

[First Reprint]

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 5075

STATE OF NEW JERSEY
219th LEGISLATURE

ADOPTED FEBRUARY 24, 2021

Sponsored by:

Assemblyman JOHN J. BURZICHELLI

District 3 (Cumberland, Gloucester and Salem)

Assemblyman RONALD S. DANCER

District 12 (Burlington, Middlesex, Monmouth and Ocean)

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

Co-Sponsored by:

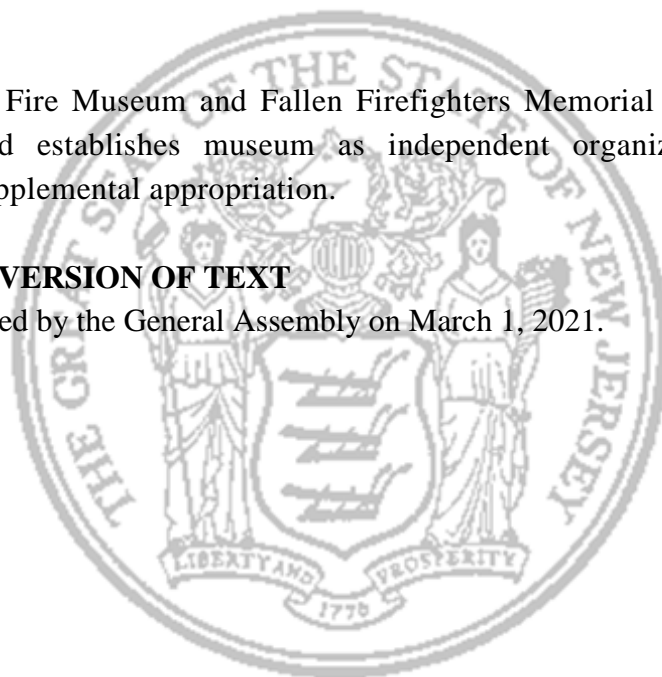
**Assemblyman Clifton, Assemblywoman Downey and Assemblyman
Houghtaling**

SYNOPSIS

Removes Fire Museum and Fallen Firefighters Memorial from auspices of DEP and establishes museum as independent organization; makes \$200,000 supplemental appropriation.

CURRENT VERSION OF TEXT

As amended by the General Assembly on March 1, 2021.



(Sponsorship Updated As Of: 3/25/2021)

1 AN ACT concerning firefighters, supplementing Title 28 of the
2 Revised '1[Statues] Statutes¹, '1[amending] repealing¹ P.L.1991,
3 c.215, and making an appropriation.
4

5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*
7

8 1. (New section) a. The New Jersey '1[Fire Engine and
9 Equipment Museum] Fire Museum and Fallen Firefighters
10 Memorial¹

11 is hereby removed from the auspices of the Department of
12 Environmental Protection and reorganized and established as an
13 independent, non-profit organization, which shall oversee the
14 permanent fire museum and fallen firefighter memorial to honor
15 New Jersey's proud history of firefighting service and the brave
16 men and women who have sacrificed their lives in the fire service.
17 'The museum collection donated by Ernest Day shall be transferred
18 from the Department of Environmental Protection and placed in the
19 custody of the New Jersey Fire Museum and Fallen Firefighters
20 Memorial.¹

21 b. The New Jersey '1[Fire Engine and Equipment Museum]
22 Fire Museum and Fallen Firefighters Memorial¹ shall be governed
23 by a board of directors who shall consist '1of¹ the following
24 members:

25 (1) the Secretary of State or a designee, who shall serve ex-
26 officio;

27 (2) the Director of the Division of Fire Safety or a designee,
28 who shall serve ex-officio;

29 (3) the Executive Director of the New Jersey Historical
30 Commission within the Department of State or a designee, who
31 shall serve ex-officio;

32 (4) one public member appointed by the President of the Senate,
33 and one public member appointed by the Speaker of the General
34 Assembly '1, both of whom shall have knowledge and experience in
35 fire service¹;

36 (5) one public member '1with knowledge and experience in fire
37 service¹ appointed by the Governor; and

38 (6) the membership of the board of directors of the New Jersey
39 Fire Museum and Fallen '1[Firefighter] Firefighters¹ Memorial who
40 served on the board prior to the effective date of P.L. , c. (C.)
41 (pending before the Legislature as this bill).

42 c. The board may, upon unanimous vote of the existing board
43 members, appoint additional board members who shall be voting
44 members.

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:

¹Assembly floor amendments adopted March 1, 2021.

1 d. Appointments to the board of directors pursuant to
2 subsection b. of this section shall be made within 90 days of the
3 effective date of this act. Each appointed member shall serve for a
4 term of three years. Vacancies in the membership of the board shall
5 be filled in the same manner as the original appointments were
6 made.

7 Members of the board shall serve without compensation, but
8 shall be reimbursed for the necessary expenses incurred in the
9 performance of their duties within the limits of the funds made
10 available to the board for its purposes.

11 ¹[d.] e.¹ The board shall organize within 30 days after the
12 appointment of its members. The board shall select a chairperson
13 from among the members. The board shall meet at the call of the
14 chairperson at the times and places it may deem appropriate and
15 necessary to fulfill its duties, except that the board shall meet a
16 minimum of four times per year. A majority of the members shall
17 constitute a quorum for the purpose of conducting business.

