

1 HB223
2 147136-1
3 By Representative Henry
4 RFD: Public Safety and Homeland Security
5 First Read: 07-FEB-13

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8 SYNOPSIS: Under existing law, a prefabricated storm
9 shelter is exempt from any regulation pursuant to
10 Title 24 of the Code of Alabama 1975, related to
11 housing, provided the shelter is not equipped with
12 electrical, plumbing, heating, or utility service
13 lines.

14 This bill would delete the provision that a
15 prefabricated storm shelter not be equipped with
16 electrical lines in order to be exempt from Title
17 24.

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19 A BILL
20 TO BE ENTITLED
21 AN ACT

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23 Relating to prefabricated storm shelters; to amend
24 Act 2012-224 of the 2012 Regular Session, now appearing as
25 Section 31-9-100 of the Code of Alabama 1975, which act
26 exempted certain prefabricated storm shelters from Title 24,
27 Code of Alabama 1975, related to housing; to delete the

1 provision that a shelter not be equipped with electrical lines
2 in order to be exempt.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. Section of 1 of Act 2012-224 of the 2012
5 Regular Session, now appearing as Section 31-9-100 of the Code
6 of Alabama 1975, is amended to read as follows:

7 "§31-9-100.

8 "(a) Title 24 shall not apply to prefabricated storm
9 shelters not equipped with ~~electrical~~, plumbing, heating, or
10 utility service lines other than electrical lines, and which
11 meet all of the following:

12 "(1) Is a temporary safe place during storms as
13 stated in Federal Emergency Management Agency Publication 320
14 or 361 or their successors.

15 "(2) Includes plans for the construction of the
16 shelter that are stamped, dated, and signed by a licensed
17 engineer or a registered architect.

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

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

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

12 Section 2. This act shall become effective
13 immediately following its passage and approval by the
14 Governor, or its otherwise becoming law.