

CLERK'S OFFICE
AMENDED AND APPROVED
Date: 6-6-06

Submitted by: Assemblymember TRAINI
Prepared by: Assembly Counsel
For reading: March 28, 2006

**ANCHORAGE, ALASKA
AO NO. 2006-53**

AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING ANCHORAGE MUNICIPAL CODE SECTION 7.25.035, DISPOSITION OF UNCLAIMED DISPOSABLE PROPERTY, TO PERMIT THE PURCHASING OFFICER TO DISPOSE OF FIREARMS TO THE PUBLIC.

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code section 7.25.035 is hereby amended to read as follows:

7.25.035 Disposition of unclaimed disposable property.

A. The purchasing officer shall authorize the disposition of unclaimed disposable property in one of the following manners:

1. All unclaimed disposable property, excluding money, collectible items, and property items subject to destruction under Section 7.25.060, shall be subject to a claim by the chief of police for retention, use, trade or bartering in accordance with the provisions of this chapter.

2. All unclaimed disposable property, not claimed by the chief of police, may be disposed of by the purchasing officer through any means, including sale trade or bartering in accordance with this chapter and the provisions of Title 7, or donation to a community based non-profit organization through an agreement or contract, except:

~~d. Firearms, which shall be sold to the highest bidder at a public auction through an auctioneer certified as a [ONLY TO] federally licensed firearms dealer[S].~~

d. Except as provided in subsection e. below, firearms shall be sold to the highest bidder at a public auction through an auctioneer certified as a federally licensed firearms dealer.

e. If state or federal law prohibits the sale of a firearm, such firearm shall be disposed of either by:

1. Sale to a firearms dealer with an appropriate federal licensee, or
2. Dismantling the firearm, destroying parts causing the sale to be prohibited, and disposing of the remaining parts of the firearm at a public auction pursuant to subsection d. above.

(AO No. 2002-171, § 7, 12-17-02)

Section 2. This ordinance shall become effective immediately upon its passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 6th day of June, 2006.

Samuel A. Sullivan
Chair

ATTEST:

Shirley S. Givens
Municipal Clerk

Municipality of Anchorage
MUNICIPAL CLERK'S OFFICE
Agenda Document Control Sheet

AO 2005-53

(SEE REVERSE SIDE FOR FURTHER INFORMATION)

1	SUBJECT OF AGENDA DOCUMENT PERMIT THE PURCHASING OFFICER TO DISPOSE OF FIREARMS TO THE PUBLIC	DATE PREPARED 03/20/05
		Indicate Documents Attached <input checked="" type="checkbox"/> AO <input type="checkbox"/> AR <input type="checkbox"/> AM <input type="checkbox"/> AIM
2	DEPARTMENT NAME Assembly	DIRECTOR'S NAME Anna Fairclough, Chair
3	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY Julia Tucker - Assembly Counsel	HIS/HER PHONE NUMBER 343-4419
4	COORDINATED WITH AND REVIEWED BY	INITIALS
	Mayor	
	Municipal Clerk	
	Municipal Attorney	
	Employee Relations	
	Municipal Manager	
	Cultural & Recreational Services	
	Fire	
	Health & Human Services	
	Merrill Field Airport	
	Municipal Light & Power	
	Office of Management and Budget	
	Police	
	Port of Anchorage	
	Public Works	
	Solid Waste Services	
	Transit	
	Water & Wastewater Utility	
	Executive Manager	
	Community Planning & Development	
	Finance, Chief Fiscal Officer	
	Heritage Land Bank	
	Management Information Services	
	Property & Facility Management	
	Purchasing	
	Other	
	CONSENT AGENDA - INTRODUCTION	
5	Special Instructions/Comments	
6	ASSEMBLY HEARING DATE REQUESTED 3/28/06	7 PUBLIC HEARING DATE REQUESTED 4/11/06

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 M.D.A.
 CLERK'S OFFICE



MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM
NO. AM 217-2006

Meeting Date: March 28, 2006

From: Assemblymember Dick Traini
Subject: **AO 2006-53—Amending AMC 7.25.035, Disposition of Unclaimed Disposable Property, to Sell Firearms Through a Licensed Auctioneer to the Public**

Firearms have value as unclaimed disposable property, and if not claimed by the chief of police may be disposed of by the municipal purchasing officer. The bulk of guns sold at auctions are recovered stolen property. Many are traced to homeowners who have already been compensated by insurance. All guns are inventoried, checked by APD, and recorded on a certified list that is reviewed by the internal auditor.

