

40A: 14-7

**LEGISLATIVE HISTORY CHECKLIST**  
Compiled by the NJ State Law Library

(Firefighters)

NJSA: 40A:14-7

LAWS OF: 1996 CHAPTER: 140

BILL NO: S132

SPONSOR(S): Kyrillos and Connors

DATE INTRODUCED: Pre-filed

COMMITTEE: ASSEMBLY: Law and Public Safety

SENATE: Local Government

AMENDED DURING PASSAGE: Yes Amendments during passage denoted  
First reprint enacted by superscript numbers

DATE OF PASSAGE: ASSEMBLY: November 7, 1996

SENATE: May 30, 1996

DATE OF APPROVAL: December 20, 1996

**FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:**

SPONSOR STATEMENT: Yes Also attached: statement  
with floor amendments,  
adopted 9-26-96

COMMITTEE STATEMENT: ASSEMBLY: Yes

SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:  
REPORTS: No

HEARINGS: No

KBP:pp

[First Reprint]  
SENATE, No. 132

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Senators KYRILLOS and CONNORS

1 AN ACT concerning the employment of certain firefighters by  
2 municipalities, and supplementing chapter 14 of Title 40A of the  
3 New Jersey Statutes.

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

7  
8 1. a. The provisions of any other law to the contrary  
9 notwithstanding, the appointing authority of a municipality which,  
10 pursuant to N.J.S.40A:14-7, has established and maintains a paid or  
11 part-paid fire department and force or the board of fire  
12 commissioners in the case of a fire district established pursuant to the  
13 provisions of N.J.S.40A:14-70 et seq.<sup>1</sup> may appoint as a member or  
14 officer of that fire department or force any person who:

15 (1) was serving as a civilian federal firefighter in good standing at  
16 any U.S. military installation in the State;

17 (2) satisfactorily completed such firefighter training as is required  
18 for employment as a civilian federal firefighter; and

19 (3) was, as a consequence of the closure of a federal military  
20 installation in this State, terminated as a civilian federal firefighter  
21 within **[36] 48**<sup>1</sup> months prior to the appointment.

22 b. A municipality may employ such a person notwithstanding that:

23 (1) Title 11A, Civil Service, of the New Jersey Statutes is  
24 operative in that municipality;

25 (2) the municipality has available to it an eligible or regular  
26 reemployment list of persons eligible for such appointments; and

27 (3) the appointed person is not on any eligible list. A municipality  
28 which has adopted Title 11A, Civil Service, may not employ such a  
29 person if a special reemployment list is in existence for the firefighter  
30 title to be filled.

31 c. If a municipality determines to appoint a person pursuant to the

**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> Assembly floor amendments adopted September 26, 1996.

1 provisions of this act, it shall give first priority in making such  
2 appointments to residents of the municipality and second priority to  
3 residents of the county not residing in the municipality.

4 d. The seniority, seniority-related privileges and rank a civilian  
5 federal firefighter possessed while employed at a federal military  
6 installation shall not be transferable to a position in a municipal fire  
7 department and force obtained pursuant to the provisions of this  
8 section.

9 e. To effectuate the purposes of this section, the Department of  
10 Personnel shall prepare and circulate, to those municipalities which  
11 have established and maintain fire departments and forces pursuant to  
12 N.J.S.40A:14-7, <sup>1</sup>and to boards of fire commissioners in the case of  
13 fire districts established pursuant to the provisions of N.J.S.40A:14-70  
14 et seq.<sup>1</sup> a list of civilian federal firefighters eligible for appointment  
15 under the provisions of this section. <sup>1</sup>The Department of Personnel  
16 shall also circulate the list to municipalities and fire districts that have  
17 not adopted Title 11A, Civil Service, of the New Jersey Statutes.<sup>1</sup>

18 <sup>1</sup>【To assist in the preparation of the list required under the  
19 provisions of this subsection, the department shall consult with the  
20 employee organizations representing those civilian federal  
21 firefighters.】

22 Placement on the list compiled by the department shall be governed  
23 by length of service as a federal firefighter. A federal firefighter may  
24 apply for placement on the list at the time he or she receives a notice  
25 of termination of position or a priority placement program notice, and  
26 shall remain on the list for a period of four years.<sup>1</sup>

27

28 2. This act shall take effect immediately.

29

30

31

32

33 \_\_\_\_\_  
Authorizes municipalities to hire certain unemployed firefighters.

1 department and force obtained pursuant to the provisions of this  
2 section.

3 e. To effectuate the purposes of this section, the Department of  
4 Personnel shall prepare and circulate, to those municipalities which  
5 have established and maintain fire departments and forces pursuant to  
6 N.J.S.40A:14-7, a list of civilian federal firefighters eligible for  
7 appointment under the provisions of this section.

