

1 **State of Arkansas**
2 **78th General Assembly**
3 **First Extraordinary Session, 1992**

Call Item 999

A Bill

HOUSE BILL

4 **By: Representatives Whorton, Shaver, Lipton, Newman, Collier, Holland, Rice, Beatty,**
5 **Porter, Goodwin, Watts, Forgey, Horn, K. Wood and Roric**

6
7
8

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE § 14-284-403 TO ALLOW NON-
10 CERTIFIED FIRE DEPARTMENTS TO RECEIVE FUNDS FROM THE
11 INSURANCE PREMIUM TAXES COLLECTED FOR FIRE PROTECTION
12 SERVICES PROVIDED THE FUNDS ARE USED TO UPGRADE THE
13 DEPARTMENT SPECIFICALLY TO MEET MINIMUM CERTIFICATION
14 STANDARDS; TO DECLARE AN EMERGENCY; AND FOR OTHER
15 PURPOSES."

16

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

18

19 SECTION 1. Arkansas Code § 14-284-403 is hereby amended to read as
20 follows:

21 "14-284-403. Apportionment of funds. [Effective January 1, 1992].

22 (a) (1) These premium tax moneys are assessed for disbursement from the
23 Rural Fire Protection Revolving Fund by the Department of Finance and
24 Administration to the counties in the following percentages: Arkansas County
25 - 0.78%, Ashley County - 1.39%, Baxter County - 1.78%, Benton County - 3.86%,
26 Boone County - 1.46%, Bradley County - 0.52%, Calhoun County - 0.51%, Carroll
27 County - 0.97%, Chicot County - 0.51%, Clark County - 1.13%, Clay County -
28 1.10%, Cleburne County - 1.11%, Cleveland County - 0.66%, Columbia County -
29 1.24%, Conway County - 1.04%, Craighead County - 2.91%, Crawford County -
30 1.98%, Crittenden County - 1.32%, Cross County - 0.84%, Dallas County - 0.45%,
31 Desha County - 0.71%, Drew County - 0.80%, Faulkner County - 2.30%, Franklin
32 County - 0.97%, Fulton County - 0.84%, Garland County - 3.12%, Grant County -
33 1.13%, Greene County - 1.39%, Hempstead County - 1.89%, Hot Spring County -
34 1.46%, Howard County - 0.75%, Independence County - 1.90%, Izard County -
35 0.91%, Jackson County - 0.95%, Jefferson County - 2.32%, Johnson County -

1 1.05%, Lafayette County - 0.71%, Lawrence County - 0.96%, Lee County - 0.73%,
 2 Lincoln County - 1.12%, Little River County - 0.77%, Logan County - 1.06%,
 3 Lonoke County - 1.70%, Madison County - 0.95%, Marion County - 1.00%, Miller
 4 County - 1.44%, Mississippi County - 1.77%, Monroe County - 0.53%, Montgomery
 5 County - 0.66%, Nevada County - 0.58%, Newton County - 0.67%, Ouachita County
 6 - 1.37%, Perry County - 0.62%, Phillips County - 1.12%, Pike County - 0.87%,
 7 Poinsett County - 1.14%, Polk County - 1.01%, Pope County - 1.73%, Prairie
 8 County - 0.83%, Pulaski County - 5.99%, Randolph County - 0.96%, St. Francis
 9 County - 1.45%, Saline County - 3.00%, Scott County - 0.59%, Searcy County -
 10 0.73%, Sebastian County - 2.06%, Sevier County - 0.82%, Sharp County - 1.30%,
 11 Stone County - 0.77%, Union County - 2.01%, Van Buren County - 1.18%,
 12 Washington County - 3.46%, White County - 2.71%, Woodruff County - 0.47%, Yell
 13 County - 1.11%.

14 (2) The moneys shall be apportioned by each quorum court to the
 15 districts and municipalities within the county based upon population unless
 16 the County Intergovernmental Cooperation Council notifies the quorum court of
 17 the fire protection needs of the districts and municipalities, in which case
 18 the moneys shall be apportioned by the quorum court based on those needs.
 19 Such funds shall be distributed to municipalities and those certified
 20 departments in districts which are in compliance with this subchapter and §§
 21 20-22-801 - 20-22-809. Fire departments which are not certified by the Office
 22 of Fire Protection Services pursuant to §§ 20-22-801 - 20-22-809 shall also be
 23 eligible to receive moneys disbursed under this section so long as all moneys
 24 received are spent directly on upgrading the level of service provided by the
 25 department to specifically meet minimum certification standards.

26 (b) Disbursements shall be made on forms prescribed by the Department
 27 of Finance and Administration."
 28

29 SECTION 2. All provisions of this act of general and permanent nature
 30 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
 31 Revision Commission shall incorporate the same in the Code.
 32

33 SECTION 3. If any provisions of this act or the application thereof to
 34 any person or circumstance is held invalid, the invalidity shall not affect
 35 other provisions or applications of the act which can be given effect without

1 the invalid provisions or application, and to this end the provisions of this
2 act are declared to be severable.

3

4 SECTION 4. All laws and parts of laws in conflict with this act are
5 hereby repealed.

6

7 SECTION 5. Emergency. It is hereby found and determined by the Seventy-
8 Eighth General Assembly of the State of Arkansas meeting in the First
9 Extraordinary Session of 1992 that, under current law, volunteer fire
10 departments must be certified in order to be eligible for funds from the
11 insurance premium taxes levied for fire protection services by Act 833 of
12 1991; that numerous rural fire departments have not been and will not be
13 certified by the Arkansas Fire Protection Services Board because they lack the
14 necessary firefighting training and adequate equipment; and that these
15 uncertified rural fire departments should be provided access to funds to
16 assist them in becoming eligible for minimum certification. Therefore, in
17 order to provide better fire protection for all citizens of Arkansas, an
18 emergency is hereby declared to exist, and this act being necessary for the
19 immediate preservation of the public peace, health, and safety, shall be in
20 full force and effect from and after its passage and approval.

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

- 1
- 2
- 3