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P.L. 2003, CHAPTER 53, *approved April 23, 2003*
Assembly, No. 2389 (*First Reprint*)

1 **AN ACT** concerning emergency evacuation plans of certain multiple
2 dwellings, amending and supplementing P.L. 2001, c.80 ¹, and
3 amending P.L.1953, c.438¹.
4

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

7
8 1. Section 1 of P.L. 2001, c. 80 (C.52:27D-224.1) is amended to
9 read as follows:

10 1. [A municipal governing body, by ordinance, may require an] An
11 owner of a multiple dwelling, as defined under section 3 of P.L.1967,
12 c.76 (C.55:13A-3), which is comprised of more than 20 dwelling units
13 and reserves occupancy for residents who have attained the minimum
14 age of 55 [to], shall annually prepare and maintain an emergency
15 building evacuation plan for the multiple dwelling, in coordination with
16 the appropriate local fire and emergency response agencies. A copy
17 of the plan shall be filed with the municipal emergency management
18 coordinator.

19 If the health, safety or welfare of any resident of such a multiple
20 dwelling cannot be maintained during the disruption of essential
21 services as defined pursuant to section 2 of P.L. , c. (C.)(now
22 before the Legislature as this bill), the emergency evacuation plan shall
23 provide for individualized evacuation of such a resident.

24 (cf: P.L.2001, c.80, s.1)
25

26 2. (New section) Whenever in a multiple dwelling for which an
27 annual emergency building evacuation plan is required to be filed
28 pursuant to section 1 of P.L.2001, c.80 (C.52:27D-224.1) essential
29 services are disrupted for period of time longer than two hours, the
30 owner of the multiple dwelling shall notify, in writing and by voice
31 communication, the municipal emergency management coordinator.
32 For the purposes of this section, "essential services" means the supply
33 of adequate heat, water, hot water, electricity, gas, and telephone
34 service.
35

36 ¹3. Section 8 of P.L.1953, c.438 (C.App.A:9-40.1) is amended to
37 read as follows:

38 8. In every municipality of this State the mayor or, in the case of
39 a municipality which has adopted the commission form of government
40 pursuant to the provisions of the "commission form of government

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly AHO committee amendments adopted October 3, 2002.

1 law" (R.S.40:70-1 et seq.), the commissioner serving as director of the
2 department to which the responsibility for emergency management has
3 been assigned, shall appoint a municipal emergency management
4 coordinator from among the residents of the municipality. The
5 municipal emergency management coordinator, subject to fulfilling the
6 requirements of this section, shall serve for a term of three years. As
7 a condition of his appointment and his right to continue for the full
8 term of his appointment, each municipal emergency management
9 coordinator shall have successfully completed at the time of his
10 appointment or within one year immediately following his appointment
11 or the effective date of this act, whichever is later, the current
12 approved Home Study Course and the basic Emergency Management
13 workshop. The failure of any municipal emergency management
14 coordinator to fulfill such requirement within the period prescribed
15 shall disqualify the coordinator from continuing in the office of
16 coordinator and thereupon a vacancy in said office shall be deemed to
17 have been created.

18 The provisions of this section shall not bar a municipality from
19 entering into an agreement pursuant to the "Interlocal Services Act,"
20 P.L.1973, c.208 (C.40:8A-1 et seq.) to designate (1) a municipal
21 emergency management coordinator to serve two or more
22 municipalities jointly, or (2) the county emergency management
23 coordinator appointed pursuant to section 12 of P.L.1953, c.438
24 (C.App.A:9-42.1) for the county in which that municipality is located
25 as the municipal emergency management coordinator, subject to
26 approval of the governing body of the county. A municipality entering
27 into such an agreement shall notify the State Emergency Management
28 Coordinator.¹

29 (cf: P.L.1995, c.259, s.38)

30

31 ¹[3.] 4.¹ This act shall take effect immediately.

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35

36 Requires that owners of age-restricted multiple dwellings notify
37 municipal emergency management coordinator of certain utility
38 disruptions and prepare and maintain annual emergency evacuation
39 plans.

ASSEMBLY, No. 2389

STATE OF NEW JERSEY
210th LEGISLATURE

INTRODUCED JUNE 6, 2002

Sponsored by:

Assemblyman MIMS HACKETT, JR.

