

CHAPTER 450

EMERGENCY MANAGEMENT

450-1. Definitions

As used in this chapter, the following words and terms have the meanings indicated:

- (A) "Principal Executive Officer" of Monroe County, as referred to in IC 10-14-3-29(a) for purposes of declaring a local disaster emergency, and as referred to hereinafter, means the regularly designated President of the Board of Commissioners except if he/she is absent or incapacitated, and the Board has a regularly designated Vice President, then the Vice President shall be considered as the Principal Executive Officer. If the President is absent or incapacitated and there is no designated Vice President, then the remaining two Commissioners shall select among themselves one to be Principal Executive Officer in the same manner as when an ordinary business meeting needs to be conducted in the absence of the President. If the President and Vice President are absent or incapacitated, then the remaining Commissioner shall be considered the Principal Executive Officer.
- (B) "Council", unless clearly referring to the County Council, means the Monroe County Emergency Management Advisory Council as established by Section 5 of this chapter.
- (C) "Coordinator" refers to the Monroe County Coordinator of Emergency Management as established and appointed pursuant to Section 7 of this chapter.
- (D) "Emergency" shall mean a condition resulting from an enemy attack, or other hostile action, or from natural disaster, or from manmade disasters, which cannot be handled by normal operating personnel or facilities.
- (E) "Emergency Management" shall mean the preparation

for and the execution of all emergency functions, other than functions for which the military forces are primarily responsible, for protection against and to minimize and repair injury and damage resulting from enemy attack, sabotage, or other hostile action or by natural disaster.

- (F)** “Emergency Management Volunteer” shall mean any person who serves without compensation in the Department of Emergency Management including persons and private agencies of government units offering services to Monroe County during emergency situations or mutual aid to other emergency situations or mutual aid to other emergency services who request assistance.
- (G)** “Natural Disaster” shall mean any condition affecting or threatening public health, welfare, or security as a result of flood, tornado, blizzard, or other natural cause.
- (H)** “Technological Disaster” shall mean incidents such as severe fire, explosions, hazardous material spills, radiological problems which are beyond the control of regular forces.
- (I)** “Man-Made Disasters” shall mean any condition such as riots, strikes, insurrections or other civil disturbances.
- (J)** “Participating emergency service” means :

 - (1)** any Monroe County department or agency designated by the Commissioners to participate in emergency activities pursuant to Section 6(D); and
 - (2)** any department or agency of the state, another county, a municipality or other municipal corporation, or a volunteer organization designated to participate in Monroe County=s emergency management programs and activities pursuant to a cooperative or mutual aid

agreement entered into pursuant to IC 10-14-3-16 and Section 8(E).

- (K) "Personnel" means Monroe County officers and employees and emergency management volunteers, unless otherwise indicated.

450-2. General Scope and Intent; Liberal Construction of Powers

The general intent of this Chapter 450 is to provide for all necessary powers and procedures reasonably needed to prevent, mitigate, and respond to emergency conditions. To this end, all powers, both ministerial and discretionary, as conferred herein shall be liberally construed as intending to supplement and augment, and not to limit, any other powers or reasonable exercise of discretion which may ordinarily pertain to Monroe County officers, employees, departments, and agencies.

450-3. Limitations: Nonsupersession of Emergency Powers of Monroe County Sheriff

Nothing in this chapter is intended to supersede any statutory powers of the Monroe County Sheriff to determine, respond to, and provide for the control of public disasters and other emergency situations under the provisions of IC 10-16-7-9 and 10.

450-4. Limitations: Nonsupersession of Emergency Powers of Incorporated Municipalities: Conformance of Municipal Regulations with Monroe County Regulations

Nothing in this is intended to supersede the powers of any incorporated municipality under IC 10-14-3-17 to adopt and implement emergency plans, and promulgate and enforce special emergency regulations and procedures in the event of an actual emergency affecting such municipality. However, pursuant to IC 10-14-3-22, such regulations and procedures as promulgated by the municipal authorities may not be inconsistent with the Monroe County emergency regulations and procedures as established in this ordinance.

