- 1 HB288
- 2 135386-3
- 3 By Representatives Buttram, Johnson (K) and Henry
- 4 RFD: Public Safety and Homeland Security
- 5 First Read: 09-FEB-12

1	<u>ENGROSSED</u>
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3	
4	A BILL
5	TO BE ENTITLED
6	AN ACT
7	
8	To exclude certain prefabricated storm shelters from
9	the provisions of Title 24, Code of Alabama 1975, and to
10	require resident and nonresident prefabricated storm shelter
11	manufacturers to post a bond with the Alabama Emergency
12	Management Agency.
13	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
14	Section 1. (a) Title 24, Code of Alabama 1975, shall
15	not apply to prefabricated storm shelters not equipped with
16	electrical, plumbing, heating, or utility service lines, and
17	which meet all of the following:
18	(1) Is a temporary safe place during storms as
19	stated in Federal Emergency Management Agency Publication 320
20	or 361, or their successors.
21	(2) Has a capacity of no more than 12 people.
22	$\frac{(3)}{(2)}$ Includes plans for the construction of the
23	shelter that are stamped, dated, and signed by a licensed
24	engineer or a registered architect.
25	$\frac{(4)}{(3)}$ States in a conspicuous place on the first
26	blueprint page: "This shelter design complies with applicable
27	standards as provided in the current Federal Emergency

1 Management Agency (FEMA) publication and International Code 2 Council (ICC-500) Codes."

(5) (4) Includes shelter occupancy information on the notes page of the shelter blueprints stating: "According to the current FEMA and ICC-500 standards, this shelter will accommodate (X) standing adults (5 SF/Person), (Y) people in wheelchairs (10 SF/Person), and (Z) bedridden people."

(b) All resident and nonresident manufacturers of prefabricated storm shelters selling prefabricated storm shelters in this state shall annually deliver to the Alabama Emergency Management Agency a good and sufficient surety bond, executed by the applicant as principal and by a corporate surety company qualified to do business in the state as surety, in the sum of twenty thousand dollars (\$20,000). The bond shall be in a form to be approved by the agency, and shall be conditioned upon the manufacturer's compliance with the requirements for prefabricated storm shelters provided in subsection (a).

Section 2. The Alabama Emergency Management Agency
may adopt rules to carry out the intent of this act and to
ensure that all prefabricated storm shelters funded in whole
or in part by state or federal funds or eligible for
reimbursement from the state or federal funds meet appropriate
standards and quidelines prior to any payment or reimbursement
from state or federal funds.

Section 3. This act shall become effective on the first day of the third month following its passage and

approval by the Governor, or its otherwise becoming law. This

act shall become effective on its passage and approval by the

Governor, or its otherwise becoming law, and is retroactive to

January 1, 2012.

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3	House of Representatives
4 5 6 7	Read for the first time and re- ferred to the House of Representa- tives committee on Public Safety and Homeland Security
8	2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
9 10 11	Read for the second time and placed on the calendar 23-FEB-12
12 13	Read for the third time and passed as amended 20-MAR-12
14	Yeas 86, Nays 5, Abstains 0
15 16 17 18	Greg Pappas Clerk