



1 declared national, state or local emergency caused by a natural  
2 disaster or catastrophic event, at the request of or with the  
3 approval of a national, state or local public official, law  
4 enforcement official, public safety official or building inspection  
5 official believed by the licensed architect or professional engineer  
6 to be acting in an official capacity, shall not be liable for any  
7 personal injury, wrongful death, property damage or other loss of  
8 any nature related to the licensed architect's or professional  
9 engineer's acts or omissions in the performance of such professional  
10 services for any publicly or privately owned structure, building,  
11 facility, project utility, equipment, machine, process, piping or  
12 other system. Nothing in this section shall provide immunity for  
13 injury or damage resulting from gross negligence or willful or  
14 wanton misconduct in rendering the emergency professional services.  
15 The immunity provided in this section shall apply only to a  
16 voluntary architectural or engineering service that occurs during  
17 the emergency or within ninety (90) days following the end of the  
18 period for an emergency, disaster or catastrophic event, unless  
19 extended by an executive order issued by the Governor under the  
20 Governor's emergency executive powers.

21 B. In the event a natural disaster or catastrophic event  
22 described pursuant to subsection A of this section occurs, and the  
23 services of licensed architects or professional engineers who  
24 provide architectural, structural, electrical, mechanical or other

1 design professional services are required, but the number of  
2 professional persons licensed or registered in this state is  
3 insufficient for such purpose, any person licensed or registered in  
4 another state to practice such profession and who is a member of a  
5 mobile support team or unit of the licensing state, may inspect and  
6 placard structures for safety and habitability in this state upon  
7 request by the Governor of this state and order of the Governor of  
8 the person's home state without being licensed or registered in this  
9 state. Out-of-state licensed architects or professional engineers  
10 who inspect and placard structures for safety and habitability under  
11 these conditions shall not be liable for any personal injury,  
12 wrongful death, property damage or other loss related to the  
13 licensed architect's or professional engineer's acts or omissions in  
14 the performance of such emergency professional services for any  
15 publicly or privately owned structure, building, facility, project  
16 utility, equipment, machine, process, piping or other system.  
17 Nothing in this section shall provide immunity for injury or damage  
18 resulting from gross negligence or willful or wanton misconduct in  
19 rendering the emergency professional services. The immunity  
20 provided in this section shall apply only to a voluntary  
21 architectural or engineering service of inspecting and placarding  
22 structures for safety and habitability that occurs during the  
23 emergency or within ninety (90) days following the end of the period  
24 for an emergency, disaster or catastrophic event, unless extended by

1 an executive order issued by the Governor of this state under the  
2 Governor's emergency executive powers.

3 C. A licensed architect, professional engineer, building  
4 inspection official, law enforcement official, public official or  
5 public safety official who:

6 1. Attends a training program intended to make schools safer in  
7 the event of severe weather or natural disasters offered by the  
8 Department of Emergency Management or the Federal Emergency  
9 Management Agency; and

10 2. Agrees to voluntarily produce a risk-assessment report under  
11 direction and supervision of the Department of Emergency Management  
12 that includes:

13 a. options for hardening or installation of safe rooms in  
14 a school, or  
15 b. recommendations for safe refuge areas already existing  
16 in the school,

17 shall not be liable for any personal injury, wrongful death,  
18 property damage or other loss of any nature related to the  
19 individual's acts or omissions in the performance of such  
20 professional voluntary services for any school. Nothing in this  
21 section shall provide immunity for injury or damage resulting from  
22 gross negligence or willful or wanton misconduct in rendering the  
23 voluntary professional services.

24 D. For the purposes of this section:

1        1. "Building inspection official" means any appointed or  
2 elected federal, state or local official with executive  
3 responsibility to coordinate building inspection in the jurisdiction  
4 in which the emergency or event has occurred;

5        2. "Law enforcement official" means any appointed or elected  
6 federal, state or local official with executive responsibility to  
7 coordinate law enforcement in the jurisdiction in which the  
8 emergency or event has occurred;

9        3. "Licensed architect" means a person duly licensed pursuant  
10 to Section 46.1 et seq. of Title 59 of the Oklahoma Statutes;

11       4. "Professional engineer" means a person duly licensed and  
12 registered pursuant to Section 475.1 et seq. of Title 59 of the  
13 Oklahoma Statutes;

14       5. "Public official" means any elected federal, state or local  
15 official with executive responsibility in the jurisdiction in which  
16 the emergency or event has occurred; and

17       6. "Public safety official" means any appointed or elected  
18 federal, state or local official with executive responsibility to  
19 coordinate public safety in the jurisdiction in which the emergency  
20 or event has occurred.

21       SECTION 2. This act shall become effective November 1, 2014.

22  
23       COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 02/12/2014 - DO  
24       PASS, As Coauthored.