

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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HOUSE BILL 120

Short Title: Clarify Fire District Funding Eligibility. (Public)

Sponsors: Representatives Conrad, Howard, Lambeth, and Szoka (Primary Sponsors).
For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Insurance, if favorable, Finance, if favorable, Rules, Calendar, and Operations of
the House

February 21, 2019

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY ELIGIBLE USES OF FIRE PROTECTION TAX REVENUES.
3 The General Assembly of North Carolina enacts:

4 SECTION 1. G.S. 69-25.5 reads as rewritten:

5 "**§ 69-25.5. Methods of providing fire protection.**

6 Upon the levy of such tax, the board of county commissioners shall, to the extent of the taxes
7 collected hereunder, provide fire protection for the ~~district~~ district by doing one of the following:

- 8 (1) ~~By contracting~~ Contracting with any incorporated city or town, with any
9 incorporated nonprofit volunteer or community fire department, or with the
10 Department of Agriculture and Consumer Services to furnish fire ~~protection,~~
11 ~~or protection.~~
12 (2) ~~By furnishing~~ Furnishing fire protection itself if the county maintains an
13 organized fire ~~department, or~~ department.
14 (3) ~~By establishing~~ Establishing a fire ~~department~~ department within the ~~district,~~
15 ~~or~~ district.
16 (4) ~~By utilizing~~ Utilizing any two or more of the above listed methods of
17 furnishing fire protection.

18 A fire department must meet the minimum public protection requirements established by the
19 Office of State Fire Marshall of the Department of Insurance in order to receive any portion of
20 the tax levied and collected under G.S. 69-25.4."

21 SECTION 2. G.S. 153A-301(a) reads as rewritten:

22 "(a) The board of commissioners of any county may define any number of service districts
23 in order to finance, provide, or maintain for the districts one or more of the following services,
24 facilities and functions in addition to or to a greater extent than those financed, provided or
25 maintained for the entire county:

- 26 (1) Beach erosion control and flood and hurricane protection works.
27 (2) Fire ~~protection~~ protection by one or more fire departments that meet the
28 minimum public protection requirements established by the Office of State
29 Fire Marshall of the Department of Insurance.

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31 SECTION 3. This act becomes effective July 1, 2019.

