

40A:14-98
LEGISLATIVE HISTORY CHECKLIST
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LAWS OF: 2011 **CHAPTER:** 56

NJSA: 40A:14-98 (Permits certain members of Junior Firemen's Auxiliaries to perform non-hazardous support duties at fire sites)

BILL NO: A2032 (Substituted for S1917)

SPONSOR(S) Johnson and others

DATE INTRODUCED: February 8, 2010

COMMITTEE: **ASSEMBLY:** Law and Public Safety

SENATE: Law and Public Safety

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** February 25, 2010

SENATE: March 21, 2011

DATE OF APPROVAL: April 20, 2011

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (Introduced version of bill enacted)

A2032

SPONSOR'S STATEMENT: (Begins on page 3 of introduced bill)	Yes
COMMITTEE STATEMENT:	ASSEMBLY: Yes
	SENATE: Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT:	No
LEGISLATIVE FISCAL NOTE:	No

S1917

SPONSOR'S STATEMENT: (Begins on page 3 of introduced bill)	Yes
COMMITTEE STATEMENT:	ASSEMBLY: No
	SENATE: Yes
FLOOR AMENDMENT STATEMENT:	No
LEGISLATIVE FISCAL ESTIMATE:	No

(continued)

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

LAW/RWH

P.L.2011, CHAPTER 56, *approved April 20, 2011*
Assembly, No. 2032

1 AN ACT concerning Junior Firemen's Auxiliaries and amending
2 N.J.S.40A:14-98.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. N.J.S.40A:14-98 is amended to read as follows:

8 40A:14-98. a. The governing body of the municipality or the
9 board of commissioners of the fire district shall, before authorizing
10 the establishment of any Junior Firemen's Auxiliary, formulate rules
11 and regulations to govern the activities of the auxiliary. The rules
12 and regulations shall provide for the training of the auxiliary for
13 eventual membership in the volunteer fire department of the
14 municipality or fire district or in any such volunteer fire company
15 or companies affording fire protection therein, and shall further
16 provide that no junior fireman shall be required to perform duties
17 which would expose him to the same degree of hazard as a regular
18 member of a volunteer fire company.

19 b. If the governing body or board of commissioners, as the case
20 may be, so provide in the rules and regulations governing the
21 auxiliary, a junior fireman 16 years of age or older may perform
22 non-hazardous support duties at a fire site; provided: (1) the junior
23 fireman has been appropriately and adequately trained to perform
24 the support duties; (2) the junior fireman is appropriately and
25 adequately supervised in performing those support duties at the fire
26 site; (3) the junior fireman's parent or guardian has provided written
27 permission allowing the junior fireman to perform those support
28 duties; and (4) the governing body or board of commissioners, as
29 the case may be, provides insurance coverage for the junior fireman
30 that is identical to that provided for the regular members of the
31 volunteer fire department or fire district.

32 c. Activities of junior firemen under 16 years of age shall be
33 limited to (1) attending meetings of the Junior Firemen's Auxiliary;
34 (2) receiving instruction; (3) participating in training that does not
35 involve fire, smoke, toxic or noxious gas, or hazardous materials or
36 substances; and (4) observing firefighting activities, while under
37 supervision.

38 (cf: P.L.1999, c.318, s.2)

39
40 2. This act shall take effect on the first day of the third month
41 following enactment.

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.

STATEMENT

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This bill permits the older members of Junior Firemen's Auxiliaries to perform non-hazardous support duties at fire sites in certain cases.

Junior Firemen's Auxiliaries provide training for young people who are interested in joining their local volunteer fire department when they reach the minimum age requirements for membership.

The activities of these junior firemen are governed by the rules and regulations set by the governing body of the municipality or, if the department is part of a fire district, that district's board of commissioners.

The activities of junior firemen under the age of 16 are statutorily limited to observing firefighting activities and certain types of training. Older members can be involved in more advanced training and perform certain duties, provided they are not exposed "to the same degree of hazard" as a regular member of the fire company.

The bill permits junior members to perform non-hazardous support duties at fire sites, provided: (1) the member has been appropriately trained; (2) the member is adequately supervised when performing the support duties; (3) the junior fireman's parent or guardian has given written permission allowing the member to perform those support duties; and (4) the governing body or board of fire commissioners provides insurance coverage for the junior fireman that is identical to that provided for the regular members of the volunteer fire department or district.

Permits certain members of Junior Firemen's Auxiliaries to perform non-hazardous support duties at fire sites.

ASSEMBLY, No. 2032

STATE OF NEW JERSEY 214th LEGISLATURE

INTRODUCED FEBRUARY 8, 2010

Sponsored by:

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

Assemblyman ALBERT COUTINHO

District 29 (Essex and Union)

Assemblywoman ELEASE EVANS

District 35 (Bergen and Passaic)

Co-Sponsored by:

Assemblyman Wilson, Senators Gordon, Girgenti, A.R.Bucco, Allen and Beck

SYNOPSIS

Permits certain members of Junior Firemen's Auxiliaries to perform non-hazardous support duties at fire sites.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 3/22/2011)

1 AN ACT concerning Junior Firemen's Auxiliaries and amending
2 N.J.S.40A:14-98.

3

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

6

7 1. N.J.S.40A:14-98 is amended to read as follows:

8 40A:14-98. a. The governing body of the municipality or the
9 board of commissioners of the fire district shall, before authorizing
10 the establishment of any Junior Firemen's Auxiliary, formulate rules
11 and regulations to govern the activities of the auxiliary. The rules
12 and regulations shall provide for the training of the auxiliary for
13 eventual membership in the volunteer fire department of the
14 municipality or fire district or in any such volunteer fire company
15 or companies affording fire protection therein, and shall further
16 provide that no junior fireman shall be required to perform duties
17 which would expose him to the same degree of hazard as a regular
18 member of a volunteer fire company.

