

§ 36-19-1. Police powers of Fire Marshal, deputies and assistants., AL ST § 36-19-1

[Code of Alabama](#)

[Title 36. Public Officers and Employees. \(Refs & Annos\)](#)

[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-1

§ 36-19-1. Police powers of Fire Marshal, deputies and assistants.

[Currentness](#)

The Fire Marshal and his duly appointed deputies and assistants shall have full, general powers of peace officers in this state and may exercise such powers anywhere within the state.

Credits

(Acts 1919, No. 701, p. 1013, § 2; Code 1923, § 954; Code 1940, T. 55, § 30; Acts 1975, No. 1158, p. 2281, § 1.)

Ala. Code 1975 § 36-19-1, AL ST § 36-19-1

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Ala.Code 1975 § 36-19-2

§ 36-19-2. Powers and duties of Fire Marshal, deputies and assistants generally.

[Currentness](#)

The Fire Marshal and his duly appointed deputies and assistants shall have the specific duty of enforcing the laws, regulations and ordinances of the state and the provisions of this article throughout the state in matters relating to:

- (1) Prevention of fires;
- (2) Storage, sale and use of combustibles and explosives;
- (3) Installation and maintenance of automatic and other fire alarm systems and fire extinguishing equipment;
- (4) Construction, maintenance and regulation of fire escapes;
- (5) The means and adequacy of exits in case of fire from factories, asylums, hospitals, churches, schools, halls, theaters, amphitheaters and all other places in which numbers of persons live, work or congregate from time to time for any purpose or purposes;
- (6) Suppression of arson, and the investigation of the cause, origin and circumstance of fires.

The Fire Marshal, his deputies and assistants shall have such other powers and perform such other duties as set forth in other sections of this article and as may be conferred and imposed upon them from time to time by the laws of this state.

Credits

(Acts 1919, No. 701, p. 1013, § 2; Code 1923, § 954; Code 1940, T. 55, § 30; Acts 1975, No. 1158, p. 2281, § 1.)

§ 36-19-2. Powers and duties of Fire Marshal, deputies and..., AL ST § 36-19-2

Ala. Code 1975 § 36-19-2, AL ST § 36-19-2
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Ala.Code 1975 § 36-19-2.1

§ 36-19-2.1. Manufacture of destructive device or bacteriological or biological weapon.

[Currentness](#)

(a) No person may lawfully manufacture a destructive device or bacteriological or biological weapon without first obtaining a permit from the office of the State Fire Marshal. The office of the State Fire Marshal shall adopt rules as necessary to implement this section including, but not limited to, rules for all of the following:

(1) The form for making application for a permit.

(2) The qualifications necessary for obtaining a permit.

(3) Fees for making application, issuance, renewal, reinstatement of a lapsed permit, and other fees deemed necessary by the Fire Marshal relating to a permit.

(b) The office shall have 30 days to investigate and review an application, and either issue or deny a permit. A denial shall state the reasons why the permit was not issued and what corrective action, if any, may be taken.

(c) A permit shall expire one year following the date of its issuance or renewal and shall become invalid, unless renewed by payment of the applicable fee.

Credits

[\(Act 2016-414, p. 1155, § 3.\)](#)

Ala. Code 1975 § 36-19-2.1, AL ST § 36-19-2.1
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§ 36-19-2.1. Manufacture of destructive device or bacteriological..., AL ST § 36-19-2.1

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Ala.Code 1975 § 36-19-3

§ 36-19-3. Persons deemed assistants to Fire Marshal; duties, obligations, etc., thereof generally.

[Currentness](#)

The chief of the fire department, the chief of police or marshal of every incorporated city or town in which a fire department is established, the mayor of each incorporated town in which no fire department exists and the sheriffs of the several counties of the state shall be, by virtue of such offices so held by them, assistants to the Fire Marshal, subject to the duties and obligations imposed by this article and subject to the direction of the Fire Marshal in the execution of the provisions of this article.

