



HOUSE BILL 1110: Ten-Ten Fire District Governance.

2017-2018 General Assembly

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| Committee: | House Finance | Date: | December 4, 2018 |
| Introduced by: | Rep. Dollar | Prepared by: | Billy R. Godwin Staff Attorney |
| Analysis of: | PCS to Second Edition H1110-CSR-36 | | |

OVERVIEW: *House Bill 1110 (H1110 - proposed committee substitute) creates a three member oversight board for the Ten-Ten (Fairview) rural fire protection district in Wake County to make binding recommendations to the Wake County Board of Commissioners on the annual budget for and the level of fire protection service provided to the district. The bill applies to Wake County only and becomes effective when it becomes law.*

CURRENT LAW: Counties are authorized under Article 16 of Chapter 153A of the General Statutes to define areas within the county as a district to finance, provide, or maintain fire protection and to fund the provision of the service through a property tax levied within the district. Counties may provide, maintain, or let contracts with municipal or nonprofit volunteer fire departments for the fire protection within the service district. Wake County has a single county-wide fire service district consisting of all the unincorporated areas of Wake County and levies a property tax within the district to finance, provide, or maintain fire protection in these areas. The Wake County Fire Services Department manages the fire service district in cooperation with the Wake County Fire Commission, which is appointed by the Board of County Commissioners. The Ten-Ten (Fairview) rural fire protection district is a defined unincorporated geographical area within Wake County and the properties therein are subject to the Wake County fire service district tax.

BILL ANALYSIS: The proposed committee substitute to H1110 does the following:

SECTION 1 of the PCS creates the Ten Ten (Fairview) Fire Protection Oversight Board (Oversight Board) to govern the fire protection services provided to the properties located within the Ten Ten (Fairview) rural fire protection district in Wake County, as that district existed on July 1, 2018.

SECTION 2 of the PCS provides the structure for the three member Oversight Board and appointment method and term length for the members.

SECTION 3 of the PCS requires the Wake County Board of Commissioners to separately account for the fire district taxes levied and collected on the properties provided fire protection services in the Ten Ten (Fairview) rural fire protection district and requires the county to furnish this information to Oversight Board upon request.

SECTION 4 of the PCS requires the Oversight Board to recommend to the Wake County Board of Commissioners:

- The annual budget for the Ten Ten (Fairview) rural fire protection district.
- The level, type, and nature of fire protection services to be provided to the properties located within the Ten Ten (Fairview) rural fire protection district and the entity or entities to provide those services.

Karen Cochrane-Brown
Director



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SECTION 5 of the PCS requires the Oversight Board to submit its recommendations to the Wake County Board of Commissioners on or before April 30 of each fiscal year and requires the board to include the Oversight Board's budget recommendations in the county's adopted budget for the fiscal year requires the county to must execute any contracts recommended by the Oversight Board.

SECTION 6 of the PCS requires the Wake County Board of Commissioners to provide the same level, type, and nature of fire protection services to the properties located within the Ten Ten (Fairview) rural fire protection district, in the same manner as it is provided on the date this act becomes law, for the remainder of fiscal year 2018-19.

SECTION 7 of the PCS provides that this act applies to Wake County only.

SECTION 8 of the PCS provides that the act is effective when it becomes law.

EFFECTIVE DATE: The act is effective when it becomes law.

Staff attorney Cindy Avrette substantially contributed to this summary.