

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: In the nature of a substitute.

**IN THE SENATE OF THE UNITED STATES—115th Cong., 2d Sess.**

(no.) \_\_\_\_\_

(title) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended  
to be proposed by \_\_\_\_\_

Viz:

1 Strike all after the enacting clause and insert the fol-

2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “End the Shutdown

5 and Secure the Border Act”.

6 **SEC. 2. TABLE OF CONTENTS.**

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. References.
- Sec. 4. Explanatory statement.
- Sec. 5. Statement of appropriations.
- Sec. 6. Availability of funds.

DIVISION A—AGRICULTURE, RURAL DEVELOPMENT, FOOD AND  
DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019

Title I—Agricultural Programs

## 2

Title II—Farm Production and Conservation Programs  
Title III—Rural Development Programs  
Title IV—Domestic Food Programs  
Title V—Foreign Assistance and Related Programs  
Title VI—Related Agency and Food and Drug Administration  
Title VII—General Provisions

DIVISION B—COMMERCE, JUSTICE, SCIENCE, AND RELATED  
AGENCIES APPROPRIATIONS ACT, 2019

Title I—Department of Commerce  
Title II—Department of Justice  
Title III—Science  
Title IV—Related Agencies  
Title V—General Provisions

DIVISION C—FINANCIAL SERVICES AND GENERAL GOVERNMENT  
APPROPRIATIONS ACT, 2019

Title I—Department of the Treasury  
Title II—Executive Office of the President and Funds Appropriated to the  
President  
Title III—The Judiciary  
Title IV—District of Columbia  
Title V—Independent Agencies  
Title VI—General Provisions—This Act  
Title VII—General Provisions—Government-wide  
Title VIII—General Provisions—District of Columbia

DIVISION D—DEPARTMENT OF HOMELAND SECURITY  
APPROPRIATIONS ACT, 2019

Title I—Departmental Management, Operations, Intelligence, and Oversight  
Title II—Security, Enforcement, and Investigations  
Title III—Protection, Preparedness, Response, and Recovery  
Title IV—Research, Development, Training, and Services  
Title V—General Provisions

DIVISION E—DEPARTMENT OF THE INTERIOR, ENVIRONMENT,  
AND RELATED AGENCIES APPROPRIATIONS ACT, 2019

Title I—Department of the Interior  
Title II—Environmental Protection Agency  
Title III—Related Agencies  
Title IV—General Provisions

DIVISION F—DEPARTMENT OF STATE, FOREIGN OPERATIONS,  
AND RELATED PROGRAMS APPROPRIATIONS ACT, 2019

Title I—Department of State and Related Agency  
Title II—United States Agency for International Development  
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Title IV—International Security Assistance  
Title V—Multilateral Assistance  
Title VI—Export and Investment Assistance  
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Title VIII—Overseas Contingency Operations/Global War on Terrorism

DIVISION G—TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019

Title I—Department of Transportation

Title II—Department of Housing and Urban Development

Title III—Related Agencies

Title IV—General Provisions—This Act

DIVISION H—ADDITIONAL SUPPLEMENTAL APPROPRIATIONS FOR DISASTER RELIEF, 2019

DIVISION I—EXTENSIONS, TECHNICAL CORRECTIONS, AND OTHER MATTERS

Title I—Immigration Extensions

Title II—Pesticide Registration Improvement Act Extension

Title III—Violence Against Women Act Extension

Title IV—Pandemic and All-Hazards Preparedness Extensions

Title V—Temporary Assistance for Needy Families Program Extension

Title VI—Technical Corrections

Title VII—Harbor Maintenance Trust Fund

Title VIII—Consumer Financial Protection Bureau Inspector General Reform

Title IX—Budgetary Effects

DIVISION J—VULNERABLE IMMIGRANTS PROTECTION AND SECURITY ACT

DIVISION K—PROVISIONAL PROTECTED PRESENCE FOR CERTAIN ALIENS IN THE UNITED STATES WHO PREVIOUSLY RECEIVED TEMPORARY PROTECTED STATUS

DIVISION L—PROTECTION OF CENTRAL AMERICAN MINORS

**1 SEC. 3. REFERENCES TO ACT.**

2 Except as expressly provided otherwise, any reference  
3 to “this Act” contained in any division of this Act shall  
4 be treated as referring only to the provisions of that divi-  
5 sion.

**6 SEC. 4. EXPLANATORY STATEMENT.**

7 The explanatory statement regarding this Act, print-  
8 ed in the Congressional Record on or about January 22,  
9 2019, and submitted by the Chairman of the Committee  
10 on Appropriations, shall have the same effect with respect

1 **DIVISION G—TRANSPORTATION, HOUSING**  
2 **AND URBAN DEVELOPMENT, AND RE-**  
3 **LATED AGENCIES APPROPRIATIONS**  
4 **ACT, 2019**

5 TITLE I

6 DEPARTMENT OF TRANSPORTATION

7 OFFICE OF THE SECRETARY

8 SALARIES AND EXPENSES

9 For necessary expenses of the Office of the Secretary,  
10 \$113,910,000, of which not to exceed \$3,065,000 shall be  
11 available for the immediate Office of the Secretary; not  
12 to exceed \$1,000,000 shall be available for the immediate  
13 Office of the Deputy Secretary; not to exceed \$20,428,000  
14 shall be available for the Office of the General Counsel;  
15 not to exceed \$10,331,000 shall be available for the Office  
16 of the Under Secretary of Transportation for Policy; not  
17 to exceed \$14,300,000 shall be available for the Office of  
18 the Assistant Secretary for Budget and Programs; not to  
19 exceed \$2,546,000 shall be available for the Office of the  
20 Assistant Secretary for Governmental Affairs; not to ex-  
21 ceed \$29,244,000 shall be available for the Office of the  
22 Assistant Secretary for Administration; not to exceed  
23 \$2,142,000 shall be available for the Office of Public Af-  
24 fairs; not to exceed \$1,859,000 shall be available for the  
25 Office of the Executive Secretariat; not to exceed

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1 TITLE II  
2 DEPARTMENT OF HOUSING AND URBAN  
3 DEVELOPMENT  
4 MANAGEMENT AND ADMINISTRATION  
5 EXECUTIVE OFFICES

6 For necessary salaries and expenses for Executive Of-  
7 fices, which shall be comprised of the offices of the Sec-  
8 retary, Deputy Secretary, Adjudicatory Services, Congres-  
9 sional and Intergovernmental Relations, Public Affairs,  
10 Small and Disadvantaged Business Utilization, and the  
11 Center for Faith-Based and Neighborhood Partnerships,  
12 \$14,900,000, to remain available until September 30,  
13 2020: *Provided*, That not to exceed \$25,000 of the amount  
14 made available under this heading shall be available to the  
15 Secretary for official reception and representation ex-  
16 penses as the Secretary may determine.

17 ADMINISTRATIVE SUPPORT OFFICES

18 For necessary salaries and expenses for Administra-  
19 tive Support Offices, \$541,500,000, to remain available  
20 until September 30, 2020, of which \$70,400,000 shall be  
21 available for the Office of the Chief Financial Officer, (and  
22 of which \$20,000,000, to remain available until September  
23 30, 2021, shall be for the financial transformation initia-  
24 tive); \$97,800,000 shall be available for the Office of the  
25 General Counsel, of which not less than \$15,000,000 shall

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1 be for the Departmental Enforcement Center;  
2 \$206,300,000 shall be available for the Office of Adminis-  
3 tration; \$40,400,000 shall be available for the Office of  
4 the Chief Human Capital Officer; \$54,300,000 shall be  
5 available for the Office of Field Policy and Management;  
6 \$19,100,000 shall be available for the Office of the Chief  
7 Procurement Officer; \$3,800,000 shall be available for the  
8 Office of Departmental Equal Employment Opportunity;  
9 \$4,700,000 shall be available for the Office of Business  
10 Transformation; and \$44,700,000 shall be available for  
11 the Office of the Chief Information Officer: *Provided*, That  
12 funds provided under this heading may be used for nec-  
13 essary administrative and non-administrative expenses of  
14 the Department of Housing and Urban Development, not  
15 otherwise provided for, including purchase of uniforms, or  
16 allowances therefor, as authorized by 5 U.S.C. 5901–  
17 5902; hire of passenger motor vehicles; and services as au-  
18 thorized by 5 U.S.C. 3109: *Provided further*, That not-  
19 withstanding any other provision of law, funds appro-  
20 priated under this heading may be used for advertising  
21 and promotional activities that directly support program  
22 activities funded in this title: *Provided further*, That the  
23 Secretary shall provide the House and Senate Committees  
24 on Appropriations quarterly written notification regarding  
25 the status of pending congressional reports: *Provided fur-*

