

**ACTIVATION OF MOBILE SUPPORT UNIT  
IN ACCORDANCE WITH IC 10-14-3-19 AND EXECUTIVE ORDER 13-09  
ACTIVATION NUMBER 20161021A**

I, DAVID W. KANE, AS EXECUTIVE DIRECTOR OF THE INDIANA DEPARTMENT OF HOMELAND SECURITY, DO HEREBY ACTIVATE A MOBILE SUPPORT UNIT AS FOLLOWS:

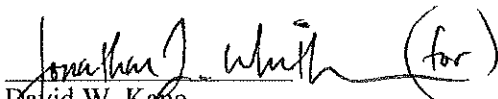
1. The Mobile Support Unit shall consist of law enforcement personnel from the City of Indianapolis, Town of Brookville, Town of Munster, City of Hammond, Town of Griffith, Michigan City, Town of Schererville, and Lake County to provide law enforcement support as needed to the County of Morton located in North Dakota for a situation involving civil unrest and criminal activities related to opposition of the Dakota Access Pipeline (DAPL) project. This Mobile Support Unit will be under the command of [REDACTED] the Mobile Support Unit Commander until November 8, 2016.
2. The Emergency Management Assistance Compact is being used for this out of state deployment.
3. The Mobile Support Unit shall congregate at the Munster Police Department and deploy from Munster, Indiana on **October 22, 2016** to the Morton County Tactical Operations Center, in Morton County, North Dakota to perform law enforcement duties through **November 6, 2016** and will arrive back in Indiana on **November 8, 2016**.
4. The Mobile Support Unit consists of the sixteen (16) individuals listed on the roster attached as **Exhibit 1** of this Activation Order. Twenty-one (21) law enforcement officers from the Indiana Department of Natural Resources will be traveling with this MSU. This roster may only be changed when the Mobile Support Unit Commander creates, signs and dates an amended roster which is then approved in writing by the IDHS Executive Director.

Prior to deployment, the Commander will obtain a completed and signed Mobile Support Unit member checklist, attached as **Exhibit 2** of this Activation Order, from each MSU team member. The Mobile Support Unit Commander shall forward a copy of these completed checklists to the State Emergency Operations Center and the State Finance Section Chief.

Prior to deployment, the Commander must send a notice to the employer of each Mobile Support Unit member who deploys in an "employed and working" status as displayed in **Exhibit 3** of this Activation Order. This notice will inform the employer of this activation order and will describe the reimbursement procedures under which the employer may seek reimbursement from IDHS for the salary of the unit member and his or her other allowable expenses.

5. The Mobile Support Unit Commander, The Mobile Support Unit, this Mobile Support Unit Activation Order, and Reimbursement shall be subject to IC 10-14-3-19, the Mobile Support Unit Guidelines at: [http://www.in.gov/dhs/files/Mobile\\_Support\\_Unit\\_Guidelines\\_3-3-10.pdf](http://www.in.gov/dhs/files/Mobile_Support_Unit_Guidelines_3-3-10.pdf), and the March 4, 2016 Disaster Reimbursements Information Bulletin issued by the Indiana Department of Homeland Security.
6. Under IC 10-14-3-19(c), each member of the Mobile Support Unit is considered to be a state emergency management worker for the purposes of IC 10-14-3-15 while serving as a member of the Mobile Support Unit. All members of this Mobile Support Team must be deploying in an "employed and working status" with the individual's employer. To be eligible to be placed on a roster, Mobile Support Unit members must have health insurance coverage and also be covered by workers compensation through their employer.

SIGNED THIS 21st DAY OF October 2016

 (for)

David W. Kane  
Executive Director  
Indiana Department of Homeland Security

[illegible]

