

IC 10-14-2

Chapter 2. State Emergency Management Agency

IC 10-14-2-1

Establishment

Sec. 1. The state emergency management agency is established.
As added by P.L.2-2003, SEC.5.

IC 10-14-2-2

Appointment of director

Sec. 2. (a) The governor shall appoint a director, who is responsible for organizing and administering the agency.

(b) The director:

- (1) serves at the pleasure of the governor; and
- (2) is entitled to receive compensation set by the budget agency.

(c) The director shall serve as the executive secretary of the commission.

As added by P.L.2-2003, SEC.5.

IC 10-14-2-3

Hiring employees

Sec. 3. The director may hire qualified employees to carry out the agency's responsibilities, subject to the following:

- (1) The approval of the budget agency under IC 4-12-1-13.
- (2) IC 4-15-2.

As added by P.L.2-2003, SEC.5.

IC 10-14-2-4

Powers and duties

Sec. 4. The agency shall do the following:

- (1) Coordinate the state's emergency plans.
- (2) Serve as the coordinating agency for all state efforts for preparedness for, response to, mitigation of, and recovery from emergencies and disasters.
- (3) Administer this article and IC 16-31.
- (4) Perform duties assigned to the agency by the governor.

As added by P.L.2-2003, SEC.5.

IC 10-14-2-5

Presentation of state flags to members of the military or public safety officers who die in the line of duty

Sec. 5. (a) For purposes of this section, "member of the military or public safety officer" means an individual who is:

- (1) a member of a fire department (as defined in IC 36-8-1-8);
- (2) an emergency medical service provider (as defined in IC 16-41-10-1);
- (3) a member of a police department (as defined in IC 36-8-1-9);
- (4) a correctional officer (as defined in IC 5-10-10-1.5);
- (5) a state police officer;

- (6) a county police officer;
- (7) a police reserve officer;
- (8) a county sheriff;
- (9) a deputy sheriff;
- (10) an excise police officer;
- (11) a conservation enforcement officer;
- (12) a town marshal;
- (13) a deputy town marshal;
- (14) a university police officer appointed under IC 20-12-3.5;
- (15) a probation officer;
- (16) a paramedic;
- (17) a volunteer firefighter (as defined in IC 36-8-12-2);
- (18) an emergency medical technician or a paramedic working in a volunteer capacity;
- (19) a member of the armed forces of the United States;
- (20) a member of the Indiana Air National Guard; or
- (21) a member of the Indiana Army National Guard.

(b) For purposes of this section, "dies in the line of duty" refers to a death that occurs as a direct result of personal injury or illness resulting from any action that a member of the military or public safety officer, in the member of the military's or public safety officer's official capacity, is obligated or authorized by rule, regulation, condition of employment or services, or law to perform in the course of performing the member of the military's or public safety officer's duty.

(c) If a member of the military or public safety officer dies in the line of duty, a state flag shall be presented to:

- (1) the surviving spouse;
- (2) the surviving children if there is no surviving spouse; or
- (3) the surviving parent or parents if there is no surviving spouse and there are no surviving children.

(d) The state emergency management agency shall administer this section and may adopt rules under IC 4-22-2 to implement this section.

As added by P.L.142-2003, SEC.1.