

**SB40 INTRODUCED**



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



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SYNOPSIS:

This bill would provide for the recognition of firearm hold agreements between a federal firearm licensee or a municipal or county law enforcement officer and an individual firearm owner where the licensee or law enforcement officer agrees to hold a lawfully possessed firearm for a specified period of time.

This bill would also provide civil immunity for a federal firearm licensee or municipal or county law enforcement officer who enters into a lawful firearm hold agreement.

A BILL  
TO BE ENTITLED  
AN ACT

Relating to firearms; to define firearm hold agreements; and to provide civil immunity for federal firearm licensees or municipal or county law enforcement officers who enter into firearm hold agreements under certain conditions.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) This section shall be known as and may be cited as the Houston/Hunter Act.



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29 (b) For the purposes of this act, the following terms  
30 have the following meanings:

31 (1) FEDERAL FIREARMS LICENSEE. Any person who is  
32 licensed pursuant to 18 U.S.C. Chapter 44.

33 (2) FIREARM. Has the same meaning as provided in 18  
34 U.S.C. § 921.

35 (3) FIREARM HOLD AGREEMENT. A private transaction  
36 between a federal firearm licensee or a municipal or county  
37 law enforcement officer and an individual firearm owner where  
38 the licensee or law enforcement officer agrees to: (i) take  
39 physical possession of the owner's lawfully possessed firearm  
40 at the owner's request; (ii) hold the firearm for an agreed  
41 period of time; and (iii) return the firearm to the owner.

42 (c) No individual shall have a cause of action against  
43 a federal firearm licensee or municipal or county law  
44 enforcement officer operating lawfully in this state for any  
45 act or omission arising from a firearm hold agreement which  
46 results in personal injury or death of any individual,  
47 including the return of any firearm to the individual firearm  
48 owner at the termination of a firearm hold agreement.

49 (d) The immunity from civil liability provided in  
50 subsection (c) shall not apply to any action arising from a  
51 firearm hold agreement if that action is the result of  
52 unlawful conduct on the part of the federal firearm licensee  
53 or municipal or county law enforcement officer.

54 (e) This section shall not apply to firearm transfers  
55 made in violation of Title 13A or Chapter 27 of Title 41, Code  
56 of Alabama 1975.



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57                   Section 2. This act shall become effective on June 1,  
58    2025.