

1 SB136  
2 135386-1  
3 By Senators Bussman and Allen  
4 RFD: Governmental Affairs  
5 First Read: 07-FEB-12  
6 PFD: 02/02/2012

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8 SYNOPSIS: Under existing law, storm shelters are not  
9 expressly excluded from the definition of  
10 "manufactured building" in Title 24, Chapter 4A,  
11 Code of Alabama 1975, relating to housing and  
12 manufactured buildings.

13 This bill would exclude certain  
14 prefabricated storm shelters from the provisions of  
15 Title 24, Code of Alabama 1975, and require  
16 resident and nonresident prefabricated storm  
17 shelter manufacturers to post a bond with the  
18 Alabama Emergency Management Agency.

19  
20 A BILL  
21 TO BE ENTITLED  
22 AN ACT  
23

24 To exclude certain prefabricated storm shelters from  
25 the provisions of Title 24, Code of Alabama 1975, and to  
26 require resident and nonresident prefabricated storm shelter

1 manufacturers to post a bond with the Alabama Emergency  
2 Management Agency.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. (a) Title 24, Code of Alabama 1975, shall  
5 not apply to prefabricated storm shelters not equipped with  
6 electrical, plumbing, heating, or utility service lines, and  
7 which meet all of the following:

8 (1) Is a temporary safe place during storms as  
9 stated in Federal Emergency Management Agency Publication 320.

10 (2) Has a capacity of no more than 12 people.

11 (3) Includes plans for the construction of the  
12 shelter that are stamped, dated, and signed by a licensed  
13 engineer or a registered architect.

14 (4) States in a conspicuous place on the first  
15 blueprint page: "This shelter design complies with applicable  
16 standards as provided in the current Federal Emergency  
17 Management Agency (FEMA) publication and International Code  
18 Council (ICC-500) Codes."

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

24 (b) All resident and nonresident manufacturers of  
25 prefabricated storm shelters selling prefabricated storm  
26 shelters in this state shall annually deliver to the Alabama  
27 Emergency Management Agency a good and sufficient surety bond,

1       executed by the applicant as principal and by a corporate  
2       surety company qualified to do business in the state as  
3       surety, in the sum of twenty thousand dollars (\$20,000). The  
4       bond shall be in a form to be approved by the agency, and  
5       shall be conditioned upon the manufacturer's compliance with  
6       the requirements for prefabricated storm shelters provided in  
7       subsection (a).

8               Section 2. This act shall become effective on the  
9       first day of the third month following its passage and  
10       approval by the Governor, or its otherwise becoming law.