

Summary of Requirements for Municipalities under New Firearms Law

(Act 2013-283)

Except as provided below or otherwise prohibited by state or federal law, open carry of a firearm is permitted and concealed carry of a firearm is authorized for those with a proper permit. (See Section 7 of Act 2013-283)

1. Section 11-45-1.1 of the Code of Alabama is repealed and the regulation of firearms by local governments is further restricted as follows:

- a. Except as otherwise provided in Act 2013-283, or as expressly authorized by Alabama statute, the regulation of firearms ammunition and firearms accessories is reserved to the State Legislature. (See Section 7 of Act 2013-283)
 - b. The authority of a political subdivision to regulate firearms, ammunition, or firearm accessories shall not be inferred from its proprietary authority, home rule status, or any other inherent or general power.
 - c. Any existing orders, ordinances, or rules promulgated or enforced contrary to the terms of Section 7 of Act 2013-283 are null and void and any future order, ordinance, or rules shall comply with this section.
2. Employers may impose policies regulating or prohibiting an employee's carrying or possession of firearms, firearm accessories, or ammunition during and in the course of the employee's official duties. (See Section 4 of Act 2013-283)
- a. An employer may not generally restrict or prohibit the transportation or storage of a lawfully possessed firearm or ammunition in an employee's privately owned vehicle while parked in a public or private parking area if the employee satisfies the conditions listed in Section 4(b) of Act 2013-283.
 - b. If the employer reasonably believes that the employee presents a risk of harm to himself or others the employer may inquire as to whether the employee has a firearm in his vehicle and whether he is in compliance with Act 2013-283.

3. If the municipality has not granted express permission for possession of firearms in the following locations a municipality shall post signs at the public entrance of the following premises or buildings alerting those entering that firearms are prohibited.

(See Section 6 of Act 2013-283)

- a. Inside the building of any police department.
- b. Inside the premises of any jail or any correctional or detention facility including a community corrections facility.
- c. Inside a courthouse or courthouse annex or any building in which a city council is currently holding a regularly scheduled or specially called meeting.
- d. Inside any facility hosting a school or professional sporting event (that doesn't involve firearms) unless the person has a permit.
- e. Inside any municipally-owned building or facility that the municipality wishes to restrict access with a firearm without permission, **if** access of unauthorized persons and prohibited articles is limited by (1) the continuous posting of guards **and** (2) the use of security devices such as scanning devices, key cards, turnstiles or other physical barriers to entrance.
- f. Except as otherwise provided any firearm on the premises of a facility listed above must be kept from ordinary view and locked within a compartment or inside the interior of the person's motor vehicle or in a compartment securely affixed to the motor vehicle.



The new Alabama Firearms Law, Act 2013-283, went into effect August 1, 2013. For a copy of the law, visit:

<http://www.arc-sos.state.al.us/PAC/SOSACPDF.001/A0009908.PDF>