

HB211 ENGROSSED



1 HB211
2 PWNQRRR-2
3 By Representative Wood (R) (N & P)
4 RFD: Local Legislation
5 First Read: 06-Feb-25



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A BILL
TO BE ENTITLED
AN ACT

Relating to Calhoun County; to authorize the county commission and the governing bodies of municipalities to regulate halfway houses and other similar facilities; to provide for enforcement; and to provide for repeal of the act.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) For the purposes of this section, the following terms have the following meanings:

(1) COURT ORDER. An order from a court requiring an individual to reside at a facility.

(2) FACILITY. Any halfway house; substance abuse rehabilitation treatment facility; sober living facility; or any other facility that is housing any resident who: (i) is enrolled in the facility by court order; or (ii) is supervised by the Calhoun County Community Punishment and Corrections Authority, Inc.

(3) HALFWAY HOUSE. Any group residence designed to facilitate individuals in their readjustment to private life following their release from institutionalization.

(b) The Calhoun County Commission, by resolution, may regulate facilities in the county. The governing body of a



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29 municipality, by resolution, may regulate facilities in the
30 municipality. The regulations may include, but are not limited
31 to:

32 (1) A permit requirement.

33 (2) Size requirements or limitations.

34 (3) Location requirements or limitations, including,
35 but not limited to, required minimum distances from other
36 specified locations.

37 (4) Limits on the number of tenants per room.

38 (5) A civil penalty of up to one thousand dollars
39 (\$1,000) to be assessed per day, per resident, for each
40 violation. Before the assessment of any penalties, the county
41 commission or governing body of the municipality shall provide
42 for notice and a hearing.

43 (c) Any resolution adopted pursuant to this section may
44 be enforced by the respective governing body by an action
45 against the owner of the facility in the Civil Division of the
46 Circuit Court of Calhoun County.

47 (d) Any resolution adopted pursuant to this section
48 shall prohibit a registered sex offender from residing in any
49 facility that houses any resident who is enrolled in the
50 facility by court order or who is supervised by the Calhoun
51 County Community Punishment and Corrections Authority, Inc.

52 Section 2. This act shall be repealed on June 1, 2028.

53 Section 3. This act shall become effective on June 1,
54 2025.



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House of Representatives

Read for the first time and referred06-Feb-25
to the House of Representatives
committee on Local Legislation

Read for the second time and placed18-Feb-25
on the calendar:
0 amendments

Read for the third time and passed20-Feb-25
as amended
Yeas 24
Nays 0
Abstains 73

John Treadwell
Clerk