



## Ohio Revised Code

### Section 135.70 Homeownership savings linked deposit program definitions.

Effective: October 3, 2023

Legislation: House Bill 33

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As used in sections 135.70 to 135.71 of the Revised Code:

- (A) "Closing costs" means a disbursement listed on a closing disclosure for the purchase of a home by an eligible participant.
- (B) "Closing disclosure" means the statement of receipts and disbursements for a transaction related to real estate, including a statement prescribed under the Real Estate Settlement Procedures Act of 1974, 12 U.S.C. 2601 et seq., as amended, and the regulations thereunder.
- (C) "Discount interest rate" means an interest rate below the prevailing interest rate that the treasurer of state determines eligible savings institutions are willing to pay to hold linked deposits.
- (D) "Eligible credit union" has the same meaning as in section 135.62 of the Revised Code.
- (E) "Eligible home costs" means the down payment and closing costs for the purchase of a home by an eligible participant, or the transfer of funds from one homeownership savings account to another homeownership savings account at a different eligible savings institution.
- (F) "Eligible participant" means an individual who has met all of the requirements necessary to participate in the specific linked deposit program for they have applied.
- (G) "Eligible program costs" means costs corresponding to the purpose of the eligible linked deposit program.
- (H) "Eligible savings institution" means a financial institution that:
- (1) Offers accounts to residents of this state to save for the purposes related to the applicable linked deposit program;



(2) Agrees to participate in the applicable linked deposit program;

(3) Is a public depository of state funds, or an eligible credit union designated under division (A) of section 135.12 of the Revised Code.

(I) "Home" means a dwelling in this state to be owned and occupied as a single-family primary residence by an eligible participant. "Home" includes a house, condo, unit in a multiple-unit dwelling, manufactured home or mobile home taxed as real property pursuant to division (B) of section 4503.06 of the Revised Code, or any other building with a residential classification, as allowed by the treasurer of state, and includes so much of the land surrounding the dwelling as is reasonably necessary for the use of the dwelling as a residence, as determined by the treasurer of state.

(J) "Homeownership savings account" means a linked deposit savings account opened exclusively for the purpose of paying eligible home costs and in compliance with the requirements of section 135.71 of the Revised Code.

(K) "Linked deposit" means a certificate of deposit, share certificate, other financial institution instrument, or portion of an existing deposit of interim funds made in accordance with section 135.09 of the Revised Code that is placed, purchased, or designated by the treasurer of state with an eligible savings institution; provided the institution agrees to pay the premium savings rate to approved eligible participants, in accordance with the deposit agreement required by section 135.703 of the Revised Code.

(L) "Linked deposit program" means a program authorized under section 135.61 and sections 135.70 to 135.71 of the Revised Code and established by the treasurer of state pursuant to those sections.

(M) "Linked deposit savings account" means an interest-bearing account that is opened by an eligible participant at an eligible savings institution exclusively for the purpose of the applicable linked deposit program.

(N) "Manufactured home" has the same meaning as in section 3781.06 of the Revised Code.



(O) "Mobile home" has the same meaning as in section 4501.01 of the Revised Code.

(P) "Other financial institution instrument" means a product that otherwise would pay the prevailing interest rate approved by the treasurer of state, for the purpose of providing eligible participants with the benefits of the applicable linked deposit program, and in accordance with the deposit agreement under section 135.703 of the Revised Code.

(Q) "Premium savings rate" means a rate, established under section 135.704 of the Revised Code, that reflects the percentage rate increase above the present savings rate, as determined by the eligible savings institution, applicable to each eligible participant.

(R) "Prevailing interest rate" means a current market interest rate selected by the treasurer of state that eligible savings institutions are willing to pay to hold deposits of the treasurer of state.

(S) "Program period" means five years from the date the eligible participant opens a linked deposit savings account with the eligible savings institution.

(T) "Treasurer of state's assessment rate" has the same meaning as in section 135.62 of the Revised Code.