1 *ther*, That the Secretary shall provide in electronic form  
2 all signed reports required by Congress: *Provided further*,  
3 That not more than 10 percent of the funds made avail-  
4 able under this heading for the Office of Chief Financial  
5 Officer for the financial transformation initiative may be  
6 obligated until the Secretary submits to the House and  
7 Senate Committees on Appropriations, for approval, a  
8 plan for expenditure that includes the financial and inter-  
9 nal control capabilities to be delivered and the mission  
10 benefits to be realized, key milestones to be met, and the  
11 relationship between the proposed use of funds made avail-  
12 able under this heading and the projected total cost and  
13 scope of the initiative.

14           PROGRAM OFFICE SALARIES AND EXPENSES

15                   PUBLIC AND INDIAN HOUSING

16           For necessary salaries and expenses of the Office of  
17 Public and Indian Housing, \$219,800,000, to remain  
18 available until September 30, 2020.

19                   COMMUNITY PLANNING AND DEVELOPMENT

20           For necessary salaries and expenses of the Office of  
21 Community Planning and Development, \$112,344,000, to  
22 remain available until September 30, 2020.

23                   HOUSING

24           For necessary salaries and expenses of the Office of  
25 Housing, \$382,500,000, to remain available until Sep-

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1 tember 30, 2020, of which not less than \$12,000,000 shall  
2 be for the Office of Recapitalization.

3 POLICY DEVELOPMENT AND RESEARCH

4 For necessary salaries and expenses of the Office of  
5 Policy Development and Research, \$26,000,000, to re-  
6 main available until September 30, 2020.

7 FAIR HOUSING AND EQUAL OPPORTUNITY

8 For necessary salaries and expenses of the Office of  
9 Fair Housing and Equal Opportunity, \$72,900,000, to re-  
10 main available until September 30, 2020.

11 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

12 HOMES

13 For necessary salaries and expenses of the Office of  
14 Lead Hazard Control and Healthy Homes, \$8,600,000, to  
15 remain available until September 30, 2020.

16 WORKING CAPITAL FUND

17 (INCLUDING TRANSFER OF FUNDS)

18 For the working capital fund for the Department of  
19 Housing and Urban Development (referred to in this para-  
20 graph as the “Fund”), pursuant, in part, to section 7(f)  
21 of the Department of Housing and Urban Development  
22 Act (42 U.S.C. 3535(f)), amounts transferred, including  
23 reimbursements pursuant to section 7(f), to the Fund  
24 under this heading shall be available for Federal shared  
25 services used by offices and agencies of the Department,



1 and for such portion of any office or agency's printing,  
2 records management, space renovation, furniture, or sup-  
3 ply services as the Secretary determines shall be derived  
4 from centralized sources made available by the Depart-  
5 ment to all offices and agencies and funded through the  
6 Fund: *Provided*, That of the amounts made available in  
7 this title for salaries and expenses under the headings  
8 "Executive Offices", "Administrative Support Offices",  
9 "Program Office Salaries and Expenses", and "Govern-  
10 ment National Mortgage Association", the Secretary shall  
11 transfer to the Fund such amounts, to remain available  
12 until expended, as are necessary to fund services, specified  
13 in the matter preceding the first proviso, for which the  
14 appropriation would otherwise have been available, and  
15 may transfer not to exceed an additional \$5,000,000, in  
16 aggregate, from all such appropriations, to be merged with  
17 the Fund and to remain available until expended for any  
18 purpose under this heading: *Provided further*, That  
19 amounts in the Fund shall be the only amounts available  
20 to each office or agency of the Department for the serv-  
21 ices, or portion of services, specified in the matter pre-  
22 ceding the first proviso: *Provided further*, That with re-  
23 spect to the Fund, the authorities and conditions under  
24 this heading shall supplement the authorities and condi-  
25 tions provided under section 7(f).

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## 1 PUBLIC AND INDIAN HOUSING

## 2 TENANT-BASED RENTAL ASSISTANCE

3 For activities and assistance for the provision of ten-  
4 ant-based rental assistance authorized under the United  
5 States Housing Act of 1937, as amended (42 U.S.C. 1437  
6 et seq.) (“the Act” herein), not otherwise provided for,  
7 \$18,598,000,000, to remain available until expended, shall  
8 be available on October 1, 2018 (in addition to the  
9 \$4,000,000,000 previously appropriated under this head-  
10 ing that shall be available on October 1, 2018), and  
11 \$4,000,000,000, to remain available until expended, shall  
12 be available on October 1, 2019: *Provided*, That the  
13 amounts made available under this heading are provided  
14 as follows:

15 (1) \$20,313,000,000 shall be available for re-  
16 newals of expiring section 8 tenant-based annual  
17 contributions contracts (including renewals of en-  
18 hanced vouchers under any provision of law author-  
19 izing such assistance under section 8(t) of the Act)  
20 and including renewal of other special purpose incre-  
21 mental vouchers: *Provided*, That notwithstanding  
22 any other provision of law, from amounts provided  
23 under this paragraph and any carryover, the Sec-  
24 retary for the calendar year 2019 funding cycle shall  
25 provide renewal funding for each public housing

1 agency based on validated voucher management sys-  
2 tem (VMS) leasing and cost data for the prior cal-  
3 endar year and by applying an inflation factor as es-  
4 tablished by the Secretary, by notice published in  
5 the Federal Register, and by making any necessary  
6 adjustments for the costs associated with the first-  
7 time renewal of vouchers under this paragraph in-  
8 cluding tenant protection and Choice Neighborhoods  
9 vouchers: *Provided further*, That none of the funds  
10 provided under this paragraph may be used to fund  
11 a total number of unit months under lease which ex-  
12 ceeds a public housing agency's authorized level of  
13 units under contract, except for public housing agen-  
14 cies participating in the MTW demonstration, which  
15 are instead governed by the terms and conditions of  
16 their MTW agreements: *Provided further*, That the  
17 Secretary shall, to the extent necessary to stay with-  
18 in the amount specified under this paragraph (ex-  
19 cept as otherwise modified under this paragraph),  
20 prorate each public housing agency's allocation oth-  
21 erwise established pursuant to this paragraph: *Pro-*  
22 *vided further*, That except as provided in the fol-  
23 lowing provisos, the entire amount specified under  
24 this paragraph (except as otherwise modified under  
25 this paragraph) shall be obligated to the public hous-

1       ing agencies based on the allocation and pro rata  
2       method described above, and the Secretary shall no-  
3       tify public housing agencies of their annual budget  
4       by the latter of 60 days after enactment of this Act  
5       or March 1, 2019: *Provided further*, That the Sec-  
6       retary may extend the notification period with the  
7       prior written approval of the House and Senate  
8       Committees on Appropriations: *Provided further*,  
9       That public housing agencies participating in the  
10      MTW demonstration shall be funded pursuant to  
11      their MTW agreements and shall be subject to the  
12      same pro rata adjustments under the previous pro-  
13      visos: *Provided further*, That the Secretary may off-  
14      set public housing agencies' calendar year 2019 allo-  
15      cations based on the excess amounts of public hous-  
16      ing agencies' net restricted assets accounts, includ-  
17      ing HUD-held programmatic reserves (in accordance  
18      with VMS data in calendar year 2018 that is  
19      verifiable and complete), as determined by the Sec-  
20      retary: *Provided further*, That public housing agen-  
21      cies participating in the MTW demonstration shall  
22      also be subject to the offset, as determined by the  
23      Secretary, excluding amounts subject to the single  
24      fund budget authority provisions of their MTW  
25      agreements, from the agencies' calendar year 2019

