

**SB41 INTRODUCED**



1 SB41  
2 9R27PMB-1  
3 By Senator Kelley (N & P)  
4 RFD: Local Legislation  
5 First Read: 04-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; and to provide for enforcement.

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 become effective on June 1,  
53 2025.