

ASSEMBLY, No. 4373

STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED JUNE 20, 2022

Sponsored by:

Assemblyman CLINTON CALABRESE

District 36 (Bergen and Passaic)

Assemblywoman SHANIQUE SPEIGHT

District 29 (Essex)

Senator PAUL A. SARLO

District 36 (Bergen and Passaic)

SYNOPSIS

Permits municipal emergency management coordinators to reside within reasonable proximity to municipality in which they are employed.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/29/2022)

A4373 CALABRESE, SPEIGHT

2

1 AN ACT concerning municipal emergency management
2 coordinators and amending P.L.1953, c.438.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. Section 8 of P.L.1953, c.438 (App.A:9-40.1) is amended to
8 read as follows:

9 8. a. In every municipality of this State, the mayor or, in the
10 case of a municipality which has adopted the commission form of
11 government pursuant to the provisions of the "commission form of
12 government law" (R.S.40:70-1 et seq.), the commissioner serving as
13 director of the department to which the responsibility for emergency
14 management has been assigned, shall appoint a municipal
15 emergency management coordinator **[and, except as otherwise**
16 **provided in this section, such appointment shall be made from**
17 **among the residents of the municipality]**. Any qualified individual
18 appointed as a municipal emergency management coordinator who
19 is not a resident of the municipality shall reside within a reasonable
20 proximity of the municipality to ensure a prompt response or
21 coordination of municipal resources for any local incident. The
22 municipal emergency management coordinator, subject to fulfilling
23 the requirements of this section, shall serve for a term of three
24 years. As a condition of his appointment and his right to continue
25 for the full term of his appointment, each municipal emergency
26 management coordinator shall have successfully completed at the
27 time of his appointment or within one year immediately following
28 his appointment or the effective date of this act, whichever is later,
29 the current approved Home Study Course and the basic Emergency
30 Management workshop. The failure of any municipal emergency
31 management coordinator to fulfill such requirement within the
32 period prescribed shall disqualify the coordinator from continuing
33 in the office of coordinator and thereupon a vacancy in said office
34 shall be deemed to have been created.

35 b. The provisions of this section shall not bar a municipality
36 from entering into an agreement pursuant to the "Uniform Shared
37 Services and Consolidation Act," sections 1 through 35 of P.L.2007,
38 c.63 (C.40A:65-1 through C.40A:65-35) to designate (1) a
39 municipal emergency management coordinator to serve two or more
40 municipalities jointly, or (2) the county emergency management
41 coordinator appointed pursuant to section 12 of P.L.1953, c.438
42 (C.App.A:9-42.1) for the county in which that municipality is
43 located as the municipal emergency management coordinator,
44 subject to approval of the governing body of the county. A

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 municipality entering into such an agreement shall notify the State
2 Emergency Management Coordinator.

3 c. **【**In a municipality with a population of less than 5,000
4 persons according to the most recent federal decennial census, the
5 mayor or commissioner, as applicable, may appoint a nonresident,
6 who is a resident of the county in which the municipality is located,
7 as the municipal emergency management coordinator if a qualified
8 resident of the municipality cannot be recruited.**】** (Deleted by
9 amendment, P.L. , c.)(pending before the Legislature as this
10 bill)
11 (cf: P.L.2021, c.50, s.1)

12

13 2. This act shall take effect immediately.

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STATEMENT

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18 This bill permits municipal emergency management coordinators
19 to reside within a reasonable proximity to the municipality in which
20 they are employed.

21 Under the bill, the emergency management coordinator must
22 reside near enough to the municipality to ensure a prompt response
23 or coordination of municipal resources for any local incidences.

24 Under current law, municipal emergency management
25 coordinators are required to be a resident of the municipality in
26 which they are employed, except that a municipality of less than
27 5,000 persons may appoint a nonresident who is a resident of the
28 county in which the municipality is located if a qualified resident
29 cannot be recruited.