1 MTW funding allocation: *Provided further*, That the  
2 Secretary shall use any offset referred to in the pre-  
3 vious two provisos throughout the calendar year to  
4 prevent the termination of rental assistance for fam-  
5 ilies as the result of insufficient funding, as deter-  
6 mined by the Secretary, and to avoid or reduce the  
7 proration of renewal funding allocations: *Provided*  
8 *further*, That up to \$100,000,000 shall be available  
9 only: (1) for adjustments in the allocations for public  
10 housing agencies, after application for an adjust-  
11 ment by a public housing agency that experienced a  
12 significant increase, as determined by the Secretary,  
13 in renewal costs of vouchers resulting from unfore-  
14 seen circumstances or from portability under section  
15 8(r) of the Act; (2) for vouchers that were not in use  
16 during the previous 12-month period in order to be  
17 available to meet a commitment pursuant to section  
18 8(o)(13) of the Act; (3) for adjustments for costs as-  
19 sociated with HUD–Veterans Affairs Supportive  
20 Housing (HUD–VASH) vouchers; and (4) for public  
21 housing agencies that despite taking reasonable cost  
22 savings measures, as determined by the Secretary,  
23 would otherwise be required to terminate rental as-  
24 sistance for families as a result of insufficient fund-  
25 ing: *Provided further*, That the Secretary shall allo-

1       cate amounts under the previous proviso based on  
2       need, as determined by the Secretary;

3           (2) \$85,000,000 shall be for section 8 rental as-  
4       sistance for relocation and replacement of housing  
5       units that are demolished or disposed of pursuant to  
6       section 18 of the Act, conversion of section 23  
7       projects to assistance under section 8, the family  
8       unification program under section 8(x) of the Act,  
9       relocation of witnesses in connection with efforts to  
10      combat crime in public and assisted housing pursu-  
11      ant to a request from a law enforcement or prosecu-  
12      tion agency, enhanced vouchers under any provision  
13      of law authorizing such assistance under section 8(t)  
14      of the Act, Choice Neighborhood vouchers, manda-  
15      tory and voluntary conversions, and tenant protec-  
16      tion assistance including replacement and relocation  
17      assistance or for project-based assistance to prevent  
18      the displacement of unassisted elderly tenants cur-  
19      rently residing in section 202 properties financed be-  
20      tween 1959 and 1974 that are refinanced pursuant  
21      to Public Law 106–569, as amended, or under the  
22      authority as provided under this Act: *Provided*, That  
23      when a public housing development is submitted for  
24      demolition or disposition under section 18 of the  
25      Act, the Secretary may provide section 8 rental as-

1       sistance when the units pose an imminent health  
2       and safety risk to residents: *Provided further*, That  
3       the Secretary may only provide replacement vouch-  
4       ers for units that were occupied within the previous  
5       24 months that cease to be available as assisted  
6       housing, subject only to the availability of funds:  
7       *Provided further*, That of the amounts made avail-  
8       able under this paragraph, \$5,000,000 may be avail-  
9       able to provide tenant protection assistance, not oth-  
10      erwise provided under this paragraph, to residents  
11      residing in low vacancy areas and who may have to  
12      pay rents greater than 30 percent of household in-  
13      come, as the result of: (A) the maturity of a HUD-  
14      insured, HUD-held or section 202 loan that requires  
15      the permission of the Secretary prior to loan prepay-  
16      ment; (B) the expiration of a rental assistance con-  
17      tract for which the tenants are not eligible for en-  
18      hanced voucher or tenant protection assistance  
19      under existing law; or (C) the expiration of afford-  
20      ability restrictions accompanying a mortgage or  
21      preservation program administered by the Secretary:  
22      *Provided further*, That such tenant protection assist-  
23      ance made available under the previous proviso may  
24      be provided under the authority of section 8(t) or  
25      section 8(o)(13) of the United States Housing Act

1 of 1937 (42 U.S.C. 1437f(t)): *Provided further*, That  
2 the Secretary shall issue guidance to implement the  
3 previous provisos, including, but not limited to, re-  
4 quirements for defining eligible at-risk households  
5 within 60 days of the enactment of this Act: *Pro-*  
6 *vided further*, That any tenant protection voucher  
7 made available from amounts under this paragraph  
8 shall not be reissued by any public housing agency,  
9 except the replacement vouchers as defined by the  
10 Secretary by notice, when the initial family that re-  
11 ceived any such voucher no longer receives such  
12 voucher, and the authority for any public housing  
13 agency to issue any such voucher shall cease to exist:  
14 *Provided further*, That the Secretary may provide  
15 section 8 rental assistance from amounts made  
16 available under this paragraph for units assisted  
17 under a project-based subsidy contract funded under  
18 the “Project-Based Rental Assistance” heading  
19 under this title where the owner has received a No-  
20 tice of Default and the units pose an imminent  
21 health and safety risk to residents: *Provided further*,  
22 That to the extent that the Secretary determines  
23 that such units are not feasible for continued rental  
24 assistance payments or transfer of the subsidy con-  
25 tract associated with such units to another project



1 or projects and owner or owners, any remaining  
2 amounts associated with such units under such con-  
3 tract shall be recaptured and used to reimburse  
4 amounts used under this paragraph for rental assist-  
5 ance under the preceding proviso;

6 (3) \$1,886,000,000 shall be for administrative  
7 and other expenses of public housing agencies in ad-  
8 ministering the section 8 tenant-based rental assist-  
9 ance program, of which up to \$30,000,000 shall be  
10 available to the Secretary to allocate to public hous-  
11 ing agencies that need additional funds to admin-  
12 ister their section 8 programs, including fees associ-  
13 ated with section 8 tenant protection rental assist-  
14 ance, the administration of disaster related vouchers,  
15 HUD-VASH vouchers, and other special purpose in-  
16 cremental vouchers: *Provided*, That no less than  
17 \$1,856,000,000 of the amount provided in this para-  
18 graph shall be allocated to public housing agencies  
19 for the calendar year 2019 funding cycle based on  
20 section 8(q) of the Act (and related Appropriation  
21 Act provisions) as in effect immediately before the  
22 enactment of the Quality Housing and Work Re-  
23 sponsibility Act of 1998 (Public Law 105–276): *Pro-*  
24 *vided further*, That if the amounts made available  
25 under this paragraph are insufficient to pay the

1 amounts determined under the previous proviso, the  
2 Secretary may decrease the amounts allocated to  
3 agencies by a uniform percentage applicable to all  
4 agencies receiving funding under this paragraph or  
5 may, to the extent necessary to provide full payment  
6 of amounts determined under the previous proviso,  
7 utilize unobligated balances, including recaptures  
8 and carryovers, remaining from funds appropriated  
9 to the Department of Housing and Urban Develop-  
10 ment under this heading from prior fiscal years, ex-  
11 cluding special purpose vouchers, notwithstanding  
12 the purposes for which such amounts were appro-  
13 priated: *Provided further*, That all public housing  
14 agencies participating in the MTW demonstration  
15 shall be funded pursuant to their MTW agreements,  
16 and shall be subject to the same uniform percentage  
17 decrease as under the previous proviso: *Provided fur-*  
18 *ther*, That amounts provided under this paragraph  
19 shall be only for activities related to the provision of  
20 tenant-based rental assistance authorized under sec-  
21 tion 8, including related development activities;

22 (4) \$225,000,000 for the renewal of tenant-  
23 based assistance contracts under section 811 of the  
24 Cranston-Gonzalez National Affordable Housing Act  
25 (42 U.S.C. 8013), including necessary administra-

1        tive expenses: *Provided*, That administrative and  
2        other expenses of public housing agencies in admin-  
3        istering the special purpose vouchers in this para-  
4        graph shall be funded under the same terms and be  
5        subject to the same pro rata reduction as the per-  
6        cent decrease for administrative and other expenses  
7        to public housing agencies under paragraph (3) of  
8        this heading: *Provided further*, That any amounts  
9        provided under this paragraph in this Act or prior  
10       Acts, remaining available after funding renewals and  
11       administrative expenses under this paragraph, shall  
12       be available only for incremental tenant-based rental  
13       assistance contracts under such section 811 for non-  
14       elderly persons with disabilities, including necessary  
15       administrative expenses: *Provided further*, That upon  
16       turnover, section 811 special purpose vouchers fund-  
17       ed under this heading in this or prior Acts, or under  
18       any other heading in prior Acts, shall be provided to  
19       non-elderly persons with disabilities;

