

The Board of Fire Commissioners finds it necessary, in order to maintain an orderly fire scene, to establish a fire police division within the Department and to appoint certain of the Department members to perform certain police duties from the fire station to and at the vicinity of a fire, fire drill, or other emergency response, until the arrival of a duly authorized police officer, or at any public event where fire police may be requested to protect the public, subject to the approval of and supervision by the chief law enforcement officer within the Borough. Prior to appointment by the District to the office of fire police, the selected member shall successfully complete a basic fire police training course formulated and approved by the New Jersey Division of Fire Safety. The term of office is for five (5) years. Before entering upon his/her duties, the selected member shall take and subscribe an oath administered by the Borough Clerk, wherein said member shall swear or affirm that he/she shall justly, impartially and faithfully perform and discharge his/her duties according to the best of his/her ability and understanding. The duties of a fire police officer are those enumerated under the laws of the State. All fire police officers are statutorily authorized to act as a fire police officer anywhere within Monmouth County or any other County upon which he/she is called upon to act.

During the performance of his/her duties, he/she shall be under the supervision of the officer in charge at the scene, or drill, until the arrival of a duly authorized police officer, who shall assume supervisory responsibility.

Notwithstanding anything herein shall give a fire police officer the right to supersede a duly authorized police officer nor diminish the statutory powers of the Chief or other superior Department officer in the exercise of his/her duties at the scene.

Fire Police Officers shall at all times during the performance of his/her duties wear the authorized fire police badge on the left breast of the outermost garment being worn. The Board shall appoint an individual in charge of the fire police who shall report directly to the Chief of the Department. Fire Police Officers are subject to all Board policies and procedures.

The Board shall enact Rules and Regulations, procedures or guidelines and directives to implement or otherwise effectuate the purpose and intent of this Policy and Federal, State and local laws, and Rules, Regulations, Procedures, Guidelines or Directives promulgated thereto, as amended, which were enacted to insure or supplement the intent and purpose of this Policy. Said

Rules and Regulations, procedures or guidelines and directives may be amended or supplemented by the Board as it deems necessary.

This Policy does not modify existing Board policies, procedures, guidelines, rules, regulations or directives and shall be read and construed in conjunction with other Board policies, procedures, guidelines, rules, regulations or directives so that any inconsistencies or ambiguities in this Policy may be resolved by referencing other Board policies, procedures, guidelines, rules, regulations or directives. Any interpretation as to the meaning of this Policy shall not be contrary to federal, state or local laws, or contrary to or inconsistent with the mandated charge of the Board. If any provision paragraph, sentence, clause or phrase set forth in this Policy is for any reason held or determined to be unconstitutional or invalid, same shall not affect the remainder of this Policy.

Legal References: N.J.S.A. 15:8-4, et seq.  
N.J.S.A. 40A:14-54.1, et seq.

1<sup>st</sup> Reading: 6/17/20

Effective Date: 7/15/20

2<sup>nd</sup> Reading: 7/15/20

Revised Date: