

(b) Applications for permits authorizing the use of red lights and/or sirens pursuant to this subchapter may be obtained from, and completed applications must be submitted to, the Division of Motor Vehicles.

(c) A permit issued by the Division of Motor Vehicles pursuant to this subchapter will be forwarded to the applicant via the official who made the request, as specified in (a) above.

#### 13:24-2.5 Eligibility for permit

(a) Applicants for permits authorizing the use of red lights and/or sirens pursuant to this subchapter may be considered eligible only if the vehicle intended to display the red lights and/or sirens is:

1. Owned by and registered in the name of an active chief of a volunteer fire company or the first assistant chief of a volunteer fire company; provided, that no more than two permits will be issued to any one volunteer fire company;

2. Owned by, or leased by or for, a chief of police of a municipality or a police captain or first assistant to the chief of police of a municipality, where such municipality does not provide that person with a vehicle for police purposes; provided, that no more than two permits will be issued to any police department meeting these conditions; and provided further, that applicants must be full time police officials;

3. Owned by, or leased by or for, a captain or principal assistant of a volunteer first aid or rescue squad; provided, that no more than two permits will be issued to any one volunteer first aid or rescue squad;

4. Owned or leased by an organization engaged in the manufacture and/or sale of emergency vehicles or equipment and operated by an employee thereof only for the purpose of demonstration or delivery, when such operation is in compliance with the terms of the permit; or

5. Owned or leased by those Emergency Management personnel set forth in N.J.A.C. 13:24-3.1 or 3.2.

(b) Except as may otherwise be provided by rule, no applicants other than those set forth in (a) above shall be eligible for red light and/or siren permits pursuant to this subchapter.

#### 13:24-2.6 Possession and exhibition of permit

A permit issued pursuant to this subchapter must be in the possession of the operator at all times when the red lights and/or sirens are displayed on the vehicle, and must be exhibited upon the request of any law enforcement official.

#### 13:24-2.7 Permit cancellation or revocation

(a) Permits issued pursuant to this subchapter shall remain valid for a period of four years, unless cancelled or revoked, and shall be nontransferable.

(b) The Director may cancel or revoke a permit issued pursuant to this subchapter for any of the following reasons, or for any other reasonable grounds:

1. Expiration or termination, for any reason, of term of office or contract which entitled the holder to the permit;

2. The sale, transfer, destruction or termination of lease of the vehicle for which the permit was issued;

3. A violation of any of the conditions applying to such permit as stated in this subchapter; and/or

4. Upon the operator of the vehicle being convicted of any violation of the Motor Vehicle Traffic Laws involving the use of the lights or sirens.

(c) Cancelled or revoked permits for red lights or sirens must be surrendered to the Division of Motor Vehicles by the permit holder within 10 days of the cancellation or revocation of the permit.

(d) A permit holder may object to cancellation or revocation by requesting a hearing. A request for a hearing shall be in writing and shall be received by the Director within 10 days of the notice of cancellation or revocation. A request for hearing shall state all the reasons for the permit holder's objection to cancellation or revocation. The Director shall determine whether to grant a hearing in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.

#### 13:24-2.8 Red light mounting and use requirements

(a) There is no limit as to the number of red lights which may be mounted on an authorized emergency vehicle; provided, that no red lights shall be mounted on the vehicle's interior front dashboard nor shall red lights be used in place of the vehicle's regular headlights.

(b) Any authorized emergency vehicles used for police or law enforcement purposes that display roof mounted red lights may be equipped with interior trunk-mounted flashing red emergency lights if the trunk obscures the roof lights when open.

(c) Red lights placed on a vehicle owned by and registered in the name of an active chief of a volunteer fire company or the first assistant chief of a volunteer fire company pursuant to a permit issued by the Director in accordance with this subchapter shall be mounted only on the exterior of the vehicle and shall consist of not more than two magnetic base type removable lights.

1. If one red light is used on such a vehicle, it shall be mounted on:

- i. The center of the roof of the vehicle; or
  - ii. The left windshield column.
2. If two red lights are used on such a vehicle, they shall be mounted on:
- i. Either side of the roof at the front of the vehicle directly behind the top of the windshield; or
  - ii. Each windshield column.

