

Senate Study Bill 2107

Conference Committee Text

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

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

1 13 2. A city fire department, benefitted fire district, or
1 14 township fire department may provide assistance to any other
1 15 such department or district in the state at the time of a
1 16 significant emergency such as a fire, earthquake, flood,
1 17 tornado, hazardous material incident, or other such disaster.
1 18 The chief or highest ranking fire officer of an assisting
1 19 department or district may render aid to a requesting
1 20 department or district as long as the chief or officer is
1 21 acting in accordance with the policies and procedures set
1 22 forth by the governing board of the assisting department or
1 23 district.

1 24 3. The chief or highest ranking officer of the city fire
1 25 department, benefitted fire district, or township fire
1 26 department of the district within which the incident occurs
1 27 shall be the incident commander. The chief or highest ranking
1 28 officer of the department or district giving mutual aid shall
1 29 be in charge of the assisting departmental or district
1 30 personnel.

1 31 EXPLANATION

1 32 This bill provides that any city fire department,
1 33 benefitted fire district, or township fire department, may
1 34 enter into mutual aid agreements concerning emergency services
1 35 provided by that department or district. The bill provides
2 1 that in rendering assistance for a disaster pursuant to a
2 2 mutual aid agreement, the chief of the fire department or
2 3 district where the incident occurred shall be considered the
2 4 incident commander and the chief of the assisting department
2 5 or district shall only be responsible for the assisting
2 6 department's or district's personnel.

2 7 LSB 3661SC 76

2 8 ec/sc/14