Credits

(Acts 1919, No. 701, p. 1013, § 4; Code 1923, § 958; Code 1940, T. 55, § 33.)

Ala. Code 1975 § 36-19-3, AL ST § 36-19-3

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§ 36-19-4. Right of Fire Marshal, etc., to enter buildings, etc., for..., AL ST § 36-19-4

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[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-4

§ 36-19-4. Right of Fire Marshal, etc., to enter buildings, etc., for purposes of investigations or inspections.

[Currentness](#)

The Fire Marshal, his deputies or any of his assistants may at all hours enter any building or premises within this state for the purpose of making an investigation or inspection which under the provisions of this article he or they may deem necessary to be made.

Credits

(Acts 1919, No. 701, p. 1013, § 5; Code 1923, § 976; Code 1940, T. 55, § 50.)

Ala. Code 1975 § 36-19-4, AL ST § 36-19-4
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§ 36-19-5. Investigation and reporting of fires by assistants generally., AL ST § 36-19-5

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[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-5

§ 36-19-5. Investigation and reporting of fires by assistants generally.

[Currentness](#)

The assistants to the Fire Marshal provided for in [Section 36-19-3](#) shall investigate the cause, origin and circumstance of every fire occurring in any municipality or place in this state by which property has been destroyed or damaged, to determine, so far as it is possible, whether the fire was the result of carelessness or design. Such investigation shall be begun immediately upon the occurrence of the fire by the assistant in whose territory such fire has occurred; and, if it appears to the officer making the investigation that such fire is of suspicious origin, the Fire Marshal shall be immediately notified of such fact.

Credits

(Acts 1919, No. 701, p. 1013, § 5; Code 1923, § 959; Code 1940, T. 55, § 34.)

Ala. Code 1975 § 36-19-5, AL ST § 36-19-5

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Ala.Code 1975 § 36-19-6

§ 36-19-6. Reports of fires to Fire Marshal by assistants.

[Currentness](#)

Every fire occurring in the state shall be reported in writing to the Fire Marshal within 10 days after the occurrence of the same by the officer designated in [Section 36-19-3](#) in whose jurisdiction such fire has occurred. Such report shall be in the form prescribed by the Fire Marshal and shall contain a statement of all facts relating to the cause and origin of such fire that can be ascertained, the extent of damages thereof, the amount of insurance on such property, if any, and such other information as may be required.

Credits

(Acts 1919, No. 701, p. 1013, § 5; Code 1923, § 960; Code 1940, T. 55, § 35.)

Ala. Code 1975 § 36-19-6, AL ST § 36-19-6
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Ala.Code 1975 § 36-19-7

§ 36-19-7. Appointment of deputy inspectors; powers and compensation thereof generally;
deputy inspectors to be commissioned.

[Currentness](#)

The Fire Marshal may, in addition to the provisions of [Section 36-19-3](#), appoint any person or persons who may be known to him as being competent and skilled in making such inspections of buildings and their contents as deputy inspectors in this department. Such deputy inspectors shall have all the powers of other deputies and assistants to enter any building or premises to make inspection of such buildings and their contents and to report such inspections in writing to the office of the Fire Marshal where they find faulty or hazardous conditions. Such deputy inspector shall be duly commissioned and shall serve without compensation.

Credits

(Acts 1919, No. 701, p. 1013, § 17; Code 1923, § 983; Code 1940, T. 55, § 56.)

Ala. Code 1975 § 36-19-7, AL ST § 36-19-7

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Ala.Code 1975 § 36-19-8

§ 36-19-8. Maintenance of statement of expenses of department; allowance and payment of vouchers for expenses.

[Currentness](#)

The Fire Marshal shall keep on file in his office an itemized statement of all expenses incurred by his department. All vouchers issued therefor shall be submitted to the Comptroller for payment, which said vouchers shall be allowed and paid in the same manner as are other claims against the state.

Credits

(Acts 1919, No. 701, p. 1013, § 6; Code 1923, § 964; Acts 1939, No. 170, p. 294; Code 1940, T. 55, § 37.)

