

SENATE BILL No. 380

DIGEST OF INTRODUCED BILL

Citations Affected: IC 10-14-6.5.

Synopsis: Interstate mutual aid agreements. Requires an interstate mutual aid agreement to provide immunity from liability for emergency responders from Indiana who travel out of state to provide mutual aid or engage in training and exercises under a mutual aid agreement.

Effective: July 1, 2017.

Buck

January 10, 2017, read first time and referred to Committee on Homeland Security and Transportation.



First Regular Session 120th General Assembly (2017)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2016 Regular Session of the General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 10-14-6.5-6, AS ADDED BY P.L.94-2011,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2017]: Sec. 6. (a) Any function performed under this chapter,
4 and a mutual aid agreement under this chapter, is considered to have
5 been performed for public and governmental purposes.
6 (b) All immunities from liability available to Indiana political
7 subdivisions, other units of local government in Indiana, and their
8 officers, agents, and employees within Indiana are extended to an
9 emergency responder from another state who is:
10 (1) providing mutual aid; or
11 (2) engaged in training and exercises;
12 under a mutual aid agreement authorized by this chapter.
13 (c) **Immunities extended under subsection (b) to emergency**
14 **responders from another state providing mutual aid or engaged in**
15 **training and exercises in Indiana must be extended to emergency**
16 **responders from Indiana providing mutual aid or engaging in**
17 **training and exercises under a mutual aid agreement in the other**



1 **state.**

2 SECTION 2. IC 10-14-6.5-7, AS ADDED BY P.L.94-2011,
3 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2017]: Sec. 7. (a) Emergency responders from outside Indiana
5 rendering mutual aid within Indiana under a mutual aid agreement
6 authorized by this chapter remain employees and agents of their
7 respective employers and jurisdictions.

8 (b) This chapter or a mutual aid agreement entered into under this
9 chapter does not create an employment relationship between the
10 jurisdiction requesting aid and the employees and agents of the
11 jurisdiction rendering aid.

12 (c) All pension, relief, disability, death benefits, worker's
13 compensation benefits, **immunity from liability**, and other benefits
14 enjoyed by emergency responders rendering mutual aid under a mutual
15 aid agreement authorized by this chapter extend to the services the
16 emergency responders perform outside their respective jurisdictions,
17 as if those services had been rendered in their own jurisdiction.

