



2016-006

STATE OF ALABAMA
OFFICE OF THE ATTORNEY GENERAL

LUTHER STRANGE
ATTORNEY GENERAL

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February 29, 2016

VIA CERTIFIED MAIL



Re: Various sheriffs across the state

Dear [REDACTED]

On December 9, 2015 my Office received your petition under Ala. Code §13A-11-61.3 regarding a possible violation of Alabama law by various sheriffs across the state. The law provides that "a sheriff may not place conditions or requirements on the issuance of the [pistol] permit or limit its scope or applicability." Ala. Code §13A-11-75(c). You alleged that certain sheriffs issue pistol permits that include incorrect language which purports to limit the permit's "scope or applicability."

My Office has investigated your complaint. It appears that some sheriffs are still using old cards or books to issue pistol permits because they have not received new products. Those old cards sometimes include printed language purporting to restrict the scope of the permit. When these sheriffs receive new cards with which to issue pistol permits, they will transition to those new cards. My Office addressed a similar issue in Firearms Determination 2015-008.

You have not alleged that a sheriff has actually enforced one of these outdated restrictions against you or anyone else. After an investigation, my Office is not aware of a time when a sheriff has purported to enforce one of these printed provisions on a pistol permit. Moreover, my Office has confirmed with the Alabama Sheriffs Association that sheriffs know that they should not enforce any printed language on an outdated permit if it would violate Alabama Code §13A-11-75(c).

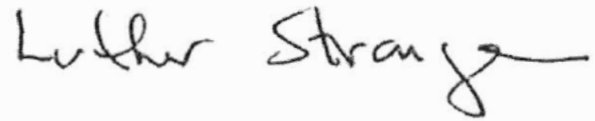
Because sheriffs know that they should not enforce out-dated restrictions on pistol permits and no such restriction has actually been enforced, I have determined that there is no further action required under Ala. Code § 13A-11-61.3.

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A redacted copy of this letter will be posted to my Office's website, in compliance with the statutory requirement under Ala. Code § 13A-11-61.3(f)(3).

Sincerely,

A handwritten signature in black ink that reads "Luther Strange". The signature is written in a cursive, flowing style.

Luther Strange
Attorney General

LS: alb