8 To assist in the preparation of the list required under the provisions  
9 of this subsection, the department shall consult with the employee  
10 organizations representing those civilian federal firefighters.

11

12 2. This act shall take effect immediately.

13

14

15

#### STATEMENT

16

17 This bill would establish a special reemployment program for  
18 civilian federal firefighters who were laid off as a result of the federal  
19 government's decision to close several U.S. military installations in  
20 New Jersey.

21 The program established under this bill is patterned on the  
22 reemployment program the Department of Personnel currently  
23 coordinates for laid-off law enforcement officers pursuant to  
24 P.L.1991, c.299 (C.40A:14-180).

25 Under the provisions of the bill, federally trained civilian federal  
26 firefighters who have lost their jobs due to the closure of a U.S.  
27 military installation in New Jersey would be eligible for preferential  
28 appointment and reemployment opportunities by municipalities. The  
29 Department of Personnel is to prepare and circulate among potential  
30 municipal employers a list of these laid-off civilian federal firefighters.  
31 To ensure that the list of eligible firefighters is as comprehensive as  
32 possible, the department is to consult with the organizations  
33 representing the civilian federal firefighters.

34 This priority hiring program is designed to benefit both local  
35 governmental units seeking to employ trained and experienced  
36 firefighters, and unemployed, qualified firefighters who are seeking  
37 employment.

38

39

40

41

42 

---

 Authorizes municipalities to hire certain unemployed firefighters.

ASSEMBLY LOCAL GOVERNMENT COMMITTEE

STATEMENT TO

**SENATE, No. 132**

**STATE OF NEW JERSEY**

DATED: AUGUST 23, 1996

The Assembly Local Government Committee reports favorably Senate Bill No. 132.

Senate Bill No. 132 would establish a special reemployment program for civilian federal firefighters who were laid off as a result of the federal government's decision to close several U.S. military installations in New Jersey.

The program established under this bill is patterned on the reemployment program the Department of Personnel currently coordinates for laid-off law enforcement officers pursuant to P.L.1991, c.299 (C.40A:14-180).

Under the provisions of the bill, federally trained civilian federal firefighters who have lost their jobs due to the closure of a U.S. military installation in New Jersey would be eligible for preferential appointment and reemployment opportunities by municipalities. The Department of Personnel is to prepare and circulate among potential municipal employers a list of these laid-off civilian federal firefighters. To ensure that the list of eligible firefighters is as comprehensive as possible, the department is to consult with the organizations representing the civilian federal firefighters.

This priority hiring program is designed to benefit both local governmental units seeking to employ trained and experienced firefighters, and unemployed, qualified firefighters who are seeking employment.

Senate Bill No. 132 is identical to Assembly Bill No. 1057, also reported by the Assembly Local Government Committee on August 23, 1966.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

**SENATE, No. 132**

**STATE OF NEW JERSEY**

DATED: MAY 9, 1996

The Senate Law and Public Safety Committee reports favorably Senate Bill No. 132.

This bill would establish a special reemployment program for civilian federal firefighters who were laid off as a result of the federal government's decision to close several U.S. military installations in New Jersey.

The program established under this bill is patterned on the reemployment program the Department of Personnel currently coordinates for laid-off law enforcement officers pursuant to P.L.1991, c.299 (C.40A:14-180).

Under the provisions of the bill, federally trained civilian federal firefighters who have lost their jobs due to the closure of a U.S. military installation in New Jersey would be eligible for preferential appointment and reemployment opportunities by municipalities. The Department of Personnel would prepare and circulate among potential municipal employers a list of these laid-off civilian federal firefighters. To ensure that the list of eligible firefighters is as comprehensive as possible, the department would consult with the organizations representing the civilian federal firefighters.

This priority hiring program is designed to benefit both local governmental units seeking to employ trained and experienced firefighters, and unemployed, qualified firefighters who are seeking employment.

# STATEMENT TO

## **SENATE, No. 132**

with Assembly Floor Amendments  
(Proposed By Assemblymen DORIA and ARNONE)

ADOPTED: SEPTEMBER 26, 1996

These amendments permit a board of fire commissioners in a fire district to also appoint as a member or officer of that fire department or force a qualified civilian federal firefighter in good standing at any U.S. military installation in the State. The amendments also require that the Department of Personnel circulate the list of civilian firefighters eligible for appointment as local firefighters under the bill to boards of fire commissioners. The amendments also require that the Department of Personnel circulate the list to municipalities and fire districts that have not adopted Title 11A, Civil Service, of the New Jersey Statutes.

Finally, the amendments require that placement on the list compiled by the department will be governed by length of service as a federal firefighter; that a federal firefighter may apply for placement on the list at the time he or she receives a notice of termination of position or a priority placement program notice; and that an eligible federal firefighter shall remain on the list for a period of four years.