

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Mitchum**
5
6

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO EXEMPT HOUSING PROJECTS OWNED BY NON-PROFIT
9 CORPORATIONS FROM PROPERTY TAXES; AND FOR OTHER PURPOSES."

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11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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13 SECTION 1. (a) Housing owned and operated by a nonprofit corporation
14 or association for occupancy or use by elderly or handicapped persons, the
15 construction of which is financed by the United States of America, shall be
16 exempt from the assessment, levy and collections of state, county and
17 municipal taxes.

18 (b) As used in this section, unless the context otherwise requires:

19 (1) "Elderly person" means a person sixty-two (62) years of age or
20 older and the spouse of that person;

21 (2) "Handicapped person" means any adult having an impairment
22 which is expected to be of long, continued, and indefinite duration; is a
23 substantial impairment to his ability to live independently; and is of a
24 nature that such ability to live independently would be improved by more
25 suitable housing conditions and shall include an adult who is developmentally
26 disabled;

27 (3) "Housing" means structures consisting of eight (8) or more
28 residential units for occupancy and use by elderly or handicapped persons,
29 including essential contiguous land and related facilities, as well as all
30 personal property of the corporation or association used in connection with
31 the facilities; and

32 (4) "Nonprofit corporation or association" means any corporation
33 or association incorporated under the laws of this state not otherwise exempt
34 from general ad valorem, real, and personal property taxes, operating a
35 housing facility or project qualified, built, and financed by the United

1 States of America under 202 of the National Housing Act of 1959, as amended.

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3 SECTION 2. All provisions of this act of a general and permanent nature
4 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
5 Revision Commission shall incorporate the same in the Code.

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7 SECTION 3. If any provision of this act or the application thereof to
8 any person or circumstance is held invalid, such invalidity shall not affect
9 other provisions or applications of the act which can be given effect without
10 the invalid provision or application, and to this end the provisions of this
11 act are declared to be severable.

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13 SECTION 4. All laws and parts of laws in conflict with this act are
14 hereby repealed.

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