

**TITLE 2****BOARDS AND COMMISSIONS, ETC.****CHAPTER****1. CIVIL DEFENSE ORGANIZATION.****CHAPTER 1****CIVIL DEFENSE ORGANIZATION****SECTION**

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**2-101. Civil defense organization created.** Pursuant to the powers granted by Tennessee Code Annotated, §§ 58-2-101, et seq., the following joint civil defense organization shall be established. There is hereby created the Gibson County Civil Defense Organization, which shall be a joint operation by the City of Humboldt and the County of Gibson for the purpose of organizing and directing civil defense for the citizens of the entire county. All other civil defense agencies within the corporate limits of Gibson County shall be considered as a total part of the county-wide civil defense emergency resources, and when such agencies operate out of its corporate limits, it shall be at the direction of, subordinate to, and a part of the Gibson County Civil Defense. (1980 Code, § 1-801)

**2-102. Authority and responsibilities of organization.**

(1) Authority. In accordance with federal and state enactments of law, the Gibson County Civil Defense Organization is hereby authorized to assist the regular government of the county and governments of all political subdivisions therein, as may be necessary due to enemy caused emergency or natural disasters, including but not limited to: storms, floods, fires, explosions, tornadoes, hurricanes, drought, or peacetime man-made disasters, which might occur affecting the lives, health, safety, welfare, and property of the citizens of Gibson County. The Gibson County Civil Defense Organization is hereby authorized to perform such duties and functions as may be necessary on account of said disasters. The Gibson County Civil Defense Organization is hereby designated the official agency to assist regular forces in time of said emergencies.

(2) Responsibilities. The Gibson County Civil Defense Organization shall be responsible for preparation and readiness against enemy caused and natural emergencies arising in Gibson County, to establish and coordinate emergency plans, forces, means, and resources, and is hereby designated the official agency to establish such emergency plans. (1980 Code, § 1-802)

**2-103. Office of director--authority and responsibility.** (1) The office of the director of civil defense is hereby created. The director shall have authority to request the declaration of the existence of an emergency by the mayor and county executive or either or by higher authority as appropriate.

(2) The director shall have overall responsibility for the preparation of all plans, recruitment, and training of personnel. All local civil defense plans will be in consonance with State Plans and shall be approved by the State Civil Defense Office.

(3) The director is hereby given the authority to delegate such responsibility and authority as is necessary to carry out the purposes of this chapter subject to the approval of the chief executive officers of the city and county.

(4) The director shall be responsible to the chief executive officers of the city and county for the execution of the authorities, duties, and responsibilities of the Gibson County Civil Defense Organization, for the preparation of all plans and administrative regulations and for recruitment and training of personnel. (1980 Code, § 1-803)

**2-104. Civil defense corps created.** The Gibson County Civil Defense Corps is hereby created. The corps shall be under the direction of the director of civil defense and his staff members with delegated authority; it shall consist of designated regular government employees and volunteer workers. Duties and responsibilities of the corps members shall be outlined in the Civil Defense Emergency Plan. (1980 Code, § 1-804)

**2-105. Municipal or private liability.** The duties prescribed in this document are an exercise by the city and county of its governmental functions for the protection of the public peace, health, and safety and neither the City of Humboldt nor Gibson County, the agents and representatives of said city and county, nor any individual, receiver, firm, partnership, corporation, association, or trustee, nor any of the agents thereof, in good faith carrying out, complying with or attempting to comply with, any order, rule, or regulation promulgated pursuant to the provisions of this document shall be liable for any damage sustained to person or property as the result of said activity. Any person owning or controlling real estate or other premises for the purpose of sheltering persons during an actual, impending, or practice attack, shall together with his successors in interest, if any, not be civilly liable for the death of, or injury to, any person on or about such real estate or premises under such license,

privilege, or other permission or for loss of, or damage to, the property of such person. (1980 Code, § 1-805)

**2-106. Expenses of civil defense.** No person shall have the right to expend any public funds of the city or county in carrying out any civil defense activities authorized by this document without prior approval by the governing bodies of the city or county or both; nor shall any person have any right to bind the city or county by contract, agreement, or otherwise without prior and specific approval by the governing body of the city and/or county. The civil defense director shall disburse such monies as may be provided annually by appropriation of the city and county for the operation of the civil defense organization. He shall be responsible for the preparation and submission of a budget with recommendations as to its adoption by the city and county. All funds shall be disbursed upon vouchers properly executed by the director of civil defense, subject to audit by either the City of Humboldt or Gibson County. The civil defense director is hereby authorized to accept federal contributions in money, equipment, or otherwise, when available, or state contributions, and is further authorized to accept contributions to the civil defense organization, such funds becoming liable for audit by the city or county. (1980 Code, § 1-806)