20                (5) \$4,000,000 shall be for rental assistance  
21        and associated administrative fees for Tribal HUD-  
22        VASH to serve Native American veterans that are  
23        homeless or at-risk of homelessness living on or near  
24        a reservation or other Indian areas: *Provided*, That  
25        such amount shall be made available for renewal

1 grants to recipients that received assistance under  
2 prior Acts under the Tribal HUD–VASH program:  
3 *Provided further*, That the Secretary shall be author-  
4 ized to specify criteria for renewal grants, including  
5 data on the utilization of assistance reported by  
6 grant recipients: *Provided further*, That such assist-  
7 ance shall be administered in accordance with pro-  
8 gram requirements under the Native American  
9 Housing Assistance and Self-Determination Act of  
10 1996 and modeled after the HUD–VASH program:  
11 *Provided further*, That the Secretary shall be author-  
12 ized to waive, or specify alternative requirements for  
13 any provision of any statute or regulation that the  
14 Secretary administers in connection with the use of  
15 funds made available under this paragraph (except  
16 for requirements related to fair housing, non-  
17 discrimination, labor standards, and the environ-  
18 ment), upon a finding by the Secretary that any  
19 such waivers or alternative requirements are nec-  
20 essary for the effective delivery and administration  
21 of such assistance: *Provided further*, That grant re-  
22 cipients shall report to the Secretary on utilization  
23 of such rental assistance and other program data, as  
24 prescribed by the Secretary: *Provided further*, That  
25 the Secretary may reallocate, as determined by the

1 Secretary, amounts returned or recaptured from  
2 awards under prior acts;

3 (6) \$40,000,000 for incremental rental voucher  
4 assistance for use through a supported housing pro-  
5 gram administered in conjunction with the Depart-  
6 ment of Veterans Affairs as authorized under section  
7 8(o)(19) of the United States Housing Act of 1937:  
8 *Provided*, That the Secretary of Housing and Urban  
9 Development shall make such funding available, not-  
10 withstanding section 203 (competition provision) of  
11 this title, to public housing agencies that partner  
12 with eligible VA Medical Centers or other entities as  
13 designated by the Secretary of the Department of  
14 Veterans Affairs, based on geographical need for  
15 such assistance as identified by the Secretary of the  
16 Department of Veterans Affairs, public housing  
17 agency administrative performance, and other fac-  
18 tors as specified by the Secretary of Housing and  
19 Urban Development in consultation with the Sec-  
20 retary of the Department of Veterans Affairs: *Pro-*  
21 *vided further*, That the Secretary of Housing and  
22 Urban Development may waive, or specify alter-  
23 native requirements for (in consultation with the  
24 Secretary of the Department of Veterans Affairs),  
25 any provision of any statute or regulation that the

1 Secretary of Housing and Urban Development ad-  
2 ministers in connection with the use of funds made  
3 available under this paragraph (except for require-  
4 ments related to fair housing, nondiscrimination,  
5 labor standards, and the environment), upon a find-  
6 ing by the Secretary that any such waivers or alter-  
7 native requirements are necessary for the effective  
8 delivery and administration of such voucher assist-  
9 ance: *Provided further*, That assistance made avail-  
10 able under this paragraph shall continue to remain  
11 available for homeless veterans upon turn-over;

12 (7) \$20,000,000 shall be made available for  
13 new incremental voucher assistance through the  
14 family unification program as authorized by section  
15 8(x) of the Act: *Provided*, That the assistance made  
16 available under this paragraph shall continue to re-  
17 main available for family unification upon turnover:  
18 *Provided further*, That for any public housing agency  
19 administering voucher assistance appropriated in a  
20 prior Act under the family unification program that  
21 determines that it no longer has an identified need  
22 for such assistance upon turnover, such agency shall  
23 notify the Secretary, and the Secretary shall recap-  
24 ture such assistance from the agency and reallocate  
25 it to any other public housing agency or agencies

1 based on need for voucher assistance in connection  
2 with such program;

3 (8) \$25,000,000 shall be made available for the  
4 mobility demonstration authorized under section 235  
5 of this title, of which up to \$5,000,000 shall be for  
6 new incremental voucher assistance and the remain-  
7 der of which shall be available to provide mobility-  
8 related services to families with children, including  
9 pre- and post-move counseling and rent deposits,  
10 and to offset the administrative costs of operating  
11 the mobility demonstration: *Provided*, That incre-  
12 mental voucher assistance made available under this  
13 paragraph shall be for families with children partici-  
14 pating in the mobility demonstration and shall con-  
15 tinue to remain available for families with children  
16 upon turnover: *Provided further*, That for any public  
17 housing agency administering voucher assistance  
18 under the mobility demonstration that determines  
19 that it no longer has an identified need for such as-  
20 sistance upon turnover, such agency shall notify the  
21 Secretary, and the Secretary shall recapture such as-  
22 sistance from the agency and reallocate it to any  
23 other public housing agency or agencies based on  
24 need for voucher assistance in connection with such  
25 demonstration; and

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1 (9) the Secretary shall separately track all spe-  
2 cial purpose vouchers funded under this heading.

## 3 HOUSING CERTIFICATE FUND

## 4 (INCLUDING RESCISSIONS)

5 Unobligated balances, including recaptures and car-  
6 ryover, remaining from funds appropriated to the Depart-  
7 ment of Housing and Urban Development under this  
8 heading, the heading “Annual Contributions for Assisted  
9 Housing” and the heading “Project-Based Rental Assist-  
10 ance”, for fiscal year 2019 and prior years may be used  
11 for renewal of or amendments to section 8 project-based  
12 contracts and for performance-based contract administra-  
13 tors, notwithstanding the purposes for which such funds  
14 were appropriated: *Provided*, That any obligated balances  
15 of contract authority from fiscal year 1974 and prior that  
16 have been terminated shall be rescinded: *Provided further*,  
17 That amounts heretofore recaptured, or recaptured during  
18 the current fiscal year, from section 8 project-based con-  
19 tracts from source years fiscal year 1975 through fiscal  
20 year 1987 are hereby rescinded, and an amount of addi-  
21 tional new budget authority, equivalent to the amount re-  
22 scinded is hereby appropriated, to remain available until  
23 expended, for the purposes set forth under this heading,  
24 in addition to amounts otherwise available.



## 1061

## 1 PUBLIC HOUSING CAPITAL FUND

2 For the Public Housing Capital Fund Program to  
3 carry out capital and management activities for public  
4 housing agencies, as authorized under section 9 of the  
5 United States Housing Act of 1937 (42 U.S.C. 1437g)  
6 (the “Act”) \$2,775,000,000, to remain available until  
7 September 30, 2022: *Provided*, That notwithstanding any  
8 other provision of law or regulation, during fiscal year  
9 2019, the Secretary of Housing and Urban Development  
10 may not delegate to any Department official other than  
11 the Deputy Secretary and the Assistant Secretary for  
12 Public and Indian Housing any authority under paragraph  
13 (2) of section 9(j) regarding the extension of the time peri-  
14 ods under such section: *Provided further*, That for pur-  
15 poses of such section 9(j), the term “obligate” means, with  
16 respect to amounts, that the amounts are subject to a  
17 binding agreement that will result in outlays, immediately  
18 or in the future: *Provided further*, That of the total  
19 amount made available under this heading, up to  
20 \$14,000,000 shall be to support ongoing public housing  
21 financial and physical assessment activities: *Provided fur-*  
22 *ther*, That of the total amount made available under this  
23 heading, up to \$1,000,000 shall be to support the costs  
24 of administrative and judicial receiverships: *Provided fur-*  
25 *ther*, That of the total amount provided under this head-

