



Billing Code: 4210-67

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-7014-N-20]

Federal Housing Administration (FHA) Healthcare Facility Documents:

Notice Announcing Final Approved Federal Housing Administration (FHA) Healthcare Facility Documents and Assignment of OMB Control Number 2502-0605

AGENCY: Office of the Assistant Secretary for Housing--Federal Housing Commissioner, HUD.

ACTION: Notice.

SUMMARY: This notice announces that the healthcare facility documents have completed the notice and comment processes and review by the Office of Management and Budget (OMB) as required by the Paperwork Reduction Act and that OMB has approved the renewal (reinstatement with changes) of this document collection 2502-0605. The final versions of the documents can be found on HUD's website at https://www.hud.gov/federal_housing_administration/healthcare_facilities/residential_care/final_232_documents. Additionally, this notice highlights some of the changes made by HUD to the documents based upon its review of the comments submitted in response to notices dated April 10, 2018 and June 29, 2018.

DATES: Implementation Date: [INSERT DATE 90 DAYS AFTER DATE OF PUBLICATION IN THE *FEDERAL REGISTER*].

HUD will allow a 90-day transition period for the implementation of the updated documents in this collection. Participants may choose to use the new documents beginning on [INSERT DATE OF PUBLICATION IN THE *FEDERAL REGISTER*]; however, if participants choose to

use the new documents for a transaction (e.g. application submission, change of ownership, etc.), they must use all the new documents in their entirety and may not mix the use of old and new documents. Upon the Implementation Date of [INSERT DATE 90 DAYS AFTER DATE OF PUBLICATION IN THE *FEDERAL REGISTER*], the use of only new documents in submitted transactions will be mandatory.

FOR FURTHER INFORMATION CONTACT: John M. Hartung, Director, Policy, Risk Analysis and Lender Relations Division, Office of Residential Care Facilities, Office of Healthcare Programs, Office of Housing, U.S. Department of Housing and Urban Development, 1222 Spruce Street, Room 3203, St. Louis, MO 63103-2836; telephone (314) 418-5238 (this is not a toll-free number). Persons with hearing or speech disabilities may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877-8339.

SUPPLEMENTARY INFORMATION:

I. Background

On May 19, 2017, consistent with the Paperwork Reduction Act, (PRA), HUD published a notice in the Federal Register, 82 FR 23058, seeking public comment for a period of 60 days (60-day Notice) on HUD's proposed update and revisions to the transactional and supporting documents used for underwriting, accounts receivable financing, asset management, closing, and construction of healthcare facilities, insured pursuant to 12 U.S.C. § 1715w, section 223(a)(7) - 12 U.S.C § 1715n and 223f - 12 U.S.C. § 1715n of the National Housing Act. In conjunction with publication of the 60-Day Notice, the 153 healthcare facility documents (with proposed revisions) were made available for public review and comment. A summary of the changes to the existing healthcare facility documents was also provided so that reviewers could understand the changes proposed.

In response to the 60-Day Notice, HUD received 43 submissions on the regulations.gov site from multiple commenters which were considered in the development of the revised documents which were published on April 10, 2018 in the Federal Register (83 FR 15396), and again on June 29, 2018, (83 FR 30769) and consistent with the PRA, comment was solicited for an additional 30 and 15 days respectively. The second (15-day) publication was to allow the public to resubmit any comments from the 30-day process, which may not have been received by HUD and OMB, due to a technical problem; both of these latter publications presented the exact same documents, and comments from both the 30-day and 15-day versions were combined for review purposes. In response to the 30-Day and 15-Day Notices, HUD received 10 submissions on the regulations.gov site from multiple commenters which were considered in the development of the final documents.

This notice published today announces that HUD has completed the notice and comment processes required by the Paperwork Reduction Act, and that OMB has completed its review and has approved the renewal/reinstatement of document collection 2502-0605. HUD made additional changes to the documents in response to comments submitted on the 30-Day Notice. Therefore, in addition to announcing the completion of the process required by the Paperwork Reduction Act, HUD highlights some of the additional, most substantive, changes made to the healthcare facility documents (documents) in response to public comment as provided below.

II. Summary of Changes to Documents

The changes to the healthcare facility documents include both technical editorial changes and some more substantive changes. This notice does not provide a detailed summary of all of the changes made or responses to all of the issues raised in the final set of public comments on the 30-Day and 15-Day Notices. Rather, the discussion in the following sections of this notice

highlights certain changes which are representative of the types of changes made in response to some of the more significant issues raised by the commenters in response to the 30-Day and 15-Day Notices.