**Exhibit 2**

**MOBILE SUPPORT UNIT MEMBER CHECKLIST**

**(This checklist must be updated by each DRTF member annually by January 1.)**

<b>1. MOBILE SUPPORT UNIT MEMBER INFORMATION</b>		
Name:		Title:
Address		
City:	State:	Zip Code:
E-mail:		Phone No.:
<b>2. MOBILE SUPPORT UNIT MEMBER REIMBURSEMENT STATUS (Entity responsible for salary and workers' compensation insurance while deployed as part of the Mobile Support Unit)</b>		
Employed by Local Government Agency: _____		Employed by State Government Agency: _____
Employed by Non-Governmental Employer: _____		Volunteer Fire Department Member: _____
Other: _____; If Other, please explain		
<b>3. IF EMPLOYED OR IF VOLUNTEER FIRE DEPARTMENT MEMBER, COMPLETE THE FOLLOWING:</b>		
Employer's Name:		
Employer's Mailing Address		
City	State	Zip Code
Employer's Federal Tax ID:		
Employer's Contact Person:		
Contact's E-mail:		Contact's Phone No.:
<b>4. IF EMPLOYED (Information to be provided by Employer's HR Director):</b>		
Hourly Wage:		Hourly Fringe Benefits:
Eligible for paid overtime (Yes or No):		
Overtime Hourly Wage:		Overtime Hourly Fringe Benefits:
<b>5. PERSONAL SUPPLIES AND EQUIPMENT WITH WHICH THE INDIVIDUAL WILL BE RESPONDING:</b>		
<b>6. EMPLOYER PROVIDED SUPPLIES AND EQUIPMENT (INCLUDING VEHICLES) WITH WHICH THE INDIVIDUAL WILL BE RESPONDING:</b>		



MICHAEL R. PENCE, Governor  
STATE OF INDIANA

INDIANA DEPARTMENT OF HOMELAND SECURITY  
302 West Washington Street  
Indianapolis, IN 46204

**Exhibit 3**

**NOTICE TO EMPLOYER OF EMPLOYEE MEMBER OF A MOBILE SUPPORT UNIT THAT  
MAY BE ACTIVATED IN ACCORDANCE WITH IC 10-14-3-19**

Under the provisions of IC 10-14-3-19, the Executive Director of the Indiana Department of Homeland Security has the authority to activate one or more mobile support units to respond to a disaster, public health emergency, public safety emergency, or other event that requires emergency action. One or more of your employees has volunteered to be a member of a mobile support unit to provide fire, hazardous materials, emergency medical or other essential response services.

While serving as a member of a mobile support unit ("MSU"), your employee is an emergency management worker as provided in IC 10-14-3-15. Under that statute, except in cases of willful misconduct, gross negligence, or bad faith, any emergency management worker complying with or reasonably attempting to comply with IC 10-14-3 or any order or rule adopted under IC 10-14-3, or under any ordinance relating to blackout or other precautionary measures enacted by any political subdivision of the state, is not liable for the death of or injury to persons or for damage to property as a result of any such activity.

In addition, under IC 10-14-3-19, the follow reimbursement of employers or self-employed individuals is permitted:

(f) The state may reimburse a political subdivision for:

(1) the compensation paid and actual and necessary travel, subsistence, and maintenance expenses of an employee of the political subdivision while the employee is serving as a member of a mobile support unit;

(2) all payments for death, disability, or injury of an employee incurred in the course of duty while the employee was serving as a member of a mobile support unit;

(3) all losses of or damage to supplies and equipment of the political subdivision or the employee incurred while the employee was serving as a member of a mobile support unit; and

(4) the cost of a backfill employee necessary for the political subdivision to fill the position and perform the duties of an employee deployed on a mobile support unit to assist another state under the Emergency Management Assistance Compact, but only if and to the extent the cost of the backfill employee represents an extra cost to the political subdivision.

(g) For an individual of a mobile support unit who is not an employee of the state or a political subdivision, the state may:

(1) compensate the individual:

(A) at a rate of pay approved by the executive director;

(B) by reimbursing the individual for the actual and necessary:

(i) travel;

(ii) subsistence; and

(iii) maintenance;

expenses of the individual of the mobile support unit incurred while the individual is on duty as a member of a mobile support unit; and

(C) for all losses of or damage to supplies and equipment of the individual incurred while the individual is on duty as a member of a mobile support unit;



An Equal Opportunity Employer

or

(2) reimburse the individual's employer for:

(A) the compensation paid and the actual and necessary:

(i) travel;

(ii) subsistence; and

(iii) maintenance;

expenses of the employee while the employee is on duty as a member of a mobile support unit;

(B) all losses of or damage to supplies and equipment of the employer or the employee incurred in the course of duty while the employee was on duty as a member of a mobile support unit.

Questions concerning this notice can be referred to the EOC Manager, Indiana Department of Homeland Security, Division of Response and Recovery, at [REDACTED] or by email at [EOCManager@dhs.in.gov](mailto:EOCManager@dhs.in.gov).