



## Ohio Administrative Code

### Rule 122:29-1-04 Agreements and amendments.

Effective: [May 25, 2026](#)

---

- (A) Following approval and certification of an application in order to be eligible to receive a credit, all applicants will enter into a tax credit agreement with the director setting forth the terms and conditions, in accordance with section 122.09 of the Revised Code and Chapter 122:29 of the Administrative Code. If an applicant does not execute the agreement within ninety days of certification, the applicant is not eligible for receiving initial approval for tax credit and the project will be deemed uncertified.
- (B) The agreement will incorporate the development plan and application materials and will set the potential total amount of tax credit and proportion of the total tax credit allocated to each property owner, if more than one property owner is included in the application as certified by the director.
- (C) The agreement may be amended prior to the completion date to reflect minor changes to the project scope as described in the development plan and application materials or changes in property owners. The director may consider material change requests to amend the scope of the project on a case-by-case basis. The director may only approve a material change amendment request if a project, as requested to be amended, would remain a transformational mixed use development and a rescoring of the project against other applicants within the project's application round would still result in the project scoring high enough to receive certification and preliminary approval of a tax credit. A material change request is to include an updated analysis of the economic impacts associated with the project as proposed.