

By: Cortez

H.B. No. 3261

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the establishment of the disaster identification system  
3 for a state of disaster.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 418.004, Government Code, is amended by  
6 adding Subdivision (3-a) to read as follows:

7 (3-a) "Illuminated display" means a device that:

8 (A) displays blue, green, red, and yellow colors;

9 (B) provides continuous illumination for at  
10 least 72 hours;

11 (C) displays a flashing and a steady light;

12 (D) is reusable; and

13 (E) is water-resistant up to 30 feet.

14 SECTION 2. Section 418.015(a), Government Code, is amended  
15 to read as follows:

16 (a) An executive order or proclamation declaring a state of  
17 disaster:

18 (1) activates the disaster recovery and  
19 rehabilitation aspects of the state emergency management plan  
20 applicable to the area subject to the declaration; ~~and~~

21 (2) authorizes the deployment and use of any forces to  
22 which the plan applies and the use or distribution of any supplies,  
23 equipment, and materials or facilities assembled, stockpiled, or  
24 arranged to be made available under this chapter or other law

1 relating to disasters; and

2 (3) activates for the area subject to the declaration  
3 the disaster identification system described by Section 418.0155.

4 SECTION 3. Subchapter B, Chapter 418, Government Code, is  
5 amended by adding Section 418.0155 to read as follows:

6 Sec. 418.0155. DISASTER IDENTIFICATION SYSTEM. (a) In an  
7 area subject to a declaration of a state of disaster under Section  
8 418.014, a person may use an illuminated display to communicate  
9 with disaster relief personnel. A person who elects to participate  
10 in the disaster identification system shall:

11 (1) affix to each individual and domesticated animal  
12 in the person's household an illuminated display of the following  
13 colors:

14 (A) blue for men 18 years of age or older;

15 (B) green for women 18 years of age or older;

16 (C) red for children younger than 18 years of  
17 age; and

18 (D) yellow for animals; and

19 (2) using the illuminated display, signal to disaster  
20 relief personnel responding to the area after the disaster with:

21 (A) a solid light on the display of each  
22 household member who is healthy and not in need of medical  
23 assistance; or

24 (B) a flashing light on the display of each  
25 household member who is in need of medical assistance.

26 (b) Disaster relief personnel shall, if practicable, patrol  
27 the designated disaster area by air at night to locate persons with

1 activated illuminated displays.

2 SECTION 4. Section 418.042(a), Government Code, is amended  
3 to read as follows:

4 (a) The division shall prepare and keep current a  
5 comprehensive state emergency management plan. The plan may  
6 include:

7 (1) provisions for prevention and minimization of  
8 injury and damage caused by disaster;

9 (2) provisions for prompt and effective response to  
10 disaster;

11 (3) provisions for emergency relief;

12 (4) provisions for energy emergencies;

13 (5) identification of areas particularly vulnerable  
14 to disasters;

15 (6) recommendations for zoning, building  
16 restrictions, and other land-use controls, safety measures for  
17 securing mobile homes or other nonpermanent or semipermanent  
18 structures, and other preventive and preparedness measures  
19 designed to eliminate or reduce disasters or their impact;

20 (7) provisions for assistance to local officials in  
21 designing local emergency management plans;

22 (8) authorization and procedures for the erection or  
23 other construction of temporary works designed to protect against  
24 or mitigate danger, damage, or loss from flood, fire, or other  
25 disaster;

26 (9) preparation and distribution to the appropriate  
27 state and local officials of state catalogs of federal, state, and

1 private assistance programs;

2 (10) organization of manpower and channels of  
3 assistance;

4 (11) coordination of federal, state, and local  
5 emergency management activities;

6 (12) coordination of the state emergency management  
7 plan with the emergency management plans of the federal government;

8 (13) coordination of federal and state energy  
9 emergency plans;

10 (14) provisions for providing information to local  
11 officials on activation of the Emergency Alert System established  
12 under 47 C.F.R. Part 11;

13 (15) a database of public facilities that may be used  
14 under Section 418.017 to shelter individuals during a disaster,  
15 including air-conditioned facilities for shelter during an extreme  
16 heat disaster and fortified structures for shelter during a wind  
17 disaster;

18 (16) provisions for quickly replenishing the food  
19 supplies of area food banks or food pantries following a disaster;

20 (17) provisions for the use of the disaster  
21 identification system described by Section 418.0155; and

22 (18) [~~(17)~~] other necessary matters relating to  
23 disasters.

24 SECTION 5. This Act takes effect September 1, 2013.