

Title 28.  
Chapter 2.  
Article 9.  
(Rename)  
Naval Museum,  
Fire Museum, and  
Fallen Firefighters  
Memorial  
§§1,2  
C.28:2-26.1 and  
28:2-26.2  
§3  
Approp.  
§4  
Repealer

P.L. 2021, CHAPTER 463, *approved January 18, 2022*  
Assembly Committee Substitute (*Third Reprint*) for  
Assembly, No. 5075

1    **AN ACT** concerning firefighters, supplementing Title 28 of the  
2       Revised **<sup>1</sup>【Statues】 Statutes<sup>1</sup>**, **<sup>1</sup>【amending】 repealing<sup>1</sup>** 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 **<sup>1</sup>【Fire Engine and**  
9       **Equipment Museum】** Fire Museum and Fallen Firefighters  
10      Memorial<sup>1</sup> is hereby removed from the auspices of the Department  
11      of Environmental Protection and reorganized and established as an  
12      independent, non-profit organization, which shall oversee the  
13      permanent fire museum and fallen firefighter memorial to honor  
14      New Jersey’s proud history of firefighting service and the brave  
15      men and women who have sacrificed their lives in the fire service.  
16      <sup>1</sup>The museum collection donated by Ernest Day shall be transferred  
17      from the Department of Environmental Protection and placed in the  
18      custody of the New Jersey Fire Museum and Fallen Firefighters  
19      Memorial.<sup>1</sup>  
20      b. The New Jersey **<sup>1</sup>【Fire Engine and Equipment Museum】**  
21      Fire Museum and Fallen Firefighters Memorial<sup>1</sup> shall be governed  
22      by a board of directors **<sup>2</sup>【who shall consist <sup>1</sup>of<sup>1</sup>** the following  
23      members:  
24      (1) the Secretary of State or a designee, who shall serve ex-  
25      officio;

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:  
<sup>1</sup>Assembly floor amendments adopted March 1, 2021.  
<sup>2</sup>Senate SBA committee amendments adopted June 21, 2021.  
<sup>3</sup>Assembly amendments adopted in accordance with Governor's  
recommendations January 10, 2022.

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

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

6 (4) one public member appointed by the President of the Senate,  
7 and one public member appointed by the Speaker of the General  
8 Assembly <sup>1</sup>, both of whom shall have knowledge and experience in  
9 fire service<sup>1</sup>;

10 (5) one public member <sup>1</sup>with knowledge and experience in fire  
11 service<sup>1</sup> appointed by the Governor; and

12 (6) the membership of the board of directors of the New Jersey  
13 Fire Museum and Fallen <sup>1</sup>~~Firefighter~~ Firefighters<sup>1</sup> Memorial who  
14 served on the board prior to the effective date of P.L. , c. (C. )  
15 (pending before the Legislature as this bill).

16 c. The board may, upon unanimous vote of the existing board  
17 members, appoint additional board members who shall be voting  
18 members.

19 d. Appointments to the board of directors pursuant to  
20 subsection b. of this section shall be made within 90 days of the  
21 effective date of this act. Each appointed member shall serve for a  
22 term of three years. Vacancies in the membership of the board shall  
23 be filled in the same manner as the original appointments were  
24 made.

25 Members of the board shall serve without compensation, but  
26 shall be reimbursed for the necessary expenses incurred in the  
27 performance of their duties within the limits of the funds made  
28 available to the board for its purposes.

29 <sup>1</sup>~~[d.] e.~~<sup>1</sup> The board <sup>2</sup>which<sup>2</sup> shall organize within 30 days after  
30 the appointment of its members. The board shall select a  
31 chairperson from among the members. The board shall meet at the  
32 call of the chairperson at the times and places it may deem  
33 appropriate and necessary to fulfill its duties, except that the board  
34 shall meet a minimum of four times per year. A majority of the  
35 members shall constitute a quorum for the purpose of conducting  
36 business.

37 <sup>1</sup>~~[e.]~~ <sup>2</sup>~~[f.]~~ <sup>1</sup>c.<sup>2</sup> The board shall appoint an executive director  
38 <sup>1</sup>~~[.]~~<sup>1</sup> who <sup>1</sup>shall be compensated within the limits of the funds  
39 made available by the board for that purpose. The executive  
40 director<sup>1</sup> shall serve at <sup>1</sup>~~[its]~~ <sup>1</sup>the<sup>1</sup> pleasure <sup>1</sup>of the board<sup>1</sup> and shall  
41 be a person qualified by training and experience to perform the  
42 duties of the office.

