

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: H3/15/07

A Bill

HOUSE BILL 2496

5 By: Representative W. Lewellen
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For An Act To Be Entitled

9 AN ACT TO PROVIDE ASSISTANCE FOR PERSONS
10 EXPERIENCING HOMELESSNESS; TO PROVIDE NEW
11 OPPORTUNITIES FOR ACCESS TO PERMANENT HOUSING
12 OPTIONS; TO CREATE FUNDS FOR A PROGRAM OF
13 EDUCATION FOR HOME OWNERSHIP; TO PROMOTE THE
14 DEVELOPMENT OF AFFORDABLE HOUSING THROUGH THE
15 ARKANSAS DEVELOPMENT FINANCE AUTHORITY; AND FOR
16 OTHER PURPOSES.

Subtitle

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19 AN ACT TO PROVIDE ASSISTANCE FOR PERSONS
20 EXPERIENCING HOMELESSNESS; TO PROVIDE
21 NEW OPPORTUNITIES FOR HOME OWNERSHIP;
22 AND TO CREATE FUNDS FOR A PROGRAM OF
23 EDUCATION FOR HOME OWNERSHIP.
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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28 SECTION 1. Arkansas Code Title 20, Chapter 76, is amended add an
29 additional subchapter to read as follows:
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31 Subchapter 7. HOMELESSNESS ASSISTANCE.
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33 20-76-701. Purpose.

34 This subchapter is intended to:

35 (1) Provide a program for persons experiencing homelessness that
36 begins with rental assistance and progresses through education to home



1 ownership; and

2 (2) Provide an affordable housing program for persons earning
3 thirty percent (30%) or less of area median income in this state; and

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5 20-76-702. Fund set-asides.

6 (a) Funds appropriated for programs created under this subchapter
7 shall be allocated as follows:

8 (1) Fifty-five percent (55%) of the funds for individuals
9 experiencing homelessness whose income is at or below thirty percent (30%) of
10 the United States Department of Housing and Urban Development measure of area
11 median income, as it existed on January 1, 2007, to support:

12 (i) Real estate acquisition;

13 (ii) Real Estate rehabilitation;

14 (iii) Construction of new affordable housing units;

15 (iv) Home ownership services;

16 (v) Transitional housing;

17 (vi) Pre-development affordable housing activities;

18 (vii) Housing weatherization projects;

19 (viii) Housing emergency repairs;

20 (ix) Homeless services;

21 (x) Homeowner education and counseling;

22 (xi) Housing related services; and

23 (xii) Rental assistance.

24 (2) Twenty-five percent (25%) for small cities and rural areas;

25 and

26 (3) Twenty percent (20%) for the immediate housing needs of
27 individuals who are presently experiencing homelessness.

28 (b)(1) Any funds allocated under this section that are not used within
29 two (2) fiscal years may rollover for homelessness assistance purposes.

30 (2) However, rollover of funds beyond two (2) fiscal years shall
31 require the approval of the Arkansas Development Finance Authority.

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33 20-76-703. Rules.

34 The Arkansas Development Finance Authority shall promulgate rules
35 necessary to implement this subchapter.

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1 SECTION 2. Arkansas Code Title 19, Chapter 5, Subchapter 11 is amended
2 to add an additional section to read as follows:

3 19-5-1131. Housing Trust Fund.

4 (a) There is created on the books of the Treasurer of State, the
5 Auditor of State, and the Chief Fiscal Officer of the State a trust fund to
6 be known as the "Housing Trust Fund".

7 (b) The Housing Trust Fund shall be used only for the purposes set
8 forth in §§ 20-76-701 et seq.

9
10 SECTION 3. Arkansas Code § 26-60-112 is amended to read as follows:

11 26-60-112. Disposition of funds collected.

12 (a) The revenues from the additional tax levied by § 26-60-105(b)
13 shall be deemed special revenues and shall be deposited and distributed
14 according to § 15-12-103.

15 (b) The revenues derived from the tax levied by § 26-60-105(a) shall
16 be deposited by the Director of the Department of Finance and Administration
17 in the State Treasury, and the Treasurer of State shall, after deducting
18 three percent (3%) of the revenues for distribution to the Constitutional
19 Officers Fund and the State Central Services Fund to be used for the purposes
20 as provided by law, distribute the net amount of the revenues as follows:

21 (1) Ten percent (10%) of the remainder shall be distributed as
22 special revenues, as follows:

23 (A) The first sixty thousand dollars (\$60,000) of the
24 remainder during each fiscal year shall be credited to the County and Circuit
25 Clerks Continuing Education Fund, which is established in the State Treasury,
26 to be used for defraying the expenses of training seminars and other
27 educational projects benefiting county and circuit clerks in this state, as
28 provided by appropriations enacted by the General Assembly; and

29 (B) The remainder of the ten percent (10%) of the
30 remainder available for distribution during each fiscal year shall be
31 credited as special revenues to the County Aid Fund, to be distributed in the
32 manner provided by law to the circuit clerk in the county in which the
33 property upon which the tax is paid is situated, to be paid over by the
34 circuit clerk to the county general fund; and

35 (2) ~~Ninety percent (90%) of the remainder of the revenues~~ After
36 making the distributions required under subdivision (b)(1) of this section,

1 the remaining amount of revenues shall be distributed as follows:

2 (A) ~~The~~ From the entire amount of tax collected during
3 each fiscal year until there has been collected an amount of ~~such~~ tax
4 equaling the amount of tax collected under this chapter during fiscal year
5 1982-1983, ten percent (10%) shall be credited to the Arkansas Housing Trust
6 Fund under § 19-5-1131, and the remainder shall be credited as general
7 revenues to be allocated to the various funds participating in the
8 distribution of general revenues in the amount of ~~each~~ such fund as provided
9 by and to be used for the respective purposes set forth in the Revenue
10 Stabilization Law, § 19-5-101 et seq.; and

11 (B)(i) After making the distribution of the revenues as
12 provided in subdivision (b)(2)(A) of this section, the remainder available
13 each fiscal year shall be credited as special revenues to the Administration
14 of Justice Fund to be used for supplementing moneys in the Administration of
15 Justice Fund for court reporter salaries and expenses in the event that the
16 moneys available in the Court Reporters Fund are inadequate during any fiscal
17 year to make the necessary payments for salary and related expenses of the
18 various court reporters of the state.

19 (ii) Any amount received over and above this amount
20 shall be credited as special revenues to the County Aid Fund.

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22 /s/ W. Lewellen
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