District 27 (Essex)

SYNOPSIS

Requires that owners of age-restricted multiple dwellings notify municipal emergency management coordinator of certain utility disruptions and prepare and maintain annual emergency evacuation plans.

CURRENT VERSION OF TEXT

As introduced.



A2389 HACKETT

2

1 AN ACT concerning emergency evacuation plans of certain multiple
2 dwellings, amending and supplementing P.L. 2001, c.80.

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

6
7 1. Section 1 of P.L. 2001, c. 80 (C.52:27D-224.1) is amended to
8 read as follows:

9 1. [A municipal governing body, by ordinance, may require an]
10 An owner of a multiple dwelling, as defined under section 3 of
11 P.L.1967, c.76 (C.55:13A-3), which is comprised of more than 20
12 dwelling units and reserves occupancy for residents who have attained
13 the minimum age of 55 [to] . shall annually prepare and maintain an
14 emergency building evacuation plan for the multiple dwelling, in
15 coordination with the appropriate local fire and emergency response
16 agencies. A copy of the plan shall be filed with the municipal
17 emergency management coordinator.

18 If the health, safety or welfare of any resident of such a multiple
19 dwelling cannot be maintained during the disruption of essential
20 services as defined pursuant to section 2 of P.L. , c. (C.)(now
21 before the Legislature as this bill), the emergency evacuation plan shall
22 provide for individualized evacuation of such a resident.

23 (cf: P.L.2001, c.80, s.1)

24
25 2. (New section) Whenever in a multiple dwelling for which an
26 annual emergency building evacuation plan is required to be filed
27 pursuant to section 1 of P.L. 2001, c. 80 (C.52:27D-224.1) essential
28 services are disrupted for period of time longer than two hours, the
29 owner of the multiple dwelling shall notify, in writing and by voice
30 communication, the municipal emergency management coordinator.
31 For the purposes of this section, "essential services" means the supply
32 of adequate heat, water, hot water, electricity, gas, and telephone
33 service.

34
35 3. This act shall take effect immediately.

36

37

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STATEMENT

39

40 This bill amends current law which allows municipalities the option
41 of requiring an owner of a multiple dwelling to prepare and maintain
42 an emergency evacuation plan in coordination with the appropriate
43 local fire and emergency response agencies for multiple dwellings

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 which are age restricted to individuals aged 55 and older, to require
2 that the owner of such a multiple dwelling annually prepare and
3 maintain an emergency building evacuation plan, and file a copy of the
4 plan with the municipal emergency management coordinator.

5 In addition, the bill requires the owners of such age-restricted
6 multiple dwellings to notify, in writing and by voice communication,
7 the municipal emergency management coordinator whenever essential
8 services for the multiple dwelling are disrupted for longer than a two-
9 hour period of time. "Essential services" are defined in the bill to
10 include the supply of adequate heat, water, hot water, electricity, gas,
11 and telephone service. If the health, safety or welfare of any resident
12 of such a multiple dwelling cannot be maintained during the loss of
13 essential services, the emergency evacuation plan for the multiple
14 dwelling is to provide for individualized evacuation of such a resident.

ASSEMBLY HOUSING AND LOCAL GOVERNMENT
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2389

with committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 3, 2002

The Assembly Housing and Local Government Committee reports favorably and with committee amendments Assembly Bill No. 2389.

As amended, this bill changes current law, which allows municipalities the option of requiring an owner of a multiple dwelling to prepare and maintain an emergency evacuation plan in coordination with the appropriate local fire and emergency response agencies for multiple dwellings which are age restricted to individuals aged 55 and older, to require that the owner of such a multiple dwelling annually prepare and maintain an emergency building evacuation plan, and file a copy of the plan with the municipal emergency management coordinator.

In addition, the bill requires the owners of such age-restricted multiple dwellings to notify, in writing and by voice communication, the municipal emergency management coordinator whenever essential services for the multiple dwelling are disrupted for longer than a two-hour period of time. "Essential services" are defined in the bill to include the supply of adequate heat, water, hot water, electricity, gas, and telephone service. If the health, safety or welfare of any resident of such a multiple dwelling cannot be maintained during the loss of essential services, the emergency evacuation plan for the multiple dwelling is to provide for individualized evacuation of such a resident.