450-5. Monroe County Emergency Management Advisory Council Established; Appointment and Terms of Members; Emergency Management Coordinating Board Established

In accordance with IC 10-14-3-17, there is established a Monroe County Emergency Management Advisory Council which shall consist of the following members shall be appointed by the Board of Commissioners for two (2) year terms:

- (A) The President of the Monroe County Council, or designee;
- (B) The President of the Monroe County Board of Commissioners, or designee;
- (C) The Commander of the Monroe County Civil Air Patrol, or designee;
- (D) A representative of each of the legislative bodies of the towns of Ellettsville and Stinesville or designee ;
- (E) The Mayor of the City of Bloomington, or designee;
- (F) The Board of Commissioners may also appoint for two (2) year terms a maximum of three (3) persons who represent public or private agencies or organizations which may assist the emergency management department, such as the Indiana University, American Red Cross, Monroe County Health Department, hospitals, law enforcement agencies, city and township fire departments, business and industry.

The Advisory Council shall elect a Chairman, Vice-Chairman, and Secretary from its membership.

The Advisory Council shall establish, appoint and oversee an Emergency Management Coordinating Board (EMCB). This Board shall consist of eighteen (18) persons who are recommended by the organizations or agencies who are responsible for implementing the Emergency Support Functions set forth in the Monroe County Emergency Management Plan (as amended from time to time). The Board shall elect a Chairman and Vice-Chairman from its membership, and the Emergency Management Coordinator shall serve as its Secretary. The Coordinating Board (EMCB) will

conduct an annual review of the county Comprehensive Emergency Management Plan (CEMP) and make recommendations for revisions to the EMAC.

If an emergency requires activation of the Emergency Operations Center, the EMCBC will carry out the appropriate response under the direction of an Emergency Operations Center Coordinator appointed by the Monroe County Commissioners upon recommendation of the Advisory Council.

450-6. Department of Emergency Management Established; Organization and Constituency of the Department

There is hereby established a Department of Emergency Management within the executive branch of the Monroe County Government for the purpose of utilizing to the fullest extent the personnel and facilities of existing Monroe County departments and agencies to prepare for and meet any emergency as defined in Section 1. The Monroe County Commissioners and Coordinator of Emergency Management shall be responsible for its organization, administration and operation. The department may consist of only the following:

- (A) An executive head of the Department of Emergency Management, who shall be known as the Coordinator of Emergency Management appointed in accordance with Section 7;
- (B) A Deputy Coordinator, who may be appointed by the Advisory Council;
- (C) Emergency management volunteers, as deemed necessary and appointed by the Coordinator and in accordance with Section 11,
- (D) The employees, equipment, and facilities of all Monroe County departments and agencies suitable for, or adaptable to, emergency management and designated by the Monroe County Commissioners to participate in the emergency management activity;
- (E) Staff officers with responsibility for Warning, Communications, Public Information, Radiological, Health, Emergency Care, Police, Fire, and Light Rescue, Public Education, and Transportation, who

may be appointed by the Coordinator but which positions shall be, so far as possible, additional duty assignments to existing personnel; and,

- (F) Such assistants, clerical help, and other employees as deemed necessary to the proper functioning of the Department, who may be appointed by the Coordinator.

However, notwithstanding any other provision of this section, no compensated position may be established within the Department of Emergency Management nor any person appointed to such position, without the authorization of the Monroe County Council pursuant to IC 36-2-5-3(a) and the making of sufficient appropriations to pay such compensation. This provision does not give the Monroe County Council any power of approval over particular candidates for any positions, but refers only to their general statutory powers to determine the numbers of officers, deputies, and adopt schedules of compensation. In addition, it is also the intent of this section that emergency management and disaster assignments shall be as nearly consistent with normal duty assignments as possible.

