

1 HB459  
2 119578-3  
3 By Representative Hilliard  
4 RFD: Education Appropriations  
5 First Read: 28-JAN-10

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2 ENROLLED, An Act,

3           Relating to public K-12 education; to require any  
4 new school construction to include a Alabama Building  
5 Commission approved safe space or hallway; and in connection  
6 therewith would have as its purpose or effect the requirement  
7 of a new or increased expenditure of local funds within the  
8 meaning of Amendment 621 of the Constitution of Alabama of  
9 1901, now appearing as Section 111.05 of the Official  
10 Recompilation of the Constitution of Alabama of 1901, as  
11 amended.

12 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

13           Section 1. (a) Commencing on the effective date of  
14 this act, any new contract awarded for the construction of a  
15 new public school unless the school has an Alabama Building  
16 Commission approved safe space or hallway shall include a  
17 ~~Federal Emergency Management Agency (FEMA) Alabama Building~~  
18 ~~Commission approved safe room space~~ or hallway. ~~The safe room~~  
19 ~~or hallway shall be designed and built to withstand winds of~~  
20 ~~up to 250 miles per hour and projectiles flying at up to 100~~  
21 ~~miles per hour.~~

22           ~~(b) Any local board of education planning to~~  
23 ~~construct a new school or add a safe room space or hallway to~~  
24 ~~existing school property, before construction begins, shall~~  
25 ~~may submit an application to FEMA for a safe-rooms grant.~~

1                   (c) The State Department of Education shall  
2                   coordinate with the Alabama Building Commission and develop,  
3                   promulgate and enforce any rules necessary for the  
4                   implementation of this act.

5                   Section 2. Although this bill would have as its  
6                   purpose or effect the requirement of a new or increased  
7                   expenditure of local funds, the bill is excluded from further  
8                   requirements and application under Amendment 621, now  
9                   appearing as Section 111.05 of the Official Recompilation of  
10                  the Constitution of Alabama of 1901, as amended, because the  
11                  bill requires expenditures only by a school board.

12                  Section 3. This act shall become effective on the  
13                  first day of the third month following its passage and  
14                  approval by the Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 11-MAR-10, as amended.

Greg Pappas  
Clerk

Senate	21-APR-10	Amended and Passed
House	22-APR-10	Concurred in Senate Amendment