

1 SB486
2 131365-1
3 By Senator Allen
4 RFD: Judiciary
5 First Read: 24-MAY-11

8 SYNOPSIS: This bill would permit local emergency
9 management officials to designate buildings as
10 shelters.

11 This bill would grant immunity from
12 liability to the owners of designated shelters.
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14 A BILL

15 TO BE ENTITLED

16 AN ACT

17
18 Relating to public safety; to permit local emergency
19 officials to designate buildings as shelters and to provide
20 immunity from liability.

21 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

22 Section 1. (a) Local emergency management officials
23 may designate public or private buildings to serve as shelters
24 for residents during a weather phenomenon.

25 (b) The designated shelters shall fulfill the
26 following conditions:

(1) Be certified by a professional engineer, licensed and regulated by the state.

(2) Be equipped with emergency power.

(3) Contain adequate ventilation and first aid equipment.

(c) Any individual, partnership, firm, society, unincorporated association, joint venture group, joint stock company, corporation, trustee, personal representative, trust estate, decedent's estate, trust, or other legal entity whether doing business for itself or in a fiduciary capacity, owning or controlling real property, that voluntarily and without compensation grants a license or privilege for, or otherwise permits, the designation by an emergency management official for the use of the whole or any part of the property for the purpose of sheltering persons during an actual, impending, mock, or practice attack, or natural or man-made disaster, together with its successors in interest, if any, shall not be civilly liable for negligently causing the death of or injury to any person or damage to any personal property on the property of the licensor in connection with the use of the licensed premises for the purposes designated.

Section 2. 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.