A. Key Changes by Category of Document

Throughout the documents, language was added to make the forms work when there is a master lease without having to change the form, as was required in the past. Unnecessary possessives with the use of apostrophes and brackets were removed. For consistency throughout all of the documents, the word Secretary was replaced with HUD or U.S. Department of Housing and Urban Development. Edits suggesting reformatting were, in most cases, adopted by HUD.

1. Underwriting Lender Narratives

The lender narratives were not significantly changed after the 30-Day and 15-Day Notice. Based on public comments, the Lender Narratives were amended to reflect several edits to key questions for clarity and to reflect the changing regulatory environment.

2. Consolidated Certifications

HUD made a few substantive changes since the 60-Day Notice. As noted by several commenters, more drop-down menus were inserted for consistency with the document formatting style. These certifications received some public comments primarily for formatting and a few substantive suggested changes in terminology. HUD also amended language in the section pertaining to suits and legal actions. The updated language provides clarification to legal actions beyond professional liability actions. This change addresses comments received on the Request for Endorsement of Credit of Lender [and] Borrower [& General Contractor] which HUD accepted but was addressed in the Consolidated Certifications rather than in the Request for Endorsement of Credit of Lender [and] Borrower [& General Contractor] document.

3. Construction Documents

There were few public comments on this category of documents, and the majority of changes to the documents were for minor editing changes or clarifications of policy.

4. Underwriting Documents

HUD received a few comments which consisted of formatting and minor editing suggestions. The Operator Lease Addendum was revised to correctly reference the new Cross-Default Guaranty for Portfolios.

5. Accounts Receivable Documents

One commenter proposed multiple technical edits which were accepted.

6. Master Lease Documents

HUD received comments requesting technical edits to the Master Lease documents. Commenter noted that landlords should have the right to increase rents without prior HUD approval. As provided in response to another commenter, HUD acknowledges that the Borrower Regulatory Agreement does not place requirements for prior HUD approval for increases in rents. One commenter did note that the form HUD -91116-ORCF should be amended to reflect that the Borrower Regulatory Agreement only requires prior HUD approval when reducing the rents in the lease. HUD accepted the comment and revised this document and related documents where the provision as to whether HUD approval was needed for increases in rents was unclear. Another commenter voiced concern that landlords could unilaterally raise rents on third party operators and master tenants. To address this concern, HUD inserted additional language to address the concerns of third-party operators.

7. Closing Documents

Some technical edits from commenters were accepted by HUD throughout this category.

8. Escrow Documents

The comments consisted of technical edits to the Escrow Agreement for Debt Service Reserve and the Escrow Agreement for Operating deficits.

9. Legal Opinion/Certification Documentation

Several commenters asked for clarification on the scope of docket searches being requested.

HUD responded by revising the form to clarify the jurisdictions and the participants that need to be searched.

10. Asset Management Documents

Few comments were received on this category of documents. However, one commenter noted some inconsistencies in the Computation of Surplus Cash form which was addressed by revising the language. One substantive change was made to form HUD-92266-ORCF Lender Narrative, Change of Ownership Review, to streamline transactions. Applicants no longer have to try and determine if a transaction is a Full, Modified, or Light review when there is a change of ownership. Instead, this form consolidates Full, Modified or Light Lender Narratives into one form with Transaction Determination Questions which will identify which documents they should submit from the checklist and which sections of the Lender Narrative they should complete.

11. 241a Supplemental Documents

This category of documents was entirely new to the initial Collection. Commenter made technical edits to these supplemental loan documents similar to those made on the main (underlying) loan documents. The edits HUD accepted were made to maintain consistency with the main (underlying) document and the related 241a Supplemental Loan documents.

III. Estimated Burden Hours of Collection

The following is a table of all the documents for which approval under the PRA was sought, with the burden hours and costs to respondents calculated for preparation of and submission of each of documents as well as the total aggregate annual cost of \$2,952,596.06.

Dated: June 27, 2019.

John L. Garvin,
General Deputy Assistant Secretary for Housing.

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This table, revised with updated information on burden hours and costs from the U.S.

