

APA-1

TRANSMITTAL SHEET FOR NOTICE
OF INTENDED ACTION

Control: 220

Department or Agency: Alabama Department of Conservation and Natural Resources

Rule No.: 220-3-.89

Rule Title: Lulu Gribbin Shark Alert System Protocols

Intended Action New

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved? No

To what degree?: N/A

Is the increase in cost more harmful to the public than the harm that might result from the absence of the proposed rule? NA

Are all facets of the rule-making process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer

Christopher M. Blankenship
Chris Blankenship

Date

Thursday, December 4, 2025

REC'D & FILED
DEC 4, 2025
LEGISLATIVE SVC AGENCY

ALABAMA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Department of Conservation and Natural Resources

RULE NO. & TITLE: 220-3-.89 Lulu Gribbin Shark Alert System Protocols

INTENDED ACTION: New

SUBSTANCE OF PROPOSED ACTION:

Proposal of new rule - 220-3-.89 - Lulu Gribbin Shark Alert System Protocols

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Interested persons may present their views in writing to the Director of Marine Resources at any time during the period stated below, or orally if requested in writing 48 hours in advance to the Director of Marine Resources, and then by personally appearing at the Alabama Marine Resources Division Office located at 2 Iberville Drive, Dauphin Island, Alabama 36528 at 10:00 a.m., Wednesday, February 4, 2026.

If ADA accommodations are needed, please contact Heidi Bowers at (334) 242-3165 or heidi.bowers@dcnr.alabama.gov. Requests should be made as soon as possible but at least seven days prior to the date of a personal appearance to present views regarding the proposed rules.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Wednesday, February 4, 2026

CONTACT PERSON AT AGENCY:

Kevin Anson, Director
Marine Resources Division
P.O. Box 189
Dauphin Island, Alabama 36528
251-861-2882

Christopher M. Blankenship

Chris Blankenship

(Signature of officer authorized
to promulgate and adopt
rules or his or her deputy)

(1) The Shark Alert System for Baldwin County and for Mobile County shall be implemented independently according to these protocols, which may be amended from time to time:

(a) Any local 911 dispatcher or first responder receiving an initial notification of a shark attack shall first follow established local protocols for an emergency event and shall promptly mobilize local resources.

(b) After entering the shark attack information into the Computer-Aided Dispatch (CAD), or current system, the dispatcher will promptly notify the local Director of the County EMA (Emergency Management Agency).

(c) The local public safety official or first responder on scene, or in closest proximity, will then confirm to the local Director of the County EMA that an unprovoked shark attack has occurred on the shoreline or coastline (beach or other body of water) of Baldwin County or of Mobile County.

(d) Upon confirmation of an attack, the local Director of the County EMA will publish a shark attack alert via the Federal Emergency Management Agency's (FEMA) Integrated Public Alert & Warning System (IPAWS), or current database, to mobile telephones and wireless devices in the designated geographic areas. The message shall be similar to: "A SHARK alert is in effect in this area near 'Specific Location'. Please use caution in the water."

(e) Alabama EMA will then notify the ADCNR Commissioner and Marine Resources Director that an unprovoked shark attack has occurred and that a shark alert has been issued.

(f) This rule only applies to Baldwin County and Mobile County, independently. This rule shall be reviewed periodically and may be amended as needed for the benefit and well-being of the public.

(2) This rule does not create a private cause of action due to a failure to activate the shark alert system.

Author: Christopher M. Blankenship

Statutory Authority: Code of Ala. 1975, § 9-2-30

History: New Rule: Published _____; effective _____.

Penalty: As provided by law.