**2022 LIHTC Certifications & Authorizations**

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| --- | --- | --- |
| Name of Applicant: |  | |
| Name of Proposed  Development: |  | **(the “Development”)** |
| Address of Proposed  Development: |  | |
| County of Proposed Development: |  | |

1. **CERTIFICATION AND AUTHORIZATION**

I hereby certify, under penalty of perjury, that all of the information and supporting documentation contained in this application to Rhode Island Housing and Mortgage Finance Corporation (“RIHousing”) for the Development identified above are to the best of my knowledge, true, accurate and complete, and that all estimates are reasonable;

I also acknowledge that my obligation to provide information and supporting documentation, which is to the best of my knowledge true, accurate and complete also fully applies to any future submissions required by RIHousing in connection with this application;

I understand that RIHousing will rely upon the representations and information contained in the application in evaluating this request;

I further recognize and accept my responsibility and obligation to promptly notify RIHousing in writing if I become aware of any subsequent events or information which would change any statements, representations and/or documentation contained in this application;

I agree to comply fully with all rules, regulations and statutes governing the financing including, but not limited to, those of RIHousing, the State of Rhode Island, the U.S. Department of Housing and Urban Development, and the Internal Revenue Service;

I acknowledge that none of the following actions by RIHousing constitute a commitment to finance the Development:

* Acceptance of this application;
* Processing of a mortgage loan application by RIHousing staff;
* Issuance of a Reservation of Low-Income Housing Tax Credits.

The undersigned, for himself/herself, and for the Applicant and those associated therewith, consents to any and all credit investigations that RIHousing deems appropriate in order to evaluate this application;

In executing this certification, I acknowledge that the knowing submission of false information or documentation contained within this application may subject me to prosecution and/or other penalties as provided by law.

Executed under penalty of perjury by:

Signature: Date:

Print Name:

Title:

1. **FINANCIAL AND PERFORMANCE DISCLOSURES**
2. Has the Applicant, or any of its principals, ever had a financial interest in real estate that:
3. Was foreclosed upon, or subject to a deed in lieu of foreclosure?  Yes  No
4. Was assigned to the lender (or nominee) or to FHA?  Yes  No
5. Was the subject of forbearance or other deferment arrangement with

RIHousing, FHA or any other mortgagee?  Yes  No

(If the answer to any of the above is “yes”, please provide an explanation)

1. During the past five years has the Applicant, any of its principals, or affiliated

organizations been in default and/or delinquent on any commercial loan(s) from

any financial institutions?  Yes  No

(If the answer is “yes”, please provide an explanation, including the name of the

property and the name of the financial institution)

1. Within the past ten years has any employee of, or other person associated with the

Applicant, or the proposed Management Agent, been debarred or subject to a

limited denial of participation by HUD, or any other federal or state agency?  Yes  No

(If “yes” explain fully)

1. Within the past ten years has any employee of, or other person associated with the

Applicant, or the proposed Management Agent, filed for bankruptcy or been put

into receivership?  Yes  No

(If “yes” explain fully)

1. Within the past ten years has any employee of, or other person associated with the

Applicant, or the proposed Management Agent, had an adverse fair housing or

other civil rights decision against them, or settled a fair housing claim, in any federal

or state administrative or judicial forum?  Yes  No

(If “yes” explain fully)

1. Within the past ten years has any employee of, or other person associated with the

Applicant, or the proposed Management Agent, been involved in any tax credit

transaction that (i) failed to comply with the conditions of the reservation and/or

allocation credits, and (ii) had uncorrected noncompliance with program

requirements for more than three months after notice from the appropriate

compliance agency?  Yes  No

(If “yes” explain fully)

1. Within the past five years has any member of the development team received a

“going concern” opinion in any financial audit or review?  Yes  No

(If “yes” explain fully)

In executing this certification, I acknowledge that the knowing submission of false information or documentation contained within this application may subject me to prosecution and/or other penalties as provided by law.

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Signature: Date:

Print Name:

Title:

1. **PUBLIC OFFICIAL AND EMPLOYEES DISCLOSURE**
2. Currently, or within the past two years, has any employee of, or other person

associated with the Applicant, members of their immediate family or business

associates held positions as public officials or public employees?  Yes  No

(If “yes”, please identify the person(s), their relationship(s) to the Applicant, the public

employer, the title of the position held, and a short description of job responsibilities)

1. Is the participation of any member of the Applicant prohibited by or in any way

regulated by the terms of his or her primary employers?  Yes  No

(If “yes” explain fully)

1. Has any member of the development team, or other person(s) associated with the

Applicant or members of their immediate family, been employed by RIHousing in the past three years?  Yes  No

(If “yes”, identify the position held and the date of separation from RIHousing)

1. Identify any conflict of interest that may arise as a result of business activities or ventures by your firm and associates of your firm, employees, or subcontractors as a result of any individual’s status as a member of the board of directors of any organization likely to interact with RIHousing. **If none, please provide a statement to such effect.**

1. Identify any material litigation, administrative proceedings or investigations in which your firm is currently involved. Identify any material litigation, administrative proceedings or investigations, to which your firm or any of its principals, partners, associates, subcontractors or support staff was a party, that has been finally adjudicated or settled within the past two (2) years. **If none, please provide a statement to such effect.**

In executing this certification, I acknowledge that the knowing submission of false information or documentation contained within this application may subject me to prosecution and/or other penalties as provided by law.

Executed under penalty of perjury by:

Signature: Date:

Print Name:

Title:

1. **SCORING CERTIFICATION**
2. Applicant certifies that:

The Applicant will require that up to 50% of the sub-contractor contracts be awarded to Rhode Island based construction firms.

1. Applicant certifies that (Please check all that apply):

The Applicant certifies that upon completion the Development will sign up with a Utility Benchmarking Service (UBS) for all utilities including tenant paid utilities. The cost for the UBS is reflected in the applicant’s operating expenses.

The Applicant certifies that for mixed income developments the affordable apartments will be evenly distributed among bedroom types and buildings.

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Executed under penalty of perjury by:

Signature: Date:

Print Name:

Title:

1. **Broadband Certification**

Applicant certifies that:

The Development shall provide high speed internet, at no less than the minimum required federal speed, to residents of LIHTC units at no cost for a minimum term equal to the 15-year initial compliance period.

Please check which service will be provided:

Wireless broadband access within each LIHTC deed restricted residential unit, or

Hard wired broadband access within each LIHTC deed restricted residential unit.

The cost for broadband provision must be reflected in the proforma operating budget, and cost itemized for review. The application must include a written proposal for the provision of the infrastructure that supports the proposed broadband service.

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Signature: Date:

Print Name:

Title:

1. **ADDITIONAL CERTIFICATIONS**
2. RIHousing insists upon full compliance with Chapter 27 of Title 17 of the Rhode Island General Laws, Reporting of Political Contributions by State Vendors. This law requires State Vendors entering into contracts to provide services to an agency such as RIHousing, for the aggregate sum of $5,000 or more, to file an affidavit with the State Board of Elections concerning reportable political contributions. The affidavit must state whether the State Vendor (and any related parties as defined in the law) has, within 24 months preceding the date of the contract, contributed an aggregate amount in excess of $250 within a calendar year to any general officer, any candidate for general office, or any political party. Please acknowledge your understanding of this in your RFP response.

2. Does any Rhode Island “Major State Decision-maker,” as defined below, or the spouse or dependent child of such person, hold (i) a ten percent or greater equity interest, or (ii) a Five Thousand Dollar or greater cash interest in this business?

Yes  No

If your answer is “Yes,” please identify the Major State Decision-maker, specify the nature of their ownership interest, and provide a copy of the annual financial disclosure required to be filed with the Rhode Island Ethics Commission pursuant to R.I.G.L. §§36-14-16, 17 and 18.

For purposes of this question, “Major State Decision-maker” means:

(i) All general officers; and all executive or administrative head or heads of any state executive agency enumerated in § 42-6-1 as well as the executive or administrative head or heads of state quasi-public corporations, whether appointed or serving as an employee. The phrase “executive or administrative head or heads” shall include anyone serving in the positions of director, executive director, deputy director, assistant director, executive counsel or chief of staff;

(ii) All members of the general assembly and the executive or administrative head or heads of a state legislative agency, whether appointed or serving as an employee. The phrase “executive or administrative head or heads” shall include anyone serving in the positions of director, executive director, deputy director, assistant director, executive counsel or chief of staff;

(iii) All members of the state judiciary and all state magistrates and the executive or administrative head or heads of a state judicial agency, whether appointed or serving as an employee. The phrase “executive or administrative head or heads” shall include anyone serving in the positions of director, executive director, deputy director, assistant director, executive counsel, chief of staff or state court administrator.

In executing this certification, I acknowledge that the knowing submission of false information or documentation contained within this application may subject me to prosecution and/or other penalties as provided by law.

Executed under penalty of perjury by:

Signature: Date:

Print Name:

Title: