

- (1) THE DISTRICT OF COLUMBIA;
- (2) VIRGINIA;
- (3) WEST VIRGINIA;
- (4) PENNSYLVANIA;
- (5) DELAWARE; OR

(6) A FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY OF THIS STATE, THE DISTRICT OF COLUMBIA, VIRGINIA, WEST VIRGINIA, PENNSYLVANIA, OR DELAWARE.

~~(C) A FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY MAY NOT ENTER INTO A MUTUAL AID AGREEMENT UNLESS THE AGREEMENT PROVIDES THAT A THE AGREEMENT MAY PROVIDE THAT A SUBSCRIBING PARTY THAT REQUESTS ASSISTANCE UNDER THE AGREEMENT:~~

~~{1} INDEMNIFIES AND SAVES HARMLESS A PARTY PROVIDING ASSISTANCE UNDER THE AGREEMENT FROM ALL CLAIMS BY THIRD PARTIES FOR PROPERTY DAMAGE OR PERSONAL INJURY ARISING OUT OF THE MUTUAL AID ACTIVITIES, INCLUDING TRAVEL, OF THE PARTY PROVIDING ASSISTANCE THAT OCCUR OUTSIDE THE JURISDICTION OF THE PARTY PROVIDING ASSISTANCE EXCEPT THAT THE PARTY REQUESTING ASSISTANCE NEED NOT INDEMNIFY THE PARTY PROVIDING ASSISTANCE IF:~~

~~{1} (1) THE PARTY PROVIDING ASSISTANCE DOES NOT COOPERATE IN DEFENDING AGAINST CLAIMS MADE BY THIRD PARTIES; AND OR~~

~~{1} (2) THE CLAIMS BY THIRD PARTIES ARISE OUT OF MALICIOUS ACTS OF THE PARTY PROVIDING ASSISTANCE; AND~~

~~{2} WAIVES ALL CLAIMS THAT IT MAY HAVE AGAINST A PARTY PROVIDING ASSISTANCE UNDER THE AGREEMENT FOR PROPERTY DAMAGE OR PERSONAL INJURY ARISING OUT OF THE MUTUAL AID ACTIVITIES, INCLUDING TRAVEL, OF THE PARTY PROVIDING ASSISTANCE THAT OCCUR OUTSIDE THE JURISDICTION OF THE PARTY PROVIDING ASSISTANCE.~~

(D) A FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES ENTITY MAY NOT ENTER INTO A MUTUAL AID AGREEMENT UNLESS THE AGREEMENT PROVIDES THAT EACH SUBSCRIBING PARTY SHALL WAIVE ANY AND ALL CLAIMS AGAINST ALL OTHER PARTIES TO THE AGREEMENT THAT MAY ARISE OUT OF THEIR ACTIVITIES OUTSIDE THEIR RESPECTIVE JURISDICTIONS UNDER THE AGREEMENT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1989.

Approved May 25, 1989.