Ala. Code 1975 § 36-19-8, AL ST § 36-19-8

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§ 36-19-9. Promulgation of regulations for fire prevention and..., AL ST § 36-19-9

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[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

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Ala.Code 1975 § 36-19-9

§ 36-19-9. Promulgation of regulations for fire prevention and protection of any construction or building, etc., and keeping, storing, etc., of explosives, etc., by Fire Marshal.

[Currentness](#)

The Fire Marshal, subject to the approval of the Commissioner of Insurance, shall make regulations for fire prevention and protection of any construction or building, exits or other safety measures and the keeping, storing, use, manufacture, sale, handling, transportation or other disposition of rubbish and highly inflammable materials, gunpowder, dynamite, carbide, crude petroleum or any of its products, explosives or inflammable fluids or compounds, tablets, torpedoes or any explosive of like nature including all fireworks, and may prescribe the material and construction of receptacles and buildings to be used for any of said purposes.

Credits

(Acts 1919, No. 701, p. 1013, § 8; Code 1923, § 966; Code 1940, T. 55, § 38; Acts 1971, No. 1982, p. 3230, § 1.)

[Notes of Decisions \(9\)](#)

Ala. Code 1975 § 36-19-9, AL ST § 36-19-9

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Ala.Code 1975 § 36-19-10

§ 36-19-10. Regulation of emergency drills and of doors and exits in schools, factories, hospitals, etc.

Effective: June 10, 2019

[Currentness](#)

The Fire Marshal and his or her deputies and assistants shall require officials and teachers of public and private schools and educational institutions to have at least one emergency drill each month and to have all doors and exits at the schools and educational institutions open out and that all the doors and exits shall be unlocked during school hours and that the doors and exits of factories, asylums, hospitals, churches, halls, theatres, amphitheatres, and other places in which numbers of persons live, work, or congregate from time to time, for any purpose or purposes, shall open out. For the purposes of this section, an emergency drill shall include, but not be limited to, a fire drill, severe weather drill, or school lockdown drill as provided in [Section 16-1-44](#).

Credits

(Acts 1919, No. 701, p. 1013, § 13; Code 1923, § 981; Code 1940, T. 55, § 55; [Act 2013-329, p. 1152, § 1](#); [Act 2019-533, § 1](#).)

Ala. Code 1975 § 36-19-10, AL ST § 36-19-10

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Ala.Code 1975 § 36-19-11

§ 36-19-11. Inspection of buildings, etc., by Fire Marshal, deputies or assistants; issuance of order for removal of combustible matter, correction of inflammable conditions, etc.

[Currentness](#)

The Fire Marshal, his deputies or assistants, upon the complaint in writing of any citizen, or whenever he or they shall deem it necessary, shall inspect at all reasonable hours any and all buildings or premises within their jurisdiction. When any such officer shall find any building or other structure which, for want of repairs, lack of sufficient fire escapes, automatic or other fire alarm apparatus or fire extinguishing equipment or by reason of age or dilapidated condition or from any other cause, is especially liable to fire and is situated so as to endanger life or property, and whenever any such officer shall find in any building combustible or explosive matter or inflammable conditions dangerous to the safety of such building, he or they shall order the same removed or remedied, and such order shall be immediately complied with by the owner or occupant of such premises or buildings.

Credits

(Acts 1919, No. 701, p. 1013, § 8; Code 1923, § 967; Code 1940, T. 55, § 39.)

Ala. Code 1975 § 36-19-11, AL ST § 36-19-11

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Ala.Code 1975 § 36-19-12

§ 36-19-12. Appeal from order to circuit court.

[Currentness](#)

The owner or occupant of such building or premises may, within five days, appeal to the circuit court of the county in which the property is located, which shall within 10 days review such order and file a decision thereon; and, unless by the authority of said court the order is revoked or modified, it shall remain in full force and be complied with within the time fixed in said order or decision of the circuit court.

