

Liability: Emergency Management Worker

R.R.S. Neb. 81-829.55(1)

An emergency management worker, who, in good faith, attempts to comply with emergency rules or orders, will not be held legally responsible. They can be held legally responsible if they act with extreme carelessness or intent to cause harm.

Immunity from liability for activities; covered by Nebraska Workers?

Compensation Act; licenses, not required; emergency management worker; powers, duties, immunities, privileges

(1) All functions provided for in the Emergency Management Act and all other activities relating to emergency management are hereby declared to be governmental functions. The United States, the state, any political subdivision thereof, any other agencies of the United States, the state, or a political subdivision thereof, and, except in cases of willful misconduct, gross negligence, or bad faith, any emergency management worker complying with or reasonably attempting to comply with the provisions of the act, any emergency management act of Congress, or any order, rule, or regulation promulgated pursuant to the act or any emergency management act of Congress or acting pursuant to any ordinance relating to black-out or other precautionary measures enacted by any political subdivision of the state shall not be liable for the death of or injury to persons or for damage to property as a result of any such activity. This section shall not affect the right of any person to receive benefits to which he or she would otherwise be entitled under the Emergency Management Act, under the Nebraska Workers? Compensation Act, or under any pension law or the right of any person to receive any benefits or compensation under any act of Congress.