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1 ing, not to exceed \$30,000,000 shall be available for the  
2 Secretary to make grants, notwithstanding section 203 of  
3 this Act, to public housing agencies for emergency capital  
4 needs including safety and security measures necessary to  
5 address crime and drug-related activity as well as needs  
6 resulting from unforeseen or unpreventable emergencies  
7 and natural disasters excluding Presidentially declared  
8 emergencies and natural disasters under the Robert T.  
9 Stafford Disaster Relief and Emergency Act (42 U.S.C.  
10 5121 et seq.) occurring in fiscal year 2019: *Provided fur-*  
11 *ther*, That of the amount made available under the pre-  
12 vious proviso, not less than \$10,000,000 shall be for safety  
13 and security measures: *Provided further*, That in addition  
14 to the amount in the previous proviso for such safety and  
15 security measures, any amounts that remain available,  
16 after all applications received on or before September 30,  
17 2020, for emergency capital needs have been processed,  
18 shall be allocated to public housing agencies for such safe-  
19 ty and security measures: *Provided further*, That of the  
20 total amount provided under this heading, up to  
21 \$35,000,000 shall be for supportive services, service coor-  
22 dinators and congregate services as authorized by section  
23 34 of the Act (42 U.S.C. 1437z-6) and the Native Amer-  
24 ican Housing Assistance and Self-Determination Act of  
25 1996 (25 U.S.C. 4101 et seq.): *Provided further*, That of

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1 the total amount made available under this heading,  
2 \$15,000,000 shall be for a Jobs-Plus initiative modeled  
3 after the Jobs-Plus demonstration: *Provided further*, That  
4 funding provided under the previous proviso shall be avail-  
5 able for competitive grants to partnerships between public  
6 housing authorities, local workforce investment boards es-  
7 tablished under section 107 of the Workforce Innovation  
8 and Opportunity Act of 2014 (29 U.S.C. 3122), and other  
9 agencies and organizations that provide support to help  
10 public housing residents obtain employment and increase  
11 earnings: *Provided further*, That applicants must dem-  
12 onstrate the ability to provide services to residents, part-  
13 ner with workforce investment boards, and leverage service  
14 dollars: *Provided further*, That the Secretary may allow  
15 public housing agencies to request exemptions from rent  
16 and income limitation requirements under sections 3 and  
17 6 of the United States Housing Act of 1937 (42 U.S.C.  
18 1437a and 1437d), as necessary to implement the Jobs-  
19 Plus program, on such terms and conditions as the Sec-  
20 retary may approve upon a finding by the Secretary that  
21 any such waivers or alternative requirements are nec-  
22 essary for the effective implementation of the Jobs-Plus  
23 initiative as a voluntary program for residents: *Provided*  
24 *further*, That the Secretary shall publish by notice in the  
25 Federal Register any waivers or alternative requirements

1 pursuant to the preceding proviso no later than 10 days  
2 before the effective date of such notice: *Provided further*,  
3 That for funds provided under this heading, the limitation  
4 in section 9(g)(1) of the Act shall be 25 percent: *Provided*  
5 *further*, That the Secretary may waive the limitation in  
6 the previous proviso to allow public housing agencies to  
7 fund activities authorized under section 9(e)(1)(C) of the  
8 Act: *Provided further*, That the Secretary shall notify pub-  
9 lic housing agencies requesting waivers under the previous  
10 proviso if the request is approved or denied within 14 days  
11 of submitting the request: *Provided further*, That from the  
12 funds made available under this heading, the Secretary  
13 shall provide bonus awards in fiscal year 2019 to public  
14 housing agencies that are designated high performers:  
15 *Provided further*, That the Department shall notify public  
16 housing agencies of their formula allocation within 60  
17 days of enactment of this Act: *Provided further*, That of  
18 the total amount provided under this heading,  
19 \$25,000,000 shall be available for competitive grants to  
20 public housing agencies to evaluate and reduce lead-based  
21 paint hazards in public housing by carrying out the activi-  
22 ties of risk assessments, abatement, and interim controls  
23 (as those terms are defined in section 1004 of the Residen-  
24 tial Lead-Based Paint Hazard Reduction Act of 1992 (42  
25 U.S.C. 4851b)): *Provided further*, That for purposes of en-

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1 vironmental review, a grant under the previous proviso  
2 shall be considered funds for projects or activities under  
3 title I of the United States Housing Act of 1937 (42  
4 U.S.C. 1437 et seq.) for purposes of section 26 of such  
5 Act (42 U.S.C. 1437x) and shall be subject to the regula-  
6 tions implementing such section.

7 PUBLIC HOUSING OPERATING FUND

8 For 2019 payments to public housing agencies for the  
9 operation and management of public housing, as author-  
10 ized by section 9(e) of the United States Housing Act of  
11 1937 (42 U.S.C. 1437g(e)), \$4,653,116,000, to remain  
12 available until September 30, 2020.

13 CHOICE NEIGHBORHOODS INITIATIVE

14 For competitive grants under the Choice Neighbor-  
15 hoods Initiative (subject to section 24 of the United States  
16 Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise  
17 specified under this heading), for transformation, rehabili-  
18 tation, and replacement housing needs of both public and  
19 HUD-assisted housing and to transform neighborhoods of  
20 poverty into functioning, sustainable mixed income neigh-  
21 borhoods with appropriate services, schools, public assets,  
22 transportation and access to jobs, \$150,000,000, to re-  
23 main available until September 30, 2021: *Provided*, That  
24 grant funds may be used for resident and community serv-  
25 ices, community development, and affordable housing

## 1066

1 needs in the community, and for conversion of vacant or  
2 foreclosed properties to affordable housing: *Provided fur-*  
3 *ther*, That the use of funds made available under this  
4 heading shall not be deemed to be public housing notwith-  
5 standing section 3(b)(1) of such Act: *Provided further*,  
6 That grantees shall commit to an additional period of af-  
7 fordability determined by the Secretary of not fewer than  
8 20 years: *Provided further*, That grantees shall provide a  
9 match in State, local, other Federal or private funds: *Pro-*  
10 *vided further*, That grantees may include local govern-  
11 ments, tribal entities, public housing authorities, and non-  
12 profits: *Provided further*, That for-profit developers may  
13 apply jointly with a public entity: *Provided further*, That  
14 for purposes of environmental review, a grantee shall be  
15 treated as a public housing agency under section 26 of  
16 the United States Housing Act of 1937 (42 U.S.C.  
17 1437x), and grants under this heading shall be subject  
18 to the regulations issued by the Secretary to implement  
19 such section: *Provided further*, That of the amount pro-  
20 vided, not less than \$75,000,000 shall be awarded to pub-  
21 lic housing agencies: *Provided further*, That such grantees  
22 shall create partnerships with other local organizations in-  
23 cluding assisted housing owners, service agencies, and  
24 resident organizations: *Provided further*, That the Sec-  
25 retary shall consult with the Secretaries of Education,

1 Labor, Transportation, Health and Human Services, Agri-  
2 culture, and Commerce, the Attorney General, and the Ad-  
3 ministrator of the Environmental Protection Agency to co-  
4 ordinate and leverage other appropriate Federal resources:  
5 *Provided further*, That no more than \$5,000,000 of funds  
6 made available under this heading may be provided as  
7 grants to undertake comprehensive local planning with  
8 input from residents and the community: *Provided further*,  
9 That unobligated balances, including recaptures, remain-  
10 ing from funds appropriated under the heading “Revital-  
11 ization of Severely Distressed Public Housing (HOPE  
12 VI)” in fiscal year 2011 and prior fiscal years may be used  
13 for purposes under this heading, notwithstanding the pur-  
14 poses for which such amounts were appropriated: *Provided*  
15 *further*, That the Secretary shall issue the Notice of Fund-  
16 ing Availability for funds made available under this head-  
17 ing no later than 60 days after enactment of this Act: *Pro-*  
18 *vided further*, That the Secretary shall make grant awards  
19 no later than one year from the date of enactment of this  
20 Act in such amounts that the Secretary determines: *Pro-*  
21 *vided further*, That notwithstanding section 24(o) of the  
22 United States Housing Act of 1937 (42 U.S.C. 1437v(o)),  
23 the Secretary may, until September 30, 2019, obligate any  
24 available unobligated balances made available under this  
25 heading in this, or any prior Act.

