

ENROLLED HOUSE
BILL NO. 1402

By: Rice, Smith (Dale),
Tyler and Stites of the
House

and

Easley of the Senate

An Act relating to counties and county officers;
amending 19 O.S. 1991, Section 901.19, as amended
by Section 3, Chapter 221, O.S.L. 1997 (19 O.S.
Supp. 1997, Section 901.19), which relates to fire
protection districts; providing for adjustment of
millage rate for certain property located in fire
protection districts; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 19 O.S. 1991, Section 901.19, as
amended by Section 3, Chapter 221, O.S.L. 1997 (19 O.S. Supp. 1997,
Section 901.19), is amended to read as follows:

Section 901.19 A. Each year the board shall levy an assessment
sufficient to raise the annual interest on the outstanding bonds or
other evidences of indebtedness, and, in addition thereto, an amount
equal to the amount of the bonds to be retired in said year or the
installment of principal to be amortized during said year.

B. 1. Except as otherwise provided by ~~paragraph 2 of~~ this
subsection, the board shall also levy an annual assessment
sufficient to care for the cost of operation of the district and the
maintenance of the fire department and its equipment, and for
payment of salaries of the officers and employees of the district,
provided, that no such annual assessment for operation, maintenance,
and salaries shall exceed seven (7) mills on the dollar of assessed
value of the property in the district.

2. The board may levy an assessment over seven (7) mills but
not to exceed ten (10) mills upon approval for such at an election
held at such time and in such manner as provided by Section 901.5 of
this title for election of board members.

3. If a county approves an exemption of household goods of the
heads of families and livestock employed in support of the family
pursuant to the provisions of subsection (b) of Section 6 of Article
X of the Oklahoma Constitution, the millage rate of any levy
authorized by this section for the property located in a fire
protection district which is in such county shall be adjusted by the
millage adjustment factor set forth in subsection (b) of Section 8A
of Article X of the Oklahoma Constitution.

C. All assessments levied under the authority of Sections 901.1
through 901.50 of this title, shall be a lien against the tract of
land on which they have been levied, until paid, and said lien shall
be coequal with the lien of ad valorem and other taxes, including
special assessments, and prior and superior to all other liens.

SECTION 2. It being immediately necessary for the preservation
of the public peace, health and safety, an emergency is hereby

declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 29th day of May, 1998.

Speaker of the House of
Representatives

Passed the Senate the 29th day of May, 1998.

President of the Senate