

The EMAC Articles of Agreement

EMAC: The Cornerstone of Mutual Aid



Objective

Understand and apply:

- The 13 EMAC Articles of Agreement



EMAC Articles of Agreement

Article I: Purpose and Authorities

“...provide for the mutual assistance between the states entering into this compact....”

Article II: General Implementation

“The effective use of resources of the participating states shall be the underlying principle....”



EMAC Articles of Agreement

Article III: Party State Responsibilities

- Hazard analysis
- Plans, procedures, training
- Authorized representative
- Frequent consultation between states



EMAC Articles of Agreement

Article IV: Limitations

- “...the state rendering aid may withhold resources to the extent necessary to provide reasonable protection for such state.”
- “... the same powers (except arrest) are afforded forces of the state in which they are performing emergency services”.



EMAC Articles of Agreement

Article V: Licenses and Permits

“...licenses, certificates, or other permits...shall be deemed licensed, certified, or permitted by the state requesting assistance”.

Article VI: Liability

“...employees . . . rendering aid . . . shall be considered agents of the *requesting state* for tort liability and immunity purposes”.



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Article VII: Supplementary Agreements

“...nothing shall preclude any state from entering into supplementary agreements with another state....”

Article VIII: Compensation

“....injury or death benefits will be paid by party states in the same manner and on the same terms as if the injury or death were sustained within their own state”.



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Article IX: Reimbursement

“ . . . any party state rendering aid . . . shall be reimbursed by the party state receiving aid for any loss or damage to or expense incurred” ...
(requesting state)



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Article X: Evacuation

“Plans for the orderly evacuation and interstate reception... shall be worked out between party states....”

Article XI: Implementation

“...becomes immediately effective when enacted into law by a state” ...



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Article XII: Validity

“If any portion of this compact is declared unconstitutional,... the rest is still intact...”

Article XIII: Additional Provisions

National Guard cannot be used for military force (outside of the home state)



Summary

By adopting the language of the Compact into law, Member States agree to abide by and fulfill the EMAC Articles of Agreement.



QUESTIONS?



Think About It

- What types of professional licenses and certificates are recognized across state lines?