43  
44 2. (New section) a. The board of directors for the nonprofit New  
45 Jersey <sup>1</sup>~~Fire Engine and Equipment Museum~~ Fire Museum and  
46 Fallen Firefighters Memorial<sup>1</sup> reorganized and established pursuant to

- 1 section 1 of P.L. , c. (C. ) (pending before the Legislature as  
2 this bill) shall have the <sup>3</sup>following responsibilities and duties:
- 3 (1) <sup>3</sup>power<sup>3</sup> to make, amend, and repeal rules and bylaws for its  
4 own governance and guidance <sup>3</sup>, for the administration of the museum  
5 and its collections, and in furtherance of the purposes set forth in  
6 section 1 of P.L. , c. (C. ) (pending before the Legislature as  
7 this bill) that are<sup>3</sup> not inconsistent with State and federal law <sup>3</sup>~~;~~<sup>3</sup>.
- 8 <sup>3</sup>(2) to maintain an office within the State as it may  
9 designate;
- 10 (3) to contract for, accept, solicit, or collect any grants, loans,  
11 funds, property, or other aid in any form from the federal government  
12 or any agency or instrumentality thereof; from the State or any agency,  
13 instrumentality, or political subdivision thereof; or from any other  
14 public source;
- 15 (4) to make and enter into contracts, leases, agreements, and  
16 purchases necessary for the use, or incidental to the performance of,  
17 the board's duties and the exercise of its powers pursuant to P.L. , c.  
18 (C. ) (pending before the Legislature as this bill);
- 19 (5) to insure against any losses in connection with the board's  
20 properties, operations, or assets;
- 21 (6) to formulate and adopt rules and regulations for the efficient  
22 conduct of the work and general administration of the board, its  
23 officers, and employees;
- 24 (7) to institute or cause to be instituted any legal proceedings or  
25 processes as may be necessary to properly enforce and give effect to  
26 any of the powers or duties of the executive director or the board;
- 27 (8) to develop an economic development master plan identifying  
28 the board's objectives, policies, and programs which will encourage  
29 the museum's attraction, expansion, and retention;
- 30 (9) to support and maintain existing museum facilities and services  
31 for the educational or recreational use and benefit of the public;
- 32 (10) to maintain exhibits and displays to promote and develop  
33 public interest and understanding of firefighter history;
- 34 (11) to develop, raise funds for, build and operate a fire museum,  
35 fire safety education center, and fallen firefighters memorial, and to  
36 provide for the display of fire apparatus and equipment, along with the  
37 history and documentation available for preservation;
- 38 (12) to determine the best course of action regarding museum  
39 collections both owned by and lent to the museum including, but not  
40 limited to, continuing any current ownership agreements or  
41 memorandums of understanding entered into by the board prior to the  
42 effective date of P.L. , c. (C. ) (pending before the Legislature  
43 as this bill);
- 44 (13) to oversee museum facility expansion, development, and  
45 strategic planning;
- 46 (14) to address marketing, budget, and fundraising issues;

1 (15) to conduct educational and recreational programs held at the  
2 museum facilities;

3 (16) to make plans and preparations for preservation and  
4 restoration of museum collection pieces; and

5 (17) to partner with affiliate organizations to borrow and lend  
6 temporary or permanent museum collections and to raise funds with  
7 these affiliate organizations, which may include, but not be limited to,  
8 other museums and similar educational or research facilities.

9 b. The board of directors may be dissolved upon a majority vote  
10 of the board members. Upon dissolution of the board, any collections  
11 that were donated to the museum prior to or following the effective  
12 date of P.L. , c. (C. ) (pending before the Legislature as this  
13 bill) shall be returned to the original donors in accordance with  
14 existing ownership agreements or memorandums of understanding.  
15 Museum collections that were otherwise acquired or purchased as  
16 State property shall be placed in the custody of the Executive Director  
17 of the New Jersey Historical Commission in the Department of State  
18 upon dissolution of the board. The executive director shall determine  
19 the appropriate course of action in housing or maintaining the  
20 collection.】<sup>3</sup>

21  
22 3. (New section) There is appropriated from the General Fund  
23 \$200,000 to the board of the New Jersey <sup>1</sup>【Fire Engine and  
24 Equipment Museum】 Fire Museum and Fallen Firefighters  
25 Memorial<sup>1</sup> to effectuate the purposes of  
26 P.L. , c. (pending before the Legislature as this bill).  
27

28 <sup>1</sup>【4. Section 1 of P.L.1991, c.215 (C.28:2-26) is amended to  
29 read as follows:

30 1. The New Jersey Fire Engine and Equipment Museum 【, to  
31 be constructed at Allaire pursuant to P.L.1987, c.437 , under the  
32 auspices of the Department of Environmental Protection,】 is  
33 designated the John P. Caufield Memorial Fire Engine and  
34 Equipment Museum.

35 This designation shall be displayed prominently at or near the  
36 entrance to the museum.

37 (cf: P.L.1991, c.215, s.1)】<sup>1</sup>  
38

39 <sup>1</sup>4. Section 1 of P.L.1991, c.215 (C.28:2-26) is repealed.<sup>1</sup>  
40

41 5. This act shall take effect immediately.  
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45

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