450-7. Coordinator of Emergency Management: Appointment, Qualifications and Tenure

The Coordinator of Emergency Management shall be selected by the Emergency Management Advisory Council, with the approval of the Monroe County Commissioners. Qualifications for Coordinator will be determined by the Advisory Council with input from Monroe County Commissioners and the Director of the Emergency Response and Recovery Division of the Indiana Department of Homeland Security. The Coordinator may hold no other county or state office. The Coordinator shall serve at the pleasure of the Advisory Council, and his/her employment shall be at will.

450-8. Coordinator of Emergency Management; General Powers and Duties

The Coordinator, subject to the direction and control of the Advisory Council, shall be executive head of the Department Emergency Management and shall have responsibility for the organization, administration, and operation of the emergency management

organization, including the following specific powers and duties:

- (A)** The Coordinator shall report and be responsible to the chairman of the Advisory Council.
- (B)** The Coordinator shall be responsible for public relations, information, and education regarding all phases of emergency management.
- (C)** The Coordinator shall be responsible for the development of a Monroe County, Comprehensive Emergency Management Plan (CEMP), and upon adoption, shall be responsible for such implementation, and revision of the plan as to maintain it in a current state of readiness at all times. This plan shall include all incorporated communities within Monroe County.
- (D)** The Coordinator shall coordinate, within Monroe County, all activities for emergency management and shall maintain liaison and coordinate with all other affected agencies, public and private.
- (E)** The Coordinator shall coordinate the recruitment and training for volunteer personnel and agencies to augment the personnel and facilities of Monroe County for emergency management purposes.
- (F)** The Coordinator may seek, negotiate, and enter into (with the approval or ratification of the Monroe County Commissioners and to the extent consistent with the Indiana state emergency management and disaster plan and program) mutual-aid arrangements with other public and private agencies for emergency management purposes, and take all steps in accordance with such arrangements to comply with or take advantage thereof in the event of an actual emergency affecting the parties.
- (G)** The Coordinator may, when such offer has been approved by the Governor, accept any offer of the Federal Government to provide for the use of Monroe County and services, equipment, supplies, materials, or funds for emergency management purposes by way of gift, grant, or loan.

- (H) The Coordinator may seek and accept from any person, firm or corporation, any gratuitous offers to provide services, equipment, supplies, material, funds, or licenses, or privileges to use real estate or other premises, to Monroe County for emergency management purposes.
- (I) The Coordinator may issue proper insignia and papers to emergency management workers and other people directly concerned with emergency management.
- (J) The Coordinator is responsible for duties and responsibilities as described in the position's job description.

The Coordinator, in addition to the powers and duties expressly provided above, shall be construed to have all powers and duties of a local emergency management director as provided under IC 10-14-3. In particular, but not by limitation, the Coordinator, through the Department of Emergency Management, may perform or cause to be performed with respect to Monroe County, any function parallel or analogous to those performed on a statewide basis by the State Emergency Management Agency under IC 10-14-3-9.

450-9. Deputy Coordinator; General Powers and Duties

If a Deputy Coordinator has been appointed pursuant to Section 6(B) of this chapter, he/she shall during normal times, assist the Coordinator in the performance of his duties. During an emergency, the Deputy Coordinator shall assist the Coordinator and fulfill the duties of the Coordinator in the absence or inability of the Coordinator to serve.

450-10. Board of Commissioners; General Administrative Powers and Duties; Tests of Emergency Plans

The powers and duties of the Monroe County Commissioners pertaining to emergency management in time of normal county

operations are to:

- (A) Maintain general supervision over the planning and administration for the Department of Emergency Management;
- (B) Adopt the emergency management and disaster plans; and
- (C) Coordinate the emergency management activities and make assignments of emergency management duties to Monroe County forces in order to meet situations not covered in the normal duties and powers of such agencies. In addition the Monroe County Commissioners may take all necessary action to conduct tests of the emergency management plans. Emergency management tests may be conducted at any time with or without prior notification. All emergency tests conducted within the boundaries of Monroe County shall be coordinated with the Department of Emergency Management, the Monroe County Sheriff's Department, and any other agencies deemed appropriate by the Monroe County Commissioners.