19 b. If the governing body or board of commissioners, as the case
20 may be, so provide in the rules and regulations governing the
21 auxiliary, a junior fireman 16 years of age or older may perform
22 non-hazardous support duties at a fire site; provided: (1) the junior
23 fireman has been appropriately and adequately trained to perform
24 the support duties; (2) the junior fireman is appropriately and
25 adequately supervised in performing those support duties at the fire
26 site; (3) the junior fireman's parent or guardian has provided written
27 permission allowing the junior fireman to perform those support
28 duties; and (4) the governing body or board of commissioners, as
29 the case may be, provides insurance coverage for the junior fireman
30 that is identical to that provided for the regular members of the
31 volunteer fire department or fire district.

32 c. Activities of junior firemen under 16 years of age shall be
33 limited to (1) attending meetings of the Junior Firemen's Auxiliary;
34 (2) receiving instruction; (3) participating in training that does not
35 involve fire, smoke, toxic or noxious gas, or hazardous materials or
36 substances; and (4) observing firefighting activities, while under
37 supervision.

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40 2. This act shall take effect on the first day of the third month
41 following enactment.

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 STATEMENT

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3 This bill permits the older members of Junior Firemen's
4 Auxiliaries to perform non-hazardous support duties at fire sites in
5 certain cases.

6 Junior Firemen's Auxiliaries provide training for young people
7 who are interested in joining their local volunteer fire department
8 when they reach the minimum age requirements for membership.

9 The activities of these junior firemen are governed by the rules
10 and regulations set by the governing body of the municipality or, if
11 the department is part of a fire district, that district's board of
12 commissioners.

13 The activities of junior firemen under the age of 16 are
14 statutorily limited to observing firefighting activities and certain
15 types of training. Older members can be involved in more
16 advanced training and perform certain duties, provided they are not
17 exposed "to the same degree of hazard" as a regular member of the
18 fire company.

19 The bill permits junior members to perform non-hazardous
20 support duties at fire sites, provided: (1) the member has been
21 appropriately trained; (2) the member is adequately supervised
22 when performing the support duties; (3) the junior fireman's parent
23 or guardian has given written permission allowing the member to
24 perform those support duties; and (4) the governing body or board
25 of fire commissioners provides insurance coverage for the junior
26 fireman that is identical to that provided for the regular members of
27 the volunteer fire department or district.

ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2032

STATE OF NEW JERSEY

DATED: FEBRUARY 8, 2010

The Assembly Law and Public Safety Committee reports favorably Assembly Bill No. 2032.

Assembly Bill No. 2032 permits the older members of Junior Firemen's Auxiliaries to perform non-hazardous support duties at fire sites in certain cases.

Junior Firemen's Auxiliaries provide training for young people who are interested in joining their local volunteer fire department when they reach the minimum age requirements for membership.

The activities of these junior firemen are governed by the rules and regulations set by the governing body of the municipality or, if the department is part of a fire district, that district's board of commissioners.

The activities of junior firemen under the age of 16 are statutorily limited to observing firefighting activities and certain types of training. Older members can be involved in more advanced training and perform certain duties, provided they are not exposed "to the same degree of hazard" as a regular member of the fire company.

The bill permits junior members to perform non-hazardous support duties at fire sites, provided: (1) the member has been appropriately trained; (2) the member is adequately supervised when performing the support duties; (3) the junior fireman's parent or guardian has given written permission allowing the member to perform those support duties; and (4) the governing body or board of fire commissioners provides insurance coverage for the junior fireman that is identical to that provided for the regular members of the volunteer fire department or district.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2032

STATE OF NEW JERSEY

DATED: JANUARY 20, 2011

The Senate Law and Public Safety Committee reports favorably Assembly Bill No. 2032.

This bill permits the older members of Junior Firemen's Auxiliaries to perform non-hazardous support duties at fire sites in certain cases.

Junior Firemen's Auxiliaries provide training for young people who are interested in joining their local volunteer fire department when they reach the minimum age requirements for membership.

The activities of these junior firemen are governed by the rules and regulations set by the governing body of the municipality or, if the department is part of a fire district, that district's board of commissioners.

The activities of junior firemen under the age of 16 are statutorily limited to observing firefighting activities and certain types of training. Older members can be involved in more advanced training and perform certain duties, provided they are not exposed "to the same degree of hazard" as a regular member of the fire company.

The bill permits junior members to perform non-hazardous support duties at fire sites, provided: (1) the member has been appropriately trained; (2) the member is adequately supervised when performing the support duties; (3) the junior fireman's parent or guardian has given written permission allowing the member to perform those support duties; and (4) the governing body or board of fire commissioners provides insurance coverage for the junior fireman that is identical to that provided for the regular members of the volunteer fire department or district.

As reported by the committee, this bill is identical to Senate Bill No. 1917, also reported by the committee on this same date.

SENATE, No. 1917

STATE OF NEW JERSEY 214th LEGISLATURE

INTRODUCED MAY 13, 2010

Sponsored by:

Senator ROBERT M. GORDON

District 38 (Bergen)

Senator JOHN A. GIRGENTI

District 35 (Bergen and Passaic)

Co-Sponsored by:

Senators A.R.Bucco, Allen and Beck

SYNOPSIS

Permits certain members of Junior Firemen's Auxiliaries to perform non-hazardous support duties at fire sites.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 3/22/2011)

S1917 GORDON, GIRGENTI

2

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2 N.J.S.40A:14-98.

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SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

SENATE, No. 1917

STATE OF NEW JERSEY

DATED: JANUARY 20, 2011

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As reported by the committee, this bill is identical to Assembly Bill No. 2032, also reported by the committee on this same date.