Committee Amendment

The committee amended the bill to add a section that makes a technical amendment to section 8 of P.L.1953, c.438 (C.App.A:9-40.1), concerning the appointment of a municipal emergency management coordinator. The technical amendment restores nine words inadvertently omitted from the first sentence of that section in the 1995 amendment to that law, without which the sentence does not make sense.

SENATE COMMUNITY AND URBAN AFFAIRS COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 2389

STATE OF NEW JERSEY

DATED: JANUARY 9, 2003

The Senate Community and Urban Affairs Committee reports favorably Assembly Bill No. 2389 (1R).

This bill would require the owner of a multiple dwelling which is comprised of more than 20 dwelling units and which is age restricted to individuals aged 55 and older to annually prepare and maintain an emergency evacuation plan in coordination with the appropriate local fire and emergency response agencies, and file a copy of the plan with the municipal emergency management coordinator. Under current law, municipalities have the option of requiring the preparation and maintenance of an emergency evacuation plan.

In addition, the bill would require that owners of such age-restricted multiple dwellings notify in writing, and by voice communication, the municipal emergency management coordinator whenever essential services for the multiple dwelling are disrupted for longer than a two- hour period of time. "Essential services" are defined in the bill to include the supply of adequate heat, water, hot water, electricity, gas, and telephone service. Further, the emergency evacuation plan for the multiple dwelling would be required to provide for individualized evacuation of a resident of the multiple dwelling whose health, safety or welfare cannot be maintained during the disruption of essential services.

SENATE, No. 2177

STATE OF NEW JERSEY
210th LEGISLATURE

INTRODUCED DECEMBER 16, 2002

Sponsored by:

Senator JOSEPH CONIGLIO

District 38 (Bergen)

Senator RONALD L. RICE

District 28 (Essex)

SYNOPSIS

Requires that owners of age-restricted multiple dwellings notify municipal emergency management coordinator of certain utility disruptions and prepare and maintain annual emergency evacuation plans.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/10/2003)

1 AN ACT concerning emergency evacuation plans of certain multiple
2 dwellings, amending and supplementing P.L.2001, c.80, and
3 amending P.L.1953, c.438.

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

7
8 1. Section 1 of P.L.2001, c.80 (C.52:27D-224.1) is amended to
9 read as follows:

10 1. [A municipal governing body, by ordinance, may require an] An
11 owner of a multiple dwelling, as defined under section 3 of P.L.1967,
12 c.76 (C.55:13A-3), which is comprised of more than 20 dwelling units
13 and reserves occupancy for residents who have attained the minimum
14 age of 55 [to], shall annually prepare and maintain an emergency
15 building evacuation plan for the multiple dwelling, in coordination with
16 the appropriate local fire and emergency response agencies. A copy
17 of the plan shall be filed with the municipal emergency management
18 coordinator.

19 If the health, safety or welfare of any resident of such a multiple
20 dwelling cannot be maintained during the disruption of essential
21 services as defined pursuant to section 2 of P.L. , c. (C.)(now
22 before the Legislature as this bill), the emergency evacuation plan shall
23 provide for individualized evacuation of such a resident.

24 (cf: P.L.2001, c.80, s.1)

25

26 2. (New section) Whenever in a multiple dwelling for which an
27 annual emergency building evacuation plan is required to be filed
28 pursuant to section 1 of P.L.2001, c.80 (C.52:27D-224.1) essential
29 services are disrupted for period of time longer than two hours, the
30 owner of the multiple dwelling shall notify, in writing and by voice
31 communication, the municipal emergency management coordinator.
32 For the purposes of this section, "essential services" means the supply
33 of adequate heat, water, hot water, electricity, gas, and telephone
34 service.

