

## **Liability: State and Political Subdivision**

### ARS 26-314(A)

The State or other political subdivision and its departments, agencies, or boards will not be held legally responsible for the performance, or failure to perform, of an emergency worker in good faith. They can be held legally responsible if acting with extreme carelessness.

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### **Immunity of state, political subdivision and officers, agents and emergency workers; limitation; rules**

A. This state and its departments, agencies, boards, commissions and all other political subdivisions are not liable for any claim based upon the exercise or performance, or the failure to exercise or perform, a discretionary function or duty by any emergency worker, excepting wilful misconduct, gross negligence or bad faith of any such emergency worker, in engaging in emergency management activities or performing emergency functions pursuant to this chapter or title 36, chapter 6, article 9.