

1 HB499  
2 119593-3  
3 By Representatives Robinson (O), Moore (M), Scott, Coleman,  
4 Hilliard, McAdory and Rogers (N & P)  
5 RFD: Jefferson County Legislation  
6 First Read: 04-FEB-10

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ENROLLED, An Act,

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act shall only apply in Jefferson County.

Section 2. (a) No adult or unrelated juvenile criminal sex offender may establish a residence or other living accommodation in a residence where another criminal sex offender whose name appears on the Jefferson County Sheriff's official published sex offender list resides.

(b) No more than one adult criminal sex offender whose name appears on the Jefferson County Sheriff's official published sex offender list may establish residence or other living accommodations in any apartment complex unless there is a distance of 100 yards or more from the residence in the apartment complex of any other adult criminal sex offender.

1           (c) The owner or lessee of the property who  
2 knowingly, willingly, or intentionally permits a violation of  
3 subsection (a) or subsection (b) shall be subject to a civil  
4 penalty of five thousand dollars (\$5,000) for each violation.  
5 When collected, those penalties shall be equally distributed  
6 to the Birmingham Police Department Sex Offender Unit and the  
7 Jefferson County Sheriff's Department Sex Offender Unit.

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

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

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

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 04-MAR-10, as amended.

Greg Pappas  
Clerk

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Senate

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13-APR-10

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Passed