Department of Labor, Bureau of Labor Statistics, is included below:

| Form Number | Document Name | Number of Respondents | Freq. of Resp. | Resp. per Annum | Avg. Burden Hour per Resp. | Annual Burden Hours | Avg. Hourly Wage Per Resp. | Annual Cost |
|---------------------------------------|---|-----------------------|----------------|-----------------|----------------------------|---------------------|----------------------------|-------------|
| Underwriting Lender Narratives | | | | | | | | |
| HUD-9001-ORCF | Lender Narrative - 223a7 | 30 | 2.5 | 75 | 22.00 | 1650 | \$55 | \$90,239 |
| HUD-9002-ORCF | Lender Narrative - 223f | 30 | 7.5 | 225 | 70.00 | 15750 | \$55 | \$861,368 |
| HUD-9003-ORCF | Lender Narrative - 241a | 4 | 1 | 4 | 73.00 | 292 | \$55 | \$15,969 |
| HUD-9004-ORCF | Lender Narrative - New Construction - Single Stage | 10 | 2 | 20 | 87.00 | 1740 | \$55 | \$95,161 |
| HUD-9005-ORCF | Lender Narrative - New Construction - 2 Stage Initial Submittal | 10 | 2 | 20 | 63.00 | 1260 | \$55 | \$68,909 |
| HUD-9005a-ORCF | Lender Narrative - New Construction - 2 Stage Final Submittal | 10 | 2 | 20 | 53.00 | 1060 | \$55 | \$57,971 |
| HUD-9006-ORCF | Lender Narrative - Substantial Rehabilitation - Single Stage | 4 | 1 | 4 | 93.00 | 372 | \$55 | \$20,345 |
| HUD-9007-ORCF | Lender Narrative - Substantial Rehabilitation - 2 Stage Initial Submittal | 4 | 1 | 4 | 70.00 | 280 | \$55 | \$15,313 |
| HUD-9007a-ORCF | Lender Narrative - Substantial Rehabilitation - 2 Stage Final Submittal | 4 | 1 | 4 | 70.00 | 280 | \$55 | \$15,313 |
| HUD-9009-ORCF | Lender Narrative 232(i) - Fire Safety Equipment Installation, without Existing HUD Insured Mortgage | 5 | 2 | 10 | 15.00 | 150 | \$55 | \$8,204 |
| HUD-90010-ORCF | Lender Narrative 232(i) - Fire Safety Equipment Installation, with Existing HUD Insured Mortgage | 5 | 2 | 10 | 15.00 | 150 | \$55 | \$8,204 |
| HUD-90011-ORCF | Lender Narrative 223(d) - Operating Loss Loan | 1 | 2 | 2 | 15.00 | 30 | \$55 | \$1,641 |
| HUD-9444-ORCF | Lender Narrative Cost Certification Supplement | 2 | 2 | 4 | 15.00 | 60 | \$55 | \$3,281 |
| Consolidated Certifications | | | | | | | | |
| HUD-90012-ORCF | Consolidated Certification - Lender | 30 | 2.5 | 75 | 1.00 | 75 | \$55 | \$4,102 |
| HUD-90013-ORCF | Consolidated Certification - Borrower | 77 | 1 | 77 | 1.00 | 77 | \$55 | \$4,211 |
| HUD-90014-ORCF | Consolidated Certification - Principal of the Borrower | 38 | 2 | 76 | 1.00 | 76 | \$55 | \$4,156 |
| HUD-90015-ORCF | Consolidated Certification - Operator | 35 | 2 | 70 | 1.00 | 70 | \$55 | \$3,828 |
| HUD-90016-ORCF | Consolidated Certification - Parent of Operator | 35 | 2 | 70 | 1.00 | 70 | \$55 | \$3,828 |
| HUD-90017-ORCF | Consolidated Certification - Management Agent | 35 | 2 | 70 | 1.00 | 70 | \$55 | \$3,828 |
| HUD-90018-ORCF | Consolidated Certification - Contractors | 4 | 1 | 4 | 1.50 | 6 | \$55 | \$328 |
| HUD-90021-ORCF | Previous Participation Certification - Controlling Participant | 30 | 5.83 | 174.9 | 1.00 | 174.9 | \$55 | \$9,565 |
| Construction Documents | | | | | | | | |