Credits

(Acts 1919, No. 701, p. 1013, § 8; Code 1923, § 968; Code 1940, T. 55, § 40.)

[Notes of Decisions \(1\)](#)

Ala. Code 1975 § 36-19-12, AL ST § 36-19-12

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Ala.Code 1975 § 36-19-13

§ 36-19-13. Appeal from decision of circuit court to Court of Civil Appeals.

[Currentness](#)

Any owner or occupant who feels himself aggrieved by any such order or affirmed order may, within 10 days after the making or affirming of any such order by the circuit court, file his appeal with the Court of Civil Appeals, to review such order or judgment. Such parties as shall file an appeal in the Court of Civil Appeals to review such order shall file with said court a bond in an amount to be fixed by said court, with at least two sufficient sureties, to be approved by the court, conditioned to pay all the costs on such appeal in case such appellant fails to sustain the said appeal or same is dismissed for any cause.

Credits

(Acts 1919, No. 701, p. 1013, § 8; Code 1923, § 969; Code 1940, T. 55, § 41.)

Ala. Code 1975 § 36-19-13, AL ST § 36-19-13

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Ala.Code 1975 § 36-19-14

§ 36-19-14. Repair, etc., of buildings, etc., upon failure of party, etc., to obey order of court; payment of expenses thereof.

[Currentness](#)

In case the order of the circuit court is sustained or the appeal dismissed for any cause, if any party or parties fail to comply with the order as modified on appeal by the circuit court or Court of Civil Appeals as provided in this article and within the time fixed by said courts, the said court may cause such building or premises to be repaired, torn down, demolished, materials removed and all dangerous conditions remedied, as the case may be, at the expense of such party or parties; and, if such party or parties within 30 days thereafter fail, neglect or refuse to repay such officer the expense thereby incurred by him, such officer shall certify said expense to the Fire Marshal, and the Fire Marshal shall immediately pay said expense out of the Fire Marshal Fund.

Credits

(Acts 1919, No. 701, p. 1013; Code 1923, § 970; Code 1940, T. 55, § 42.)

Ala. Code 1975 § 36-19-14, AL ST § 36-19-14
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Ala.Code 1975 § 36-19-15

§ 36-19-15. Lien for expenses of repair, etc., paid by Fire Marshal.

[Currentness](#)

The expense so paid by the Fire Marshal shall be a lien on the property, including the real estate on which the property is located. Such lien shall be superior and prior to all other liens on such property except the lien for taxes assessed and due the state, county and municipality wherein said property is located and vendor's lien, and the fire marshal shall institute legal proceedings within 30 days after such payment to enforce said lien in any court of record, and the fire marshal may enjoin one or more parties occupying the same or different premises in the same action. In order to make the lien against said property valid and binding, the Fire Marshal, his deputies or assistants shall immediately upon serving the order provided in this article upon any party or parties file a copy of said order in the probate judge's office of the county wherein said property is located and cause the same to be registered, and, for the registration of such order, the judge of probate of any county shall receive a fee of \$.50 to be added to the cost and expense of executing said order, and such copy of such order shall be filed in the probate judge's office of the county wherein said property is located before or at the time said order is served upon the owner or occupant of said premises, and such order, when so filed, shall be notice to all parties.

Credits

(Acts 1919, No. 701, p. 1013, § 8; Code 1923, § 971; Code 1940, T. 55, § 43.)

Ala. Code 1975 § 36-19-15, AL ST § 36-19-15

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Ala.Code 1975 § 36-19-16

§ 36-19-16. Fire Marshal may request district attorney to assist in investigations, etc.; effect of refusal to assist Fire Marshal.

[Currentness](#)

The Fire Marshal or deputy fire marshal, when in the opinion of either of them it is necessary, may request the district attorney to aid in any investigations or examinations that may be made under the provisions of this article. Any officer who refuses to aid the Fire Marshal or deputy fire marshal in carrying out the provisions of this article shall be deemed guilty of willful neglect of duty and dealt with accordingly.

