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March 28, 2024

ENGROSSED HOUSE
BILL NO. 4091

By: Caldwell (Trey) of the
House

and

Rosino of the Senate

An Act relating to fire districts; amending 19 O.S. 2021, Section 351.1, which relates to agreements for fire protection services by municipalities; providing procedure for disagreements over service areas between jurisdictions; directing disputes be arbitrated by Fire Marshal's Commission; providing certain considerations; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 19 O.S. 2021, Section 351.1, is amended to read as follows:

Section 351.1 A. The board of county commissioners of each county may enter into agreements with any municipality for the furnishing of fire protection and emergency services, including, but not limited to, medical attention and wreck removal, by said

1 municipality for all persons and property in areas outside the
2 corporate limits of such municipality and to pay for such services a
3 reasonable amount on a per run basis, or such other equitable basis
4 as may be agreed upon, and to pay for such services from funds of
5 the county general fund or the county highway fund. The board of
6 county commissioners of each county may also enter into reciprocal
7 agreements with other counties for such services. The board of
8 county commissioners shall also have the authority to collect
9 charges for such services performed by a municipality or another
10 county, pursuant to the provision of this section, from any person
11 to whom such services are provided. Said funds shall be disbursed
12 to the entities providing services.

13 B. Should a disagreement over service areas arise between
14 jurisdictions providing services, with or without an agreement as
15 described in subsection A, either entity may petition for
16 arbitration by the Fire Marshal's Commission to determine boundary
17 lines for the entities involved. In making a determination, the
18 Fire Marshal's Commission shall consider but is not limited to, the
19 importance of a quick response time, the financial burden on both
20 the service providers and the jurisdiction receiving services, and
21 the capabilities of both jurisdictions to render services.

22 SECTION 2. This act shall become effective July 1, 2024.

23 SECTION 3. It being immediately necessary for the preservation
24 of the public peace, health or safety, an emergency is hereby

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

3 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT
4 March 28, 2024 - DO PASS
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