

40:5-2

LEGISLATIVE HISTORY CHECKLIST

NJSA: 40:5-2,  
40A:14-85.1

(Emergency vehicles &  
equipment--clarify as  
permissible local  
purchases)

LAWS OF: 1986

CHAPTER 120

BILL NO: A1753

Sponsor(s): Girgenti

Date Introduced: Pre-filed

Committee: Assembly: Municipal Government

Senate: County & Municipal Government

Amended during passage: Yes

Amendments during passage denoted by  
asterisks.

Date of Passage:

Assembly:

June 16, 1986

Senate:

Sept. 15, 1986

Date of Approval:

Oct. 8, 1986

Following statements are attached if available:

Sponsor statement:

Yes

Committee statement:

Assembly

Yes

Senate

Yes

Fiscal Note:

No

Veto Message:

No

Message on Signing:

No

Following were printed:

Reports:

No

Hearings:

No

10-8-86

[OFFICIAL COPY REPRINT]

## ASSEMBLY, No. 1753

## STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Assemblyman GIRGENTI

AN ACT concerning county **\*[and]\*** \*,\* municipal *\*and fire district\** support of first aid and emergency or volunteer ambulance or rescue squad associations, **\*[and]\*** amending R. S. 40:5-2 *\*and supplementing chapter 14 of Title 40A of the New Jersey Statutes.\**

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. R. S. 40:5-2 is amended to read as follows:

2 40:5-2. Any county or municipality may make a voluntary con-  
3 tribution of not more than \$25,000.00 annually to any duly incor-  
4 porated first aid and emergency or volunteer ambulance or rescue  
5 squad association of the county, or of any municipality therein,  
6 rendering service generally throughout the county, or any of the  
7 municipalities thereof. In addition, if any such **\*[association]\***  
8 *\*associations\** experience extraordinary need, the county or munici-  
9 pality may contribute an additional amount of not more than  
10 \$25,000.00 annually; provided, however, that the need for such addi-  
11 tional funds is established by the association and is directly related  
12 to the performance of said association's duties. The chief financial  
13 officer of the county or municipality shall receive an audit performed  
14 by a certified public accountant or a registered municipal accountant  
15 in any year in which any contribution is made of each association's  
16 financial records for the previous fiscal year and shall file a copy  
17 thereof with the clerk of the county or municipality.

18 Any county or municipality may appropriate such additional  
19 sums as it may deem necessary for the purchase of first aid,

**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 printed in italics *thus* is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

\*—Assembly committee amendments adopted May 15, 1986.

20 ambulance, rescue or other emergency vehicles, equipment, supplies  
 21 and material for use by these associations, the title to which shall  
 22 remain with the county or municipality, provided that the funds  
 23 are controlled and disbursed by the county or municipality.

24 \***[In the case of a joint purchase made by the governing bodies of**  
 25 *two or more local units pursuant to the provisions of the “Con-*  
 26 *solidated Municipal Service Act,” P. L. 1952, c. 72 (C. 40:48B-1*  
 27 *et seq.), the title to the item purchased shall be held by the joint*  
 28 *meeting formed by the contracting governing bodies.]*\* \*In the  
 29 case of a joint purchase made by the governing bodies of two or  
 30 more local units pursuant to the provisions of the “Consolidated  
 31 Municipal Service Act,” P. L. 1952, c. 72 (C. 40:48B-1 et seq.), the  
 32 title to the purchase shall be held by the joint meeting formed by the  
 33 contracting governing bodies.\*

1 \*2. (New section) *Any fire district may appropriate such sums as*  
 2 *it may deem necessary for the purchase of first aid, ambulance,*  
 3 *rescue or other emergency vehicles, equipment, supplies and ma-*  
 4 *terials for use by duly incorporated first aid, emergency or volunteer*  
 5 *ambulance or rescue squad associations rendering service generally*  
 6 *throughout the fire district.\**

1 \***[2.]**\* \*3.\* This act shall take effect immediately.

