

13A-11. 204

**ACT No. 2007- 450**

1 HB54  
2 90191-5  
3 By Representatives Robinson (O), Dunn, Rogers, Scott, Todd and  
4 Moore (M) (N & P)  
5 RFD: Jefferson County Legislation  
6 First Read: 06-MAR-07  
7 PFD: 03/01/2007



1  
2 ENROLLED, An Act,

3           Relating to any Class 1 municipality; to prohibit  
4 more than one adult or unrelated juvenile criminal sex  
5 offender from residing in a residence; to provide for the  
6 owner or lessee who permits a violation to be fined; to  
7 provide exceptions; and in connection therewith would have as  
8 its purpose or effect the requirement of a new or increased  
9 expenditure of local funds within the meaning of Amendment 621  
10 of the Constitution of Alabama of 1901, now appearing as  
11 Section 111.05 of the Official Recompilation of the  
12 Constitution of Alabama of 1901, as amended.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14           Section 1. This act shall only apply in a Class 1  
15 municipality.

16           Section 2. No adult or unrelated juvenile criminal  
17 sex offender shall establish a residence or other living  
18 accommodation in a residence where another criminal sex  
19 offender resides whose name appears on ~~a published sex~~  
20 ~~offender list~~ the Jefferson County Sheriff's official  
21 published sex offender list.

22           (b) The owner or lessee of the property who  
23 knowingly willingly or intentionally permits a violation of  
24 subsection (a) shall be fined five thousand dollars (\$5,000)  
25 for each violation and those fees once collected will be

1 distributed to the Birmingham Police Department Sex Offender  
2 Unit.

3 (c) The owner or lessee of the property shall not be  
4 in violation of subsection (a) if the sex offender is the  
5 spouse or child of the owner or lessee or if the spouse or  
6 child is the owner or lessee of the property.

7 (d) The owner is not in violation where the  
8 application for a lease or the lease itself provides a signed  
9 statement by the lessee that the lessee is not a convicted sex  
10 offender.

11 Section 3. Although this bill would have as its  
12 purpose or effect the requirement of a new or increased  
13 expenditure of local funds, the bill is excluded from further  
14 requirements and application under Amendment 621, now  
15 appearing as Section 111.05 of the Official Recompile of  
16 the Constitution of Alabama of 1901, as amended, because the  
17 bill defines a new crime or amends the definition of an  
18 existing crime.

19 Section 4. This act shall become effective on the  
20 first day of the third month following its passage and  
21 approval by the Governor, or its otherwise becoming law.

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4 Speaker of the House of Representatives

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6 President and Presiding Officer of the Senate

7 House of Representatives

8 I hereby certify that the within Act originated in  
9 and was passed by the House 12-APR-07, as amended.

10  
11 Greg Pappas  
12 Clerk  
13

14  
15 Senate 07-JUN-07 Amended and Passed  
16 House 07-JUN-07 Concurred in Sen-  
17 ate Amendment

APPROVED June 14, 2007

TIME 2:00 p.m.

Bob Riley  
GOVERNOR

Alabama Secretary Of State

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Bill Num....: H-54