Credits

(Acts 1919, No. 701, p. 1013, § 8; Code 1923, § 972; Code 1940, T. 55, § 44.)

Ala. Code 1975 § 36-19-16, AL ST § 36-19-16
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Ala.Code 1975 § 36-19-17

§ 36-19-17. Taking, etc., of testimony by Fire Marshal, etc., during investigations.

[Currentness](#)

The Fire Marshal or his deputies, when in their opinion it is necessary, may take or cause to be taken the testimony on oath of all persons supposed to be cognizant of any facts or have means of knowledge in relation to the matter as to which an investigation is being held and shall cause the same to be reduced to writing.

Credits

(Acts 1919, No. 701, p. 1013, § 9; Code 1923, § 973; Code 1940, T. 55, § 45.)

[Notes of Decisions \(1\)](#)

Ala. Code 1975 § 36-19-17, AL ST § 36-19-17
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Ala.Code 1975 § 36-19-18

§ 36-19-18. Fire Marshal may cause persons to be arrested and charged with offenses; furnishing of information to district attorneys having jurisdiction of offenses.

[Currentness](#)

If the Fire Marshal shall be of the opinion that there is evidence sufficient to charge any person with an offense, he shall cause such person to be arrested and charged with such an offense as the evidence may warrant and shall furnish to the district attorney of any court having jurisdiction of the offense all the information obtained by him, including a copy of all pertinent and material testimony taken, together with the names of the witnesses.

Credits

(Acts 1919, No. 701, p. 1013, § 9; Code 1923, § 974; Code 1940, T. 55, § 46.)

[Notes of Decisions \(1\)](#)

Ala. Code 1975 § 36-19-18, AL ST § 36-19-18

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Ala.Code 1975 § 36-19-19

§ 36-19-19. Fire Marshal, etc., may summon witnesses, require production of books, etc.

[Currentness](#)

The Fire Marshal or his deputies may, each, in any county of this state, summon and compel the attendance of witnesses before them or either of them to testify in relation to any matter which is, by the provisions of this article, a subject of inquiry and investigation, and may require the production of any book, paper or document deemed pertinent thereto by them or either of them. The said Fire Marshal or his deputies may each administer oaths and affirmations to any person or persons appearing as witnesses before them, and false swearing in any matter or proceedings aforesaid shall be deemed perjury and shall be punished as such.

Credits

(Acts 1919, No. 701, p. 1013, § 9; Code 1923, § 975; Code 1940, T. 55, § 47.)

[Notes of Decisions \(1\)](#)


Ala. Code 1975 § 36-19-19, AL ST § 36-19-19

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§ 36-19-20. Penalty for refusal of witness to be sworn, testify,.... AL ST § 36-19-20

 KeyCite Red Flag - Severe Negative Treatment
KeyCite Red Flag Negative Treatment§ 36-19-20. Penalty for refusal of witness to be sworn, testify, produce book, etc., generally. Repealed by Acts 1977, No. 607, p. 812, § 9901, as amended, effective January 1, 1980.

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Ala.Code 1975 § 36-19-20

**§ 36-19-20. Penalty for refusal of witness to be sworn, testify, produce book, etc., generally.
Repealed by Acts 1977, No. 607, p. 812, § 9901, as amended, effective January 1, 1980.**

[Currentness](#)

Ala. Code 1975 § 36-19-20, AL ST § 36-19-20
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Ala.Code 1975 § 36-19-21

§ 36-19-21. Imprisonment of witness for contempt upon complaint of Fire Marshal, etc.

[Currentness](#)

The Fire Marshal or deputy fire marshal may make formal complaint of the act of such witness to the judge of any court of record of the county in which the investigation is being held; and, if it shall then appear that the witness is guilty of a violation of [Section 36-19-20](#), he shall, unless good cause is shown to the contrary, be imprisoned in the county jail until he purges himself of contempt.

