E4 Olr0118 (PRE–FILED)

By: Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Military)

Requested: September 24, 2019

Introduced and read first time: January 8, 2020

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

4	A TAT		•
1	AN	ACT	concerning

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Maryland Intrastate Emergency Management Assistance Compact

- 3 FOR the purpose of renaming the Maryland Emergency Management Assistance Compact 4 to be the Maryland Intrastate Emergency Management Assistance Compact; altering the purpose of the Compact; requiring a certain official to designate more 5 6 than one authorized representative for a certain purpose; altering the information 7 that must be provided by a certain written request; repealing the authority of a 8 certain official to advise the Maryland Emergency Management Agency of certain 9 requests and provide copies of certain requests; altering the circumstances under 10 which certain provisions of law take effect and continue in effect; altering certain 11 definitions; making stylistic changes; and generally relating to the Maryland 12 Intrastate Emergency Management Assistance Compact.
- 13 BY repealing and reenacting, with amendments,
- 14 Article Public Safety
- 15 Section 14–801 through 14–803
- 16 Annotated Code of Maryland
- 17 (2018 Replacement Volume and 2019 Supplement)
- 18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 19 That the Laws of Maryland read as follows:

Article - Public Safety

21 14-801.

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- 22 (a) In this subtitle the following words have the meanings indicated.
- 23 (b) "Authorized representative" means an employee of a local jurisdiction

