

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011**

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**HOUSE BILL 1122\***

Short Title:   Martin County Fire Districts. (Local)

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Sponsors:   Representatives E. Warren and Tolson (Primary Sponsors).  
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

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Referred to:   Government, if favorable, Finance.

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May 24, 2012

A BILL TO BE ENTITLED

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2 AN ACT TO VALIDATE CERTAIN LEVIES AND COLLECTION OF FIRE DISTRICT  
3 TAXES IN MARTIN COUNTY AND TO ALLOW MARTIN COUNTY TO ABOLISH  
4 BY RESOLUTION ITS CHAPTER 69 FIRE PROTECTION DISTRICTS UPON  
5 ESTABLISHMENT OF FIRE PROTECTION SERVICE DISTRICTS UNDER CHAPTER  
6 153A OF THE GENERAL STATUTES.

7 The General Assembly of North Carolina enacts:

8       **SECTION 1.** All collections of fire protection district revenues under Article 3A of  
9 Chapter 69 of the General Statutes by Martin County since 1956 are valid and lawful, without  
10 regard to which fire protection district (and corresponding fire tax rate) those revenues were  
11 collected from, and without regard to which fire department those revenues were allocated.

12       **SECTION 2.** Subject to the provisions of G.S. 105-378, the levies of fire  
13 protection district taxes by Martin County since 1956 that remain uncollected are valid and  
14 lawful, and the lien for such taxes remains, without regard to which fire protection district (and  
15 corresponding fire tax rate) those levies attached, and without regard to which fire department  
16 revenues (when collected) are to be allocated.

17       **SECTION 3.** Pending action by Martin County to establish fire protection service  
18 districts under Part 1 of Article 16 of Chapter 153A of the General Statutes, the boundaries of  
19 the fire protection districts in Martin County under Article 3A of Chapter 69 of the General  
20 Statutes are as defined by a district map prepared to delineate revised district boundaries and  
21 approved prior to July 1, 2012, by the Board of Commissioners of Martin County.

22       **SECTION 4.** Upon establishment of fire protection service districts in Martin  
23 County under Part 1 of Article 16 of Chapter 153A of the General Statutes with a limitation on  
24 the maximum rate under G.S. 153A-309.2, the Board of Commissioners of Martin County by  
25 resolution may abolish the corresponding fire protection districts in Martin County under  
26 Article 3A of Chapter 69 of the General Statutes as of the effective date of the creation of the  
27 new districts.

28       **SECTION 5.** This act is effective when it becomes law.

