

SB41 ENROLLED



1 SB41
2 AR2XT7Q-2
3 By Senator Kelley (N & P)
4 RFD: Local Legislation
5 First Read: 04-Feb-25



SB41 Enrolled

1 Enrolled, An Act,

2
3 Relating to Calhoun County; to authorize the county
4 commission and the governing bodies of municipalities to
5 regulate halfway houses and other similar facilities; to
6 provide for enforcement; and to provide for repeal of the act.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

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

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

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

21 (b) The Calhoun County Commission, by resolution, may
22 regulate facilities in the county. The governing body of a
23 municipality, by resolution, may regulate facilities in the
24 municipality. The regulations may include, but are not limited
25 to:

26 (1) A permit requirement.

27 (2) Size requirements or limitations.

28 (3) Location requirements or limitations, including,



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but not limited to, required minimum distances from other specified locations.

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

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

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

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

Section 2. This act shall become effective on June 1, 2025.



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President and Presiding Officer of the Senate

Speaker of the House of Representatives

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Senate 04-Mar-25

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

Patrick Harris,
Secretary.

House of Representatives
Amended and passed: 20-Mar-25

Senate concurred in House amendment 01-Apr-25

By: Senator Kelley