Currently, AMC 7.25.035 requires that firearms be sold only to federally licensed firearms dealers. This requirement has the advantage of making sure that the proper background check and other federal recording requirements will be met, but carries the disadvantage of often selling the guns at far less than value, because a profit margin accrues to the firearms dealer when the firearms are resold in local retail shops.

AO 2006-53 would amend the current law to require that the auctioneer for the City be a federally licensed firearms dealer. This would retain the advantage of ensuring that the proper background check and other federal recording requirements are met, and allow the City to receive a better price for the property.

As customary with auctions, the auctioneer will be paid under a percentage agreement on the total sales. As a federally licensed firearms dealer, the auctioneer would perform the "Brady Law" check, and ensure that the requisite forms are completed for each individual sale. The difference in practice will be that sales can be made to individuals, instead of limiting the sale and the sales price to wholesale gun dealers.

Respectfully submitted,

Assemblymember Traini, Section 4

Bill Text



BILL ID: SB 274

00 SENATE BILL NO. 274
01 "An Act relating to the disposition of surplus firearms by the state."
02 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
03 * **Section 1.** AS 18.65.340 is amended to read:
04 **Sec. 18.65.340. Disposal of firearms and ammunition by the state.** The state
05 may only dispose of forfeited, surplus, or recovered but unclaimed, firearms and
06 ammunition by sale at an auction that is open to the public and not limited to [OR
07 TRADE TO A FEDERALLY LICENSED] firearms dealers [DEALER]. Only
08 firearms and ammunition that are serviceable and safe and legal for a federally
09 licensed firearms dealer to possess may be sold or traded under this section. Firearms
10 and ammunition that are not serviceable and safe shall be destroyed. Firearms and
11 ammunition that are not legal for a federally licensed firearms dealer to possess shall
12 be disposed of only by destruction or by transfer to a law enforcement agency that can
13 legally possess the firearms or ammunition.
14 * **Sec. 2.** AS 18.65.340 is amended by adding a new subsection to read:
15 (b) The state shall conduct the public auction under (a) of this section in
01 compliance with the requirements of state and federal law applicable to the sale of
02 firearms.

Bill Root:

Display Bill Root

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Municipality of Anchorage
MUNICIPAL CLERK'S OFFICE
Agenda Document Control Sheet

AM 217-2006

(SEE REVERSE SIDE FOR FURTHER INFORMATION)

1	SUBJECT OF AGENDA DOCUMENT DISPOSITION OF UNCLAIMED DISPOSAL	DATE PREPARED 3/28/06	
	PROPERTY - FIREARMS		
		Indicate Documents Attached <input type="checkbox"/> AO <input type="checkbox"/> AR <input checked="" type="checkbox"/> AM <input type="checkbox"/> AIM	
2	DEPARTMENT NAME Assembly	DIRECTOR'S NAME Anna Fairclough, Chair	
	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY Julia Tucker- Assembly Counsel	HIS/HER PHONE NUMBER 343-4419	
4	COORDINATED WITH AND REVIEWED BY	INITIALS	DATE
	Mayor		
	Municipal Clerk		
	Municipal Attorney		
	Employee Relations		
	Municipal Manager		
	Cultural & Recreational Services		
	Fire		
	Health & Human Services		
	Merrill Field Airport		
	Municipal Light & Power		
	Office of Management and Budget		
	Police		
	Port of Anchorage		
	Public Works		
	Solid Waste Services		
	Transit		
	Water & Wastewater Utility		
	Executive Manager		
	Community Planning & Development		
	Finance, Chief Fiscal Officer		
	Heritage Land Bank		
	Management Information Services		
	Property & Facility Management		
	Purchasing		
	Other		
5	Special Instructions/Comments		
	<i>9 F.3.a.</i> ADDENDUM - Consent Agenda - Introduction		
6	ASSEMBLY HEARING DATE REQUESTED 3/28/06	7	PUBLIC HEARING DATE REQUESTED 4/11/06

