

# Indiana Housing and Community Development Authority

## Exhibit A RHTC Certification of Compliance

Year of Owner Certification \_\_\_\_\_ Award #/ BIN \_\_\_\_\_

- (i) Meets the Minimum Set Aside requirements of the (mark appropriate box): ☐ 20/50 test or ☐ 40/60 test under Section 42 of the Internal Revenue Code. This election must be the same as that which was elected by the owner on IRS Form 8609.
- (ii) ☐ There was no change in the applicable fraction as defined in the Code of any building in the Development; or ☐ there was a change, in the applicable fraction and a description of that change is attached to this certification.
- (iii) Please mark the appropriate certification(s) regarding eligible basis:
- ☐ There has been no change in the eligible basis of any building in the Development (as defined by the Code);
- ☐ There has been a change in the eligible basis of the building in the Development (as defined by the Code). **Documentation setting forth the nature and amount of such a change (i.e. a common area has become commercial space, or a fee is now charged for a tenant facility formerly provided without charge) is attached to this certification.**
- ☐ All tenant facilities included in the eligible basis of the Development under the Code, such as swimming pools, recreational facilities, and parking areas, are provided on a comparable basis without charge to all tenants of the Development.
- (iv) Please mark the appropriate certification regarding the Available Unit / 140% Rule:
- ☐ No tenant of any RHTC unit experienced an increase in income above the limit allowed in Section 42(g)(2)(D)(ii).
- ☐ Income of tenants of an RHTC unit in the Development increased above the limit allowed in Section 42(g)(2)(D)(ii) of the Code, and the next available unit of comparable or smaller size in the Development was or will be rented to tenants having a qualifying income.
- ☐ Project is 100% tax credit and not subject to annual recertification of income.
- (v) Please mark the appropriate certification regarding qualified non-profit participation:
- ☐ Development is subject to the non-profit set-aside requirement of Section 42, as noted on IRS Form 8609 and the qualified non-profit continues to materially participate in the development.
- ☐ Development is subject to the non-profit set-aside requirements of Section 42, as noted on IRS Form 8609, but the qualified non-profit no longer materially participates in the development.  
**Submit explanation and plan of action to remedy.**
- ☐ Development is not subject to the non-profit set-aside requirements of Section 42, as noted on IRS Form 8609.