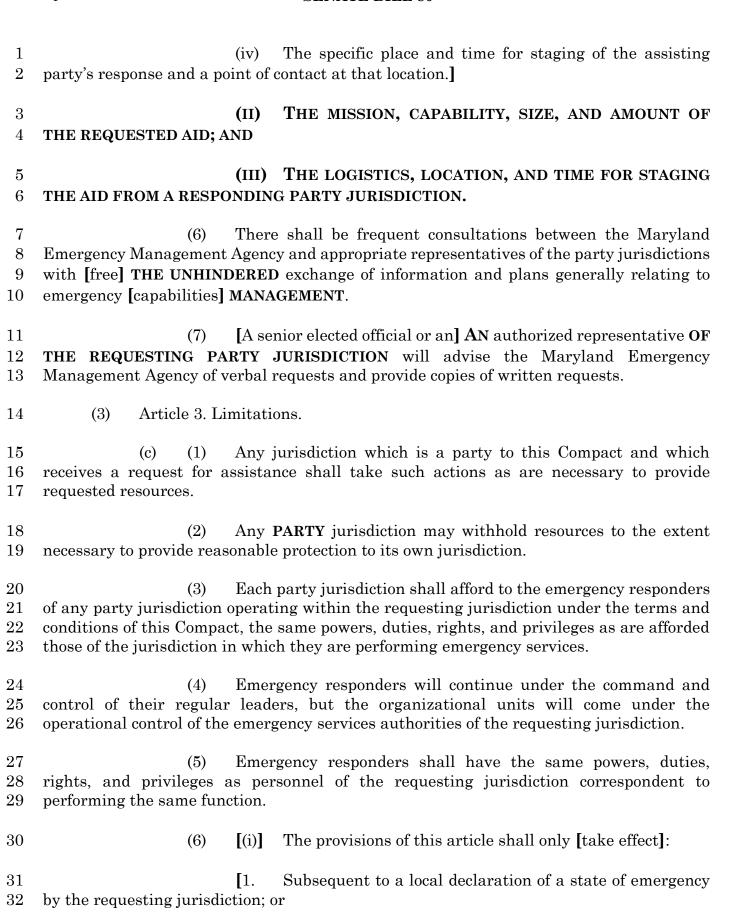


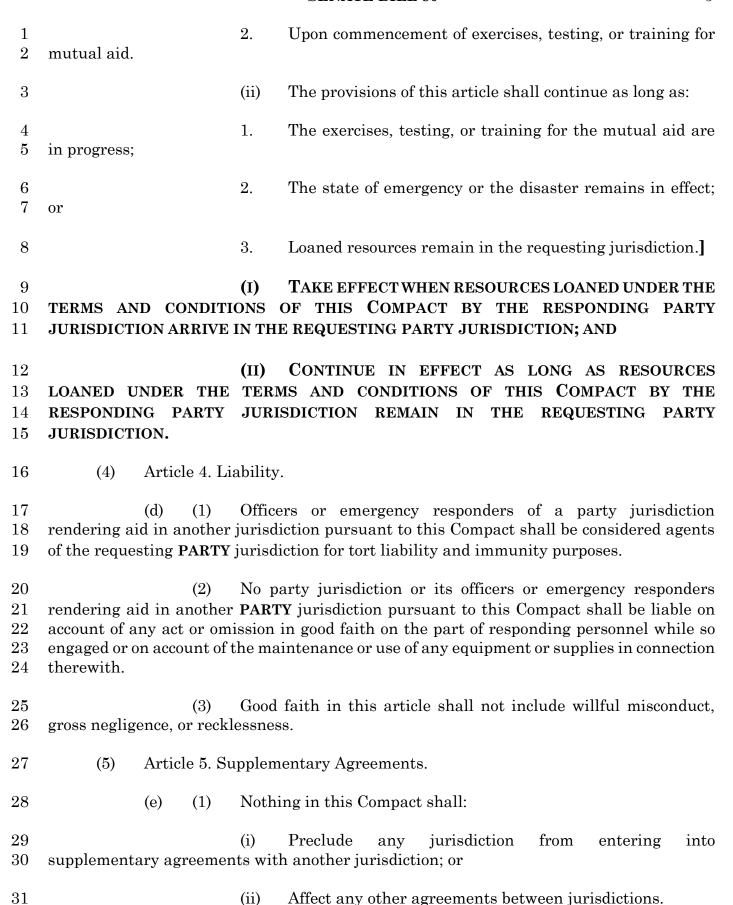
- authorized by the senior elected official of that jurisdiction to request, offer, or provide assistance under the terms of the [compact] COMPACT.
- 3 (c) "Compact" means the Maryland **INTRASTATE** Emergency Management 4 Assistance Compact.
- 5 (d) (1) "Emergency responder" means an individual who is sent or directed by 6 a party jurisdiction in response to a request for assistance by another party jurisdiction.
- 7 (2) "Emergency responder" includes a:
- 8 (i) career or volunteer firefighter [within this State] OF A FIRE, 9 RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY;
- 10 (ii) career or volunteer emergency medical services provider, as 11 defined in § 13–516 of the Education Article, within this State;
- 12 (iii) career or volunteer rescue squad member [within this State] OF 13 A FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY;
- 14 (iv) county **OR MUNICIPAL** employee who is performing an emergency support function described in § [14–803(2)(b)(5)(ii)] **14–803(2)(B)(5)(I)** of this subtitle; and
- 17 (v) law enforcement officer as defined in § 3–101 of this article.
- 18 (e) "Jurisdictions" means the 23 counties within Maryland, Baltimore City, the City of Annapolis, and Ocean City.
- 20 (F) "PARTY JURISDICTION" MEANS A JURISDICTION THAT ENACTS THE 21 COMPACT IN A FORM SUBSTANTIALLY SIMILAR TO THE COMPACT SET FORTH IN 22 THIS SUBTITLE.
- 23 [(f)] (G) "Senior elected official" means:
- 24 (1) the mayor;
- 25 (2) the county executive; or
- 26 (3) for a county that does not have a county executive, the president **OR**27 **CHAIRPERSON** of the board of county commissioners or county council or other chief
 28 executive officer of the county.
- 29 14-802.
- The Maryland Intrastate Emergency Management Assistance Compact is