2006 MAR 27 AM 8:27
 M.C.A.
 CLERK'S OFFICE



MUNICIPALITY OF ANCHORAGE

ASSEMBLY INFORMATION MEMORANDUM

NO. AIM 50 -2006

Meeting Date: April 11, 2006

From: Assemblymember Traini
Subject: Summary of Economic Effects for AO 2006-53

Attached to this memo is the Summary of Economic Effects for AO 2006-53, regarding an ordinance of the Anchorage Municipal Assembly amending AMC section 7.25.035, disposition of unclaimed disposable property, to permit the purchasing officer to dispose of firearms to the public.

Prepared By: Steven B. King, Utility Budget Analyst
Reviewed By: Barbara E. Gruenstein and Guadalupe Marroquin
Submitted By: Assemblymember Traini

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

An ordinance of the Anchorage Municipal Assembly amending AMC section 7.25.035, disposition of unclaimed disposable property, to permit the purchasing officer to dispose of firearms to the public.

AO Number: 2006-53 Title:

Sponsor: Assemblymember Traini
Preparing Agency: Assembly
Others Impacted:

CHANGES IN EXPENDITURES AND REVENUES:		(In Thousands of Dollars)				
	FY06	FY07	FY08	FY09	FY10	
Operating Expenditures						
1000 Personal Services	\$ -	\$ -	\$ -	\$ -	\$ -	
2000 Non-Labor	-	-	-	-	-	
3900 Contributions						
4000 Debt Service						
TOTAL DIRECT COSTS:	\$ -	\$ -	\$ -	\$ -	\$ -	
Add: 6000 Charges from Others						
Less: 7000 Charges to Others						
FUNCTION COST:	\$ -	\$ -	\$ -	\$ -	\$ -	
REVENUES:						
CAPITAL:						
POSITIONS: FT/PT and Temp						

PUBLIC SECTOR ECONOMIC EFFECTS:

There are no substantial public sector costs associated with this ordinance. There may be an increase in the number of bidders at the public auction which could have the effect of raising the price of the items and thus increasing public revenues.

PRIVATE SECTOR ECONOMIC EFFECTS:

There are no substantial private sector costs associated with this ordinance. There is the potential of a reduction of transaction costs, associated with increased efficiency, due to the elimination of a 'middle-man.'

Prepared by: Steven B. King, Utility Budget Analyst
Reviewed by: Barbara Gruenstein and Guadalupe Marroquin

Telephone: 343-4714
Telephone: 343-4311 and 343-4376

Municipality of Anchorage
MUNICIPAL CLERK'S OFFICE
Agenda Document Control Sheet

AIM 50 -2006

(SEE REVERSE SIDE FOR FURTHER INFORMATION)

1	SUBJECT OF AGENDA DOCUMENT		DATE PREPARED	
	SEE FOR AO 2006-53		4/10/06	
			Indicate Documents Attached	
			<input type="checkbox"/> AO <input type="checkbox"/> AR <input type="checkbox"/> AM <input checked="" type="checkbox"/> AIM	
2	DEPARTMENT NAME		DIRECTOR'S NAME	
	Assembly		Anna Fairclough, Chair	
3	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY		HIS/HER PHONE NUMBER	
	Steven B. King - Utility Budget Analyst		343-4714	
4	COORDINATED WITH AND REVIEWED BY	INITIALS	DATE	
	Mayor			
	Municipal Clerk			
	Municipal Attorney			
	Employee Relations			
	Municipal Manager			
	Cultural & Recreational Services			
	Fire			
	Health & Human Services			
	Merrill Field Airport			
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	Executive Manager			
	Community Planning & Development			
	Finance, Chief Fiscal Officer			
	Heritage Land Bank			
	Management Information Services			
	Property & Facility Management			
	Purchasing			
	Other			
5	Special Instructions/Comments			
	LAI D ON THE TABLE ITEM - NEW PUBLIC HEARING, REF. AO 2006-53			
	ITEM 14.E.2.			
6	ASSEMBLY HEARING DATE REQUESTED		PUBLIC HEARING DATE REQUESTED	
	7			

2006 APR 10 PM 2:45
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