18 ¹[e.] f.¹ The board shall appoint an executive director ¹[.]¹
19 who ¹shall be compensated within the limits of the funds made
20 available by the board for that purpose. The executive director¹
21 shall serve at ¹[its] the¹ pleasure ¹of the board¹ and shall be a
22 person qualified by training and experience to perform the duties of
23 the office.

24
25 2. (New section) a. The board of directors for the nonprofit
26 New Jersey ¹[Fire Engine and Equipment Museum] Fire Museum
27 and Fallen Firefighters Memorial¹ reorganized and established
28 pursuant to section 1 of P.L. , c. (C.) (pending before the
29 Legislature as this bill) shall have the following responsibilities and
30 duties:

31 (1) to make, amend, and repeal rules and bylaws for its own
32 governance and guidance not inconsistent with State and federal
33 law;

34 (2) to maintain an office within the State as it may designate;

35 (3) to contract for, accept, solicit, or collect any grants, loans,
36 funds, property, or other aid in any form from the federal
37 government or any agency or instrumentality thereof; from the State
38 or any agency, instrumentality, or political subdivision thereof; or
39 from any other public source;

40 (4) to make and enter into contracts, leases, agreements, and
41 purchases necessary for the use, or incidental to the performance of,
42 the board's duties and the exercise of its powers pursuant to
43 P.L. , c. (C.) (pending before the Legislature as this bill);

44 (5) to insure against any losses in connection with the board's
45 properties, operations, or assets;

- 1 (6) to formulate and adopt rules and regulations for the efficient
- 2 conduct of the work and general administration of the board, its
- 3 officers, and employees;
- 4 (7) to institute or cause to be instituted any legal proceedings or
- 5 processes as may be necessary to properly enforce and give effect to
- 6 any of the powers or duties of the executive director or the board;
- 7 (8) to develop an economic development master plan identifying
- 8 the board's objectives, policies, and programs which will encourage
- 9 the museum's attraction, expansion, and retention;
- 10 (9) to support and maintain existing museum facilities and
- 11 services for the educational or recreational use and benefit of the
- 12 public;
- 13 (10) to maintain exhibits and displays to promote and develop
- 14 public interest and understanding of firefighter history;
- 15 (11) to develop, raise funds for, build and operate a fire
- 16 museum, fire safety education center, and fallen firefighters
- 17 memorial, and to provide for the display of fire apparatus and
- 18 equipment, along with the history and documentation available for
- 19 preservation;
- 20 (12) to determine the best course of action regarding museum
- 21 collections both owned by and lent to the museum including, but
- 22 not limited to, continuing any current ownership agreements or
- 23 memorandums of understanding entered into by the board prior to
- 24 the effective date of P.L. , c. (C) (pending before the
- 25 Legislature as this bill);
- 26 (13) to oversee museum facility expansion, development, and
- 27 strategic planning;
- 28 (14) to address marketing, budget, and fundraising issues;
- 29 (15) to conduct educational and recreational programs held at
- 30 the museum facilities;
- 31 (16) to make plans and preparations for preservation and
- 32 restoration of museum collection pieces; and
- 33 (17) to partner with affiliate organizations to borrow and lend
- 34 temporary or permanent museum collections and to raise funds with
- 35 these affiliate organizations, which may include, but not be limited
- 36 to, other museums and similar educational or research facilities.
- 37 b. The board of directors may be dissolved upon a majority vote
- 38 of the board members. Upon dissolution of the board, any
- 39 collections that were donated to the museum prior to or following
- 40 the effective date of P.L. , c. (C.) (pending before the
- 41 Legislature as this bill) shall be returned to the original donors in
- 42 accordance with existing ownership agreements or memorandums
- 43 of understanding. Museum collections that were otherwise acquired
- 44 or purchased as State property shall be placed in the custody of the
- 45 Executive Director of the New Jersey Historical Commission in the
- 46 Department of State upon dissolution of the board. The executive
- 47 director shall determine the appropriate course of action in housing
- 48 or maintaining the collection.

1 3. (New section) There is appropriated from the General Fund
2 \$200,000 to the board of the New Jersey ¹【Fire Engine and
3 Equipment Museum】 Fire Museum and Fallen Firefighters
4 Memorial¹ to effectuate the purposes of
5 P.L. , c. (pending before the Legislature as this bill).

6
7 ¹【4. Section 1 of P.L.1991, c.215 (C.28:2-26) is amended to
8 read as follows:

9 1. The New Jersey Fire Engine and Equipment Museum 【, to
10 be constructed at Allaire pursuant to P.L.1987, c.437 , under the
11 auspices of the Department of Environmental Protection,】 is
12 designated the John P. Caufield Memorial Fire Engine and
13 Equipment Museum.

14 This designation shall be displayed prominently at or near the
15 entrance to the museum.

16 (cf: P.L.1991, c.215, s.1)】¹

17

18 ¹4. Section 1 of P.L.1991, c.215 (C.28:2-26) is repealed.¹

19

20 5. This act shall take effect immediately.