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## 1 FAMILY SELF-SUFFICIENCY

2 For the Family Self-Sufficiency program to support  
3 family self-sufficiency coordinators under section 23 of the  
4 United States Housing Act of 1937, to promote the devel-  
5 opment of local strategies to coordinate the use of assist-  
6 ance under sections 8(o) and 9 of such Act with public  
7 and private resources, and enable eligible families to  
8 achieve economic independence and self-sufficiency,  
9 \$80,000,000, to remain available until September 30,  
10 2020: *Provided*, That the Secretary may, by Federal Reg-  
11 istry notice, waive or specify alternative requirements  
12 under subsections b(3), b(4), b(5), or c(1) of section 23  
13 of such Act in order to facilitate the operation of a unified  
14 self-sufficiency program for individuals receiving assist-  
15 ance under different provisions of the Act, as determined  
16 by the Secretary: *Provided further*, That owners of a pri-  
17 vately owned multifamily property with a section 8 con-  
18 tract may voluntarily make a Family Self-Sufficiency pro-  
19 gram available to the assisted tenants of such property  
20 in accordance with procedures established by the Sec-  
21 retary: *Provided further*, That such procedures established  
22 pursuant to the previous proviso shall permit participating  
23 tenants to accrue escrow funds in accordance with section  
24 23(d)(2) and shall allow owners to use funding from resid-



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1 ual receipt accounts to hire coordinators for their own  
2 Family Self-Sufficiency program.

3 NATIVE AMERICAN HOUSING BLOCK GRANTS

4 (INCLUDING TRANSFER OF FUNDS)

5 For the Native American Housing Block Grants pro-  
6 gram, as authorized under title I of the Native American  
7 Housing Assistance and Self-Determination Act of 1996  
8 (NAHASDA) (25 U.S.C. 4111 et seq.), \$655,000,000, to  
9 remain available until September 30, 2023: *Provided*,  
10 That, notwithstanding NAHASDA, to determine the  
11 amount of the allocation under title I of such Act for each  
12 Indian tribe, the Secretary shall apply the formula under  
13 section 302 of such Act with the need component based  
14 on single-race census data and with the need component  
15 based on multi-race census data, and the amount of the  
16 allocation for each Indian tribe shall be the greater of the  
17 two resulting allocation amounts: *Provided further*, That  
18 of the amounts made available under this heading,  
19 \$7,000,000 shall be for providing training and technical  
20 assistance to Indian housing authorities and tribally des-  
21 ignated housing entities, to support the inspection of In-  
22 dian housing units, contract expertise, and for training  
23 and technical assistance related to funding provided under  
24 this heading and other headings under this Act for the  
25 needs of Native American families and Indian country:

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1 *Provided further*, That of the funds made available under  
2 the previous proviso, not less than \$2,000,000 shall be  
3 made available for a national organization as authorized  
4 under section 703 of NAHASDA (25 U.S.C. 4212): *Pro-*  
5 *vided further*, That amounts made available under the pre-  
6 vious two provisos may be used, contracted, or competed  
7 as determined by the Secretary: *Provided further*, That of  
8 the amount provided under this heading, \$2,000,000 shall  
9 be made available for the cost of guaranteed notes and  
10 other obligations, as authorized by title VI of NAHASDA:  
11 *Provided further*, That such costs, including the costs of  
12 modifying such notes and other obligations, shall be as de-  
13 fined in section 502 of the Congressional Budget Act of  
14 1974, as amended: *Provided further*, That these funds are  
15 available to subsidize the total principal amount of any  
16 notes and other obligations, any part of which is to be  
17 guaranteed, not to exceed \$17,761,989: *Provided further*,  
18 That the Department will notify grantees of their formula  
19 allocation within 60 days of the date of enactment of this  
20 Act: *Provided further*, That for an additional amount for  
21 the Native American Housing Block Grants program, as  
22 authorized under title I of NAHASDA, \$100,000,000 to  
23 remain available until September 30, 2023: *Provided fur-*  
24 *ther*, That the Secretary shall obligate this additional  
25 amount for competitive grants to eligible recipients au-

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1 thORIZED under NAHASDA that apply for funds: *Provided*  
2 *further*, That in awarding this additional amount, the Sec-  
3 retary shall consider need and administrative capacity,  
4 and shall give priority to projects that will spur construc-  
5 tion and rehabilitation: *Provided further*, That up to 1 per-  
6 cent of this additional amount may be transferred, in ag-  
7 gregate, to “Program Office Salaries and Expenses—Pub-  
8 lic and Indian Housing” for necessary costs of admin-  
9 istering and overseeing the obligation and expenditure of  
10 this additional amount: *Provided further*, That any funds  
11 transferred pursuant to the previous proviso shall remain  
12 available until September 30, 2024.

13 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

14 ACCOUNT

15 For the cost of guaranteed loans, as authorized by  
16 section 184 of the Housing and Community Development  
17 Act of 1992 (12 U.S.C. 1715z–13a), \$1,440,000, to re-  
18 main available until expended: *Provided*, That such costs,  
19 including the costs of modifying such loans, shall be as  
20 defined in section 502 of the Congressional Budget Act  
21 of 1974: *Provided further*, That these funds are available  
22 to subsidize total loan principal, any part of which is to  
23 be guaranteed, up to \$553,846,154, to remain available  
24 until expended: *Provided further*, That up to \$750,000 of  
25 this amount may be for administrative contract expenses

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1 including management processes and systems to carry out  
2 the loan guarantee program.

3 NATIVE HAWAIIAN HOUSING BLOCK GRANT

4 For the Native Hawaiian Housing Block Grant pro-  
5 gram, as authorized under title VIII of the Native Amer-  
6 ican Housing Assistance and Self-Determination Act of  
7 1996 (25 U.S.C. 4111 et seq.), \$2,000,000, to remain  
8 available until September 30, 2023: *Provided*, That not-  
9 withstanding section 812(b) of such Act, the Department  
10 of Hawaiian Home Lands may not invest grant amounts  
11 provided under this heading in investment securities and  
12 other obligations: *Provided further*, That amounts made  
13 available under this heading in this and prior fiscal years  
14 may be used to provide rental assistance to eligible Native  
15 Hawaiian families both on and off the Hawaiian Home  
16 Lands, notwithstanding any other provision of law.

17 COMMUNITY PLANNING AND DEVELOPMENT

18 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

19 For carrying out the Housing Opportunities for Per-  
20 sons with AIDS program, as authorized by the AIDS  
21 Housing Opportunity Act (42 U.S.C. 12901 et seq.),  
22 \$393,000,000, to remain available until September 30,  
23 2020, except that amounts allocated pursuant to section  
24 854(c)(5) of such Act shall remain available until Sep-  
25 tember 30, 2021: *Provided*, That the Secretary shall renew

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1 all expiring contracts for permanent supportive housing  
2 that initially were funded under section 854(c)(5) of such  
3 Act from funds made available under this heading in fiscal  
4 year 2010 and prior fiscal years that meet all program  
5 requirements before awarding funds for new contracts  
6 under such section: *Provided further*, That the Depart-  
7 ment shall notify grantees of their formula allocation with-  
8 in 60 days of enactment of this Act.

9 COMMUNITY DEVELOPMENT FUND

10 For assistance to units of State and local govern-  
11 ment, and to other entities, for economic and community  
12 development activities, and for other purposes,  
13 \$3,365,000,000, to remain available until September 30,  
14 2021, unless otherwise specified: *Provided*, That of the  
15 total amount provided, \$3,300,000,000 is for carrying out  
16 the community development block grant program under  
17 title I of the Housing and Community Development Act  
18 of 1974, as amended (“the Act” herein) (42 U.S.C. 5301  
19 et seq.): *Provided further*, That unless explicitly provided  
20 for under this heading, not to exceed 20 percent of any  
21 grant made with funds appropriated under this heading  
22 shall be expended for planning and management develop-  
23 ment and administration: *Provided further*, That a metro-  
24 politan city, urban county, unit of general local govern-  
25 ment, Indian tribe, or insular area that directly or indi-

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1 rectly receives funds under this heading may not sell,  
2 trade, or otherwise transfer all or any portion of such  
3 funds to another such entity in exchange for any other  
4 funds, credits or non-Federal considerations, but must use  
5 such funds for activities eligible under title I of the Act:  
6 *Provided further*, That notwithstanding section 105(e)(1)  
7 of the Act, no funds provided under this heading may be  
8 provided to a for-profit entity for an economic develop-  
9 ment project under section 105(a)(17) unless such project  
10 has been evaluated and selected in accordance with guide-  
11 lines required under subsection (e)(2): *Provided further*,  
12 That the Department shall notify grantees of their for-  
13 mula allocation within 60 days of enactment of this Act:  
14 *Provided further*, That of the total amount provided under  
15 this heading, \$65,000,000 shall be for grants to Indian  
16 tribes notwithstanding section 106(a)(1) of such Act, of  
17 which, notwithstanding any other provision of law (includ-  
18 ing section 203 of this Act), up to \$4,000,000 may be  
19 used for emergencies that constitute imminent threats to  
20 health and safety.

