

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

As Engrossed: S3/28/19

# A Bill

SENATE BILL 585

By: Senator J. Dismang

## For An Act To Be Entitled

AN ACT TO CREATE THE ARKANSAS FIREFIGHTER CANCER RELIEF NETWORK TRUST FUND; TO PROVIDE FOR THE USE OF PROCEEDS TO FUND RELIEF FOR FIREFIGHTERS DIAGNOSED WITH CANCER; TO PROVIDE A TAX CREDIT TO AN ENTITY THAT DONATES TO THE ARKANSAS FIREFIGHTER CANCER RELIEF NETWORK TRUST FUND; AND FOR OTHER PURPOSES.

## Subtitle

TO CREATE THE ARKANSAS FIREFIGHTER CANCER RELIEF NETWORK TRUST FUND.

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

SECTION 1. Arkansas Code Title 19, Chapter 5, Subchapter 11, is amended to add an additional section to read as follows:

19-5-1149. Arkansas Firefighter Cancer Relief Network Trust Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Arkansas Firefighter Cancer Relief Network Trust Fund".

(b)(1) The State Insurance Department shall deposit into the State Treasury one hundred percent (100%) of the moneys collected under § 21-5-110 to the credit of the Arkansas Firefighter Cancer Relief Network Trust Fund.

(2) The Arkansas Firefighter Cancer Relief Network Trust Fund shall consist of funds donated under § 21-5-110 and any other moneys as may be provided by law.

(c) The Arkansas Firefighter Cancer Relief Network Trust Fund shall be used for providing funds for relief for firefighters who are diagnosed with



cancer and participating in a firefighter cancer relief network under § 21-5-110.

SECTION 2. Arkansas Code Title 21, Chapter 5, Subchapter 1, is amended to add an additional section to read as follows:

21-5-110. State Insurance Department – Arkansas Firefighter Cancer Relief Network Trust Fund – Proceeds.

(a)(1) The State Insurance Department shall maintain the Arkansas Firefighter Cancer Relief Network Trust Fund.

(2)(A) The purpose of the trust fund is to fund relief for firefighters who are diagnosed with cancer and participating in a firefighter cancer relief network created and governed by the Arkansas Association of Fire Chiefs, the Arkansas Professional Fire Fighters Association, and the Arkansas State Firefighters Association Inc. from funds donated under this section.

(B) The department shall deposit any donated funds received under subdivision (a)(2)(A) of this section into the fund.

(b) The Arkansas Association of Fire Chiefs, the Arkansas Professional Fire Fighters Association, and the Arkansas State Firefighters Association Inc. shall determine eligibility and award amounts under the rules promulgated by the department.

(c) The entities named in subsection (b) of this section shall return to the department any excess funding which has been donated to the fund for the purpose of funding a firefighter cancer relief network.

(d) The department shall promulgate rules necessary to implement this section.

SECTION 3. *DO NOT CODIFY. Rules.*

(a) The State Insurance Department shall promulgate rules necessary to implement this act.

(b)(1) When adopting the initial rules to implement this act, the final rule shall be filed with the Secretary of State for adoption under § 25-15-204(f):

(A) On or before January 1, 2020; or

(B) If approval under § 10-3-309 has not occurred by January 1, 2020, as soon as practicable after approval under § 10-3-309.

(2) The department shall file the proposed rule with the Legislative Council under § 10-3-309(c) sufficiently in advance of January 1, 2020, so that the Legislative Council may consider the rule for approval before January 1, 2020.

*/s/J. Dismang*

**APPROVED: 4/9/19**