| Form Number | Document Name | Number of Respondents | Freq. of Resp. | Resp. per Annum | Avg. Burden Hour per Resp. | Annual Burden Hours | Avg. Hourly Wage Per Resp. | Annual Cost |
|-------------------------------|---|-----------------------|----------------|-----------------|----------------------------|---------------------|----------------------------|-------------|
| HUD-9442-ORCF | Memo for Post-Commitment Early Start of Construction Request | 3 | 2 | 6 | 1.00 | 6 | \$55 | \$330 |
| HUD-90023-ORCF | Early Commencement/Early Start - Borrower Certification | 3 | 2 | 6 | 0.25 | 1.5 | \$55 | \$83 |
| HUD-91123-ORCF | Design Professional's Certification of Liability Insurance | 26 | 2 | 52 | 0.50 | 26 | \$61 | \$1,573 |
| HUD-91124-ORCF | Design Architect Certification | 26 | 2 | 52 | 0.50 | 26 | \$61 | \$1,573 |
| HUD-91125-ORCF | Staffing Schedule | 30 | 5.83 | 174.9 | 1.00 | 174.9 | \$55 | \$9,565 |
| HUD-91127-ORCF | Financial Statement Certification - General Contractor | 26 | 2 | 52 | 0.50 | 26 | \$55 | \$1,422 |
| HUD-91129-ORCF | Lender Certification for New Construction Cost Certifications | 10 | 5.2 | 52 | 3.00 | 156 | \$55 | \$8,532 |
| HUD-92328-ORCF | Contractor's and/or Mortgagor's Cost Breakdown | 26 | 2 | 52 | 4.00 | 208 | \$55 | \$11,376 |
| HUD-92403-ORCF | Application for Insurance of Advance of Mortgage Proceeds | 3 | 2 | 6 | 0.20 | 1.2 | \$55 | \$66 |
| HUD-92408-ORCF | HUD Amendment to B108 | 26 | 2 | 52 | 0.50 | 26 | \$55 | \$1,422 |
| HUD-92415-ORCF | Request for Permission to Commence Construction Prior to Initial Endorsement for Mortgage Insurance (Post-Commitment Early Start of Construction) | 3 | 2 | 6 | 0.50 | 3 | \$61 | \$182 |
| HUD-92437-ORCF | Request for Construction Changes on Project Mortgages | 3 | 2 | 6 | 2.00 | 12 | \$55 | \$656 |
| HUD-92441-ORCF | Building Loan Agreement | 10 | 5.2 | 52 | 1.00 | 52 | \$55 | \$2,844 |
| HUD-92441a-ORCF | Building Loan Agreement Supplemental | 10 | 5.2 | 52 | 1.00 | 52 | \$55 | \$2,844 |
| HUD-92442-ORCF | Construction Contract | 10 | 5.2 | 52 | 1.00 | 52 | \$55 | \$2,844 |
| HUD-92448-ORCF | Contractor's Requisition | 3 | 2 | 6 | 6.00 | 36 | \$55 | \$1,969 |
| HUD-92450-ORCF | Completion Assurance | 10 | 5.2 | 52 | 0.50 | 26 | \$55 | \$1,422 |
| HUD-92452-ORCF | Performance Bond - Dual Oblige | 5 | 5.2 | 26 | 0.50 | 13 | \$100 | \$1,295 |
| HUD-92452A-ORCF | Payment Bond | 5 | 5.2 | 26 | 0.50 | 13 | \$55 | \$711 |
| HUD-92455-ORCF | Request for Endorsement | 10 | 5.2 | 52 | 1.00 | 52 | \$55 | \$2,844 |
| HUD-92456-ORCF | Escrow Agreement for Incomplete Construction | 3 | 2 | 6 | 0.50 | 3 | \$55 | \$164 |
| HUD-92479-ORCF | Offsite Bond - Dual Oblige | 5 | 3 | 15 | 0.50 | 7.5 | \$55 | \$410 |
| HUD-92485-ORCF | Permission to Occupy | 3 | 2 | 6 | 0.50 | 3 | \$55 | \$164 |
| HUD-92554-ORCF | Supplementary Conditions of the Contract for Construction | 10 | 5.2 | 52 | 0.50 | 26 | \$100 | \$2,590 |
| HUD-93305-ORCF | Agreement and Certification | 10 | 5.2 | 52 | 0.50 | 26 | \$55 | \$1,422 |
| HUD-95379-ORCF | HUD Representative's Trip Report | 26 | 28 | 728 | 1.00 | 728 | \$55 | \$39,814 |
| Underwriting Documents | | | | | | | | |
| HUD-2-ORCF | Request for Waiver of Housing Directive | 20 | 8 | 160 | 1.00 | 160 | \$55 | \$8,750 |
| HUD-935.2D-ORCF | Affirmative Fair Housing Marketing Plan - 232 | 10 | 5.2 | 52 | 6.00 | 312 | \$55 | \$17,063 |
| HUD-941-ORCF | Lenders FHA Number Request Form | 30 | 11.7 | 351 | 0.50 | 175.5 | \$55 | \$9,598 |

