H. B. No. 547
As Introduced

_____ moved to amend as follows:

In line 8, delete "unless the owner of the project does" and insert   1
"without first obtaining a written declaration from the project owner, on   2
a form prescribed by the agency, that the owner will comply with all the   3
requirements described in division (B) of this section.   4

(B) The owner of a project that is awarded a tax credit   5
under section 175.16 of the Revised Code shall do"   6

In line 10, delete "Prohibits" and insert "Prohibit"   7

In line 13, delete "Requires" and insert "Require"   8

In line 34, delete "Maintains" and insert "Maintain"   9

In line 35, delete "(A)(2)" and insert "(B)(2)"   10

In line 37, delete "Allows" and insert "Allow"   11

In line 38, delete "(A)(3)" and insert "(B)(3)"   12

Delete lines 40 through 42   13

In line 43, delete "comply with division (A) of this section. The"   14
and insert "(C) If the agency determines that the owner of a project that   15

has been awarded a tax credit under section 175.16 of the Revised Code has 16

failed to comply with division (B) of this section, the agency shall 17

notify the owner of each specific instance of noncompliance. 18

(D) If, by the date that is ninety days after a notice of 19

noncompliance is delivered pursuant to division (B) of this 20

section, or one hundred eighty days after such date if the 21

agency determines there is good cause for an extension, the 22

agency determines that one or more of the instances of 23

noncompliance described in the notice has not been cured, the" 24

In line 44, delete "any such" and insert "the"; delete "a" and 25

insert "the"; delete "if the agency" 26

Delete line 45 27

In line 46, delete "with division (A) of this section" and insert 28

"under section 175.16 of the Revised Code in proportion to the number of 29

housing units in the project that remain out of compliance and the total 30

number of housing units in the project. Following correction of any 31

instance of noncompliance for which a portion of a tax credit issued under 32

section 175.16 of the Revised Code has been revoked, the project owner may 33

again claim the tax credit with respect to the unit or units brought back 34

into compliance, beginning with the year that compliance was obtained"; 35

after "." insert: 36

"In instances of noncompliance resulting from a housing 37

unit being let to a person who is unlawfully present in the 38

United States, the project owner shall be considered in 39

compliance with division (B) of this section if the owner has, 40

within forty-five days after the date the notice is delivered 41

under division (C) of this section, instituted an action for 42

restitution of the unit under Chapter 1923. of the Revised Code 43

and not voluntarily dismissed that action, regardless of the 44
outcome of that action." 45

In line 47, delete "(C)" and insert "(E)" 46

The motion was _____ agreed to.

SYNOPSIS 47

Credit revocation: notice and opportunity to cure 48

R.C. 175.061 49

Allows the owner of a project awarded a state low-income 50
housing tax credit to receive notice and a 90-day, extendable to 51
180 days with good cause, opportunity to cure instances of 52
noncompliance before a credit can be revoked for noncompliance 53
with the bill's requirements against renting to a person who is 54
unlawfully present in the United States or failing to verify a 55
tenant's immigration status. 56

Limits revoked credit amounts to a proportion of the 57
credit equal to the number of units out of compliance with those 58
requirements to the total number of units in the project. 59

Allows a project owner to claim credits that have been 60
revoked for units brought back into compliance with those 61
requirements. 62