

THDA LENDER NOTICE: #2024-33

October 25, 2024

SUBJECT: Selling Agent Commission Update

THDA is rescinding [Lender Notice #2024-26](#).

THDA's Down Payment Assistance (DPA) is to be used for the borrower's downpayment and closing costs. If there are any excess funds after downpayment and closing costs are paid the remainder may be applied towards the negotiated Selling Agent/Broker's real estate commissions.

As a reminder, a fully executed, unexpired purchase agreement which includes all addendums must be provided to THDA with the Underwriting Package. The following documents must also be included:

- Exclusive Buyer Representation Agreement (RF142)
- Confirmation of Agency Status (RF302)
- Compensation Agreement Between Listing and Selling Broker (RF702) (only needed if information is not provided within the sales contract)

Compensation for both the Selling Agent/Broker and the Listing Agent/Broke should be clearly identified in the documentation provided to THDA.

For additional information regarding the NAR Settlement, please visit the National Association of Realtors® website: <https://www.nar.realtor/the-facts/nar-settlement-faqs>

Access THDA's rates any time at <https://thda.org/homeownership-partners/lenders>.

Thank you for your continued support and participation in THDA mortgage loan programs.