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|--------------------------------------|---|-----------------------|----------------|-----------------|----------------------------|---------------------|----------------------------|-------------|
| HUD-9445-ORCF | Certification of Outstanding Obligations | 35 | 10 | 350 | 1.00 | 350 | \$61 | \$21,175 |
| HUD-9839-ORCF | Management Certification—Residential Care Facility | 5 | 1 | 5 | 0.50 | 2.5 | \$55 | \$137 |
| HUD-90022-ORCF | Certification for Electronic Submittal | 35 | 10 | 350 | 0.50 | 175 | \$55 | \$9,571 |
| HUD-90024-ORCF | Contact Sheet | 35 | 10 | 350 | 1.00 | 350 | \$55 | \$19,142 |
| HUD-91116-ORCF | Addendum to Operating Lease | 30 | 6.5 | 195 | 0.50 | 97.5 | \$61 | \$5,899 |
| HUD-91126-ORCF | Financial Statement Certification - Borrower | 150 | 7 | 1050 | 0.50 | 525 | \$55 | \$28,712 |
| HUD-91130-ORCF | Building Code Certification | 26 | 2 | 52 | 0.50 | 26 | \$61 | \$1,573 |
| HUD-92000-ORCF | Appraisal Sockets | 30 | 11.7 | 351 | 1.50 | 526.5 | \$61 | \$31,853 |
| HUD-92264a-ORCF | Maximum Insurable Loan Calculation | 30 | 11.7 | 351 | 2.00 | 702 | \$61 | \$42,471 |
| HUD-92434-ORCF | Lender Certification | 35 | 10 | 350 | 1.00 | 350 | \$55 | \$19,142 |
| Accounts Receivable Documents | | | | | | | | |
| HUD-90020-ORCF | Accounts Receivable Financing Certification | 50 | 3 | 150 | 0.50 | 75 | \$100 | \$7,470 |
| HUD-92322-ORCF | Intercreditor Agreement (for AR Financed Projects) | 30 | 5 | 150 | 1.50 | 225 | \$100 | \$22,410 |
| Master Lease Documents | | | | | | | | |
| HUD-92211-ORCF | Master Lease Addendum | 5 | 5 | 25 | 1.00 | 25 | \$100 | \$2,490 |
| HUD-92331-ORCF | Cross-Default Guaranty of Subtenants | 30 | 5.83 | 175 | 1.00 | 174.9 | \$100 | \$17,420 |
| HUD-92333-ORCF | Master Lease SNDA | 30 | 5.83 | 175 | 0.50 | 87.45 | \$100 | \$8,710 |
| HUD-92334-ORCF | Master Tenant Assignment of Leases and Rents | 30 | 5.83 | 175 | 1.00 | 174.9 | \$100 | \$17,420 |
| HUD-92335-ORCF | Guide for Opinion of Master Tenant's Counsel | 30 | 5.83 | 175 | 1.00 | 174.9 | \$100 | \$17,420 |
| HUD-92336-ORCF | Subordinate Cross-Default Guaranty of Subtenants | 30 | 5.83 | 175 | 1.00 | 174.9 | \$100 | \$17,420 |
| HUD-92337-ORCF | Healthcare Regulatory Agreement - Master Tenant | 30 | 5.83 | 175 | 0.50 | 87.45 | \$100 | \$8,710 |
| HUD-92339-ORCF | Master Lease Estoppel Agreement | 30 | 5.83 | 175 | 0.50 | 87.45 | \$100 | \$8,710 |
| HUD-92340-ORCF | Master Tenant Security Agreement | 30 | 5.83 | 175 | 1.00 | 174.9 | \$100 | \$17,420 |
| HUD-92341-ORCF | Termination and Release of Cross-Default Guaranty of Subtenants | 30 | 5.83 | 175 | 0.50 | 87.45 | \$100 | \$8,710 |
| HUD-92342-ORCF | Amendment to HUD Master Lease (Partial Termination and Release) | 30 | 5.83 | 175 | 0.50 | 87.45 | \$100 | \$8,710 |
| HUD-92343-ORCF | Limited Guaranty and Security Agreement | 30 | 5.83 | 175 | 1.00 | 174.9 | \$100 | \$17,420 |
| Closing Documents | | | | | | | | |
| HUD-2205A-ORCF | Borrower's Certificate of Actual Cost | 30 | 7.5 | 225 | 3.50 | 787.5 | \$55 | \$43,068 |
| HUD-91110-ORCF | Subordination, Non-Disturbance and Attornment Agreement of Operating Lease (SNDA) | 30 | 11.7 | 351 | 0.50 | 175.5 | \$100 | \$17,480 |
| HUD-91111-ORCF | Survey Instructions and Borrower's Certification | 180 | 1.5 | 270 | 0.50 | 135 | \$61 | \$8,168 |
| HUD-91112-ORCF | Request of Overpayment of Firm Application Exam Fee | 15 | 5.13 | 76.95 | 0.50 | 38.475 | \$55 | \$2,104 |

