

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

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S.B. 48  
PRINCIPAL CLERK

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SENATE DRS85015-LBx-8A\* (10/24)

Short Title: Henderson County Fire Districts. (Local)

Sponsors: Senator Apodaca (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF HENDERSON COUNTY  
3 TO STANDARDIZE THE CEILING ON FIRE DISTRICT TAXES IN HENDERSON  
4 COUNTY.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 69-25.1 reads as rewritten:

7 "Article 3A.

8 "Rural Fire Protection Districts.

9 "§ 69-25.1. Election to be held upon petition of voters.

10 Upon the petition of thirty-five percent (35%) of the resident freeholders living in an area  
11 lying outside the corporate limits of any city or town, which area is described in the petition  
12 and designated as " \_\_\_\_\_ Fire District," the board of

13 (Here insert name)

14 county commissioners of the county shall call an election in said district for the purpose of  
15 submitting to the qualified voters therein the question of levying and collecting a special tax on  
16 all taxable property in said district, of not exceeding fifteen cents (15¢) on the one hundred  
17 dollars (\$100.00) valuation of property, for the purpose of providing fire protection in said  
18 district. The county tax office shall be responsible for checking the freeholder status of those  
19 individuals signing the petition and confirming the location of the property owned by those  
20 individuals. Unless specifically excluded by other law, the provisions of Chapter 163 of the  
21 General Statutes concerning petitions for referenda and elections shall apply. If the voters reject  
22 the special tax under the first paragraph of this section, then no new election may be held under  
23 the first paragraph of this section within two years on the question of levying and collecting a  
24 special tax under the first paragraph of this section in that district, or in any proposed district  
25 which includes a majority of the land within the district in which the tax was rejected.

26 ~~The Board of Commissioners of a county may by ordinance applicable to~~ Upon the petition  
27 ~~of thirty five percent (35%) of the resident freeholders living in an area which has previously~~  
28 ~~been established as a fire protection district and in which there has been authorized by a vote of~~  
29 ~~the people a special tax not exceeding ten cents (10¢) on the one hundred dollars (\$100.00)~~  
30 ~~valuation of property within the area, the board of county commissioners shall call an election~~  
31 ~~in said area for the purpose of submitting to the qualified voters therein the question of~~  
32 ~~increasing the increase the maximum allowable special tax for fire protection within said~~  
33 ~~district from ten cents (10¢) on the one hundred dollars (\$100.00) valuation to fifteen cents~~  
34 (15¢) on the one hundred dollars (\$100.00) valuation on all taxable property within such



1 district. Elections on the question of increasing the allowable tax rate for fire protection shall  
2 not be held within the same district at intervals less than two years."

3           **SECTION 2.** This act applies to Henderson County only.

4           **SECTION 3.** This act is effective when it becomes law.