

1 Minnesota Housing Finance Agency

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3 Adopted Permanent Rules Relating to American Indian Housing

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5 Rules as Adopted

6 4900.0900 SCOPE.

7 Parts 4900.0900 to 4900.1080, together with the loan
8 agreement and amendments thereto, hereinafter called the
9 "agreement":

10 A. govern the housing programs for American Indians
11 of low and moderate income as authorized by Minnesota Statutes,
12 section 462A.07, subdivision 14, hereinafter referred to as the
13 "act";

14 B. authorize a housing program for Indian families
15 living both on and off reservations within the state of
16 Minnesota; and

17 C. direct the Minnesota Housing Finance Agency to
18 create such a program to be administered by:

19 (1) the Minnesota Chippewa Tribe, which for
20 purposes of parts 4900.0900 to 4900.1080 includes any
21 corporation established by the Minnesota Chippewa Tribe to carry
22 out the housing program provided for herein and by the act,
23 hereinafter collectively the "tribe";

24 (2) the Red Lake Band of Chippewa Indians, which
25 for purposes of parts 4900.0900 to 4900.1080 shall include any
26 corporation established by the Red Lake Band of Chippewa Indians
27 to carry out the housing program provided for herein and by the
28 act, hereinafter collectively the "band"; and

29 (3) the Sioux Communities, which for purposes of
30 parts 4900.0900 to 4900.1080 shall include any corporation
31 established by the Sioux communities to carry out the housing
32 program provided for herein and by the act, hereinafter
33 collectively the "communities."

34 4900.0920 QUALIFICATIONS FOR HOUSING.

35 Except as otherwise provided herein and by part 4900.0340,

1 each recipient of a loan pursuant to the act, plan, and parts
2 4900.0900 to 4900.1080 and each person or family initially
3 occupying a dwelling unit financed pursuant thereto shall be an
4 American Indian as defined by United States Code, title 25,
5 section 450b, or an American Indian family as hereinafter
6 defined, and of low and moderate income as defined by part
7 4900.0010, subpart 23, item A, subitem (1). However, developers
8 of multifamily housing developments need not be American Indians
9 or of low and moderate income, and further provided that the
10 tribe, band, and communities may qualify as eligible borrowers,
11 if the funds advanced are used to construct eligible housing for
12 resale or rental to eligible recipients and the funds advanced
13 are returned to the revolving loan fund under the jurisdiction
14 of the tribe, band, or communities when permanent financing is
15 obtained. An American Indian family for purposes of parts
16 4900.0900 to 4900.1080 is a family which at the time the loan is
17 granted has at least one adult who is an American Indian as
18 defined by United States Code, title 25, section 450b.

19 4900.1030 FINAL DECISION ON LOANS.

20 Each final decision on applications for loans to eligible
21 borrowers made by the tribe, band, or communities from the
22 moneys appropriated by the act, or from the revolving loan fund
23 under the jurisdiction of the tribe, band, or communities, shall
24 be made by a representative body of the tribe, band, or
25 communities.