| Form Number | Document Name | Number of Respondents | Freq. of Resp. | Resp. per Annum | Avg. Burden Hour per Resp. | Annual Burden Hours | Avg. Hourly Wage Per Resp. | Annual Cost |
|--|---|-----------------------|----------------|-----------------|----------------------------|---------------------|----------------------------|-------------|
| HUD-91118-ORCF | Borrower's Certification – Completion of Critical Repairs | 240 | 1 | 240 | 0.50 | 120 | \$55 | \$6,563 |
| HUD-91710-ORCF | Residual Receipts Note – Non-Profit Mortgagor | 5 | 2 | 10 | 0.50 | 5 | \$55 | \$273 |
| HUD-92023-ORCF | Request for Final Endorsement | 10 | 5.2 | 52 | 1.00 | 52 | \$55 | \$2,844 |
| HUD-92070-ORCF | Lease Addendum | 2 | 1 | 2 | 0.50 | 1 | \$100 | \$100 |
| HUD-92071-ORCF | Management Agreement Addendum | 35 | 11.7 | 409.5 | 0.50 | 204.75 | \$55 | \$11,198 |
| HUD-92223-ORCF | Surplus Cash Note | 7 | 2 | 14 | 0.50 | 7 | \$55 | \$383 |
| HUD-92323-ORCF | Operator Security Agreement | 30 | 6.5 | 195 | 1.00 | 195 | \$100 | \$19,422 |
| HUD-92324-ORCF | Operator Assignment of Leases and Rents | 30 | 6.5 | 195 | 1.00 | 195 | \$100 | \$19,422 |
| HUD-92330-ORCF | Mortgagor's Certificate of Actual Cost | 5 | 3 | 15 | 8.00 | 120 | \$55 | \$6,563 |
| HUD-92330A-ORCF | Contractor's Certificate of Actual Cost | 5 | 3 | 15 | 8.00 | 120 | \$55 | \$6,563 |
| HUD-92420-ORCF | Subordination Agreement - Financing | 7 | 2 | 14 | 0.50 | 7 | \$100 | \$697 |
| HUD-92435-ORCF | Lender's Certification - Insurance Coverage | 35 | 11.7 | 409.5 | 0.25 | 102.375 | \$55 | \$5,599 |
| HUD-92466-ORCF | Healthcare Regulatory Agreement - Borrower | 35 | 10 | 350 | 0.50 | 175 | \$100 | \$17,430 |
| HUD-92466A-ORCF | Healthcare Regulatory Agreement - Operator | 10 | 2 | 20 | 0.50 | 10 | \$100 | \$996 |
| HUD-92468-ORCF | Healthcare Regulatory Agreement - Fire Safety | 35 | 2 | 70 | 0.50 | 35 | \$100 | \$3,486 |
| HUD-94000-ORCF | Security Instrument/Mortgage/Deed of Trust | 35 | 10 | 350 | 0.50 | 175 | \$100 | \$17,430 |
| HUD-94000-ORCF-ADD | Security Instrument/Mortgage/Deed of Trust Addenda (various states) | 35 | 10 | 350 | 0.50 | 175 | \$100 | \$17,430 |
| HUD-94000B-ORCF | Rider to Security Instrument - LIHTC | 35 | 10 | 350 | 0.50 | 175 | \$100 | \$17,430 |
| HUD-94001-ORCF | Healthcare Facility Note | 35 | 10 | 350 | 1.00 | 350 | \$55 | \$19,142 |
| HUD-94001-ORCF-RI | Healthcare Facility Note - Rider (various states) | 35 | 10 | 350 | 0.50 | 175 | \$55 | \$9,571 |
| Escrow Documents | | | | | | | | |
| HUD-9443-ORCF | Minor Moveable Escrow | 26 | 2 | 52 | 1.00 | 52 | \$61 | \$3,146 |
| HUD-91071-ORCF | Escrow Agreement for Off-site Facilities | 3 | 2 | 6 | 0.50 | 3 | \$55 | \$164 |
| HUD-91128-ORCF | Initial Operating Deficit Escrow Calculation Template | 11 | 5 | 55 | 1.50 | 82.5 | \$61 | \$4,991 |
| HUD-92412-ORCF | Working Capital Escrow | 10 | 5.2 | 52 | 0.50 | 26 | \$55 | \$1,422 |
| HUD-92414-ORCF | Latent Defects Escrow | 20 | 12 | 240 | 0.50 | 120 | \$55 | \$6,563 |
| HUD-92464-ORCF | Request Approval Advance of Escrow Funds | 35 | 15 | 525 | 1.00 | 525 | \$55 | \$28,712 |
| HUD-92476-ORCF | Escrow Agreement Noncritical Deferred Repairs | 20 | 12 | 240 | 0.50 | 120 | \$55 | \$6,563 |
| HUD-92476B-ORCF | Escrow Agreement for Operating Deficits | 12 | 4.8 | 57.6 | 0.50 | 28.8 | \$55 | \$1,575 |
| HUD-92476C-ORCF | Escrow Agreement for Debt Service Reserves | 12 | 4.8 | 57.6 | 0.50 | 28.8 | \$55 | \$1,575 |
| Legal Opinion/Certification Documents | | | | | | | | |