450-11. Qualifications and Appointment of Emergency Management Volunteers

The Coordinator shall make sure that all volunteer personnel meet the following qualifications before he/she is sworn in as a member:

- (A) Be at least 18 years of age;
- (B) Not have been convicted of a felony or Class A misdemeanor;
- (C) Complete and have on file an application form; and
- (D) Sign and have on file an oath in the form prescribed by the Monroe County Legal Department.

Upon satisfaction of the above requirements, the applicant is officially a member of the Monroe County Department of

Emergency Management. The Coordinator shall report to the Advisory Council regarding the volunteers.

450-12. Departmental Personnel Administration; Status of Paid Employees; Establishment of Merit System if Federal Funding is Used

In general, paid employees of the Department of Emergency Management shall have the same employment status and shall be governed by the same uniform personnel policies, rules, and procedures that apply to other county employees. However, in the event that and during such times as the county emergency management program may hereafter be directly supported by federal funding, the Monroe County Board of Commissioners shall adopt and implement a merit system applicable only to paid employees of the Department other than the Coordinator. Such merit system shall conform to the standards and comply with other requirements as set forth in CPG 1-3: Federal Assistance Handbook: Emergency Management Direction and Control Programs (January, 1984) or subsequent editions thereof as may be in effect at that time.

450-13. Departmental Budgeting and Finance

The Advisory Council and Commissioners shall advise the Coordinator in the preparation of the budget. The Monroe County Council shall appropriate such funds as it may deem necessary for the purpose of emergency management. All funds appropriated or otherwise available to the Department of Emergency Management shall be administered by the Coordinator, subject to the approval of the Monroe County Commissioners, in the same manner as provided by law or ordinance for other county funds, except as otherwise provided under Section 21, subsections (I) through (K) of this chapter.

450-14. Emergency Management Plan; Formulation, Content, Adoption of Plan

A Monroe County Comprehensive Emergency Management Plan (CEMP) shall be adopted by resolution of the Monroe County Commissioners. In the preparation of this plan, as it pertains to Monroe County organization, it is the intent that the services,

equipment, facilities, and personnel of all existing departments and agencies shall be utilized to the fullest extent possible.

In addition, all participating emergency services who develop internal plans shall coordinate those plans with the Department of Emergency Management in order to include such plans within the Monroe County Comprehensive Emergency Management Plan. When approved, it shall be the duty of all Monroe County departments and agencies to perform the functions and duties assigned by the plan and to maintain their portion of the plan in a current state of readiness at all times.

450-15. Countywide Jurisdiction of Department of Emergency Management, County Emergency Operations Plan, and Related Official Powers

Except as provided by Sections 3 and 4 of this chapter, the jurisdiction and applicability of Monroe County's Comprehensive Emergency Management Plan as adopted pursuant to Section 14, and the exercise of any powers of the Principal Executive Officer of Monroe County and the Monroe County Commissioners under this chapter, shall be comprehensive and inclusive countywide and effective in both the incorporated and unincorporated areas of Monroe County.

450-16. Applicability of Chapter

This chapter applies for structural and planning purposes at all times and whenever:

- (A) A state of emergency affecting all or part of Monroe County has been declared by the Governor pursuant to IC 10-14-3-12;
- (B) A state of emergency affecting all or part of Monroe County has been declared by the Principal Executive Officer of Monroe County pursuant to IC 10-14-3-29(a) and Section 18 of this chapter;
- (C) A presumptive state of emergency is deemed to exist affecting all or part of Monroe County causing the Coordinator to invoke and implement emergency plans and procedures in accordance with Section 24 of this chapter; or
- (D) When the Board of Commissioners has implemented a test of Monroe County's emergency plans and procedures in accordance with Section 10 of this chapter, to the extent necessary to such test.

