

P.L. 2021, CHAPTER 50, *approved April 19, 2021*

Senate, No. 551

1 **AN ACT** concerning the appointment of municipal emergency
2 management coordinators in certain municipalities and amending
3 P.L.1953, c.438.

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

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

10 8. a. In every municipality of this State, the mayor or, in the
11 case of a municipality which has adopted the commission form of
12 government pursuant to the provisions of the "commission form of
13 government law" (R.S.40:70-1 et seq.), the commissioner serving as
14 director of the department to which the responsibility for emergency
15 management has been assigned, shall appoint a municipal
16 emergency management coordinator and, except as otherwise
17 provided in this section, such appointment shall be made from
18 among the residents of the municipality. The municipal emergency
19 management coordinator, subject to fulfilling the requirements of
20 this section, shall serve for a term of three years. As a condition of
21 his appointment and his right to continue for the full term of his
22 appointment, each municipal emergency management coordinator
23 shall have successfully completed at the time of his appointment or
24 within one year immediately following his appointment or the
25 effective date of this act, whichever is later, the current approved
26 Home Study Course and the basic Emergency Management
27 workshop. The failure of any municipal emergency management
28 coordinator to fulfill such requirement within the period prescribed
29 shall disqualify the coordinator from continuing in the office of
30 coordinator and thereupon a vacancy in said office shall be deemed
31 to have been created.

32 b. The provisions of this section shall not bar a municipality
33 from entering into an agreement pursuant to the "Uniform Shared
34 Services and Consolidation Act," sections 1 through 35 of P.L.2007,
35 c.63 (C.40A:65-1 through C.40A:65-35) to designate (1) a
36 municipal emergency management coordinator to serve two or more
37 municipalities jointly, or (2) the county emergency management
38 coordinator appointed pursuant to section 12 of P.L.1953, c.438
39 (C.App.A:9-42.1) for the county in which that municipality is
40 located as the municipal emergency management coordinator,
41 subject to approval of the governing body of the county. A

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 municipality entering into such an agreement shall notify the State
2 Emergency Management Coordinator.

3 c. In a municipality with a population of less than 5,000
4 persons according to the most recent federal decennial census, the
5 mayor or commissioner, as applicable, may appoint a nonresident,
6 who is a resident of the county in which the municipality is located,
7 as the municipal emergency management coordinator if a qualified
8 resident of the municipality cannot be recruited.

9 (cf: P.L.2013, c.57, s.1)

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11 2. This act shall take effect immediately.

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16 Permits appointment of nonresident municipal emergency
17 management coordinators in municipalities with populations under
18 5,000 persons in certain circumstances.