



CLIENT  
ALERT



HOUSING

**KUTAKROCK**  
ATTORNEYS AT LAW | KUTAKROCK.COM

April 1, 2025

## Services

[Housing](#)

[Public Finance](#)

### Housing Finance Agency Group

[John Wagner](#)

402.231.8811

[Michelle Adams](#)

402.222.4646

[Adam Baird](#)

509.343.4473

[Jeffrey Blumenfeld](#)

215.299.4317

[Mitchell Bragin](#)

202.828.8450

[Larry Carlile](#)

303.292.7783

[Sisera Daniel](#)

202.828.2327

[Robert Henderson](#)

402.231.8934

[Karilyn Kober](#)

402.231.8770

[Steve Likes](#)

402.661.8648

[Erika Lynch](#)

402.231.8722

[Fred Marienthal](#)

303.292.7817

[John McGill](#)

402.231.8974

[Drew Page](#)

402.661.8631

[Patti Peterson](#)

402.231.8785

[Leslie Powell](#)

402.222.4639

[Dawn Roth](#)

402.231.8772

[Gordon Wilbourn](#)

501.975.3101

## 2025 MRB/MCC Safe Harbor Income Limits Released By HUD

HUD has released its [Income Limits for 2025](#).

These HUD income numbers are also the IRS's safe harbor income limit guidance for single family mortgage revenue bonds (MRBs) and mortgage credit certificates (MCCs). **(The MRB/ MCC income limit for a jurisdiction is two times the applicable HUD "very low income" limit number.)** Every year the IRS area median income is either the current HUD publication of area median incomes or the previous year HUD publication of area median incomes. The choice of the applicable area median income numbers to be applied in a particular year is at the option of the issuer of the MRBs or the sponsor of the MCC program, and with respect to any county/MSA can be the greater of the state median income number or the local county/MSA income number. The income test is applied at the time that the mortgage loan or the MCC is committed to the mortgagor. Furthermore, as a transition rule, for 90 days following HUD's publication of new median income tables, the issuer has the option of using the HUD median income table from two years prior.

With respect to the high housing cost calculation of Section 143(f)(5) of the Internal Revenue Code, the issuer must use the HUD income limits from the same year for all purposes under Section 143. The high housing cost calculation does not permit an issuer to use purchase price numbers from one year and income numbers from another year. Therefore, once the IRS has published its annual Revenue Ruling with the new average purchase prices, an issuer computing high housing cost calculations for 2025 using 2025 income limits must use the 2025 national purchase price and the 2025 average area purchase price. An issuer cannot use 2024 income limits and 2025 purchase price limits to calculate the 2025 high housing cost limits. However, by virtue of the ability to use the 2024 income limits, an issuer can still use the 2024 high housing cost limits so long as those calculations use the 2024 income and purchase price limits.

Note that these income limit determinations apply only to single family MRBs and MCCs. For multifamily bonds under Section 142(d), the income of tenants must be determined annually and apply the most recent HUD median income table.

If you have any questions, please contact one of the attorneys listed on the left in Kutak Rock's [Housing Finance Agency Practice Group](#). You may also visit us at [www.KutakRock.com](http://www.KutakRock.com).

This Client Alert is a publication of Kutak Rock LLP. This publication is intended to notify our clients and friends of current events and provide general information about housing finance issues. This Client Alert is not intended, nor should it be used, as specific legal advice, and it does not create an attorney-client relationship. This communication could be considered advertising in some jurisdictions. The choice of a lawyer is an important decision and should not be based solely upon advertisements.

