

**App. A:9-43.3**  
**LEGISLATIVE HISTORY CHECKLIST**  
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**LAWS OF:** 2000                      **CHAPTER:** 177

**NJSA:** App. A:9-43.3 (County emergency management plans)

**BILL NO:** A1710 (Substituted for S69)

**SPONSOR(S):** Wisniewski and Kelly

**DATE INTRODUCED:** Pre-filed

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

**SENATE:** ----

**AMENDED DURING PASSAGE:** Yes

**DATE OF PASSAGE:**                      **ASSEMBLY:** May 25, 2000

**SENATE:** October 2, 2000

**DATE OF APPROVAL:** January 8, 2001

**FOLLOWING ARE ATTACHED IF AVAILABLE:**

**FINAL TEXT OF BILL** (1st reprint enacted)  
(Amendments during passage denoted by superscript numbers)

**A1710**

**SPONSORS STATEMENT:** (Begins on page 2 of original bill) Yes

**COMMITTEE STATEMENT:**                      **ASSEMBLY:** Yes

**SENATE:** No

**FLOOR AMENDMENT STATEMENT:** Yes

**LEGISLATIVE FISCAL ESTIMATE:** No

**S69**

**SPONSORS STATEMENT:** (Begins on page 2 of original bill) Yes  
Bill and Sponsors Statement identical to A1710

**COMMITTEE STATEMENT:**                      **ASSEMBLY:** No

**SENATE:** Yes

**FLOOR AMENDMENT STATEMENTS:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** Yes

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

# ASSEMBLY, No. 1710

## STATE OF NEW JERSEY 209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

**Sponsored by:**

**Assemblyman JOHN S. WISNIEWSKI**

**District 19 (Middlesex)**

**Assemblyman JOHN V. KELLY**

**District 36 (Bergen, Essex and Passaic)**

**SYNOPSIS**

Makes a designated fire command structure a required element in county emergency operations plans involving responses to mutual-aid fires.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning certain county emergency management plans and  
2 amending P.L.1989, c.222.

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

6  
7 1. Section 20 of P.L.1989, c.222 (C.App. A:9-43.3) is amended to  
8 read as follows:

9 20. Each county and municipal Emergency Operations Plan shall  
10 conform to all relevant federal and State statutes, rules and regulations  
11 concerning emergency operations and shall include the identification  
12 of significant hazards affecting the jurisdiction. Each county and  
13 municipal Emergency Operations Plan shall be based upon planning  
14 criteria, objectives, requirements, responsibilities and concepts of  
15 operation for the implementation of all necessary and appropriate  
16 protective or remedial measures to be taken in response to an actual  
17 or threatened emergency as determined by the State Director of  
18 Emergency Management. Each Emergency Operations Plan shall  
19 provide for a command structure that affords appropriate command  
20 support for the incident commander. Battalion chiefs and deputy  
21 chiefs shall be included in the county fire mutual aid plan, to respond  
22 to any emergency to supply command support, or be assigned to the  
23 command structure. Each county and municipal Emergency  
24 Operations Plan shall be reviewed and updated at least every two  
25 years.

26 (cf: P.L.1989, c.222, s.20)

27  
28 2. This act shall take effect immediately.

29  
30 STATEMENT

31  
32 Under this bill, each county Emergency Operations Plan would have  
33 to include, as part of their planning preparation for mutual-aid fires or  
34 other emergencies involving the cooperative efforts of fire departments  
35 and forces within the county, a proposed command structure that  
36 would afford appropriate command support for the designated  
37 battalion chief or incident commander. The bill specifically requires  
38 that batallion and deputy chiefs be included as part of the county fire  
39 mutual aid plan.

40 When a number of different fire departments are called to respond  
41 to an emergency situation, a clearly designated and delineated support  
42 command structure is essential to coordinate an effective cooperative  
43 emergency response.

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

**Matter underlined thus is new matter.**

# ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

## STATEMENT TO

### ASSEMBLY, No. 1710

# STATE OF NEW JERSEY

DATED: MARCH 20, 2000

The Assembly Law and Public Safety Committee reports favorably Assembly Bill No. 1710.

Assembly Bill No. 1710 requires each county Emergency Operations Plan to include, as part of their planning preparation for mutual-aid fires or other emergencies involving the cooperative efforts of fire departments and forces within the county, a proposed command structure that would afford appropriate command support for the designated battalion chief or incident commander. The bill specifically requires that battalion and deputy chiefs be included as part of the county fire mutual aid plan.

When a number of different fire departments are called to respond to an emergency situation, a clearly designated and delineated support command structure is essential to coordinate an effective cooperative emergency response.

