

State of Arkansas
94th General Assembly
Regular Session, 2023

As Engrossed: H1/26/23

A Bill

HOUSE BILL 1110

By: Representative Warren

By: Senator K. Hammer

For An Act To Be Entitled

AN ACT TO ELIMINATE OBSOLETE MAPPING REQUIREMENTS FOR PREMIUM TAX REVENUES TO BE DISTRIBUTED TO A CITY, TOWN, OR FIRE PROTECTION DISTRICT FOR THE PURPOSE OF FUNDING LOCAL POLICE AND FIRE RELIEF AND PENSION FUNDS; TO CORRECT LANGUAGE REQUIRING A QUALIFIED ACTUARY TO DETERMINE THE AMOUNT OF PREMIUM TAX REVENUES TO BE DIRECTED TO A CITY, TOWN, OR FIRE PROTECTION DISTRICT FOR THE PURPOSE OF FUNDING LOCAL POLICE AND FIRE RELIEF AND PENSION FUNDS; AND FOR OTHER PURPOSES.

Subtitle

TO ELIMINATE OBSOLETE MAPPING REQUIREMENTS FOR PREMIUM TAX REVENUES TO BE DISTRIBUTED TO A CITY, TOWN, OR FIRE PROTECTION DISTRICT FOR THE PURPOSE OF FUNDING LOCAL POLICE AND FIRE RELIEF AND PENSION FUNDS.

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

SECTION 1. Arkansas Code § 24-11-213(b), concerning the conditions under which allocations of funds between the Firemen's and Police Officers' Pension and Relief Fund and the General Revenue Fund Account shall be made, is amended to read as follows:

(b) The allocation of funds between the Firemen's and Police Officers'



Pension and Relief Fund and the General Revenue Fund Account under this section is subject to the following conditions:

(1) The Arkansas Fire and Police Pension Review Board shall review annually the distribution of funds to each qualified city, town, or fire protection district made in the previous calendar year before disbursing funds to an area qualified under § 24-11-214; and

(2) The board shall consider as part of the annual assessment of the allocation of the disbursement of funds under § 24-11-214:

(A) The certification of a new city, town, or fire protection district for participation in the Firemen's and Police Officers' Pension and Relief Fund; and

(B)~~(i)~~ A change in the legal description of a city, town, or fire protection district~~;~~

~~(ii)~~ A change in the legal description of a city, town, or fire protection district which shall be reported to the board annually by December ~~15~~ 14~~;~~ and

~~(C)~~ A population change that is caused by a change in the legal description of a city, town, or fire protection district;

~~(3)(A)~~ The total population of a city, town, or fire protection district that is qualified to participate in the Firemen's and Police Officers' Pension and Relief Fund shall be determined by a census population assessment in the city, town, or fire protection district.

~~(B)~~ The population of a city, town, or fire protection district shall be determined by the Census State Data Center at the Arkansas Economic Development Institute at the University of Arkansas at Little Rock;

~~(4)~~ The legal description of the metes and bounds of a city, town, or fire protection district shall be:

~~(A)~~ Based on:

~~(i)~~ The standard physical features of the area; or

~~(ii)~~ Boundaries that are determined by a Global Positioning System survey if the legal description of the metes and bounds of a city, town, or fire protection district cannot be based on the standard physical features of the area; and

~~(B)~~ Determined by:

~~(i)~~ A surveyor licensed in Arkansas;

~~(ii)~~ A preexisting map maintained by the city, town,

~~or fire protection district; or~~

~~(iii) The Geographic Information Systems Applications Laboratory located in the Donald W. Reynolds Center for Business and Economic Development at the University of Arkansas at Little Rock;~~

~~(5)(A) The preferred legal description of the metes and bounds of a city, town, or fire protection district shall be based on the standard physical features of the area.~~

~~(B) A local department shall change the description of the metes and bounds of the department to the standard physical features of the area.~~

~~(C) In the case of a fire department, the county quorum court shall determine the description of the standard physical features of the area if the local chief cannot make the determination; and~~

~~(6) The accuracy of the metes and bounds legal description of a city, town, or fire protection district shall be certified to the board by the:~~

~~(A) Mayor or other qualified representative of a city or town; or~~

~~(B) County fire coordinator of a rural fire protection district.~~

SECTION 2. Arkansas Code § 24-11-214(a), concerning the evaluation of information by an actuary to determine the amount of premium tax revenues to be directed to each city, town, or fire protection district, is amended to read as follows:

(a) An actuary ~~certified by the Society of Actuaries~~ who is a member of the American Academy of Actuaries shall evaluate the information submitted under this section and §§ 24-11-213 and 24-11-215 to determine the amount of the premium tax revenues to be directed to each city, town, or fire protection district.

SECTION 3. Arkansas Code § 24-11-214(i)(3), concerning the use of insurance tax revenues to provide the administrative costs incurred in obtaining and evaluating population information for unqualified cities, towns, and fire protection districts, is repealed.

~~(3) This revenue shall also be used to provide the~~

~~administrative costs incurred in obtaining and evaluating the population information for unqualified cities, towns, and fire protection districts.~~

/s/Warren

APPROVED: 2/9/23