

OFFICE OF THE ATTORNEY GENERAL



92-00416

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ATTORNEY GENERAL
STATE OF ALABAMA

SEP 16 1992

ALABAMA STATE HOUSE
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MONTGOMERY, ALABAMA 36130
AREA (205) 242-7300

Honorable Tom Purvis
Sheriff, Mobile County
P.O. Box 113
Mobile, Alabama 36601-0113

Sheriffs - Judges - Pistol Permits
- Weapons

Judges are required to obtain a
license to carry a pistol in a
vehicle or concealed on their
person.

Dear Sheriff Purvis:

This opinion is issued in response to your request for an
opinion from the Attorney General.

QUESTION

Are Alabama judges serving in judicial
positions established by Article VI,
Constitution of Alabama of 1901 (as amended)
required to obtain a license to carry a
pistol before they can lawfully possess a
concealed pistol in a vehicle or on or about
their person?

FACTS AND ANALYSIS

Code of Alabama 1975, § 13A-11-73 requires a license to carry
a pistol in a vehicle or concealed on one's person. The
exceptions to this license requirement are found at § 13A-11-74
which provides in pertinent part:

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"The provisions of section 13A-11-73 shall not apply to marshals, sheriffs, prison and jail wardens and their regularly employed deputies, policemen and other law enforcement officers of any state or political subdivision thereof . . ."

There is no exception listed in this provision for judges or officers of the courts. Nor does my research reveal any other exceptions applicable to judges. Thus, judges are required to obtain a license pursuant to § 13A-11-75.

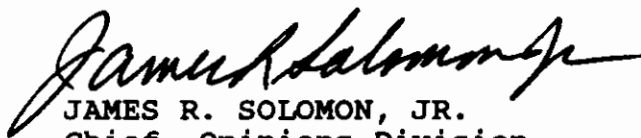
CONCLUSION

Judges are required to obtain a license to carry a pistol in a vehicle or concealed on their person.

I hope this sufficiently answers your question. If our office can be of further assistance, please do not hesitate to contact us.

Sincerely,

JIMMY EVANS
Attorney General
By:


JAMES R. SOLOMON, JR.
Chief, Opinions Division

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