



DEPARTMENT OF THE ARMY
U.S. ARMY INSTALLATION MANAGEMENT COMMAND
HEADQUARTERS, U.S. ARMY GARRISON, FORT STEWART / HUNTER ARMY AIRFIELD
1791 GULICK AVE., BLDG. 709
FORT STEWART, GEORGIA 31314

AMIM-SHG-ZA (620)

MEMORANDUM FOR All Soldiers, Family Members, and Civilians Living and Working
at Fort Stewart / Hunter Army Airfield

SUBJECT: U.S. Army Garrison Fort Stewart and Hunter Army Airfield Policy #7, Sex
Offender Registration, Residency, and Employment

1. REFERENCES.

- a. The Adam Walsh Child Protection and Safety Act of 2006, Public Law 109-248, 2006.
- b. 18 U.S.C 1382, Entering Military, Naval, or Coast Guard Property.
- c. Department of Defense (DoD) Instructions 5200.8, Security of DoD Physical Security Review Board.
- d. AR 27-10 (Military Justice).

2. PURPOSE. The purpose of this policy is to establish registration requirements and impose residence and employment restrictions on sex offenders. Sex offenders must comply with applicable federal and state registration requirements. Additionally, all persons must comply with applicable laws prescribing harboring, concealing, or withholding information about sex offenders.

3. APPLICABILITY. This policy applies to all persons on Fort Stewart (FS) and Hunter Army Airfield (HAAF). This policy is punitive. Any violation of the policy may result in adverse administrative action, punishment under the Uniform Code of Military Justice (UCMJ), or criminal prosecution in a state or federal court.

4. RESPONSIBILITIES.

- a. Commanders and Directors:
 - (1) Provide a written statement to or brief all personnel about this policy.
 - (2) Identify personnel affected by this policy.
 - (3) Report personnel affected by this policy to the designated official in the Directorate of Emergency Services (DES).

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(4) Ensure compliance with this policy.

b. Director of Emergency Services:

(1) Maintain a database of registration information on all persons required to register.

(2) Provide capacity to photograph, fingerprint, and palm print registering sex offenders.

(3) Monitor and ensure compliance with this policy to include investigating reports of violation of this policy.

c. Staff Judge Advocate:

(1) Provide legal advice addressing matters related to this policy.

(2) Update this policy letter when required by changes in applicable law or when otherwise necessary.

d. Directorate of Family, Welfare, and Recreation: Disapprove any application for privileges as a home Family Childcare provider if the dwelling of the applicant is within 1,000 feet of a place of employment of a sex offender.

e. Directorate of Public Works and Balfour Beatty Communities:

(1) Incorporate this policy into Family housing procedures.

(2) Provide notice of this policy to all individuals who reside in on-post housing, Family housing (privatized or government) and non-Family housing (privatized or government).

(3) Provide notice of this policy to all individuals who submit applications to live in Family housing (privatized or government) or in non-Family housing (privatized or government). All lease agreements should reference this policy.

f. Mission and Installation Contracting Command:

(1) Incorporate this policy as a material requirement into requests for quotes, bids, and solicitations for new contracts.

(2) Provide a copy of this policy to all current contractors and direct them to notify their employees of the policy.

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g. Civilian Personnel Advisory Center: Provide a copy of this policy to all new employees as part of the in-processing packet.

5. REGISTRATION REQUIREMENTS.

a. Sex offenders who will reside on or work on FS or HAAF must register with DES on or before the date that they begin to reside or work on FS or HAAF.

b. All persons required to register with DES will provide the following information to that office:

(1) Name, aliases, social security number, age, race, sex, date of birth, height, weight, hair color, eye color, fingerprints, palm prints, and photograph.

(2) Internet identifiers and addresses, email addresses, usernames, and passwords.

(3) Address of any permanent residence and any temporary residence and telephone numbers (fixed and mobile);

(4) Date and place of employment on the installation, and name, address, and telephone number of employer (this includes full-time, and part-time employees, contractors, employees of contractors, and volunteers);

(5) Vehicle make, model, color, and license plate number.

(6) Name of higher education facility and list of classes if enrolled in an educational facility or taking any classes on the installation.

(7) Name of the crime or crimes for which the offender registering, date of release from prison or place on probation, parole, or supervised release; and

(8) Identity of the jurisdiction (state or federal government) requiring the person the register.

c. If any of the information provided changes, the sex offender will submit updated information to DES within 72 hours of the change.

d. If the sex offender obtains a court order removing the registration requirement, the sex offender will provide a certified copy of the court order to DES.

6. RESIDENCE.

a. Family Housing:

(1) No sex offender may reside in Family housing on FS or HAAF.

(2) Any person who established a residence in Family housing and becomes a registered sex offender must vacate the premises. The Garrison Commander (or designee) will determine the amount of time to allow for the move. A minimum of 30 days will be granted. The move will be at no expense to the government.

b. Non-Family Housing:

(1) No sex offender may reside in a non-Family housing unit (privatized or government) which is located within 1,000 feet of any childcare facility (this includes approved Family Childcare providers), chapel, school, or area where minors congregate. The distance shall be determined by measuring from the outer boundary of the building where the sex offender resides to the outer boundary of the childcare facility, chapel, school, or area where minors congregate. An area where minors congregate includes, but is not limited to, parks, recreation facilities, playgrounds, skating rinks, neighborhood centers, gymnasiums, libraries, and swimming pools.

(2) Any person residing in a non-Family housing unit described in the preceding paragraph who becomes a registered sex offender must vacate the premises. The Garrison Commander (or designee) will determine the amount of time to allow for the move. A minimum of 30 days will be granted. The move will be at no expense to the government.

(3) If a sex offender has established a residence in a non-Family housing unit and a 1,000-foot safety zone comes into existence, the sex offender will be moved from the affected zone to non-Family housing not affected by the new safety zone. If non-Family housing units are not available, the sex offender will move off-post at no expense to the government. In either case, the sex offender will be allowed to remain in his/her residence until the expiration of his/her lease before having to relocate to a residence outside a safety zone.

7. EMPLOYMENT.

a. No sex offender may be employed by or volunteer at any childcare facility, school, or chapel. No sex offender may be employed by any employer located within 1,000 feet of a childcare facility, school, chapel, or any area where minors congregate. The distance shall be determined by measuring from the outer boundary of the property of the childcare facility, chapel, or school at their closest points.

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b. Travel through these zones by sex offenders is permissible if the travel is within the scope of their employment and loitering does not occur.

c. Any federal employee and/or contract employee who is a sex offender must immediately inform his or her first line supervisor if a work assignment will cause him or her to violate any state or federal law or this policy.

d. Notification of and compliance with this policy shall be incorporated as a requirement for all new contracts for work occurring at FS and HAAF. Existing contractors shall be notified of this policy and shall notify their employees of this policy.

e. These restrictions apply regardless of the duration or terms of employment. These restrictions apply to volunteers.

f. If a sex offender is employed at a work site and a 1,000-foot safety zone subsequently comes into existence, the sex offender may remain employed and may continue to work at the work site.

8. LOITERING.

a. No sex offender may loiter at or within 1,000 feet of any childcare facility, chapel, school, or area where minors congregate.

b. Any such person found loitering in the safety zone will be removed from the post, and may be subject to federal criminal penalties, UCMJ, and/or a bar to the installation.

9. HARBORING, CONCEALING, OR WITHHOLDING INFORMATION ABOUT SEX OFFENDERS.

a. Any person who knows that another person is a sex offender and has reason to believe that the sex offender is not complying with this policy and who, with the intent to assist such sex offender concerning his or her noncompliance with this policy, may be subject to adverse administrative action and/or federal or state criminal penalties for committing the following actions:

(1) Harboring, attempting to harbor, or assisting another person in harboring or attempting to harbor a sex offender.

(2) Concealing, attempting to conceal, or assisting another person in concealing or attempting to conceal a sex offender; or

(3) Providing information to law enforcement about a sex offender which the person knows to be false information.

10. DEFINITIONS.

a. "Areas where minors congregate" – Includes, but is not limited to, all parks, recreation facilities, playgrounds, skating rinks, neighborhood centers, gymnasiums, school bus stops, libraries, and swimming pools.

b. Childcare Facility – All public and private pre-kindergarten facilities, day care centers, and preschool facilities.

c. Loiter – To be in a place at a time or in a manner not usual for law abiding individuals under circumstances that warrant a justifiable and reasonable alarm or immediate concern for the safety of persons or property in the vicinity.

d. Non-Family Housing – All government housing on FS or HAAF that is not Family housing. This term includes barracks, basic officer quarters, basic enlisted quarters, and transient quarters.

e. Volunteer – To engage in an activity in which one could be, and ordinarily would be, employed for compensation, and which activity involves working with, assisting, or being engaged in activities with minors; provided, however, that such term shall not include participating in activities limited to persons who are 18 years of age or older or participating in worship services or engaging in religious activities or activities at a place of worship that do not include supervising, teaching, directing, or otherwise participating or having contact with minors.

f. Minor – Any person who is under 18 years of age.

g. Sex Offender – Any person who is required by federal or state law to register as a sex offender.

11. EXCEPTIONS.

a. Affected individuals may request an exception to this policy. Requests for exceptions must be mailed to the Garrison Commander at the following address:

U.S. Army Garrison Headquarters
1791 Gulick Avenue, Bldg. 709
Fort Stewart, Georgia 31314

b. Any requests for exceptions submitted by facsimile, by electronic means, or by any means other than mail will not be reviewed. The Garrison Commander has complete discretion to grant an exception to this policy for good cause shown by an affected person.

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Each request for an exception will be reviewed by the Garrison Commander on a case-by-case basis and will be decided under the circumstances of each case. No decisions of the Garrison Commander will be considered as binding precedence upon any future case. The decision of the Garrison Commander to grant or not to grant an exception is final and not subject to any appeal.

12. The Garrison Commander is the proponent for this policy and can be contacted at 912-767-7030.

MARC J. AUSTIN
COL, IN
Commanding