

Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536



Telephone: (517) 373-5383
Fax: (517) 373-1986
TDD: (517) 373-0543

Senate Bill 715 (Substitute S-2 as reported by the Committee of the Whole)

Sponsor: Senator Gary Peters

Committee: Local, Urban and State Affairs

CONTENT

The bill would create a new act to enter Michigan into the Interstate Emergency Management Assistance Compact, which would do the following:

- Provide for mutual assistance between the party states in managing any emergency or disaster declared by the governor of the affected state.
- Provide for mutual cooperation in emergency-related activities outside of actual declared emergency periods.
- Require each party state to formulate procedural plans and programs for interstate cooperation in performing its responsibilities under the compact.
- Require each party state to afford the emergency parties of another state the same powers, duties, rights, and privileges afforded in its own state, except that of arrest, unless specifically authorized.
- Specify that no state or its officers or employees would be liable on account of any act or omission in good faith while providing aid or using equipment or supplies.
- Require each party state to provide compensation to injured members of its emergency forces and death benefits to representatives of member killed while rendering aid, as if the injury or death were sustained within its own state.
- Require the state rendering aid in another state to be reimbursed from the state receiving assistance for any loss or damage to equipment or expense incurred while providing services.
- Require party states to work out plans for the orderly evacuation and interstate reception of the civilian population as a result of an emergency or disaster.

The compact would become effective upon its enactment by two states. The compact also provides that a state could withdraw by enacting a repealing statute, but a withdrawal could not take effect until 30 days after the governor of the withdrawing state had given notice in writing to the governors of the other party states.

The bill states "It is the intent of the legislature to read this act in conjunction with House Bill No. 5189". In addition, the bill is tie-barred to House Bill 5189.

Legislative Analyst: N. Nagata

FISCAL IMPACT

The bill would have an indeterminate fiscal impact on the State. The costs of formulating plans and the costs of affording emergency services to another state cannot be determined at this time.

Date Completed: 11-7-01

Fiscal Analyst: B. Baker

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Analysis available @ <http://www.michiganlegislature.org>

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.