35

36 3. Section 8 of P.L.1953, c.438 (C.App.A:9-40.1) is amended to
37 read as follows:

38 8. In every municipality of this State the mayor or, in the case of
39 a municipality which has adopted the commission form of government
40 pursuant to the provisions of the "commission form of government
41 law" (R.S.40:70-1 et seq.), the commissioner serving as director of the
42 department to which the responsibility for emergency management has
43 been assigned, shall appoint a municipal emergency management

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 coordinator from among the residents of the municipality. The
2 municipal emergency management coordinator, subject to fulfilling the
3 requirements of this section, shall serve for a term of three years. As
4 a condition of his appointment and his right to continue for the full
5 term of his appointment, each municipal emergency management
6 coordinator shall have successfully completed at the time of his
7 appointment or within one year immediately following his appointment
8 or the effective date of this act, whichever is later, the current
9 approved Home Study Course and the basic Emergency Management
10 workshop. The failure of any municipal emergency management
11 coordinator to fulfill such requirement within the period prescribed
12 shall disqualify the coordinator from continuing in the office of
13 coordinator and thereupon a vacancy in said office shall be deemed to
14 have been created.

15 The provisions of this section shall not bar a municipality from
16 entering into an agreement pursuant to the "Interlocal Services Act,"
17 P.L.1973, c.208 (C.40:8A-1 et seq.) to designate (1) a municipal
18 emergency management coordinator to serve two or more
19 municipalities jointly, or (2) the county emergency management
20 coordinator appointed pursuant to section 12 of P.L.1953, c.438
21 (C.App.A:9-42.1) for the county in which that municipality is located
22 as the municipal emergency management coordinator, subject to
23 approval of the governing body of the county. A municipality entering
24 into such an agreement shall notify the State Emergency Management
25 Coordinator.

26 (cf: P.L.1995, c.259, s.38)

27

28 4. This act shall take effect immediately.

29

30

31

STATEMENT

32

33 This bill changes current law, which allows municipalities the option
34 of requiring an owner of a multiple dwelling to prepare and maintain
35 an emergency evacuation plan in coordination with the appropriate
36 local fire and emergency response agencies for multiple dwellings
37 which are age restricted to individuals aged 55 and older, to require
38 that the owner of such a multiple dwelling annually prepare and
39 maintain an emergency building evacuation plan, and file a copy of the
40 plan with the municipal emergency management coordinator.

41 In addition, the bill requires the owners of such age-restricted
42 multiple dwellings to notify, in writing and by voice communication,
43 the municipal emergency management coordinator whenever essential
44 services for the multiple dwelling are disrupted for longer than a two-
45 hour period of time. "Essential services" are defined in the bill to
46 include the supply of adequate heat, water, hot water, electricity, gas,

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1 and telephone service. If the health, safety or welfare of any resident
2 of such a multiple dwelling cannot be maintained during the loss of
3 essential services, the emergency evacuation plan for the multiple
4 dwelling is to provide for individualized evacuation of such a resident.

5 The bill also makes a technical correction to section 8 of P.L.1953,
6 c.438 (C.App.A:9-40.1), concerning the appointment of a municipal
7 emergency management coordinator. The technical amendment
8 restores nine words inadvertently omitted from the first sentence of
9 that section in the 1995 amendment to that law, without which the
10 sentence does not make sense.

SENATE COMMUNITY AND URBAN AFFAIRS COMMITTEE

STATEMENT TO

SENATE, No. 2177

STATE OF NEW JERSEY

DATED: JANUARY 9, 2003

The Senate Community and Urban Affairs Committee reports favorably Senate Bill No. 2177.

This bill would require the owner of a multiple dwelling which is comprised of more than 20 dwelling units and which is age restricted to individuals aged 55 and older to annually prepare and maintain an emergency evacuation plan in coordination with the appropriate local fire and emergency response agencies, and file a copy of the plan with the municipal emergency management coordinator. Under current law, municipalities have the option of requiring the preparation and maintenance of an emergency evacuation plan.

In addition, the bill would require that owners of such age-restricted multiple dwellings notify in writing, and by voice communication, the municipal emergency management coordinator whenever essential services for the multiple dwelling are disrupted for longer than a two-hour period of time. "Essential services" are defined in the bill to include the supply of adequate heat, water, hot water, electricity, gas, and telephone service. Further, under the bill the emergency evacuation plan for a multiple dwelling would be required to provide for individualized evacuation of a resident of the multiple dwelling whose health, safety or welfare cannot be maintained during a disruption of essential services.