This bill was pre-filed for introduction in the 2000 legislative session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

# ASSEMBLY, No. 1710

## STATE OF NEW JERSEY 209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

**Sponsored by:**

**Assemblyman JOHN S. WISNIEWSKI**

**District 19 (Middlesex)**

**Assemblyman JOHN V. KELLY**

**District 36 (Bergen, Essex and Passaic)**

**Co-Sponsored by:**

**Senators Bucco and Girgenti**

**SYNOPSIS**

Makes a designated fire command structure a required element in county emergency operations plans involving responses to mutual-aid fires.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Law and Public Safety Committee with technical review.



**(Sponsorship Updated As Of: 6/30/2000)**

1 AN ACT concerning certain county emergency management plans and  
2 amending P.L.1989, c.222.

3

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

6

7 1. Section 20 of P.L.1989, c.222 (C.App. A:9-43.3) is amended to  
8 read as follows:

9 20. Each county and municipal Emergency Operations Plan shall  
10 conform to all relevant federal and State statutes, rules and regulations  
11 concerning emergency operations and shall include the identification  
12 of significant hazards affecting the jurisdiction. Each county and  
13 municipal Emergency Operations Plan shall be based upon planning  
14 criteria, objectives, requirements, responsibilities and concepts of  
15 operation for the implementation of all necessary and appropriate  
16 protective or remedial measures to be taken in response to an actual  
17 or threatened emergency as determined by the State Director of  
18 Emergency Management. Each Emergency Operations Plan shall  
19 provide for a command structure that affords appropriate command  
20 support for the incident commander. Battalion chiefs and deputy  
21 chiefs shall be included in the county fire mutual aid plan, to respond  
22 to any emergency to supply command support, or be assigned to the  
23 command structure. Each county and municipal Emergency  
24 Operations Plan shall be reviewed and updated at least every two  
25 years.

26 (cf: P.L.1989, c.222, s.20)

27

28 2. This act shall take effect immediately.

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

**Matter underlined thus is new matter.**

[First Reprint]

**ASSEMBLY, No. 1710**

**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

**Sponsored by:**

**Assemblyman JOHN S. WISNIEWSKI**

**District 19 (Middlesex)**

**Assemblyman JOHN V. KELLY**

**District 36 (Bergen, Essex and Passaic)**

**Co-Sponsored by:**

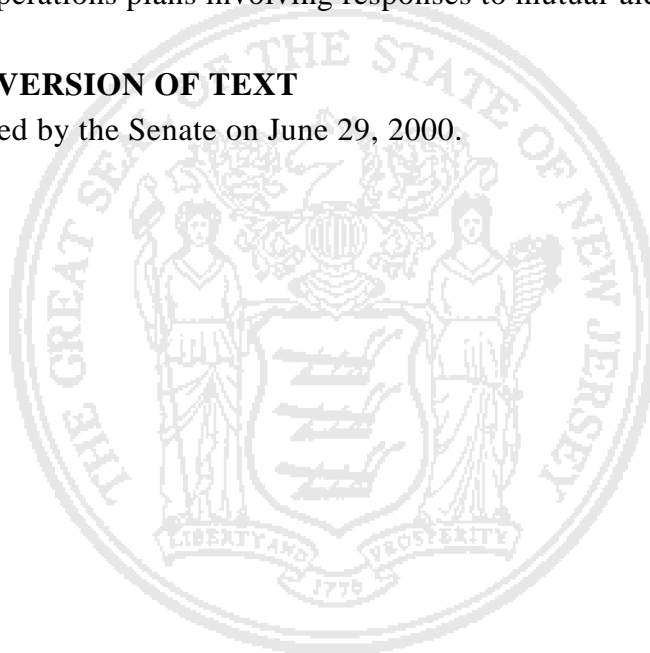
**Senators Bucco and Girgenti**

**SYNOPSIS**

Makes a designated fire command structure a required element in county emergency operations plans involving responses to mutual-aid fires.

**CURRENT VERSION OF TEXT**

As amended by the Senate on June 29, 2000.



**(Sponsorship Updated As Of: 6/30/2000)**



1 AN ACT concerning certain county emergency management plans and  
2 amending P.L.1989, c.222.

3

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

6

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16 protective or remedial measures to be taken in response to an actual  
17 or threatened emergency as determined by the State Director of  
18 Emergency Management. Each Emergency Operations Plan shall  
19 provide for a command structure that affords appropriate command  
20 support for the incident commander. <sup>1</sup>[Battalion chiefs and deputy]  
21 Deputy chiefs and battalion<sup>1</sup> chiefs <sup>1</sup>and company officers<sup>1</sup> shall be  
22 included in the county fire mutual aid plan to respond to any  
23 emergency to supply command support or be assigned to the command  
24 structure. Each county and municipal Emergency Operations Plan  
25 shall be reviewed and updated at least every two years.

26 (cf: P.L.1989, c.222, s.20)

27

28 2. This act shall take effect immediately.

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

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Senate floor amendments adopted June 29, 2000.