Credits

(Acts 1919, No. 701, p. 1013, § 9; Code 1923, § 4052; Code 1940, T. 55, § 49.)

Ala. Code 1975 § 36-19-21, AL ST § 36-19-21

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Ala.Code 1975 § 36-19-22

§ 36-19-22. Fees of witnesses and officers serving subpoenas, etc.

[Currentness](#)

Every person summoned and testifying before the Fire Marshal, his deputies or assistants shall receive from the funds for the maintenance of this department, on the certificate of the Fire Marshal for witness fees and mileage, such sum or sums as provided for witnesses testifying in the circuit courts of the state, and officers serving subpoenas and rendering other services to the Fire Marshal shall be paid in like manner for like services in such courts.

Credits

(Acts 1919, No. 701, p. 1013, § 9; Code 1923, § 977; Code 1940, T. 55, § 51.)

Ala. Code 1975 § 36-19-22, AL ST § 36-19-22
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Ala.Code 1975 § 36-19-23

§ 36-19-23. Payment of fees to local assistants not receiving salary from state.

[Currentness](#)

All local assistants not receiving a salary from the State of Alabama shall receive monthly on the audit of the Fire Marshal \$.50 for each report of each separate fire reported to the Fire Marshal under the provisions of this article; provided, that the loss by such fire shall exceed the amount of \$25.00. In addition thereto there shall be paid to the chiefs of the fire departments or to the mayor in each incorporated municipality or place in which no paid fire department exists or to any other authorized citizen without the limits of an incorporated municipality or place, whose duty it shall have been to make and who has actually made an investigation of such fire and reported same to the Fire Marshal, the sum of \$.15 per mile for each mile traveled to the place of the fire and, where an investigation has been made, a sum not to exceed \$3.00 for each day's service spent in making such investigation. Such fees shall be paid only after conclusive evidence is furnished that such service has been ordered by the Fire Marshal and has been performed in accordance with the provisions of this article, upon itemized vouchers and upon oath.

Credits

(Acts 1919, No. 701, p. 1013, § 12; Code 1923, § 980; Code 1940, T. 55, § 54.)

Ala. Code 1975 § 36-19-23, AL ST § 36-19-23

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[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-24

§ 36-19-24. Reports by insurance companies as to fire losses.

[Currentness](#)

Every fire insurance company transacting business in this state shall report to the Fire Marshal, through the secretary or other representative of the insurance company, all fire losses on all property insured in such company within the state, showing the owner and occupant of the premises burned, the date of the fire, the location, the cause of the fire, occupancy, the amount of insurance, the sound value of the property and the amount of loss paid. Such report shall be made monthly on or before the tenth day of each month. In case of fire of suspicious origin, an immediate preliminary report shall be made through a representative of the insurance company, stating the name of the owner and occupant of the premises burned, the date of the fire, the location and occupancy and such other facts and circumstances as known by them tending to establish the cause and origin of the fire. Such report shall be in addition to and not in lieu of any report that such company may be required to make by any law of the state to the Commissioner of Insurance or other state officer.

Credits

(Acts 1919, No. 701, p. 1013, § 18; Code 1923, § 984; Code 1940, T. 55, § 57.)

Ala. Code 1975 § 36-19-24, AL ST § 36-19-24

Current through the end of the 2021 Regular Session.

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[Code of Alabama](#)

[Title 36. Public Officers and Employees. \(Refs & Annos\)](#)

[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-25

§ 36-19-25. Records of fires to be kept by Fire Marshal.

[Currentness](#)

The Fire Marshal shall keep in his office a record of all fires occurring in this state and all the facts concerning same, including statistics as to the extent of such fires, the damage caused thereby, whether such losses were covered by insurance and, if so, in what amount. Such records shall be made daily from the reports made to him by his assistants under the provisions of this article. All such records shall be public, except any testimony taken in an investigation under the provisions of this chapter, which the Fire Marshal, in his discretion, may withhold from the public.

