

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

H.B. 1122
May 23, 2012
HOUSE PRINCIPAL CLERK

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HOUSE DRH11317-LBx-430A* (04/19)

Short Title: Martin County Fire Districts. (Local)

Sponsors: Representatives E. Warren and Tolson (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
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.

