

As Amended by House Committee

Session of 2007

HOUSE BILL No. 2095

By Committee on Judiciary

1-18

10 AN ACT repealing K.S.A. 2006 Supp. 22-4913, concerning offender res-
11 idency restrictions; relating to the prohibition of local residential res-
12 trictions; **amending K.S.A. 2006 Supp. 22-4913 and repealing**
13 **the existing section.**

14
15 *Be it enacted by the Legislature of the State of Kansas:*

16 **Section 1. K.S.A. 2006 Supp. 22-4913 is hereby amended to**
17 **read as follows: 22-4913. (a) Except as provided further, on and after**
18 **the effective date of this act, cities and counties shall be prohibited**
19 **from adopting or enforcing any ordinance, resolution or regula-**
20 **tion establishing residential restrictions for offenders as defined**
21 **by K.S.A. 22-4902, and amendments thereto. The provisions of this**
22 **section shall expire on June 30, 2008.**

23 *(b) The prohibition set forth in subsection (a) shall not apply to any*
24 *city or county residential licensing or zoning program for correctional*
25 *placement residences that includes regulations for the housing of such*
26 *offenders.*

27 *(c) As used in this section, "correctional placement residence" means*
28 *a facility that provides residential services for individuals or offenders*
29 *who reside or have been placed in such facility due to any one of the*
30 *following situations:*

- 31 (1) *Prior to, or instead of, being sentenced to prison;*
- 32 (2) *received a conditional release prior to a hearing;*
- 33 (3) *as a part of a sentence of confinement of not more than one year;*
- 34 (4) *a privately operated facility housing parolees;*
- 35 (5) *received a deferred sentence and placed in a facility operated by*
36 *community corrections; or*
- 37 (6) *required court-ordered treatment services for alcohol or drug*
38 *abuse.*

39 *Correctional placement residence shall not include a single or multi-*
40 *family dwelling or commercial residential building that provides a resi-*
41 *dence to staff and persons other than those described in paragraphs (1)*
42 *through (6).*

43 **Section 2. K.S.A. 2006 Supp. 22-4913 is hereby repealed.**

1 Sec. ~~2~~ **3**. This act shall take effect and be in force from and after its
2 publication in the statute book.