| Form Number | Document Name | Number of Respondents | Freq. of Resp. | Resp. per Annum | Avg. Burden Hour per Resp. | Annual Burden Hours | Avg. Hourly Wage Per Resp. | Annual Cost |
|-----------------------------------|--|-----------------------|----------------|-----------------|----------------------------|---------------------|----------------------------|-------------|
| HUD-91117-ORCF | Operator Estoppel Certificate | 100 | 2 | 200 | 0.50 | 100 | \$100 | \$9,960 |
| HUD-91725-ORCF | Guide for Opinion of Borrower's Counsel | 35 | 10 | 350 | 2.00 | 700 | \$100 | \$69,720 |
| HUD-91725-INST-ORCF | Instructions to Guide for Opinion of Borrower's and Operator's Counsel | 35 | 10 | 350 | 0.00 | 0 | \$100 | \$0 |
| HUD-91725-CERT-ORCF | Exhibit A to Opinion of Borrower's Counsel - Certification | 35 | 10 | 350 | 2.00 | 700 | \$100 | \$69,720 |
| HUD-92325-ORCF | Guide for Opinion of Operator's Counsel and Certification | 30 | 6.5 | 195 | 1.50 | 292.5 | \$100 | \$29,133 |
| HUD-92327-ORCF | Consolidated Operator Opinion [Single State] | 30 | 5.83 | 175 | 1.00 | 174.9 | \$100 | \$17,420 |
| Asset Management Documents | | | | | | | | |
| HUD-1044-D-ORCF | Multifamily Insurance Branch Claim | 20 | 7 | 140 | 0.50 | 70 | \$55 | \$3,828 |
| HUD-2537-ORCF | Mortgagee's Application for Partial Settlement | 20 | 7 | 140 | 0.25 | 35 | \$55 | \$1,914 |
| HUD-2747-ORCF | Application for Insurance Benefits | 20 | 7 | 140 | 0.10 | 14 | \$55 | \$766 |
| HUD-9250-ORCF | Funds Authorizations | 500 | 5.6 | 2800 | 1.00 | 2800 | \$55 | \$153,132 |
| HUD-9807-ORCF | Insurance Termination Request | 20 | 7 | 140 | 0.10 | 14 | \$55 | \$766 |
| HUD-90019-ORCF | Auditor's Loss period Financial Statement Certification (223d) | 3 | 1 | 3 | 0.50 | 1.5 | \$55 | \$82 |
| HUD-90029-ORCF | 232 Healthcare Portal Access | 60 | 3 | 180 | 0.50 | 90 | \$55 | \$4,922 |
| HUD-90030-ORCF | Lender Narrative, Requests to Release or Modify Original Loan Collateral | 30 | 2 | 60 | 3 | 180 | \$55 | \$9,844 |
| HUD-90031-ORCF | Lender Narrative, Accounts Receivable | 30 | 2 | 60 | 1.5 | 90 | \$55 | \$4,922 |
| HUD-90032-ORCF | Lender Narrative, Loan Modification | 20 | 4 | 80 | 1.50 | 120 | \$55 | \$6,563 |
| HUD-90033-ORCF | Loan Modification Lender Certification | 20 | 4 | 80 | 0.50 | 40 | \$55 | \$2,188 |
| HUD-92080-ORCF | Mortgage Record Change - 232 | 20 | 1 | 20 | 0.25 | 5 | \$55 | \$273 |
| HUD-92117-ORCF | Borrower's Certification – Completion of Non-Critical Repairs | 250 | 2 | 500 | 0.50 | 250 | \$55 | \$13,673 |
| HUD-92228-ORCF | Model Form Bill of Sale and Assignment | 20 | 2 | 40 | 0.50 | 20 | \$55 | \$1,094 |
| HUD-92266-ORCF | Application for Transfer of Physical Assets (TPA) | 50 | 4 | 200 | 5.00 | 1000 | \$55 | \$54,690 |
| HUD-92266A-ORCF | Lender Narrative, Change of Operator/Lessee | 25 | 1 | 25 | 4.00 | 100 | \$55 | \$5,469 |
| HUD-92266B-ORCF | Lender Narrative, Change of Management Agent | 25 | 1 | 25 | 2.00 | 50 | \$55 | \$2,735 |
| HUD-92417-ORCF | Personal Financial and Credit Statement | 175 | 6 | 1050 | 3.50 | 3675 | \$55 | \$200,986 |
| HUD-93332-ORCF | Certification of Exigent Health & Safety (EH&S) Issues | 456 | 1 | 456 | 1.00 | 456 | \$55 | \$24,939 |
| HUD-93333-ORCF | Certification Physical Condition in Compliance | 208 | 1 | 208 | 0.50 | 104 | \$55 | \$5,688 |
| HUD-93334-ORCF | Servicer's Notification to HUD of Risks to Healthcare Project | 60 | 15 | 900 | 0.5 | 450 | \$55 | \$24,611 |
| HUD-93335-ORCF | Operator's Notification to HUD of Threats to Permits and Approvals | 60 | 5 | 300 | 0.5 | 150 | \$55 | \$8,204 |

