

HB222 ENGROSSED



1 HB222

2 L84FAYA-2

3 By Representatives Underwood, Brinyark, Wadsworth, Rigsby,

4 Colvin

5 RFD: Judiciary

6 First Read: 22-Feb-24



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A BILL
TO BE ENTITLED
AN ACT

Relating to sex offenders; to amend Sections 15-20A-13 and 15-20A-31, Code of Alabama 1975, to prohibit sex offenders from being employed or volunteering as a first responder; to limit liability in certain circumstances; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 15-20A-13 and 15-20A-31, Code of Alabama 1975, are amended to read as follows:

"§15-20A-13

(a) No adult sex offender shall accept or maintain employment or a volunteer position at any school, childcare facility, mobile vending business that provides services primarily to children, or any other business or organization that provides services primarily to children, or any amusement or water park.

(b) No adult sex offender shall accept or maintain employment or a volunteer position within 2,000 feet of the



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29 property on which a school or childcare facility is located
30 unless otherwise exempted pursuant to Sections 15-20A-24 and
31 15-20A-25.

32 (c) No adult sex offender, after having been convicted
33 of a sex offense involving a child, shall accept or maintain
34 employment or a volunteer position within 500 feet of a
35 playground, park, athletic field or facility, or any other
36 business or facility having a principal purpose of caring for,
37 educating, or entertaining minors.

38 (d) Changes to property within 2,000 feet of an adult
39 sex offender's place of employment which occur after an adult
40 sex offender accepts employment shall not form the basis for
41 finding that an adult sex offender is in violation of this
42 section.

43 (e) It shall be unlawful for the owner or operator of
44 any childcare facility or any other organization that provides
45 services primarily to children to knowingly provide employment
46 or a volunteer position to an adult sex offender.

47 (f) For the purposes of this section, the 2,000-foot
48 measurement shall be taken in a straight line from nearest
49 property line to nearest property line.

50 (g) (1) No adult sex offender shall accept or maintain
51 employment or a volunteer position as a first responder.

52 (2) For the purposes of this section, a "first
53 responder" means a paramedic, firefighter, rescue squad
54 member, emergency medical technician, or other individual who,
55 in the course of his or her professional duties, responds to
56 fire, medical, hazardous material or other similar



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57 emergencies, whether compensated or not.

58 (3) The prohibition in this subsection does not create
59 liability for any employer or volunteer organization of first
60 responders.

61 ~~(g)~~ (h) Any person who knowingly violates this section
62 shall be guilty of a Class C felony."

63 "§15-20A-31

64 (a) During the time a juvenile sex offender is subject
65 to the registration requirements of this chapter, the juvenile
66 sex offender shall not accept or maintain employment or a
67 volunteer position at any school, childcare facility, or any
68 other business or organization that provides services
69 primarily to children.

70 (b) It shall be unlawful for the owner or operator of
71 any childcare facility or any other organization that provides
72 services primarily to children to knowingly provide employment
73 or a volunteer position to a juvenile sex offender.

74 (c) (1) No juvenile sex offender shall accept or
75 maintain employment or a volunteer position as a first
76 responder.

77 (2) For the purposes of this section, a "first
78 responder" means a paramedic, firefighter, rescue squad
79 member, emergency medical technician, or other individual who,
80 in the course of his or her professional duties, responds to
81 fire, medical, hazardous material or other similar
82 emergencies, whether compensated or not.

83 (3) The prohibition in this subsection does not create
84 liability for any employer or volunteer organization of first



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85 responders.

86 ~~(e)~~ (d) Any person who knowingly violates this section
87 shall be guilty of a Class C felony.

88 Section 2. Although this bill would have as its purpose
89 or effect the requirement of a new or increased expenditure of
90 local funds, the bill is excluded from further requirements
91 and application under Section 111.05 of the Constitution of
92 Alabama of 2022, because the bill defines a new crime or
93 amends the definition of an existing crime.

94 Section 3. This act shall become effective on October
95 1, 2024.



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House of Representatives

99 Read for the first time and referred22-Feb-24
100 to the House of Representatives
101 committee on Judiciary
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103 Read for the second time and placed06-Mar-24
104 on the calendar:
105 1 amendment
106
107 Read for the third time and passed19-Mar-24
108 as amended
109 Yeas 100
110 Nays 0
111 Abstains 2
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113

114 John Treadwell
115 Clerk
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