STATEMENT TO  
**ASSEMBLY, No. 1710**

with Senate Floor Amendments  
(Proposed By Senator BUCCO)

ADOPTED: JUNE 29, 2000

In its present form, Assembly Bill No. 1710 requires that every county emergency operations plan include, as part of its mutual fire aid plan, a command structure to provide appropriate support for the incident commander. The bill specifies that deputy chiefs and battalion chiefs are to be included in that command and support structure.

This Senate amendment clarifies that company officers also are to be included among those incorporated in the incident command and support structure outlined in each county emergency operation plans.

The amendments also reverse the references to deputy chiefs and battalion chiefs to be reflective of the normal chain of command.

P.L. 2000, CHAPTER 177, *approved January 8, 2001*  
Assembly, No. 1710 (*First Reprint*)

1 AN ACT concerning certain county emergency management plans and  
2 amending P.L.1989, c.222.

3

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

6

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18 Emergency Management. Each Emergency Operations Plan shall  
19 provide for a command structure that affords appropriate command  
20 support for the incident commander. <sup>1</sup>[Battalion chiefs and deputy]  
21 Deputy chiefs and battalion<sup>1</sup> chiefs <sup>1</sup>and company officers<sup>1</sup> shall be  
22 included in the county fire mutual aid plan to respond to any  
23 emergency to supply command support or be assigned to the command  
24 structure. Each county and municipal Emergency Operations Plan  
25 shall be reviewed and updated at least every two years.

26 (cf: P.L.1989, c.222, s.20)

27

28 2. This act shall take effect immediately.

29

30

31

32

33 Makes a designated fire command structure a required element in  
34 county emergency operations plans involving responses to mutual-aid  
35 fires.

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

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Senate floor amendments adopted June 29, 2000.

## CHAPTER 177

AN ACT concerning certain county emergency management plans and amending P.L.1989, c.222.

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

1. Section 20 of P.L.1989, c.222 (C.App. A:9-43.3) is amended to read as follows:

C.App. A:9-43.3 Guidelines for Emergency Operations Plans.

20. Each county and municipal Emergency Operations Plan shall conform to all relevant federal and State statutes, rules and regulations concerning emergency operations and shall include the identification of significant hazards affecting the jurisdiction. Each county and municipal Emergency Operations Plan shall be based upon planning criteria, objectives, requirements, responsibilities and concepts of operation for the implementation of all necessary and appropriate protective or remedial measures to be taken in response to an actual or threatened emergency as determined by the State Director of Emergency Management. Each Emergency Operations Plan shall provide for a command structure that affords appropriate command support for the incident commander. Deputy chiefs and battalion chiefs and company officers shall be included in the county fire mutual aid plan to respond to any emergency to supply command support or be assigned to the command structure. Each county and municipal Emergency Operations Plan shall be reviewed and updated at least every two years.

2. This act shall take effect immediately.

Approved January 8, 2001.

PO BOX 004  
TRENTON, NJ 08625

*Office of the Governor*  
**NEWS RELEASE**

CONTACT: Jayne O'Connor  
Laura Otterbourg  
609-777-2600

RELEASE: January 9, 2001

Governor Whitman today signed the following legislation:

**S-968**, sponsored by Senators Vitale (D-Middlesex) and Bennett (R-Monmouth) and Assembly Members Weinberg (D-Bergen) and Zisa (D-Bergen), creates the new third-degree offense of endangering an injured victim.

**S-1383**, sponsored by Senators Bucco (R-Morris) and Littell (R-Sussex/Hunterdon/Morris) and Assembly Members Gregg (R-Sussex/Hunterdon/Morris) and Carroll (R-Morris), creates the Lake Hopatcong Commission and appropriates \$3 million.

**S-572**, sponsored by Senators Robertson (R-Essex/Passaic) and Codey (D-Essex) and Assembly Member O'Toole (R-Essex/Union), permits simulated voting for minors at polling places.

**S-454**, sponsored by Senators Girgenti (D-Passaic) and Kosco (R-Bergen) and Assembly Member Wisniewski (D-Middlesex), raises the maximum age for appointment for exempt firemen to age 45. Additionally, the bill removes the residency and citizenship requirements for qualification for an exempt fireman certificate.

**A-1710**, sponsored by Assembly Members Wisniewski (D-Middlesex) and Kelly (R-Bergen/Essex/Passaic) and Senators Bucco (R-Morris) and Girgenti (D-Passaic), makes a designated command structure a required element in municipal and county Emergency Operations Plans involving responses to mutual-aid fires.

**A-2271**, sponsored by Assembly Members Russo (R-Bergen/Passaic) and Zecker (R-Essex/Passaic) and Senator Bennett (R-Monmouth), clarifies certain duties of the municipal prosecutor with respect to zoning and building code violations.