

HB69 INTRODUCED



1 HB69
2 FFBS55-1
3 By Representative Givan (N & P)
4 RFD: Judiciary
5 First Read: 04-Feb-25
6 PFD: 04-Dec-24



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SYNOPSIS:

Under existing federal law, certain persons may not possess a firearm under certain conditions, including if the person has been convicted of a felony, the person is a fugitive from justice, the person is an unlawful user of or addicted to a controlled substance, the person has been adjudicated as having a mental illness, the person is an alien and is illegally present in the United States, the person has been discharged from the Armed Forces under dishonorable conditions, or the person is subject to a domestic violence restraining order or convicted of domestic violence.

This bill would provide state criminal penalties, in a Class 1 municipality for the possession of a firearm by those persons who may not possess a firearm under federal law.

Under existing federal law, it is unlawful to knowingly possess a stolen firearm or stolen ammunition.

This bill would provide state criminal penalties in a Class 1 municipality for the possession of a stolen firearm or ammunition.

This bill would provide criminal penalties in a Class 1 municipality for possession of certain



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29 prohibited firearms, accessories, and attachments,
30 including a short-barrel shotgun, short-barrel rifle,
31 firearm silencer, or machinegun, or any part or device
32 that can make an otherwise semi-automatic firearm
33 operate like a machinegun.

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A BILL

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TO BE ENTITLED

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AN ACT

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Relating to Class 1 municipalities; to provide

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prohibitions on the unlawful possession of a firearm; to

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provide prohibitions on the unlawful transfer of a firearm to

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a person prohibited from possessing a firearm; to provide

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prohibitions on the possession of a stolen firearm or

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ammunition; to provide prohibitions on the possession of

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certain prohibited firearms under certain conditions; and to

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provide criminal penalties for a violation.

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BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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Section 1. This act shall only apply in Class 1

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municipalities.

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Section 2. (a) A person may not purchase, use, own, or

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possess a firearm if the person is otherwise prohibited from

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shipping, transporting, possessing, or receiving a firearm in

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interstate commerce pursuant to 18 U.S.C. § 922(g), relating

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to the unlawful possession of a firearm.

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



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57 Section 3. (a) A person may not knowingly sell, give,
58 or otherwise dispose of any firearm or ammunition to any
59 person who is otherwise prohibited from shipping,
60 transporting, possessing, or receiving a firearm in interstate
61 commerce pursuant to 18 U.S.C. § 922(g), relating to the
62 unlawful possession of a firearm.

63 (b) A violation of this section is a Class B felony.

64 Section 4. (a) A person may not receive, possess,
65 conceal, store, barter, sell, or dispose of any stolen firearm
66 or stolen ammunition, knowing or having reasonable cause to
67 believe that the firearm or ammunition was stolen.

68 (b) A violation of this section is a Class B felony.

69 Section 5. (a) A person may not possess any of the
70 following:

71 (1) A short-barreled shotgun, as the term is defined
72 under 18 U.S.C. § 921.

73 (2) A short-barreled rifle, as the term is defined
74 under 18 U.S.C. § 921.

75 (3) A machinegun, as the term is defined under 18
76 U.S.C. § 921.

77 (4) A firearm silencer or firearm muffler, as those
78 terms are defined under 18 U.S.C. § 921.

79 (5) Any device, part, component, or combination of
80 parts specifically designed or intended to allow an otherwise
81 semi-automatic firearm to automatically shoot more than one
82 shot with a single function of the trigger of the firearm to
83 which the trigger is affixed so that the trigger rests and
84 continues firing without any additional physical manipulation



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85 of the trigger by the shooter.

86 (b) A violation of this section is a Class B felony.

87 (c) A person has a continuing duty to inspect a firearm
88 possessed, purchased, transferred, used, or sold by the
89 person, including any device, part, component, or combination
90 of parts attached to the firearm, to ensure the firearm, or
91 device, part, component, or combination thereof, is not
92 prohibited under subsection (a). A person who possesses,
93 obtains, receives, sells, purchases, or uses a firearm or
94 trigger activator prohibited under subsection (a) shall be
95 deemed to have possessed the firearm or trigger activator
96 knowingly.

97 (d) Nothing in this section shall be construed to
98 prohibit a person from manufacturing, importing, selling,
99 offering for sale, possessing, receiving, transferring, or
100 transporting any item for which the person is in compliance
101 with the National Firearms Act, 26 U.S.C. § 5801 et seq., or
102 other applicable federal law.

103 Section 6. This act shall become effective on October
104 1, 2025.