

(P. 161) 2/1/96 Referred to Local Gov.

FEB 1 1996

STATE GOVERNMENT

HOUSE FILE 2138
BY DAGGETT

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to contracts for mutual aid between fire
2 departments regarding emergency services.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2138

1 Section 1. NEW SECTION. 28E.41 EMERGENCY SERVICES --
2 CONTRACTS FOR MUTUAL AID.

3 1. A city fire department, benefitted fire district, or
4 township fire department may enter into contracts providing
5 for mutual aid regarding emergency services provided by such
6 department or district. The contracts that are agreed upon
7 may provide for compensation from the parties and other terms
8 that are agreeable to the parties and may be for an indefinite
9 period as long as they include a sixty-day cancellation notice
10 by any party. The contracts agreed upon shall not be entered
11 into for the purpose of reducing the number of employees of
12 any party.

13 2. A city fire department, benefitted fire district, or
14 township fire department may provide assistance to any other
15 such department or district in the state at the time of a
16 significant emergency such as a fire, earthquake, flood,
17 tornado, hazardous material incident, or other such disaster.
18 The chief or highest ranking fire officer of an assisting
19 department or district may render aid to a requesting
20 department or district as long as the chief or officer is
21 acting in accordance with the policies and procedures set
22 forth by the governing board of the assisting department or
23 district.

24 3. The chief or highest ranking officer of the city fire
25 department, benefitted fire district, or township fire
26 department of the district within which the incident occurs
27 shall be the incident commander. The chief or highest ranking
28 officer of the department or district giving mutual aid shall
29 be in charge of the assisting departmental or district
30 personnel.

31 EXPLANATION

32 This bill provides that any city fire department,
33 benefitted fire district, or township fire department, may
34 enter into mutual aid agreements concerning emergency services
35 provided by that department or district. The bill provides

1 that in rendering assistance for a disaster pursuant to a
2 mutual aid agreement, the chief of the fire department or
3 district where the incident occurred shall be considered the
4 incident commander and the chief of the assisting department
5 or district shall only be responsible for the assisting
6 department's or district's personnel.

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