(d) There is no limit as to the number of red lights which may be mounted on a vehicle owned or leased by an organization engaged in the manufacture and/or sale of emergency vehicles or equipment for which a permit has been issued by the Director pursuant to N.J.A.C. 13:24-2.5(a)4 permitting the display of such lights when the vehicle is being operated by an organization employee only for the purpose of demonstration or delivery; provided, that no red lights shall be mounted on the vehicle's interior front dashboard nor shall red lights be used in place of the vehicle's regular headlights.

(e) Except for those vehicles specified in (c) and (d) above, vehicles equipped with a red light pursuant to a permit issued by the Director in accordance with this subchapter shall display one magnetic base type removable light. The red light shall not be mounted on the vehicle's interior front dashboard and shall not be used in place of the vehicle's regular headlights.

(f) Vehicles operated by Emergency Management personnel shall comply with the red light mounting and use requirements of N.J.A.C. 13:24-3.

(g) Any mounting of red lights not provided for by this subchapter is prohibited.

(h) Red lights shall only be used when the vehicle is being operated in response to a fire or emergency call; provided, however, that red lights mounted on a vehicle owned or leased by an organization engaged in the manufacture and/or sale of emergency vehicles or equipment for which a permit has been issued by the Director pursuant to N.J.A.C. 13:24-2.5(a)4 may only be used when such vehicle is being operated by an organization employee for the purpose of demonstration or delivery. Police vehicles may also use red lights in the pursuit of an actual or suspected violator of the law. Fire department vehicles may also use red lights while returning from an emergency call. Ambulances which qualify as authorized emergency vehicles pursuant to N.J.A.C. 13:24-1.1 may also use red lights when transporting a person to a hospital on an emergency basis. Vehicles bearing governmental registration, when being operated by a county medical examiner or his or her deputy or assistant to travel to the scene of a death in accordance with N.J.S.A. 52:17B-87, may use red lights during such time of operation.

Amended by R.1991 d.205, effective April 15, 1991.

See: 22 N.J.R. 902(a), 23 N.J.R. 1197(a).

Added language to (h) to include vehicles bearing governmental registration, operated by a county medical examiner or his or her deputy or assistant to travel to the scene of a death in accordance with N.J.S.A. 52:17B-87.

### 13:24-2.9 Siren mounting requirements

(a) A siren may be mounted at any location on an authorized emergency vehicle.

(b) A vehicle authorized by a permit issued pursuant to this subchapter to utilize a siren shall comply with the following provisions:

1. The siren must be mounted under the hood of the vehicle; except that a vehicle for which a permit has been issued authorizing the use of a siren, other than a vehicle owned by and registered in the name of an active chief of a volunteer fire company or the first assistant chief of a volunteer fire company, may mount a removable siren on the center of the roof of the vehicle for use while responding to an emergency call provided it is removed at the conclusion of the emergency.

(c) Vehicles operated by Emergency Management personnel shall comply with the siren mounting and use requirements of N.J.A.C. 13:24-3.

## SUBCHAPTER 3. SPECIAL EMERGENCY MANAGEMENT REGULATIONS

### 13:24-3.1 Municipal Emergency Management Coordinator applications

(a) Municipal Emergency Management Coordinators may apply for a red light and/or siren permit for a vehicle or vehicles which they own or lease.

(b) An applicant pursuant to this section shall submit a letter of request on official stationery, signed by the mayor or chief executive officer of a municipality, together with a completed application, to the County Emergency Management Coordinator requesting approval to place a red light and siren on the Municipal Emergency Management Coordinator's vehicle or vehicles.

(c) Upon approval of the County Coordinator, the letter of request and all three copies of the application shall be forwarded to the State Office of Emergency Management for approval by the Director of that Office.

(d) If approved, the Director of the State Office of Emergency Management will send the application to the Director of the Division of Motor Vehicles for final approval and issuance of the permit.

Amended by R.1989 d.542, effective October 16, 1989.  
See: 21 N.J.R. 2460(a), 21 N.J.R. 3299(c).