

CERTIFICATIONS IN CONNECTION WITH THE OPERATION  
OF A SECTION 8 EXISTING HOUSING PROGRAM

Instructions: The applicant agency must provide assurances and certify to all of the following items.

The applicant agency hereby assures and certifies that:

- (i) It will comply with Title VI of the Civil Rights Act of 1964 (P.L. 88-352) and regulations pursuant thereto (Title 24 CFR Part I) which states that no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the applicant receives financial assistance; and will immediately take any measures necessary to effectuate this agreement. With reference to the real property and structure(s) thereon which are provided or improved with the aid of Federal financial assistance extended to the applicant, this assurance shall obligate the applicant, or in the case of any transfer of property, the transferee, for the period during which the real property and structure(s) are used for a purpose for which the Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits.
  - (ii) It will comply with Title VIII of the Civil Rights Act of 1968 (P.L. 90-284) as amended, which prohibit discrimination in housing on the basis of race, color, religion, sex or national origin, and administer its programs and activities relating to housing in a manner to affirmatively further fair housing.
  - (iii) It will comply with Executive Order 11063 on Equal Opportunity in Housing which prohibits discrimination because of race, color, creed, or national origin in housing and related facilities provided with Federal financial assistance.
  - (iv) In establishing the criteria for the selection of tenants, the PHA or Owner will not utilize preferences or priorities which are based on (1) the identity or location of the housing which is occupied or proposed to be occupied or (2) upon the length of time the applicant has resided in the jurisdiction. The PHA or Owner shall treat non-resident applicants who are working, or have been notified that they are hired to work, in the jurisdiction as residents of the jurisdiction.
  - (v) If the proposed project is to be located within the area of a local Housing Assistance Plan (HAP), the applicant will take affirmative action to provide opportunities to participate in the program to persons expected to reside in the community as a result of current or planned employment.
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(Date)	(Title)	(Signature)
	Replaces Forms HUD-912 and HUD-41901, which are obsolete	HUD-916 (4-76)

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APPENDIX 20-2

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U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

CERTIFICATIONS IN CONNECTION WITH THE OPERATION OF  
A SECTION 8 MODERATE REHABILITATION PROGRAM

INSTRUCTIONS: The PHA must provide assurances and certify to all of the following items.

The PHA hereby assures and certifies that it, and the Owner(s) participating in the Moderate Rehabilitation Program, will:

- (i) Comply with Title VI of the Civil Rights Act of 1964 (P.L. 88-352) and regulations pursuant thereto (Title 24 CFR Part I) which state that no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the applicant receives financial assistance; and will immediately take any measures necessary to effectuate this agreement. With reference to the real property and structure(s) thereon which are provided or improved with the aid of Federal financial assistance extended to the applicant, this assurance shall obligate the applicant, or in the case of any transfer of property, the transferee, for the period during which the real property and structure(s) are used for a purpose for which the Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits.
- (ii) Comply with Title VIII of the Civil Rights Act of 1968 (P.L. 90-284) as amended, which prohibits discrimination in housing on the basis of race, color, religion, sex or national origin, and administer its programs and activities relating to housing in a manner to affirmatively further fair housing.
- (iii) Comply with Executive Order 11063 on Equal Opportunity in Housing which prohibits discrimination because of race, color, creed, or national origin in housing and related facilities provided with Federal financial assistance.
- (iv) If the proposed project is to be located within the area of a local Housing Assistance Plan (HAP), take affirmative action to provide opportunities to apply for units in the proposed project to the class of persons identified in the local HAP as expected to reside in the community as a result of current or planned

employment and to those elderly persons expected to reside in the community.

(v) In establishing the criteria for the selection of tenants, not utilize preferences or priorities which are based upon the length

of time the applicant has resided in the jurisdiction. The PHA or Owner shall treat as residents of the jurisdiction (1) non-resident applicants who are working or have been notified that they are hired to work in the jurisdiction; and (2) elderly persons who are expected to reside in the jurisdiction.

(vi) Comply with Executive Order 11246 and all regulations pursuant thereto (41 CFR Chapter 60-1) which state that no person shall be discriminated against on the basis of race, color, religion, sex or national origin in all phases of employment during the performance of Federal contracts and shall take affirmative action to insure equal employment opportunity. PHA or Owner will incorporate, or cause to be incorporated, into any contract for construction work for \$10,000 and over, as defined in Section 130.5 of HUD regulations, the equal opportunity clause required by Section 130.15(b) of the HUD regulations.

(vii) If applicable, comply with Section 3 of the Housing and Urban Development Act, as amended (12 U.S.C. 1701u) and regulations pursuant thereto (24 CFR Part 135), which requires that, to the greatest extent feasible, opportunities for training and employment be given lower-income residents of the project area and contracts for work in connection with the project be awarded to business concerns which are located in, or owned in substantial part by persons residing in, the area of the project.

(viii) Comply with any rules and regulations issued by HUD pursuant to Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. 794, and Executive Order 11914.

(Date)	(Title)	(Signature)
Replaces HUD-916.1, which is obsolete		HUD-920 (6-79)