21           COMMUNITY DEVELOPMENT LOAN GUARANTEES

22                           PROGRAM ACCOUNT

23           Subject to section 502 of the Congressional Budget  
24 Act of 1974, during fiscal year 2019, commitments to  
25 guarantee loans under section 108 of the Housing and

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1 Community Development Act of 1974 (42 U.S.C. 5308),  
2 any part of which is guaranteed, shall not exceed a total  
3 principal amount of \$300,000,000, notwithstanding any  
4 aggregate limitation on outstanding obligations guaran-  
5 teed in subsection (k) of such section 108: *Provided*, That  
6 the Secretary shall collect fees from borrowers, notwith-  
7 standing subsection (m) of such section 108, to result in  
8 a credit subsidy cost of zero for guaranteeing such loans,  
9 and any such fees shall be collected in accordance with  
10 section 502(7) of the Congressional Budget Act of 1974.

11 HOME INVESTMENT PARTNERSHIPS PROGRAM

12 For the HOME Investment Partnerships program, as  
13 authorized under title II of the Cranston-Gonzalez Na-  
14 tional Affordable Housing Act, as amended,  
15 \$1,250,000,000, to remain available until September 30,  
16 2022: *Provided*, That notwithstanding the amount made  
17 available under this heading, the threshold reduction re-  
18 quirements in sections 216(10) and 217(b)(4) of such Act  
19 shall not apply to allocations of such amount: *Provided*  
20 *further*, That the Department shall notify grantees of their  
21 formula allocation within 60 days of enactment of this Act.

22 SELF-HELP AND ASSISTED HOMEOWNERSHIP

23 OPPORTUNITY PROGRAM

24 For the Self-Help and Assisted Homeownership Op-  
25 portunity Program, as authorized under section 11 of the

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1 Housing Opportunity Program Extension Act of 1996, as  
2 amended, \$54,000,000, to remain available until Sep-  
3 tember 30, 2021: *Provided*, That of the total amount pro-  
4 vided under this heading, \$10,000,000 shall be made  
5 available to the Self-Help Homeownership Opportunity  
6 Program as authorized under section 11 of the Housing  
7 Opportunity Program Extension Act of 1996, as amended:  
8 *Provided further*, That of the total amount provided under  
9 this heading, \$35,000,000 shall be made available for the  
10 second, third, and fourth capacity building activities au-  
11 thorized under section 4(a) of the HUD Demonstration  
12 Act of 1993 (42 U.S.C. 9816 note), of which not less than  
13 \$5,000,000 shall be made available for rural capacity  
14 building activities: *Provided further*, That of the total  
15 amount provided under this heading, \$5,000,000 shall be  
16 made available for capacity building by national rural  
17 housing organizations with experience assessing national  
18 rural conditions and providing financing, training, tech-  
19 nical assistance, information, and research to local non-  
20 profits, local governments, and Indian Tribes serving high  
21 need rural communities: *Provided further*, That of the  
22 total amount provided under this heading, \$4,000,000,  
23 shall be made available for a program to rehabilitate and  
24 modify the homes of disabled or low-income veterans, as  
25 authorized under section 1079 of Public Law 113–291:



1 *Provided further*, That funds provided under the previous  
2 proviso shall be awarded within 180 days of enactment  
3 of this Act: *Provided further*, That funds provided for such  
4 program in fiscal years 2016, 2017, and 2018 shall be  
5 awarded within 60 days of enactment of this Act.

6 HOMELESS ASSISTANCE GRANTS

7 For the Emergency Solutions Grants program as au-  
8 thorized under subtitle B of title IV of the McKinney-  
9 Vento Homeless Assistance Act, as amended; the Con-  
10 tinuum of Care program as authorized under subtitle C  
11 of title IV of such Act; and the Rural Housing Stability  
12 Assistance program as authorized under subtitle D of title  
13 IV of such Act, \$2,636,000,000, to remain available until  
14 September 30, 2021: *Provided*, That any rental assistance  
15 amounts that are recaptured under such Continuum of  
16 Care program shall remain available until expended: *Pro-*  
17 *vided further*, That not less than \$280,000,000 of the  
18 funds appropriated under this heading shall be available  
19 for such Emergency Solutions Grants program: *Provided*  
20 *further*, That not less than \$2,219,000,000 of the funds  
21 appropriated under this heading shall be available for such  
22 Continuum of Care and Rural Housing Stability Assist-  
23 ance programs: *Provided further*, That of the amounts  
24 made available under this heading, up to \$50,000,000  
25 shall be made available for grants for rapid re-housing

1 projects and supportive service projects providing coordi-  
2 nated entry, and for eligible activities the Secretary deter-  
3 mines to be critical in order to assist survivors of domestic  
4 violence, dating violence, and stalking: *Provided further,*  
5 That such projects shall be eligible for renewal under the  
6 continuum of care program subject to the same terms and  
7 conditions as other renewal applicants: *Provided further,*  
8 That up to \$7,000,000 of the funds appropriated under  
9 this heading shall be available for the national homeless  
10 data analysis project: *Provided further,* That all funds  
11 awarded for supportive services under the Continuum of  
12 Care program and the Rural Housing Stability Assistance  
13 program shall be matched by not less than 25 percent in  
14 cash or in kind by each grantee: *Provided further,* That  
15 for all match requirements applicable to funds made avail-  
16 able under this heading for this fiscal year and prior fiscal  
17 years, a grantee may use (or could have used) as a source  
18 of match funds other funds administered by the Secretary  
19 and other Federal agencies unless there is (or was) a spe-  
20 cific statutory prohibition on any such use of any such  
21 funds: *Provided further,* That the Secretary shall collect  
22 system performance measures for each continuum of care,  
23 and that relative to fiscal year 2015, under the Continuum  
24 of Care competition with respect to funds made available  
25 under this heading, the Secretary shall base an increasing

1 share of the score on performance criteria: *Provided fur-*  
2 *ther*, That none of the funds provided under this heading  
3 shall be available to provide funding for new projects, ex-  
4 cept for projects created through reallocation, unless the  
5 Secretary determines that the continuum of care has dem-  
6 onstrated that projects are evaluated and ranked based  
7 on the degree to which they improve the continuum of  
8 care's system performance: *Provided further*, That the  
9 Secretary shall prioritize funding under the Continuum of  
10 Care program to continuums of care that have dem-  
11 onstrated a capacity to reallocate funding from lower per-  
12 forming projects to higher performing projects: *Provided*  
13 *further*, That all awards of assistance under this heading  
14 shall be required to coordinate and integrate homeless pro-  
15 grams with other mainstream health, social services, and  
16 employment programs for which homeless populations  
17 may be eligible: *Provided further*, That any unobligated  
18 amounts remaining from funds appropriated under this  
19 heading in fiscal year 2012 and prior years for project-  
20 based rental assistance for rehabilitation projects with 10-  
21 year grant terms may be used for purposes under this  
22 heading, notwithstanding the purposes for which such  
23 funds were appropriated: *Provided further*, That all bal-  
24 ances for Shelter Plus Care renewals previously funded  
25 from the Shelter Plus Care Renewal account and trans-

