1	State of Arkansas
2	84th General Assembly
3	Regular Session, 2003

A Bill

HOUSE BILL   1864

5   By: Representative R. Smith

For An Act To Be Entitled

9   AN ACT TO AMEND ARKANSAS CODE § 20-22-901

10   REGARDING THE DUTY OF VOLUNTEER FIRE DEPARTMENTS

11   TO RESPOND TO REPORTS OF UNCONTROLLED FIRES; AND

12   FOR OTHER PURPOSES.

Subtitle

15   TO AMEND ARKANSAS CODE § 20-22-901

16   REGARDING THE DUTY OF VOLUNTEER FIRE

17   DEPARTMENTS TO RESPOND TO REPORTS OF

18   UNCONTROLLED FIRES.

21   BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

23   SECTION 1. Arkansas Code § 20-22-901(a) is amended to read as follows:

24   (a)(1) Upon receipt of a report of an uncontrolled fire or a 911 or

25   other emergency call reporting a fire, it shall be the duty of volunteer fire

26   departments operating within the State of Arkansas to respond to, attempt to

27   control, and put out all fires occurring within their respective districts

28   involving any real or personal property, whether that property is owned by

29   members ~~or by nonmembers~~ of the fire district.

30   (2) However, unless ~~a fire is in violation of a countywide fire~~

31   ~~ban or as may be otherwise provided in an agreement between a nonmember owner~~

32   ~~of forested lands, cut-over lands, brush lands, or grasslands and a volunteer~~

33   ~~fire department~~ <u>the following circumstances exist</u>, the volunteer fire

34   department shall have no duty or authority to respond to or attempt to

35   control and put out any fire which occurs on forest lands<u>, cut-over lands,</u>

36   <u>brush lands, or grasslands</u> owned by a nonmember ~~and which does not pose an~~

1   ~~immediate threat to life or to the real or personal property of a person or~~

2   ~~entity other than the owner of the land on which the fire occurs.~~:

3   (A)   The fire poses an immediate threat to life of any

4   person;

5   (B)   There is a written agreement between a nonmember owner

6   of the real or personal property and the volunteer fire department requiring

7   the fire department to respond;

8   (C)   The fire is in violation of a countywide fire ban; or

9   (D)   The fire poses an immediate threat to the real or

10 personal property owned by a member of the district.

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