| Form Number | Document Name | Number of Respondents | Freq. of Resp. | Resp. per Annum | Avg. Burden Hour per Resp. | Annual Burden Hours | Avg. Hourly Wage Per Resp. | Annual Cost |
|---|--|-----------------------|----------------|-----------------|----------------------------|---------------------|----------------------------|--------------------|
| HUD-93479-ORCF | Monthly Report for Establishing Net Income | 60 | 2 | 120 | 1.00 | 120 | \$55 | \$6,563 |
| HUD-93480-ORCF | Schedule of Disbursements | 60 | 12 | 720 | 1.00 | 720 | \$55 | \$39,377 |
| HUD-93481-ORCF | Schedule of Accounts Payable | 60 | 12 | 720 | 1.00 | 720 | \$55 | \$39,377 |
| HUD-93486-ORCF | Computation of Surplus Cash | 70 | 1 | 70 | 0.50 | 35 | \$55 | \$1,914 |
| 241a - Supplemental Loan Documents | | | | | | | | |
| HUD-91116A-ORCF | Supplemental Addendum to Operator Lease | 10 | 0.5 | 5 | 0.50 | 2.5 | \$100 | \$249 |
| HUD-92211A-ORCF | Supplemental Master Lease Addendum | 10 | 0.5 | 5 | 1.00 | 5 | \$100 | \$498 |
| HUD-92323A-ORCF | Supplemental Operator Security Agreement | 10 | 0.5 | 5 | 1.00 | 5 | \$100 | \$498 |
| HUD-92324A-ORCF | Supplemental Operator Assignment of Leases and Rents | 30 | 6.5 | 195 | 1.00 | 195 | \$100 | \$19,422 |
| HUD-92333A-ORCF | Supplemental Master Lease SNDA | 10 | 0.5 | 5 | 0.50 | 2.5 | \$100 | \$249 |
| HUD-92334-ORCF | Supplemental Master Tenant Assignment of Leases and Rents | 30 | 5.83 | 174.9 | 1.00 | 174.9 | \$100 | \$17,420 |
| HUD-92338-ORCF | Supplemental Healthcare Regulatory Agreement – Master Tenant | 10 | 0.5 | 5 | 0.50 | 2.5 | \$100 | \$249 |
| HUD-92340A-ORCF | Supplemental Master Tenant Security Agreement | 10 | 0.5 | 5 | 1.00 | 5 | \$100 | \$498 |
| HUD-92434A-ORCF | Supplemental Lender's Certificate for 241(a) | 10 | 0.5 | 5 | 1.00 | 5 | \$55 | \$273 |
| HUD-92441B-ORCF | Supplemental Building Loan Agreement for 241(a) | 10 | 0.5 | 5 | 1.00 | 5 | \$55 | \$273 |
| HUD-92467-ORCF | Supplemental Healthcare Regulatory Agreement – Borrower | 10 | 0.5 | 5 | 0.50 | 2.5 | \$100 | \$249 |
| HUD-92467A-ORCF | Supplemental Healthcare Regulatory Agreement – Operator | 10 | 0.5 | 5 | 0.50 | 2.5 | \$100 | \$249 |
| HUD-94000A-ORCF | Supplemental Security Instrument/Mortgage/Deed of Trust | 10 | 0.5 | 5 | 0.50 | 2.5 | \$100 | \$249 |
| HUD-94001A-ORCF | Supplemental Healthcare Facility Note | 10 | 0.5 | 5 | 1.00 | 5 | \$55 | \$273 |
| | | 5,451 | 730 | 26,125 | 5.32 | 49,226 | \$68 | \$2,952,596 |