

TITLE 10. STATE POLICE, CIVIL DEFENSE AND MILITARY AFFAIRS

ARTICLE 4. EMERGENCY MANAGEMENT

CHAPTER 1. EMERGENCY MANAGEMENT AND DISASTER LAW

Ind. Code § 10-4-1-5 (2002)

§ 10-4-1-5. Emergency operations plan

(a) The department shall prepare and maintain a state emergency operations plan and keep it current, which plan may include:

- (1) prevention and minimization of injury and damage caused by disaster;
- (2) prompt and effective response to disaster;
- (3) emergency relief;
- (4) identification of areas particularly vulnerable to disaster;
- (5) recommendations for:

- (A) zoning;
- (B) building;
- (C) other land use controls;
- (D) safety measures for securing mobile homes or other nonpermanent or semipermanent structures; and
- (E) other preventive and preparedness measures designed to eliminate or reduce disaster or its impact;

shall be disseminated to both the fire prevention and building safety commission and local authorities;

- (6) assistance to local officials in designing local emergency action plans;
  - (7) authorization and procedures for the erection or other construction of temporary works designed to protect against or mitigate danger, damage, or loss from flood, conflagration, or other disaster;
  - (8) preparation and distribution to the appropriate state and local officials of state catalogs of federal, state, and private assistance programs;
  - (9) organization of manpower and chains of command;
  - (10) coordination of federal, state, and local disaster activities;
  - (11) coordination of the state disaster plan with the disaster plans of the federal government;
- and

(12) other necessary matters.

(b) The department shall take an integral part in the development and revision of local and interjurisdictional disaster plans prepared under section 10 [IC 10-4-1-10] of this chapter. To this end it shall employ or otherwise secure the services of professional and technical personnel capable of providing expert assistance to political subdivisions, their disaster agencies, and interjurisdictional planning and disaster agencies. These personnel shall consult with subdivisions and agencies on a regularly scheduled basis, shall make field examinations of the areas, circumstances, and conditions to which particular local and interjurisdictional disaster plans are intended to apply, and may suggest revisions.

(c) In preparing and revising the state disaster plan, the department shall seek the advice and assistance of local government, business, labor, industry, agriculture, civic and volunteer organizations, and community leaders. In advising local and interjurisdictional agencies, the department shall encourage them to seek advice from these sources.

(d) The state disaster plan or any part of the plan may be incorporated in rules of the department or executive orders.

(e) The department shall:

(1) determine requirements of the state and its political subdivisions for food, clothing, and other necessities in event of an emergency;

(2) procure and pre-position supplies, medicines, materials, and equipment;

(3) promulgate standards and requirements for local and interjurisdictional disaster plans;

(4) provide for mobile support units;

(5) assist political subdivisions, their disaster agencies, and interjurisdictional disaster agencies to establish and operate training programs and programs of public information;

(6) make surveys of industries, resources, and facilities within the state, both public and private, as are necessary to carry out the purposes of this chapter;

(7) plan and make arrangements for the availability and use of any private facilities, services, and property, and if necessary and if in fact they are used provide for payment for use under terms and conditions agreed upon;

(8) establish a register of persons with types of training and skills important in emergency prevention, preparedness, response, and recovery;

(9) establish a register of mobile and construction equipment and temporary housing available for use in a disaster emergency;

(10) prepare, for issuance by the governor, executive orders, proclamations, and regulations as necessary or appropriate in coping with disaster;

(11) cooperate with the federal government and any public or private agency or entity in achieving any purpose of this chapter and in implementing programs for disaster prevention, preparation, response, and recovery; and

(12) do other things necessary, incidental, or appropriate for the implementation of this chapter.

(f) The department shall ascertain what means exist for rapid and efficient communications in times of disaster emergencies. The department shall consider the desirability of supplementing these communications resources or of integrating them into a comprehensive intrastate or state-federal telecommunications or other communications system or network. In studying the character and feasibility of any system or its several parts, the department shall evaluate the possibility of multipurpose use thereof for general state and local governmental purposes. The department shall make recommendations to the governor as appropriate.

(g) The department shall develop a statewide mutual aid program and a statewide mutual aid agreement.

**HISTORY:** Acts 1951, ch. 268, § 5; 1975, P.L. 110, § 6; P.L.8-1984, § 14; P.L.93-1990, § 6; P.L.123-2002, § 21.

**NOTES:**

**AMENDMENTS.** The 2002 amendment added subsection (g).

**EFFECTIVE DATES.** P.L.123-2002, § 63, declared an emergency and § 21 provided that the amendment take effect July 1, 2002.