

1 INTERIM STUDY PROPOSAL 2013-092

2 State of Arkansas

As Engrossed: H4/5/13 H4/10/13

3 89th General Assembly

A Bill

4 Regular Session, 2013

HOUSE BILL 1191

5
6 By: Representative Hammer

7 Filed with: Interim House Committee on Revenue and Taxation
8 pursuant to A.C.A. §10-3-217.

For An Act To Be Entitled

9
10 AN ACT TO PROVIDE ADDITIONAL METHODS FOR COLLECTING
11 DELINQUENT RURAL FIRE DEPARTMENT DUES AND FEES; TO
12 ALLOW THE COMMISSIONER OF STATE LANDS TO ASSESS A
13 PENALTY TO BENEFIT CERTAIN FIRE DEPARTMENTS; AND FOR
14 OTHER PURPOSES.

Subtitle

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18 TO PROVIDE ADDITIONAL METHODS FOR
19 COLLECTING DELINQUENT FIRE DEPARTMENT
20 FEES AND DUES; AND TO ALLOW THE
21 COMMISSIONER OF STATE LANDS TO ASSESS A
22 PENALTY TO BENEFIT CERTAIN FIRE
23 DEPARTMENTS.

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

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28 SECTION 1. Arkansas Code Title 26, Chapter 37, Subchapter 1, is
29 amended to add an additional section to read as follows:

30 26-37-110. Additional penalty – Grant program.

31 (a) In addition to any other fees and penalties allowed under this
32 chapter, the Commissioner of State Lands may assess a penalty of the lesser
33 of ten percent (10%) of the total sale or redemption price for any property
34 forfeited to the state for delinquent taxes or fifty dollars (\$50.00).

35 (b) The purchaser or redeemer of the property shall be responsible for
36 paying any penalty assessed under this section.

1 (c)(1) The Commissioner of State Lands shall use the funds collected
 2 under this section exclusively for the purposes stated in subdivision (c)(2)
 3 of this section.

4 (2)(A) The Commissioner of State Lands, in cooperation with the
 5 Department of Rural Services, shall use the funds collected under this
 6 section to establish and administer by rule a grant program that shall be
 7 used to provide financial assistance to fire departments to be used
 8 exclusively for the purpose of lowering the fire department's Public
 9 Protection Classification rating as determined by Insurance Services Office,
 10 Inc.

11 (B) A fire department receiving a grant under this section
 12 may use the funds to retain personnel to process the documentation required
 13 by Insurance Services Office, Inc., to lower the fire department's Public
 14 Protection Classification rating.

15 (3) The rules promulgated under this section are subject to the
 16 Arkansas Administrative Procedure Act, § 25-15-201 et seq.

17 (d) This section shall expire on June 30, 2019.

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/s/Hammer

Referred by the Arkansas House of Representatives
 Prepared by: JLL/VJF