

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

As Engrossed: H3/13/97

## A Bill

HOUSE BILL 2123

4  
5 By: Representatives Angel, Wagner, Curran, Maddox, Hall, Harris, Schexnayder, McGee, Madison, *Whorton, Simmons, Ammons,*  
6 *Young, Malone, Terry Smith, Jeffress, Ferguson, and Hunton*

### For An Act To Be Entitled

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10 "AN ACT TO INCREASE THE FIRE PROTECTION PREMIUM TAX TO  
11 THREE-QUARTERS OF ONE PERCENT (3/4 OF 1%); AND FOR OTHER  
12 PURPOSES."

### Subtitle

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14  
15 "TO INCREASE THE FIRE PROTECTION PREMIUM  
16 TAX TO THREE-QUARTERS OF ONE PERCENT  
17 (3/4 OF 1%)."

18  
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Arkansas Code § 26-57-614 is amended to read as follows:

22 "§ 26-57-614. Fire protection services - Additional tax.

23 (a) It is hereby found and determined by the General Assembly of the  
24 State of Arkansas that additional funding is needed to improve the fire  
25 protection services in this state. It is further found and determined that the  
26 public policy of this state is to provide adequate fire protection services  
27 for property of citizens through the use of properly trained and equipped fire  
28 fighters, and that the provisions of this section and §§ 14-284-401 - 14-284-  
29 409 are necessary in furtherance of the public health and safety.

30 (b) In addition to the premium taxes collected from insurers under other  
31 provisions of Arkansas law, each authorized insurer and each formerly  
32 authorized insurer shall pay to the Fire Protection Premium Tax Fund a tax at  
33 the rate of ~~one-half~~ three-quarters of one percent ~~(0.5%)~~ (3/4 of 1%) on net  
34 direct written premiums for coverages upon real and personal property,  
35 including, but not limited to, fire, allied lines, farm owner and homeowner  
36 multiple peril, vehicle physical damage, and vehicle collision, or any

1 combination thereof.

2 (c) This tax shall be collected by the Insurance Commissioner from the  
3 insurers at the same time and in the same manner as provided in the premium  
4 tax sections of the laws of this state under § 26-57-601 et seq. and  
5 deposited into the Fire Protection Premium Tax Fund. An amount not to exceed  
6 three percent (3%) of this tax may be used to maintain and operate the Office  
7 of Fire Protection Services.

8 (d) Assessments upon which this premium tax is based shall be made on  
9 forms prescribed by the Arkansas Insurance Commissioner.

10 (e) Premium tax payments shall be made upon company checks payable to  
11 the Fire Protection Premium Tax Fund.

12 (f) The provisions of this section and § 14-284-401 et seq. are  
13 intended to be supplemental to current provisions of Arkansas law, and shall  
14 not be construed as repealing or superseding any other laws applicable  
15 thereto."

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17 SECTION 2. All provisions of this act of a general and permanent nature  
18 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
19 Revision Commission shall incorporate the same in the Code.

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21 SECTION 3. If any provision of this act or the application thereof to  
22 any person or circumstance is held invalid, such invalidity shall not affect  
23 other provisions or applications of the act which can be given effect without  
24 the invalid provision or application, and to this end the provisions of this  
25 act are declared to be severable.

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

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*/s/Rep. Angel et al*

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