

**SB199 ENROLLED**



1 SB199  
2 NRQY1JT-2  
3 By Senator Kelley  
4 RFD: Judiciary  
5 First Read: 21-Jan-26



## SB199 Enrolled

1 Enrolled, An Act,

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4 Relating to sex offenders; to add Sections 15-20A-19.01  
5 and 15-20A-20.01 to the Code of Alabama 1975, to provide that  
6 certain sex offenders may be prohibited by a parole or  
7 probation officer from using a post office box or electronic  
8 media in certain circumstances; to provide that certain sex  
9 offenders, as a condition of release, may be required to  
10 receive sex offender treatment; to provide for criminal  
11 penalties for violations; and to amend Section 15-20A-44, Code  
12 of Alabama 1975, to authorize the Board of Pardons and Paroles  
13 to adopt rules.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

15 Section 1. Sections 15-20A-19.01 and 15-20A-20.01 are  
16 added to the Code of Alabama 1975, to read as follows:

17 §15-20A-19.01

18 (a) An adult sex offender convicted of a sex offense  
19 involving a child may be restricted by his or her parole or  
20 probation officer from using a post office box or possessing  
21 any electronic media, including, but not limited to, a  
22 computer, tablet, gaming system, or phone that allows access  
23 to the Internet.

24 (b) A person who knowingly violates a restriction  
25 imposed pursuant to subsection (a) shall be guilty of a Class  
26 C felony.

27 §15-20A-20.01

28 (a) (1) The Board of Pardons and Paroles or a court, as



## SB199 Enrolled

29 a condition of release on parole, probation, community  
30 corrections, court referral officer supervision, pretrial  
31 release, or any other community-based punishment option, may  
32 require an adult sex offender to receive sex offender  
33 treatment by a sex offender treatment program or by a provider  
34 approved by the Board of Pardons and Paroles. The treatment  
35 may include, but is not limited to, periodic polygraph  
36 examinations.

37 (2) Notwithstanding subdivision (1), a parole or  
38 probation officer may not prohibit an adult sex offender from  
39 using a computer or other electronic media with Internet  
40 access for the sole purpose of performing the adult sex  
41 offender's job duties. A parole or probation officer may  
42 impose reasonable restrictions on an adult sex offender's use  
43 of electronic media in the performance of his or her job  
44 duties, provided that the restrictions may not prevent the  
45 adult sex offender from completing the duties or his or her  
46 job.

47 (b) An adult sex offender subject to sex offender  
48 treatment programs pursuant to subsection (a) may not change a  
49 treatment provider without prior approval by the court or the  
50 Board of Pardons and Paroles.

51 (c) An adult sex offender subject to a sex offender  
52 treatment program or periodic polygraph examinations pursuant  
53 to this section, unless he or she is indigent, shall be  
54 required to pay the costs of any sex offender treatment  
55 program and the costs of administering the polygraph  
56 examination. The Board of Pardons and Paroles, the sentencing



## SB199 Enrolled

57 court, or other supervising entity shall determine the amount  
58 to be paid based on the person's financial means and ability  
59 to pay.

60 (d) A polygraph examination conducted pursuant to this  
61 section shall be conducted by a licensed Alabama Polygraph  
62 Examiner with an advanced Post Conviction Sex Offender Testing  
63 certification in compliance with the American Polygraph  
64 Association. The polygraph examinations must include not less  
65 than two history, maintenance, or monitoring polygraph  
66 examinations in a calendar year and any additional polygraph  
67 examinations necessary to identify and discern the progression  
68 of therapy facilitated through the treatment provider. The  
69 Board of Pardons and Paroles, in coordination with the  
70 treatment provider, shall determine the frequency of the  
71 polygraph examinations.

72 (e) A person who fails to participate in any sex  
73 offender treatment required by this section shall be guilty of  
74 a Class C felony.

75 Section 2. Section 15-20A-44, Code of Alabama 1975, is  
76 amended to read as follows:

77 "§15-20A-44

78 (a) The Secretary of the Alabama State Law Enforcement  
79 Agency shall adopt rules establishing an administrative  
80 hearing for persons who are only made subject to this chapter  
81 pursuant to ~~subdivision (35) of~~ Section 15-20A-5(35).

82 (b) The Secretary of the Alabama State Law Enforcement  
83 Agency shall adopt rules setting forth a listing of offenses  
84 from other jurisdictions that are to be considered criminal



## SB199 Enrolled

85 sex offenses under ~~subdivision (35) of~~ Section 15-20A-5(35).  
86 Thereafter, any individual convicted of any offense set forth  
87 in the listing shall immediately be subject to this chapter  
88 and shall not be entitled to an administrative hearing as  
89 provided in subsection (a).

90 (c) The Secretary of the Alabama State Law Enforcement  
91 Agency may adopt ~~any rules as are necessary~~ to implement and  
92 enforce this chapter.

93 (d) The Director of the Board of Pardons and Paroles  
94 may adopt rules necessary to implement and enforce Section  
95 15-20A-20.01."

96 Section 3. This act shall become effective on October  
97 1, 2026.



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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB199

Senate 10-Mar-26

I hereby certify that the within Act originated in and passed the Senate, as amended.

Senate 09-Apr-26

I hereby certify that the within Act originated in and passed the Senate, as amended by Conference Committee Report.

Patrick Harris,  
Secretary.

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House of Representatives  
Passed: 08-Apr-26, as amended.

House of Representatives  
Passed: 09-Apr-26, as amended by Conference Committee Report.

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By: Senator Kelley