Credits

(Acts 1919, No. 701, p. 1013, § 10; Code 1923, § 978; Code 1940, T. 55, § 52.)

Ala. Code 1975 § 36-19-25, AL ST § 36-19-25

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[Title 36. Public Officers and Employees. \(Refs & Annos\)](#)

[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-26

§ 36-19-26. Annual report of Fire Marshal to Governor.

[Currentness](#)

The Fire Marshal shall annually, on or before April 1, transmit to the Governor a full report of his proceedings under this chapter and such statistics as he may wish to include therein for the year previous. He shall also recommend any amendments to the law which in his judgment shall be deemed advisable. The report of said Fire Marshal shall include a full and complete report of all collections made and all expenditures and for what purpose the same were made and to whom paid.

Credits

(Acts 1919, No. 701, p. 1013, § 11; Code 1923, § 979; Code 1940, T. 55, § 53.)

Ala. Code 1975 § 36-19-26, AL ST § 36-19-26
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§ 36-19-27. Failure of person or corporation to comply with..., AL ST § 36-19-27

[Code of Alabama](#)

[Title 36. Public Officers and Employees. \(Refs & Annos\)](#)

[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-27

§ 36-19-27. Failure of person or corporation to comply with provisions of chapter as to requirements of Fire Marshal.

[Currentness](#)

Any person or persons or corporation failing to comply with the provisions of this article as to the requirements of the Fire Marshal shall be guilty of a misdemeanor and, upon conviction, shall be fined not less than \$10.00 nor more than \$50.00 for each violation thereof.

Credits

(Acts 1919, No. 701, p. 1013, § 7; Code 1923, § 4053; Code 1940, T. 55, § 58.)

Ala. Code 1975 § 36-19-27, AL ST § 36-19-27

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§ 36-19-28. Failure of officer to comply with provisions of..., AL ST § 36-19-28

 KeyCite Red Flag - Severe Negative Treatment

KeyCite Red Flag Negative Treatment § 36-19-28. Failure of officer to comply with provisions of chapter as to duties of Fire Marshall. Repealed by Acts 1977, No. 607, p. 812, § 9901, as amended, effective January 1, 1980.

[Code of Alabama](#)

[Title 36. Public Officers and Employees. \(Refs & Annos\)](#)

[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-28

§ 36-19-28. Failure of officer to comply with provisions of chapter as to duties of Fire Marshall. Repealed by Acts 1977, No. 607, p. 812, § 9901, as amended, effective January 1, 1980.


[Currentness](#)

Ala. Code 1975 § 36-19-28, AL ST § 36-19-28

Current through the end of the 2021 Regular Session.

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 KeyCite Yellow Flag - Negative Treatment
Proposed Legislation

[Code of Alabama](#)

[Title 36. Public Officers and Employees. \(Refs & Annos\)](#)

[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-29

§ 36-19-29. (Final placement and text of 2021 legislation is subject to editorial action of the Code Commissioner) Disposition of penalties, fees or forfeitures collected under provisions of chapter.

Effective: July 12, 2021

[Currentness](#)

All penalties or forfeitures collected under the provisions of this article, unless otherwise provided, shall be placed in the General Fund of the State.

Credits

(Acts 1919, No. 701, p. 1013, § 15; Code 1923, § 982; Acts 1939, No. 380, p. 505, § 1; Code 1940, T. 55, § 36; [Act 2021-399, § 1.](#))

Ala. Code 1975 § 36-19-29, AL ST § 36-19-29

Current through the end of the 2021 Regular Session.

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[Code of Alabama](#)

[Title 36. Public Officers and Employees. \(Refs & Annos\)](#)

[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-30

§ 36-19-30. Recreational park trailers.