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# ASSEMBLY, No. 1753

Introduced Pending Technical Review by Legislative Counsel  
PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Assemblyman GIRGENTI

# ASSEMBLY, No. 3088

# STATE OF NEW JERSEY

INTRODUCED JANUARY 3, 1985

By Asssemblyman GIRGENTI

AN ACT concerning county and municipal support of first aid and emergency or volunteer ambulance or rescue squad associations, and amending R. S. 40:5-2.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. R. S. 40:5-2 is amended to read as follows:

2 40:5-2. Any county or municipality may make a voluntary con-  
3 tribution of not more than \$25,000.00 annually to any duly incor-  
4 porated first aid and emergency or volunteer ambulance or rescue  
5 squad association of the county, or of any municipality therein,  
6 rendering service generally throughout the county, or any of the  
7 municipalities thereof. In addition, if any such association experi-  
8 ence extraordinary need, the county or municipality may contribute  
9 an additional amount of not more than \$25,000.00 annually; pro-  
10 vided, however, that the need for such additional funds is estab-  
11 lished by the association and is directly related to the performance  
12 of said association's duties. The chief financial officer of the county  
13 or municipality shall receive an audit performed by a certified  
14 public accountant or a registered municipal accountant in any year  
15 in which any contribution is made of each association's financial  
16 records for the previous fiscal year and shall file a copy thereof  
17 with the clerk of the county or municipality.

18 Any county or municipality may appropriate such additional  
19 sums as it may deem necessary for the purchase of first aid,  
20 *ambulance, rescue or other emergency* vehicles, equipment, supplies  
21 and material for use by these associations, the title to which shall

**Matter printed in italics thus is new matter.**

22 remain with the county or municipality, provided that the funds  
23 are controlled and disbursed by the county or municipality.

24 *In the case of a joint purchase made by the governing bodies of*  
25 *two or more local units pursuant to the provisions of the "Con-*  
26 *solidated Municipal Service Act," P. L. 1952, c. 72 (C. 40:48B-1*  
27 *et seq.), the title to the item purchased shall be held by the joint*  
28 *meeting formed by the contracting governing bodies.*

1 2. This act shall take effect immediately.

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#### STATEMENT

This bill would clarify the authority of a county or municipality to purchase emergency vehicles, equipment, supplies and materials for use by first aid and emergency or volunteer ambulance or rescue squad associations. Under current law, a county or municipality may purchase "first aid" vehicles, equipment, supplies and materials for "these associations." Because current law applies to all of the associations, this bill provides that a local unit may also purchase ambulance, rescue and other emergency vehicles, equipment, supplies and materials.

In addition, the bill provides that in the case of a joint purchase of any of these items, the title to the item purchased shall be held by the joint meeting formed by the participating local units.

A1753(1986)

ASSEMBLY MUNICIPAL GOVERNMENT COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 1753**

with Assembly committee amendments

**STATE OF NEW JERSEY**

DATED: MAY 15, 1986

The Assembly Municipal Government Committee favorably reports Assembly Bill No. 1753 with committee amendments.

This bill authorizes a county, municipality or fire district to purchase first aid, ambulance, rescue or other emergency vehicles for use by first aid and emergency or volunteer ambulance or rescue squad associations.

Current law allows a county or municipality to purchase first aid vehicles, equipment, supplies and materials for use by "these associations." This language is considered vague and does not express the intent of the Legislature that the purchase of vehicles was not limited just to first aid vehicles, or to only first aid squads, but included ambulance, rescue and other emergency vehicles, and emergency, volunteer ambulance or rescue squad associations.

The bill was amended by the committee to omit a provision concerning the possession of title to a vehicle in the case of a joint purchase. This provision was made unnecessary by the enactment of an identical provision by P. L. 1985, c. 19 subsequent to the introduction of the bill. This bill was also amended to authorize fire districts to purchase first aid, ambulance, rescue or other emergency vehicles for use by such associations rendering service within the fire district.

This bill was pre-filed for introduction in the 1986 session pending technical review. As reported and amended, the bill includes the changes required by technical review which has been performed.

## SENATE COUNTY AND MUNICIPAL GOVERNMENT COMMITTEE

Statement to

ASSEMBLY BILL NO. 1753 OCR

Dated: July 31, 1986

The Senate County and Municipal Government Committee reports favorably Assembly Bill 1753 OCR.

Assembly Bill 1753 OCR authorizes a county, municipality or fire district to purchase first aid, ambulance, rescue or other emergency vehicles for use by first aid and emergency, volunteer ambulance or rescue squad associations.

Current law allows a county or municipality to purchase first aid vehicles, equipment, supplies and materials for use by "these associations." This language is considered vague and does not express the intent of the Legislature that the purchase of vehicles was not limited just to first aid vehicles, or to only first aid squads, but included ambulance, rescue and other emergency vehicles, and emergency, volunteer ambulance or rescue squad associations. This bill clarifies that a county or municipality may purchase such vehicles.

The bill also authorizes fire districts to purchase first aid, ambulance, rescue or other emergency vehicles for use by such associations rendering service within the fire district.