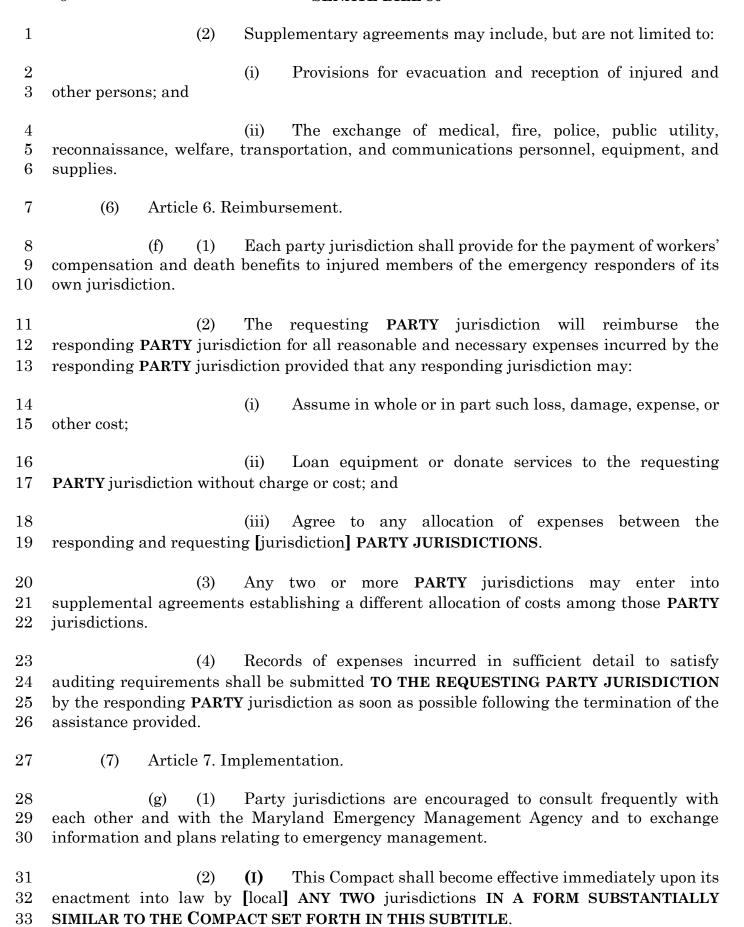
- 1 entered into with all other jurisdictions that adopt the Compact in a form substantially 2 similar to the Compact set forth in this subtitle. 3 14-803. 4 Article 1. Purpose. (1) 5 (a) The purpose of this Compact is to provide for EMERGENCY 6 MANAGEMENT mutual assistance between the jurisdictions entering into this Compact [in 7 managing an emergency 1. 8 (2)This Compact also shall provide for mutual cooperation in 9 [emergency-related] EMERGENCY MANAGEMENT-RELATED exercises, testing, or other 10 training activities [using equipment or personnel simulating performance of any aspect of the giving and receiving of aid by party jurisdictions during emergencies]. 11 12 (2)Article 2. Requests for Assistance. 13 (b) The senior elected official of each jurisdiction shall designate (1) 14 authorized [representative] REPRESENTATIVES. [The] $\mathbf{A}\mathbf{N}$ 15 representative of a party jurisdiction may request assistance [of] FROM another party 16 jurisdiction by contacting [the] AN authorized representative of that jurisdiction. 17 The provisions of this Compact shall apply only to requests for 18 assistance made by and to authorized representatives. 19 (3) Requests may be verbal or in writing. 20 If verbal, the request shall be confirmed in writing at the earliest **(4)** possible date, but no later than 10 calendar days following the verbal request. 2122 Written requests shall provide the following information: (5)23A description of the emergency support function for which (i) 24assistance is needed: 25The emergency support function shall include, but not be (ii) 26 limited to, THE FUNCTIONAL AREAS FOR WHICH ASSISTANCE IS NEEDED, INCLUDING 27 fire enforcement, medical services, emergency services, transportation, 28communications, public works and engineering, building inspection, planning and 29 information assistance, mass care, resource support, health and medical services, and
- I(iii) The amount and type of personnel, equipment, materials, and supplies needed and a reasonable estimate of the length of time they will be needed; and

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search and rescue;







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2	EFFECTIVE AS	TO	ANY	OTHER	JURISDICTI	ON	UPON	ITS	ENA	CTMENT	\mathbf{BY}	THAT
3	JURISDICTION.											

- 4 (3) Any party jurisdiction may withdraw from this Compact by enacting a repeal of the same but no such withdrawal shall take effect until 30 days after the senior elected official of the withdrawing jurisdiction has given notice in writing of such withdrawal to the senior elected officials of all party jurisdictions.
- 8 (4) Withdrawal from the Compact shall not relieve the withdrawing 9 jurisdiction from obligations assumed under Article 4 or Article 6 of this Compact prior to 10 the effective date of withdrawal.
- 11 (5) Authenticated copies of this Compact and of such supplementary 12 agreements as may be entered into shall at the time of their approval be retained by each 13 party jurisdiction and with the Maryland Emergency Management Agency.
- 14 (8) Article 8. Validity.
- 15 (h) (1) This Compact shall be construed to effectuate the purposes 16 stated in Article 1 hereof.
- 17 (2) If any part or provision of this Compact or the application thereof 18 to any person or circumstance is held invalid for any reason in a court of competent 19 jurisdiction, the invalidity does not affect other provisions or any other application of this 20 Compact which can be given effect without the invalid provision or application, and for this 21 purpose the provisions of this Compact are declared severable.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2020.