[Currentness](#)

(a) For the purposes of this section, a “recreational park trailer” is a transportable unit that has a body width not exceeding 14 feet and which is built on a single chassis and is designed to provide seasonal or temporary living quarters when connected to utilities necessary for operation of installed fixtures and appliances. The total area of the unit in a setup mode, when measured from the exterior surface of the exterior stud walls at the level of maximum dimensions, not including any bay window, may not exceed 400 square feet when constructed to ANSI A-119.5 standards. The length of a recreational park trailer means the distance from the exterior of the front of the body nearest to the drawbar and coupling mechanism to the exterior of the rear of the body at the opposite end of the body including any protrusions.

(b) Any recreational park trailer manufactured for sale in this state shall be constructed in compliance with ANSI A-119.5 standards for park trailers. A recreational park trailer shall be deemed to be constructed in compliance with ANSI A-119.5 standards if the manufacturer submits to independent third-party plant inspections to assure compliance. A recreational park trailer manufactured by a manufacturer that is subject to independent third-party inspections and which is eligible to bear the seal of the Recreational Park Trailer Industry Association certifying that the manufacturer is in compliance with the ANSI A-119.5, shall be considered to meet the requirements of this section. Any other third-party plant inspection program shall be approved by the State Fire Marshal.

(c) A recreational park trailer that meets the requirements of this section is not a mobile home or otherwise subject to regulation by the Manufactured Housing Commission.

Credits

[\(Act 2012-552, p. 1630, § 1; Act 2012-566, p. 1678, § 1.\)](#)

Ala. Code 1975 § 36-19-30, AL ST § 36-19-30
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[Code of Alabama](#)

[Title 36. Public Officers and Employees. \(Refs & Annos\)](#)

[Chapter 19. Fire Marshal. \(Refs & Annos\)](#)

[Article 1. General Provisions.](#)

Ala.Code 1975 § 36-19-31

§ 36-19-31. (Final placement and text of 2021 legislation is subject to editorial action of the Code Commissioner) State Fire Marshal's Fund.

Effective: July 12, 2021

[Currentness](#)

- (a) There is established in the State Treasury a special fund to be known as the State Fire Marshal's Fund. All sums received by the State Fire Marshal's Office through the payment of fees, the recovery of civil penalties, grants, and appropriations by the Legislature, including funds received pursuant to Article 8, Article 8A, Article 9, and Article 10 of Chapter 17 of Title 8, and pursuant to Chapter 33 and Chapter 33A of Title 34, shall be deposited in the State Fire Marshal's Fund.
- (b) The State Fire Marshal's Fund shall be expended for the operation of the State Fire Marshal's Office, including the administration and enforcement of Article 8, Article 8A, Article 9, and Article 10 of Chapter 17 of Title 8, and of Chapter 33 and Chapter 33A of Title 34, for training and research programs, and to support fire safety and prevention programs.
- (c) No funds shall be withdrawn or expended from the State Fire Marshal's Fund except as budgeted and allotted according to [Sections 41-4-80 to 41-4-96](#), inclusive, and [41-19-1 to 41-19-12](#), inclusive, and only in amounts as stipulated in the general appropriations act, or other appropriations act. Any unencumbered and unexpended balance of the fund remaining at the end of any fiscal year shall not lapse or revert to the General Fund but shall be carried forward to the next fiscal year.
- (d) On a semiannual basis, the State Fire Marshal shall transfer from the State Fire Marshal's Fund to the Alabama Firefighters Annuity and Benefit Fund established pursuant to [Section 36-21-185, Code of Alabama 1975](#), an amount equal to five percent of the fees collected by the State Fire Marshal during the previous six months pursuant to [Sections 8-17-211 and 8-17-216.1, Code of Alabama 1975](#), as currently provided or as those fees may be hereafter adjusted.
- (e) The deposit of any funds in the State Fire Marshal's Fund and the expenditure of any funds from the State Fire Marshal's Fund prior to the effective date of this act are ratified and confirmed.

Credits

[\(Act 2021-399, §§ 2-4.\)](#)

§ 36-19-31. (Final placement and text of 2021 legislation is..., AL ST § 36-19-31

Ala. Code 1975 § 36-19-31, AL ST § 36-19-31
Current through the end of the 2021 Regular Session.

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