

1 State of Arkansas  
2 94th General Assembly  
3 Regular Session, 2023  
4

As Engrossed: H1/26/23

# A Bill

HOUSE BILL 1110

5 By: Representative Warren  
6 By: Senator K. Hammer  
7

## For An Act To Be Entitled

9 AN ACT TO ELIMINATE OBSOLETE MAPPING REQUIREMENTS FOR  
10 PREMIUM TAX REVENUES TO BE DISTRIBUTED TO A CITY,  
11 TOWN, OR FIRE PROTECTION DISTRICT FOR THE PURPOSE OF  
12 FUNDING LOCAL POLICE AND FIRE RELIEF AND PENSION  
13 FUNDS; TO CORRECT LANGUAGE REQUIRING A QUALIFIED  
14 ACTUARY TO DETERMINE THE AMOUNT OF PREMIUM TAX  
15 REVENUES TO BE DIRECTED TO A CITY, TOWN, OR FIRE  
16 PROTECTION DISTRICT FOR THE PURPOSE OF FUNDING LOCAL  
17 POLICE AND FIRE RELIEF AND PENSION FUNDS; AND FOR  
18 OTHER PURPOSES.  
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## Subtitle

21 TO ELIMINATE OBSOLETE MAPPING  
22 REQUIREMENTS FOR PREMIUM TAX REVENUES TO  
23 BE DISTRIBUTED TO A CITY, TOWN, OR FIRE  
24 PROTECTION DISTRICT FOR THE PURPOSE OF  
25 FUNDING LOCAL POLICE AND FIRE RELIEF AND  
26 PENSION FUNDS.  
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30 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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32 SECTION 1. Arkansas Code § 24-11-213(b), concerning the conditions  
33 under which allocations of funds between the Firemen's and Police Officers'  
34 Pension and Relief Fund and the General Revenue Fund Account shall be made,  
35 is amended to read as follows:

36 (b) The allocation of funds between the Firemen's and Police Officers'



1 Pension and Relief Fund and the General Revenue Fund Account under this  
2 section is subject to the following conditions:

3 (1) The Arkansas Fire and Police Pension Review Board shall  
4 review annually the distribution of funds to each qualified city, town, or  
5 fire protection district made in the previous calendar year before disbursing  
6 funds to an area qualified under § 24-11-214; and

7 (2) The board shall consider as part of the annual assessment of  
8 the allocation of the disbursement of funds under § 24-11-214:

9 (A) The certification of a new city, town, or fire  
10 protection district for participation in the Firemen's and Police Officers'  
11 Pension and Relief Fund; and

12 (B)~~(i)~~ A change in the legal description of a city, town,  
13 or fire protection district~~;~~

14 ~~(ii)~~ ~~A change in the legal description of a city,~~  
15 ~~town, or fire protection district~~ which shall be reported to the board  
16 annually by December ~~15~~ 14~~;~~ and

17 ~~(C)~~ ~~A population change that is caused by a change in the~~  
18 ~~legal description of a city, town, or fire protection district;~~

19 ~~(3)(A)~~ ~~The total population of a city, town, or fire protection~~  
20 ~~district that is qualified to participate in the Firemen's and Police~~  
21 ~~Officers' Pension and Relief Fund shall be determined by a census population~~  
22 ~~assessment in the city, town, or fire protection district.~~

23 ~~(B)~~ ~~The population of a city, town, or fire protection~~  
24 ~~district shall be determined by the Census State Data Center at the Arkansas~~  
25 ~~Economic Development Institute at the University of Arkansas at Little Rock;~~

26 ~~(4)~~ ~~The legal description of the metes and bounds of a city,~~  
27 ~~town, or fire protection district shall be:~~

28 ~~(A)~~ ~~Based on:~~

29 ~~(i)~~ ~~The standard physical features of the area; or~~

30 ~~(ii)~~ ~~Boundaries that are determined by a Global~~  
31 ~~Positioning System survey if the legal description of the metes and bounds of~~  
32 ~~a city, town, or fire protection district cannot be based on the standard~~  
33 ~~physical features of the area; and~~

34 ~~(B)~~ ~~Determined by:~~

35 ~~(i)~~ ~~A surveyor licensed in Arkansas;~~

36 ~~(ii)~~ ~~A preexisting map maintained by the city, town,~~

1 ~~or fire protection district; or~~

2 ~~(iii) The Geographic Information Systems~~  
 3 ~~Applications Laboratory located in the Donald W. Reynolds Center for Business~~  
 4 ~~and Economic Development at the University of Arkansas at Little Rock;~~

5 ~~(5)(A) The preferred legal description of the metes and bounds~~  
 6 ~~of a city, town, or fire protection district shall be based on the standard~~  
 7 ~~physical features of the area.~~

8 ~~(B) A local department shall change the description of the~~  
 9 ~~metes and bounds of the department to the standard physical features of the~~  
 10 ~~area.~~

11 ~~(C) In the case of a fire department, the county quorum~~  
 12 ~~court shall determine the description of the standard physical features of~~  
 13 ~~the area if the local chief cannot make the determination; and~~

14 ~~(6) The accuracy of the metes and bounds legal description of a~~  
 15 ~~city, town, or fire protection district shall be certified to the board by~~  
 16 ~~the:~~

17 ~~(A) Mayor or other qualified representative of a city or~~  
 18 ~~town; or~~

19 ~~(B) County fire coordinator of a rural fire protection~~  
 20 ~~district.~~

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 22 SECTION 2. Arkansas Code § 24-11-214(a), concerning the evaluation of  
 23 information by an actuary to determine the amount of premium tax revenues to  
 24 be directed to each city, town, or fire protection district, is amended to  
 25 read as follows:

26 (a) An actuary ~~certified by the Society of Actuaries~~ who is a member  
 27 of the American Academy of Actuaries shall evaluate the information submitted  
 28 under this section and §§ 24-11-213 and 24-11-215 to determine the amount of  
 29 the premium tax revenues to be directed to each city, town, or fire  
 30 protection district.

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 32 SECTION 3. Arkansas Code § 24-11-214(i)(3), concerning the use of  
 33 insurance tax revenues to provide the administrative costs incurred in  
 34 obtaining and evaluating population information for unqualified cities,  
 35 towns, and fire protection districts, is repealed.

36 ~~(3) This revenue shall also be used to provide the~~

1 ~~administrative costs incurred in obtaining and evaluating the population~~  
2 ~~information for unqualified cities, towns, and fire protection districts.~~

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4 */s/Warren*

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7 **APPROVED: 2/9/23**  
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