450-17. Pre-disaster Responsibilities of Department of Emergency Management

The Department of Emergency Management's primary pre-disaster

responsibility shall be the warning function as prescribed in the warning plan, and emergency communications as prescribed in the communications plan for the entire county, including all cities and towns.

450-18. Special Emergency Powers and Duties of Principal Executive Officer: Declaration of Local Disaster Emergency

In the event of actual or threatened enemy attack or disaster affecting Monroe County, the Principal Executive Officer of Monroe County or successors as specified in Section 1(A), may declare a local disaster emergency pursuant to IC 10-14-3-29(a) for any period not to exceed seven (7) days. The declaration shall be in writing and indicate the nature of the disaster and the conditions which have brought it about, and the area or areas threatened and to which the state of emergency applies (which may include the entire county or only designated parts thereof). The declaration shall be filed in the offices of the Monroe County Clerk and the Monroe County Auditor, and the clerk of any incorporated municipality included in the declared disaster area and shall be announced or disseminated to the general public by the best means available. However, the declaration is not invalidated nor ineffective if any of the filing and dissemination requirements cannot be complied with due to the prevailing adverse circumstances. Such a declaration is not necessary if the Governor, pursuant to IC 10-14-3-12, has already proclaimed a statewide or area wide state of emergency including Monroe County. The Principal Executive Officer or the Board of County Commissioners may order the continuation of an emergency declaration without issuing a written document for this purpose, if reasonable notification is provided to the general public.

450-19. Special Emergency Powers and Duties of Principal Executive Officer: Convention of Emergency Meeting of Board of Commissioners; Special Meeting Procedures

As soon as possible after a disaster emergency affecting Monroe County is declared either by the Governor or by the Principal Executive Officer of Monroe County, the Principal Executive Officer of Monroe County shall convene a meeting of the Board of Monroe County Commissioners if the Principal Executive Officer decides there are legislative and administrative functions of the Board that due to the emergency situation should be performed prior to the

next scheduled meeting of the Board. If the Principal Executive Officer fails or is unable to convene a meeting for this purpose, the meeting may be convened by some other member of the Monroe County Board of Commissioners, or by the Auditor or the successively empowered Monroe County officers, in accordance with IC 36-2-2-8(a). Any such meeting of the Monroe County Commissioners shall automatically be deemed an emergency meeting subject only to such procedural provisions of law as govern emergency meetings of Monroe County Commissioners, and may be held in any convenient and available place. The meeting may continue without adjournment for the duration of the disaster emergency, but may be recessed for reasonable periods of time as necessary and permitted by the circumstances.

450-20. Special Emergency Powers and Duties of Principal Executive Officer: Plenipotentiary Powers in Absence of Board Quorum

In the event that a quorum of the Monroe County Board of Commissioners cannot be assembled for purposes of the meeting required under Section 19 of this chapter, the Principal Executive Officer of Monroe County shall be considered a plenipotentiary representative of the Board and shall have all powers and may take all actions of the full Board under Section 21, subsections (A) through (M) of this chapter until the assemblage of a quorum is possible.

450-21. Special Emergency Powers and Duties of Board of Commissioners

At the meeting convened under Section 19, the Monroe County Commissioners may exercise any of their normal executive and legislative powers to the extent related to the emergency and necessary to deal therewith. In addition, however, they also may exercise any of the following special and extraordinary powers:

- (A)** The Monroe County Commissioners may extend the period of a state of emergency declared by the Principal Executive Officer pursuant to Section 18 to last more than seven (7) days if necessary.
- (B)** The Monroe County Commissioners may terminate the state of emergency, except for a state of

emergency proclaimed by the Governor.

- (C)** The Monroe County Commissioners may order the activation and implementation of Monroe County's Comprehensive Emergency Management Plan that has been adopted pursuant to Section 14, or such several component parts thereof as may be relevant to the emergency.
- (D)** The Monroe County Commissioners may assemble and utilize emergency management forces, including personnel of the Monroe County Department of Emergency Management, participating emergency services, and any other forces at the disposal of the Commissioners hereunder for emergency management purposes.
- (E)** The Monroe County Commissioners may order volunteer forces to the aid of the county, state, or political subdivisions thereof as soon as practicable. Those volunteer forces will be under the direction of the Monroe County Department of Emergency Management.
- (F)** The Monroe County Commissioners may, to the extent permitted by IC 10-14-3-31 and subject to its provisions, command services from and/or requisition the use or other property belonging to other organizations, corporations, or private persons as necessary to control the emergency and protect and provide for the public safety and welfare.
- (G)** The Monroe County Commissioners may order the evacuation of all or part of the population from stricken areas of Monroe County, and prescribe routes, modes of transportation, and destinations for such evacuation.
- (H)** The Monroe County Commissioners may make provision for availability and use of temporary emergency housing, which housing need not necessarily comply with any minimum housing standards, building or zoning regulations, etc., which would govern the use and location of premises for housing purposes during normal times.

- (I)** The Monroe County Commissioners may suspend, for the duration of the emergency (or for a shorter period as they determine), any provisions of or procedures prescribed by ordinances of Monroe County if they would be impractical during the emergency, would interfere with the implementation and carrying out of emergency plans, or would be contrary to actions necessary to protect the public safety and welfare; provided, however, that except in accordance with subsection (J) hereinafter the Commissioners may not suspend any provisions of ordinances or procedures which are mandated by statute.
- (J)** In the event of enemy attack, or when the state of emergency has been proclaimed by the Governor, the Monroe County Commissioners may also in accordance with IC 10-14-3-17(j)(5) waive any procedures or requirements of statute, or of Monroe County ordinances reflecting statutory requirements and mandates, and pertaining to the appropriation and expenditure of public funds, the incurrence of obligations, the performance of public works, the entering into contracts, the employment of permanent or temporary workers or utilization of volunteer workers, the rental of equipment, or the purchase and distribution of supplies, materials, and facilities.
- (K)** The Monroe County Commissioners may assign special emergency duties and functions to any Monroe County offices, departments, and agencies irrespective of their usual duties and functions, and any unexpended and unencumbered monies budgeted and appropriated for the operation of such offices, departments, and agencies and not otherwise dedicated by law to different and specified purposes may, within the scope of each major budget and appropriation category (major object classification), be utilized and expended for the purpose of carrying out such special emergency duties and functions.
- (L)** The Monroe County Commissioners may take and promulgate such emergency regulations as may be deemed necessary to protect life and property, preserve order, conserve critical resources, or

implement and carry out the provisions of the county's and state's disaster plans, including but not limited to the power to order the roads closed, establish curfews, close businesses, or any action that they deem necessary to save lives and recover from a declared emergency. This power also includes the power to supplement, modify, or suspend any general contingency regulations which may have been incorporated as part of Monroe County's previously adopted Comprehensive Emergency Management Plan. Any emergency regulations adopted under this subsection shall not be effective until promulgated, which promulgation shall be by written filing in the offices of the Monroe County Clerk and the Monroe County Auditor, provided however, that should such filing be impossible because of the emergency situation, such regulations shall be effective and enforceable notwithstanding. Such regulation shall have the full force of law and shall be enforceable by any police officer in accordance with IC 10-14-3-24.

- (M) The Monroe County Commissioners may request the State or the United States or their agencies and political subdivisions to send aid (including financial assistance) if the situation is beyond the control of the regular and emergency Monroe County forces and resources.

