

FAIR HOUSING ACT CERTIFICATION AND AGREEMENT

The undersigned certifies that _____ will be constructed so as to comply with the Fair Housing Act, as amended from time to time, and the regulations promulgated thereunder (collectively, the "Fair Housing Act"); the Americans with Disabilities Act of 1990, as amended from time to time and the regulations promulgated thereunder, if applicable; the Environmental Barriers Act, 410 ILCS 25/1 *et seq.*, as amended from time to time; the Illinois Accessibility Code, 71 Ill. Adm. Code 400 *et seq.*, as amended from time to time; the Illinois Energy Conservation Code, per 20 ILCS 3105/10.09-5, as amended from time to time; and all other applicable federal, State, and local fair housing and equal opportunity laws and regulations.

The undersigned understands that if the Project is not constructed in compliance with the Fair Housing Act, any Illinois affordable housing tax credits allocated to the Project may be reclaimed by the Illinois Department of Revenue.

The undersigned agrees to indemnify and hold harmless the Illinois Housing Development Authority and its Members, officers, employees and agents against any and all losses, costs, damages, expenses and liabilities of whatever nature or kind (including, without limitation, attorneys' fees, liquidation and court costs, amounts paid in settlement, amounts paid to discharge judgments, and in the case of low income housing tax credits, any loss arising out of a judgment by the Internal Revenue Service) directly or indirectly arising out of or in connection with any failure to comply with the above-referenced laws and regulations.

IN WITNESS WHEREOF, the undersigned has caused this document to be duly executed by its authorized representative this _____ day of _____, 20__.

DEVELOPER: