

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

As Engrossed: S3/24/11

# A Bill

SENATE BILL 836

5 By: Senator J. Taylor  
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## For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING THE COMMISSIONER  
9 OF STATE LANDS URBAN HOMESTEAD ACT; AND FOR OTHER  
10 PURPOSES.  
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### Subtitle

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14 TO AMEND THE LAW CONCERNING THE  
15 COMMISSIONER OF STATE LANDS URBAN  
16 HOMESTEAD ACT.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 *SECTION 1. Arkansas Code § 20-80-402(b), concerning the intent of the*  
22 *Commissioner of State Lands Urban Homestead Act, is amended to read as*  
23 *follows:*

24 *(b) The further intent of this section is to provide cities,*  
25 *incorporated towns, legal entities that intend to apply for an award of low-*  
26 *income housing tax credits under Section 42 of the Internal Revenue Code, and*  
27 *community organizations the ability to better serve any eligible person in*  
28 *need of a homestead and to provide the eligible person the opportunity to*  
29 *hold and maintain a private residence, and to contribute to the taxing*  
30 *structure of the applicable taxing units.*

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32 *SECTION 2. Arkansas Code § 20-80-403(1), concerning the definition of*  
33 *"Applicant" under the Commissioner of State Lands Urban Homestead Act, is*  
34 *amended to read as follows:*

35 *(1) "Applicant" means any city, incorporated town, legal entity*  
36 *that intends to apply for an award of low-income housing tax credits under*



1 Section 42 of the Internal Revenue Code, or community organization applying  
2 to the Commissioner of State Lands for donation of tax-forfeited land;

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4 SECTION 3. Arkansas Code § 20-80-405 is amended to read as follows:  
5 20-80-405. Applications for donations.

6 (a)(1) Applications for donation may be made by the following persons  
7 or community organizations:

8 (A) Agents of cities and incorporated towns which also  
9 have one (1) of the community organizations listed in subdivisions

10 (a)(1)(B)(i)-(iv) of this section; or

11 (B) The chair of the board or executive director of one  
12 (1) of the following community organizations:

13 (i) A housing authority;

14 (ii) A community development agency;

15 (iii) A community development corporation; or

16 (iv) A local initiative support corporation.

17 (2) Other community organizations may apply for donation of the  
18 land so long as that organization is a nonprofit corporation ~~which~~ that  
19 qualifies as an Internal Revenue Service Section 501(c)(3) tax-exempt  
20 organization.

21 (3) A legal entity that intends to apply for an award of federal  
22 low-income housing tax credits under Section 42 of the Internal Revenue Code  
23 may apply for donation of land under this subchapter only if the legal entity  
24 is a qualified nonprofit organization pursuant to Section 42 of the Internal  
25 Revenue Code and accompanying regulations and guidance of the Internal  
26 Revenue Service.

27 (b) Any applicant must have legal authority to accept and convey title  
28 to properties for homesteading purposes.

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30 /s/J. Taylor  
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