

Exhibit K – Certification of Continuing Program Compliance HOME Program

Reporting Period _____, 20____ through _____, 20_____.

Project Information	
Project Name:	Project Number:
Project Address:	
Owner Name:	
Owner Address:	

The undersigned, _____, having entered into a loan agreement pursuant to the applicable provisions of the “HOME Investment Partnership Act” (“HOME”), does hereby certify that the housing project is in continuing compliance with the Regulatory Agreement (Land Use Restriction Agreement – MHDC Form No. 92466-CA) executed by the undersigned and filed in the Official public records of _____, Missouri (including the requirement that all units be and remain rental units), that a Certification and Verification of Tenant Income has been obtained from each tenant in such housing project since the filing of the last such certification and that the same are true and correct to the best of the undersigned’s knowledge and belief.

Owner also certifies that for the preceding calendar years the following applies:

1.	An annual income certification (Exhibit B) for each HOME resident was received and the documentation supporting that certification is on file.	
	Yes	If NO or N/A, please explain below.
	No	
	N/A	
2.	Each HOME restricted unit in the project was rent restricted as prescribed in the executed HOME Regulatory Agreement.	
	Yes	If NO or N/A, please explain below.
	No	
	N/A	
3.	If the annual income of a resident of a HOME assisted unit in the project increased above 80% of the area median income, their rent was adjusted to equal 30% of the family’s adjusted income (unless the Low-Income Housing Tax Credit Program rules apply to the unit):	
	Yes	If NO or N/A, please explain below.
	No	
	N/A	
4.	If the income of a resident of a HOME assisted unit increased above the limit allowed under the HOME Regulatory Agreement, the next available unit in the project was rented to residents having a qualified income:	
	Yes	If NO or N/A, please explain below.
	No	
	N/A	

5.	All HOME restricted units in the project were for use by the general public and used on a non-transient basis and the initial leases for all of the units in the project were for a term of one year, unless by mutual agreement between owner and tenant:	
	Yes	If NO or N/A, please explain below.
	No	
	N/A	
6.	All buildings and HOME assisted units in the project are suitable for occupancy and meet all Section 8 Housing Quality Standards and all applicable housing codes including federal and state laws and local ordinances:	
	Yes	If NO or N/A, please explain below.
	No	
	N/A	
7.	The lease agreement used for each unit includes all provisions required by the HOME Management Agreement and does not include any prohibited provisions:	
	Yes	If NO or N/A, please explain below.
	No	
	N/A	
8.	All HOME assisted units were leased to residents without regard to their status as holders of rental vouchers or certificates that are available under 24 CFR 882.887 or 92.211:	
	Yes	If NO or N/A, please explain below.
	No	
	N/A	
9.	An up-to-date Affirmative Fair Housing Marketing Plan (AFHMP) form HUD 935.2 is in the project files and a copy has been provided to MHDC:	
	Yes	If NO or N/A, please explain below.
	No	
	N/A	
10.	Owner Utility Certification: I _____, owner of the HOME project known as _____ hereby certify that I have adhered to the MHDC HOME program to obtain accurate utility allowances for use in the calculation of maximum rents for this project. I acknowledge the process to be an annual requirement and certify to the adherence of the requirement for the year ending _____.	
11.	Owner HOME Rent Certification: I _____, owner of the HOME project known as _____ hereby certify that I have adhered to the MHDC approved rents and have attached a copy of the most current rents for the year ending _____.	
12.	The owner has complied with the Violence Against Women Act (VAWA), which provides protections for residents and applicants who are victims of domestic violence, dating violence or stalking, and any other situation or incidence mandated by VAWA. Compliance requirements mandated include, but are not limited to, implementing, and following an Emergency Transfer Plan; using all required VAWA forms; and honoring civil protection orders, eviction protection and bifurcation of a lease when necessary.	
	If owner has not complied with the Violence Against Women Act (VAWA), explain and attach documentation on the last page of Exhibit K.	

Note: Failure to complete this form in its entirety will result in noncompliance with program requirements. In addition, any individual other than an owner or general partner of the project is not permitted to sign this form, unless permitted by the state agency.

The project is otherwise in compliance with the Code, including any Treasury Regulations, the applicable State Allocation Plan, and all other applicable laws, rules, and regulations. This Certification and any attachments are made UNDER PENALTY OF PERJURY.

Electronic Submission Agreement and Disclosure: Once signed, a scanned version of this document may be submitted electronically to MHDC. If submitted as such, the undersigned agrees that the signature thereon is to be treated as an original signature; and the document (in the form of a photocopy, PDF, or other electronic form) is to be treated as an original document with the same legal effect and enforceability as the original signed document. Regardless, MHDC in its sole and absolute discretion reserves the right to request an original signed hard copy of the document as it deems necessary. The undersigned is responsible for retaining the original signed hard copy in his/her files. *If submitting the document as part of a Transfer of Physical Assets (TPA), please include it with your TPA package. If the document is NOT part of a TPA, please complete and submit this form via upload in MHDC's Asset Management Reporting System (AMRS).*

Signature:

Date:

Print Name:

Title:

STATE OF MISSOURI _____)

_____) ss.

County of _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 20____, by

My Commission expires: _____

(SEAL)

Notary Public