

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: S3/13/03

A Bill

HOUSE BILL 1864

5 By: Representative R. Smith
6 *By: Senator Faris*
7

For An Act To Be Entitled

10 AN ACT TO AMEND ARKANSAS CODE § 20-22-901
11 REGARDING THE DUTY OF VOLUNTEER FIRE DEPARTMENTS
12 TO RESPOND TO REPORTS OF UNCONTROLLED FIRES; AND
13 FOR OTHER PURPOSES.
14

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.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 20-22-901(a) is amended to read as follows:

25 (a)(1) Upon receipt of a report of an uncontrolled fire or a 911 or
26 other emergency call reporting a fire, it shall be the duty of volunteer fire
27 departments operating within the State of Arkansas to respond to, attempt to
28 control, and put out all fires occurring within their respective districts
29 involving any real or personal property, whether that property is owned by
30 members ~~or by nonmembers~~ of the fire district.

31 (2) ~~However, unless a fire is in violation of a countywide fire~~
32 ~~ban or as may be otherwise provided in an agreement between a nonmember owner~~
33 ~~of forested lands, cut-over lands, brush lands, or grasslands and a volunteer~~
34 ~~fire department~~ the following circumstances exist, the volunteer fire
35 department shall have no duty or authority to respond to or attempt to
36 control and put out any fire which occurs on forest lands, cut-over lands,



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1 brush lands, or grasslands owned by a nonmember ~~and which does not pose an~~
2 ~~immediate threat to life or to the real or personal property of a person or~~
3 ~~entity other than the owner of the land on which the fire occurs.:~~

4 (A) The fire poses an immediate threat to life of any
5 person;

6 (B) There is a written agreement between a nonmember owner
7 of the real or personal property and the volunteer fire department requiring
8 the fire department to respond;

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

10 (D) The fire poses an immediate threat to the real or
11 personal property owned by a member of the district.

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13 */s/ R. Smith*
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