

from rehabilitation, demolition or acquisition for the assisted project.

(2) Notwithstanding the provisions of paragraph (g)(1) of this section, a person does not qualify as a “displaced person” (and is not eligible for relocation assistance under the URA or this section), if:

(i) The person has been evicted for serious or repeated violation of the terms and conditions of the lease or occupancy agreement, violation of applicable Federal, State or local law, or other good cause, and HUD determines that the eviction was not undertaken for the purpose of evading the obligation to provide relocation assistance;

(ii) The person moved into the property after the execution of the agreement covering the rehabilitation, demolition or acquisition and, before signing a lease and commencing occupancy, received written notice of the project, its possible impact on the person (e.g., the person may be displaced, temporarily relocated or suffer a rent increase) and the fact that he or she would not qualify as a “displaced person” (or for any assistance provided under this section) as a result of the project;

(iii) The person is ineligible under 49 CFR 24.2(g)(2); or

(iv) HUD determines that the person was not displaced as a direct result of acquisition, rehabilitation, or demolition for the project.

(3) The Owner may ask HUD, at any time, to determine whether a displacement is or would be covered by this section.

(h) *Definition of initiation of negotiations.* For purposes of determining the formula for computing the replacement housing assistance to be provided to a residential tenant displaced as a direct result of privately undertaken rehabilitation, demolition, or acquisition of the real property, the term *initiation of negotiations* means the Owner’s execution of the agreement covering the rehabilitation, demolition, or acquisition.

(Approved by Office of Management and Budget under OMB Control Number 2506-0121)

[59 FR 29330, June 6, 1994]

Subpart E—Servicing Responsibilities—Low Cost Homes

§ 221.800 Cross-reference.

All of the provisions of subpart C, part 203 of the chapter concerning the responsibilities of servicers of mortgages insured under section 203 of the National Housing Act apply to mortgages covering one- to four-family dwellings to be insured under section 221 of the National Housing Act, except §§ 203.664 through 203.666.

[52 FR 48204, Dec. 21, 1987, and 53 FR 9869, Mar. 28, 1988]

PART 231—HOUSING MORTGAGE INSURANCE FOR THE ELDERLY

Subpart A—Eligibility Requirements

Sec.

231.1 Eligibility requirements.

Subpart B—Contract Rights and Obligations

231.251 Cross-reference.

AUTHORITY: 12 U.S.C. 1715b, 1715v; 42 U.S.C. 3535(d).

SOURCE: 36 FR 24615, Dec. 22, 1971, unless otherwise noted.

Subpart A—Eligibility Requirements

§ 231.1 Eligibility requirements.

The requirements set forth in 24 CFR part 200, subpart A, apply to multi-family project mortgages insured under section 231 of the National Housing Act (12 U.S.C. 1715v), as amended.

[61 FR 14406, Apr. 1, 1996]

Subpart B—Contract Rights and Obligations

§ 231.251 Cross-reference.

(a) All of the provisions of part 207, subpart B of this chapter covering mortgages insured under section 207 of the National Housing Act apply to mortgages insured under section 231 of such Act.

(b) For the purposes of this subpart all references in part 207 of this chapter

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to section 207 of the Act shall be construed to refer to section 231 of the Act.

PART 232—MORTGAGE INSURANCE FOR NURSING HOMES, INTERMEDIATE CARE FACILITIES, BOARD AND CARE HOMES, AND ASSISTED LIVING FACILITIES

Subpart A—Eligibility Requirements

- Sec.
- 232.1 Eligibility requirements.
- 232.2 License.
- 232.3 Bathroom.

Subpart B—Contract Rights and Obligations

- 232.251 Cross-reference.
- 232.252 Definitions.

Subpart C—Eligibility Requirements—Supplemental Loans To Finance Purchase and Installation of Fire Safety Equipment

- 232.500 Definitions.

FEES AND CHARGES

- 232.505 Application and application fee.
- 232.510 Commitment and commitment fee.
- 232.515 Refund of fees.
- 232.520 Maximum fees and charges by lender.
- 232.522 Inspection fee.

ELIGIBLE SECURITY INSTRUMENTS

- 232.525 Note and security form.
- 232.530 Disbursement of proceeds.
- 232.535 Loan multiples—minimum principal.
- 232.540 Method of loan payment and amortization period.
- 232.545 Covenant against liens.
- 232.550 Accumulation of next premium.
- 232.555 Security instrument and lien.
- 232.560 Interest rate.
- 232.565 Maximum loan amount.
- 232.570 Endorsement of credit instrument.
- 232.580 Application of payments.
- 232.585 Prepayment privilege and prepayment charge.
- 232.586 Minimum principal loan amount.

PROPERTY REQUIREMENTS

- 232.590 Eligibility of property.
- 232.591 Smoke detectors.

TITLE

- 232.595 Eligibility of title.
- 232.600 Title evidence.

FORM OF CONTRACT

- 232.605 Contract requirements.

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COST CERTIFICATION REQUIREMENTS

- 232.610 Certification of cost requirements.

ELIGIBLE BORROWERS

- 232.615 Eligible borrowers.
- 232.616 Disclosure and verification of Social Security and Employer Identification Numbers.

SPECIAL REQUIREMENTS

- 232.620 Determination of compliance by HHS.
- 232.625 Discrimination prohibited.
- 232.630 Assurance of completion.

Subpart D—Contract Rights and Obligations

- 232.800 Definitions.

PREMIUMS

- 232.805 Insurance premiums.
- 232.805a Mortgagee's late charge.
- 232.815 Termination of insurance.
- 232.825 Pro rata refund of insurance premium.

RIGHTS AND DUTIES OF LENDER UNDER THE CONTRACT OF INSURANCE

- 232.830 Definition of default.
- 232.840 Date of default.
- 232.850 Notice of default.
- 232.860 Commissioner's right to require acceleration.
- 232.865 Election by lender.
- 232.875 Maximum claim period.
- 232.880 Items to be delivered on submitting claim.
- 232.885 Insurance benefits.
- 232.890 Characteristics of debentures.
- 232.893 Cash adjustment.

ASSIGNMENTS

- 232.895 Assignment of insured loans.

EXTENSION OF TIME

- 232.897 Actions to be taken by lender.

Subpart E—Insurance of Mortgages Covering Existing Projects

- 232.901 Mortgages covering existing projects are eligible for insurance.
- 232.902 Eligible project.
- 232.903 Maximum mortgage limitations.
- 232.904 Terms of the mortgage.
- 232.905 Labor standards and prevailing wage requirements.
- 232.906 Processing of applications and required fees.

AUTHORITY: 12 U.S.C. 1715b, 1715w; 42 U.S.C. 5355(d).

SOURCE: 36 FR 24618, Dec. 22, 1971, unless otherwise noted.