



KINGSPORT HOUSING & REDEVELOPMENT AUTHORITY

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## **KINGSPORT HOUSING & REDEVELOPMENT AUTHORITY** **CRIMINAL TRESPASS POLICY**

Individuals who engage in certain prohibited activities will be banned from all properties owned and/or managed by Kingsport Housing & Redevelopment Authority (KHRA) in accordance with T.C.A. § 39-14-405 and rules adopted by the Board of Commissioners of KHRA.

KHRA will prepare and maintain a "Criminal Trespass List" containing the names of individuals who have been banned from the KHRA property. The Criminal Trespass List will be posted in a conspicuous place at each of the properties owned and/or managed by KHRA. In addition, KHRA will make every effort to personally notify each person who has been placed on the Criminal Trespass List. A copy of the Criminal Trespass List will also be provided to the appropriate law enforcement authorities.

KHRA has developed categories of offenses which may support the inclusion of an individual on KHRA's Criminal Trespass List. The following examples of prohibited behaviors/activities are not intended to be exclusive. An individual may be banned from KHRA property for any violation of law or KHRA Rules and Regulations or if it is believed that the person has become a threat or has exhibited behaviors that would threaten the health, safety or right to peaceful enjoyment of the premises by other tenants.

**CATEGORY I:** Individuals who commit certain crimes may be permanently barred from entering onto property owned and/or managed by KHRA. These "Category I" crimes include: murder, rape, aggravated assault, child molestation, repeated drug activities and repeated violations of law or KHRA Rules and Regulations.

**CATEGORY II:** An individual who is found by KHRA to have committed a "Category II" offense may be banned from entering onto KHRA property for a period of up to three (3) years. Category II offenses include: Possession of illegal drugs or drug paraphernalia for any purpose, robbery, assault, domestic violence, stalking, theft, larceny, burglary, arson, or repeated violations of state law or KHRA Rules and Regulations.

**CATEGORY III:** KHRA may ban an individual from entering onto KHRA property for a period of one (1) year upon a finding that the individual has committed a "Category III" offense which includes: fighting, public intoxication, disturbing the peace, and other violations of state law or KHRA Rules and Regulations.

Service of ban notice may be performed by any agent of the Housing Authority, but the decision to ban any individual from KHRA property shall be approved at the sole discretion of KHRA's executive director or his designee. A conviction under state or federal law is *not* required to support the decision to ban any individual from entering onto KHRA property.

An individual who wishes to have his or her name removed from the Criminal Trespass List must make a written application for removal to the Executive Director of KHRA or designee. All relevant circumstances will be considered and a written decision will be provided advising the applicant of KHRA's decision. No individual will be removed from the Criminal Trespass List without submitting a written application followed by a written decision from the Executive Director or designee.

