

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

HOUSE BILL NO. 1402

By: Rice

AS INTRODUCED

An Act relating to counties; amending 19 O.S. 1991, Section 901.25, which relates to rural fire protection districts; clarifying language; providing for contracting by cities and individual property owners with rural fire districts; and declaring an emergency.

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

SECTION 1. AMENDATORY 19 O.S. 1991, Section 901.25, is amended to read as follows:

Section 901.25 A. Any city or town located in the same county as any fire protection district may contract, for one (1) year or more, for fire protection service by the district throughout or within part of the area of the city or town. During the term of the contract, without curtailing the rights, powers and duties of the city, the area covered by the contract shall be construed as part of the district territory for all fire protection purposes under this act.

B. Owners or occupants of property in the vicinity of the district not included within the territory of any city or town or other fire protection district, and such district may contract, for

one (1) year or more, for fire protection service by the district for the property described in the contract, which such contract shall provide for a fixed annual payment of an agreed amount by the owner or occupant of the property to the district to be paid annually in advance at the date of the making of such contract, and on the even date thereof for each subsequent year covered by the contract.

C. The contract shall be in writing and shall be set forth in full in the minutes of the respective governing bodies of the contracting parties and a duplicate original shall be filed with the records of the district in the office of the county clerk.

D. Upon the filing of the contract, the district shall be an independent contractor.

~~During the term of the contract, without in anywise curtailing the rights, powers and duties of the city, the area covered by the contract shall be construed as part of the district territory for all fire protection purposes under this act.~~

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.

46-1-5505

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