



Rep. Katie Stuart

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10400HB2987ham002

LRB104 09137 RPS 25493 a

1 AMENDMENT TO HOUSE BILL 2987

2 AMENDMENT NO. _____. Amend House Bill 2987 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Warehouse Tornado Preparedness Act.

6 Section 5. Definitions. In this Act:

7 "Warehouse" means an establishment as defined by any of
8 the following North American Industry Classification System
9 (NAICS) codes, however such establishment is denominated:

- 10 (1) 493 for Warehousing and Storage;
11 (2) 423 for Merchant Wholesalers, Durable Goods;
12 (3) 424 for Merchant Wholesalers, Nondurable Goods;
13 (4) 454110 for Electronic Shopping and Mail-Order
14 Houses; or

15 (5) 492110 for Couriers and Express Delivery Services.

16 "Warehouse worker" means any person who spends a majority

1 of the person's working hours working within a warehouse,
2 regardless of that person's status as an employee or
3 independent contractor or the existence or non-existence of
4 any employment relationship between the operator or owner of
5 the warehouse. "Warehouse worker" does not include a person
6 who, due to the person's employment or any other reason,
7 enters a warehouse irregularly, infrequently, or only for a
8 short period of time.

9 Section 10. Tornado safety plan required. All operators of
10 a warehouse within this State shall prepare a tornado safety
11 plan for each warehouse they operate within 120 days after the
12 effective date of this Act for each existing warehouse or, for
13 warehouses opened on or after 120 days after the effective
14 date of this Act, no later than 7 days after the warehouse
15 becomes operational. Each plan shall be specific to the
16 warehouse it was prepared for and must be reviewed and updated
17 at least once per year or upon any significant change to the
18 operations of the warehouse that affects the applicability or
19 accuracy of the information in the plan. The operator of the
20 warehouse should coordinate with the warehouse's local
21 emergency services and disaster agency and fire department or
22 fire protection district to create plans that, when
23 implemented, will be consistent with the local jurisdiction's
24 response activities. Copies of the plan and all updates made
25 to the plan must be filed with the fire department or fire

1 protection district in the jurisdiction in which the warehouse
2 is located and the local emergency services and disaster
3 agency in the jurisdiction in which the warehouse is located.
4 The plan must, at a minimum, contain the following
5 information:

6 (1) A floor plan of the warehouse with emergency
7 exits, assembly points, shelter areas, and orienting
8 landmarks clearly displayed.

9 (2) A written description of the actions that
10 employees and supervisors are required to perform in the
11 event of a tornado warning or other severe weather event.

12 (3) A list of all emergency equipment stored in the
13 warehouse and the equipment's location and instructions on
14 the use of the equipment.

15 (4) A written description of the actions that
16 employees and supervisors are required to perform in the
17 aftermath of a tornado or other severe weather event,
18 including basic first aid procedures and guidelines for
19 communications with other warehouse workers and first
20 responders.

21 Section 15. Inclement weather risk reduction. Warehouse
22 facilities constructed after the effective date of this Act
23 must provide the means, through modification, installation, or
24 demonstration via rational analysis, to meet a life-safety
25 performance level for tornado loading that is equivalent to,

1 or exceeds, the life-safety performance level for the most
2 onerous of other building code-prescribed extreme
3 environmental loading events, such as hurricane, wind,
4 earthquake, fire, and flood. The evaluation may incorporate
5 statistical analyses of published data sets for extreme load
6 intensity versus probability of exceedance, such as ASCE/SEI
7 7-22 Appendix G; occupancy load; facility location; and
8 building construction type and may follow non-prescriptive
9 performance-based methods to achieve the desired level. In
10 lieu of this risk-targeted approach, the evaluating design
11 professional may elect to follow prescriptive methods as
12 outlined in the Federal Emergency Management Agency standard
13 P-431, Tornado Protection: Selecting Refuge Areas in Buildings
14 and the Best Available Refuge Area Checklist to ensure that
15 shelter areas designated in tornado safety plans are qualified
16 as the best available refuge areas.

17 Section 99. Effective date. This Act takes effect upon
18 becoming law."