All actions and regulations under this section may be by executive order, and need not to be made or adopted by ordinance or resolution, but shall be consistent with and subordinate to any actions, orders, or regulations made by the Governor or a state agency implementing state Emergency Operations Plans.

450-22.

Special Emergency Powers and Duties of Coordinator of Emergency Management; Recommendations to Commissioners on Special Emergency Actions

It shall be the duty of the Coordinator to make recommendations and advise the Monroe County Board of Commissioners or the chief executive officer of any actions which it would be necessary or desirable to take under Section 21 of this chapter in the event of an emergency.

450-23. Special Emergency Powers and Duties of Coordinator of Emergency Management; Power to Implement Emergency Operations Plans During Presumptive State of Emergency; Rendering of Assistance by Monroe County Department of Emergency Management

In the event that an emergency clearly exists or is imminent within Monroe County, and a state of emergency has not been declared by the Governor nor is any person having the powers of the Principal Executive Officer of Monroe County present to declare such an emergency pursuant to Section 18 of this chapter, the Coordinator may temporarily presume the existence of a state of emergency even though not officially declared and may, as his own judgement dictates, invoke, implement, and carry out such provisions of Monroe County's adopted Comprehensive Emergency Management Plan as are necessary to cope with the emergency and protect the public safety and welfare, and shall be construed to have all powers necessary to doing so to the extent not specifically limited herein, until such time as the Principal Executive Officer becomes available. This section also applies to the Deputy Coordinator to the extent that the Deputy Coordinator is required to assume the duties of the Coordinator, as provided by Section 9, of this chapter, in the latter's absence or incapacitation during the emergency. Assistance from the Monroe County Department of Emergency Management may be rendered without a declaration of an emergency in order to assist local emergency services in time of need.

450-24. General Duties of Monroe County Officers and Employees During Emergency

All officers and employees of Monroe County shall cooperate with and give active support to the Monroe County Commissioners and the Monroe County Emergency Management Coordinator in all emergency management operations, and shall comply with all orders of the Monroe County Commissioners and the Monroe County Emergency Management Coordinator issued pursuant to this chapter.

450-25. Priority of Emergency Orders, Rules, and Regulations

At all times when the orders, rules, and regulations made and promulgated pursuant to this chapter shall be in effect, they supersede all existing ordinances, orders, rules, and regulations insofar as the latter may be inconsistent therewith.

450-26. Noncompliance with Emergency Orders, Rules, and Regulations; Obstruction or Impersonation of Emergency Management Authorities; Penalties and Enforcement

Whenever this chapter applies as provided in Section 16, it shall be unlawful and a penal ordinance violation for any person to:

- (A) Willfully obstruct, hinder, or delay the Monroe County Commissioners, the Monroe County Coordinator of Emergency Management, participating emergency services, authorized emergency management volunteers, or other authorities from implementing, carrying out, and enforcing emergency plans and procedures:
- (B) Fail to observe, abide by, and comply with any emergency management duties, orders, regulations, and procedures as made applicable to such person by the appropriate authorities: or
- (C) Falsely wear or carry identification as a member of the Monroe County Department of Emergency Management or to otherwise falsely identify or purport himself to be a Monroe County emergency management authority.

Any regular or reserve police officer of the State of Indiana or any of its political subdivisions, or any member of the Monroe County Department of Emergency Management or a participating emergency service, is hereby empowered to issue and serve a civil citation against any person found to be committing an offense described above. Any person who violates any provision of this section commits a Class A Ordinance Violation.

450-27. Limitation of Liability During State of Emergency or

Emergency Management Tests

Pursuant to IC 10-14-3-15(a) and IC 10-14-3-25, Monroe County, its assigned personnel, and participating emergency services, shall be held blameless and without responsibility for the loss of life or injury to persons or the destruction of property during an emergency management drill or emergency as performed under the direction of the Monroe County Emergency Management Coordinator.

[end of chapter]

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