriff's office. Any donations received under this subdivision shall be deposited into a pistol permit discretionary fund to be used by the sheriff's office for law enforcement purposes, and may not be transferred to any other fund.

(d) The sheriff shall not be required to send any person any information relating to pistol permits or persons prohibited from possession of a firearm, except when required by federal law or court order.

(e) This amendment shall not be construed to create any requirement to possess a pistol permit within the county, nor to authorize the sheriff to issue, renew, or replace any pistol permit other than a pistol permit established by general law.

Section 2. An election upon the proposed amendment shall be held in accordance with Section 284.01 of the Constitution of Alabama of 1901, now appearing as Section 284.01 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, and the election laws of this state.

Section 3. The appropriate election official shall assign a ballot number for the proposed constitutional amendment on the election ballot and shall set forth the following description of the substance or subject matter of the proposed constitutional amendment:
"Relating to Cullman County, proposing an amendment to the Constitution of Alabama of 1901, to provide that the sheriff may not charge any fee for the issuance, renewal, or replacement of a pistol permit; to provide that applicants for pistol permits may make a donation to the sheriff's office; and to provide that the sheriff shall not be required to send any person any information relating to pistol permits or persons prohibited from possession of a firearm, except when required by federal law or court order.

"Proposed by Act _________"

This description shall be followed by the following language:

"Yes ( ) No ( )."