

1 SB477
2 150735-2
3 By Senator Orr (N & P)
4 RFD: Local Legislation No. 1
5 First Read: 30-APR-13

1 SB477

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4 With Notice and Proof

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6 ENROLLED, An Act,

7 Relating to Morgan County; to prohibit more than one
8 adult or unrelated juvenile criminal sex offender from
9 residing in a residence; to provide that no more than one
10 adult criminal sex offender may reside in an apartment complex
11 unless there is a distance of at least 100 yards from the
12 residence of any other offender; to subject the owner or
13 lessee who permits a violation to a civil penalty; and to
14 provide exceptions.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. This act shall apply only in Morgan
17 County.

18 Section 2. (a) No adult or unrelated juvenile
19 criminal sex offender may establish a residence or other
20 living accommodation in a residence where another criminal sex
21 offender whose name appears on the county sheriff's official
22 published sex offender list resides.

23 (b) No adult criminal sex offender whose name
24 appears on the county sheriff's official published sex
25 offender list may establish residence or other living

1 accommodations unless there is a distance of 100 yards or more
2 from the residence of any other adult criminal sex offender.

3 (c) The owner or lessee of the property who
4 knowingly, willingly, or intentionally permits a violation of
5 subsection (a) or subsection (b) shall be subject to a civil
6 penalty of five thousand dollars (\$5,000) for each violation.
7 When collected, those penalties shall be equally distributed
8 to the county sheriff's department and the office of the
9 district attorney of the county.

10 (d) An owner or lessee of property shall not be in
11 violation of subsection (a) or subsection (b) if the sex
12 offender is the spouse or child of the owner or lessor or if
13 the spouse or child is the owner or lessee of the property.

14 (e) An owner of property shall not be in violation
15 of subsection (a) or subsection (b) where the application for
16 a lease or the lease itself provides a signed statement by the
17 lessee that the lessee is not a convicted sex offender.

18 (f) Notwithstanding any provision of Chapter 20A of
19 Title 15, Code of Alabama 1975, to the contrary, a sex
20 offender shall not be in violation of subsection (a) or (b) if
21 the sex offender is residing at a treatment facility that is a
22 residential home health care facility approved as such by an
23 agency of the state.

1 Section 3. This act shall become effective on the
2 first day of the third month following its passage and
3 approval by the Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB477
Senate 07-MAY-13
I hereby certify that the within Act originated in and passed
the Senate.

Patrick Harris
Secretary

House of Representatives
Passed: 20-MAY-13

By: Senator Orr