

CHAPTER 57

SENATE BILL No. 536
(Amended by Chapter 169)

AN ACT concerning the Kansas offender registration act; prohibition from adopting and enforcing residency restrictions; amending K.S.A. 22-4913 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 22-4913 is hereby amended to read as follows: 22-4913. (a) *Except as provided in subsection (b)*, on and after the effective date of this act, cities and counties shall be prohibited from adopting or enforcing any ordinance, resolution or regulation establishing residential restrictions for offenders as defined by K.S.A. 22-4902, and amendments thereto. ~~The provisions of this section shall expire on June 30, 2008.~~

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

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

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

Correctional placement residence shall not include a single or multi-family dwelling or commercial residential building that provides a residence to staff and persons other than those described in paragraphs (1) through (7).

Sec. 2. K.S.A. 22-4913 is hereby repealed.

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

Approved April 8, 2008.
