

SENATE, No. 271

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1972 SESSION

By Senator AZZOLINA

AN ACT concerning municipal appropriations for fire protection in certain cases amending N. J. S. 40A:14-34 and 40A:14-35.

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

1 1. N. J. S. 40A:14-34 is amended to read as follows:

2 40A:14-34. The governing body of any municipality may raise
3 and appropriate funds to be granted to the boards of fire commis-
4 sioners of any fire district or volunteer fire companies located
5 therein, up to a total appropriation of **[\$24,000.00]** \$30,000.00 an-
6 nually. In any municipality in which there are more than three
7 such boards or companies, or both, the governing body may raise
8 and appropriate an additional **[\$8,000.00]** \$10,000.00 annually for
9 each such additional board or company. Any such board or com-
10 pany shall use not less than 50% of the funds received pursuant to
11 this section for the purchase of fire equipment, materials and sup-
12 plies. All funds appropriated under this section shall be accounted
13 for to the governing body annually.

14 Any municipality may appropriate such additional sums as it
15 may deem necessary for the purchase of fire equipment, supplies
16 and materials for use by fire companies or boards, the title to which
17 shall remain with the municipality, provided that the funds shall
18 be controlled and disbursed by the municipality.

1 2. N. J. S. 40A:14-35 is amended to read as follows:

2 40A:14-35. The governing body of a municipality may appro-
3 priate such sums of money as shall be deemed necessary to aid a
4 municipal paid or part-paid fire department and force in an ad-
5 joining municipality, or annually appropriate a sum of money not
6 exceeding **[\$8,000.00]** \$10,000.00, to aid a board of fire commis-
7 sioners in a fire district or an independent or a volunteer fire com-
8 pany in an adjoining municipality if such department and force, or

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

9 fire district or company own and maintain their own apparatus
10 and equipment and habitually respond to fires in the first named
11 municipality.

12 In any instance wherein any of the members of such a fire depart-
13 ment and force, fire district or fire company are either answering
14 or returning from a call for the purpose of aiding an adjoining
15 municipality they shall not be liable for personal injuries or prop-
16 erty damages caused by them in rendering such aid.

1 3. This act shall take effect immediately.

STATEMENT

N. J. S. 40A:14-34 is amended to increase the amount which a municipality may contribute to the support of boards of fire commissioners or volunteer fire companies located within its boundaries. This bill accomplishes the purposes set forth in 1971 Senate Bill No. 2104, which the Governor approved in principle but vetoed because the amendment was addressed to a section repealed by P. L. 1971, c. 197.

The amendment to N. J. S. 40A:14-35 would permit a municipality to contribute similar increased aid to boards of fire commissioners or volunteer fire companies in adjoining municipalities.

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

STATEMENT TO

SENATE, No. 271

STATE OF NEW JERSEY

DATED: FEBRUARY 7, 1972

Section 1 of Senate Bill 271 (1972) amends N. J. S. 40A:14-34 so as to increase from \$24,000.00 to \$30,000.00 the maximum annual appropriation that a governing body of any municipality may grant to the boards of fire commissioners of any fire district or volunteer companies located therein in any municipality with more than three such boards and/or companies, the local governing body is authorized to raise from \$8,000.00 to \$10,000.00 the total appropriation for each additional board or company. Section 2 of this bill also amends N. J. S. 40A:14-35 so as to bring the provisions of this act into line with the new \$10,000.00 maximum. Specifically, section 2 raises the maximum appropriation that one municipality may provide to the board of fire commissioners or an independent or volunteer fire company in an adjoining municipality where the force, department, fire district or company of the second municipality, which own and maintain their own apparatus and equipment, habitually respond to fires in the first-named municipality.