1 ferred to this account shall be available, if recaptured, for  
2 Continuum of Care renewals in fiscal year 2019: *Provided*  
3 *further*, That the Department shall notify grantees of their  
4 formula allocation from amounts allocated (which may  
5 represent initial or final amounts allocated) for the Emer-  
6 gency Solutions Grant program within 60 days of enact-  
7 ment of this Act: *Provided further*, That up to  
8 \$80,000,000 of the funds appropriated under this heading  
9 shall be to implement projects to demonstrate how a com-  
10 prehensive approach to serving homeless youth, age 24  
11 and under, in up to 25 communities, including at least  
12 eight communities with substantial rural populations, can  
13 dramatically reduce youth homelessness: *Provided further*,  
14 That of the amount made available under the previous  
15 proviso, up to \$5,000,000 shall be available to provide  
16 technical assistance on youth homelessness, and collection,  
17 analysis, and reporting of data and performance measures  
18 under the comprehensive approaches to serve homeless  
19 youth, in addition to and in coordination with other tech-  
20 nical assistance funds provided under this title: *Provided*  
21 *further*, That such projects shall be eligible for renewal  
22 under the continuum of care program subject to the same  
23 terms and conditions as other renewal applicants: *Pro-*  
24 *vided further*, That youth aged 24 and under seeking as-  
25 sistance under this heading shall not be required to pro-

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1 vide third party documentation to establish their eligibility  
2 under 42 U.S.C. 11302(a) or (b) to receive services: *Pro-*  
3 *vided further*, That unaccompanied youth aged 24 and  
4 under or families headed by youth aged 24 and under who  
5 are living in unsafe situations may be served by youth-  
6 serving providers funded under this heading.

## 7 HOUSING PROGRAMS

### 8 PROJECT-BASED RENTAL ASSISTANCE

9 For activities and assistance for the provision of  
10 project-based subsidy contracts under the United States  
11 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the  
12 Act”), not otherwise provided for, \$11,347,000,000, to re-  
13 main available until expended, shall be available on Octo-  
14 ber 1, 2018 (in addition to the \$400,000,000 previously  
15 appropriated under this heading that became available Oc-  
16 tober 1, 2018), and \$400,000,000, to remain available  
17 until expended, shall be available on October 1, 2019: *Pro-*  
18 *vided*, That the amounts made available under this head-  
19 ing shall be available for expiring or terminating section  
20 8 project-based subsidy contracts (including section 8  
21 moderate rehabilitation contracts), for amendments to sec-  
22 tion 8 project-based subsidy contracts (including section  
23 8 moderate rehabilitation contracts), for contracts entered  
24 into pursuant to section 441 of the McKinney-Vento  
25 Homeless Assistance Act (42 U.S.C. 11401), for renewal

1 of section 8 contracts for units in projects that are subject  
2 to approved plans of action under the Emergency Low In-  
3 come Housing Preservation Act of 1987 or the Low-In-  
4 come Housing Preservation and Resident Homeownership  
5 Act of 1990, and for administrative and other expenses  
6 associated with project-based activities and assistance  
7 funded under this paragraph: *Provided further*, That of  
8 the total amounts provided under this heading, not to ex-  
9 ceed \$245,000,000 shall be available for performance-  
10 based contract administrators for section 8 project-based  
11 assistance, for carrying out 42 U.S.C. 1437(f): *Provided*  
12 *further*, That the Secretary may also use such amounts  
13 in the previous proviso for performance-based contract ad-  
14 ministrators for the administration of: interest reduction  
15 payments pursuant to section 236(a) of the National  
16 Housing Act (12 U.S.C. 1715z-1(a)); rent supplement  
17 payments pursuant to section 101 of the Housing and  
18 Urban Development Act of 1965 (12 U.S.C. 1701s); sec-  
19 tion 236(f)(2) rental assistance payments (12 U.S.C.  
20 1715z-1(f)(2)); project rental assistance contracts for the  
21 elderly under section 202(c)(2) of the Housing Act of  
22 1959 (12 U.S.C. 1701q); project rental assistance con-  
23 tracts for supportive housing for persons with disabilities  
24 under section 811(d)(2) of the Cranston-Gonzalez Na-  
25 tional Affordable Housing Act (42 U.S.C. 8013(d)(2));

1 project assistance contracts pursuant to section 202(h) of  
2 the Housing Act of 1959 (Public Law 86–372; 73 Stat.  
3 667); and loans under section 202 of the Housing Act of  
4 1959 (Public Law 86–372; 73 Stat. 667): *Provided fur-*  
5 *ther*, That amounts recaptured under this heading, the  
6 heading “Annual Contributions for Assisted Housing”, or  
7 the heading “Housing Certificate Fund”, may be used for  
8 renewals of or amendments to section 8 project-based con-  
9 tracts or for performance-based contract administrators,  
10 notwithstanding the purposes for which such amounts  
11 were appropriated: *Provided further*, That, notwith-  
12 standing any other provision of law, upon the request of  
13 the Secretary, project funds that are held in residual re-  
14 ceipts accounts for any project subject to a section 8  
15 project-based Housing Assistance Payments contract that  
16 authorizes HUD or a Housing Finance Agency to require  
17 that surplus project funds be deposited in an interest-  
18 bearing residual receipts account and that are in excess  
19 of an amount to be determined by the Secretary, shall be  
20 remitted to the Department and deposited in this account,  
21 to be available until expended: *Provided further*, That  
22 amounts deposited pursuant to the previous proviso shall  
23 be available in addition to the amount otherwise provided  
24 by this heading for uses authorized under this heading.

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## 1 HOUSING FOR THE ELDERLY

2 For capital advances, including amendments to cap-  
3 ital advance contracts, for housing for the elderly, as au-  
4 thorized by section 202 of the Housing Act of 1959, as  
5 amended, for project rental assistance for the elderly  
6 under section 202(c)(2) of such Act, including amend-  
7 ments to contracts for such assistance and renewal of ex-  
8 piring contracts for such assistance for up to a 1-year  
9 term, for senior preservation rental assistance contracts,  
10 including renewals, as authorized by section 811(e) of the  
11 American Housing and Economic Opportunity Act of  
12 2000, as amended, and for supportive services associated  
13 with the housing, \$678,000,000, to remain available until  
14 September 30, 2022: *Provided*, That of the amount pro-  
15 vided under this heading, up to \$90,000,000 shall be for  
16 service coordinators and the continuation of existing con-  
17 gregate service grants for residents of assisted housing  
18 projects: *Provided further*, That amounts under this head-  
19 ing shall be available for Real Estate Assessment Center  
20 inspections and inspection-related activities associated  
21 with section 202 projects: *Provided further*, That the Sec-  
22 retary may waive the provisions of section 202 governing  
23 the terms and conditions of project rental assistance, ex-  
24 cept that the initial contract term for such assistance shall  
25 not exceed 5 years in duration: *Provided further*, That



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1 upon request of the Secretary, project funds that are held  
2 in residual receipts accounts for any project subject to a  
3 section 202 project rental assistance contract and, upon  
4 termination of such contract, are in excess of an amount  
5 to be determined by the Secretary shall be remitted to the  
6 Department and deposited in this account, to remain  
7 available until September 30, 2022: *Provided further*, That  
8 amounts deposited in this account pursuant to the pre-  
9 vious proviso shall be available, in addition to the amounts  
10 otherwise provided by this heading, for amendments and  
11 renewals: *Provided further*, That unobligated balances, in-  
12 cluding recaptures and carryover, remaining from funds  
13 transferred to or appropriated under this heading shall be  
14 available for amendments and renewals in addition to the  
15 purposes for which such funds originally were appro-  
16 priated: *Provided further*, That of the total amount pro-  
17 vided under this heading, \$10,000,000, shall be for a pro-  
18 gram to be established by the Secretary to make grants  
19 to experienced non-profit organizations, States, local gov-  
20 ernments, or public housing agencies for safety and func-  
21 tional home modification repairs to meet the needs of low-  
22 income elderly persons to enable them to remain in their  
23 primary residence: *Provided further*, That of the total  
24 amount made available under the previous proviso, no less

1 than \$5,000,000 shall be available to meet such needs in  
2 communities with substantial rural populations.

3 HOUSING FOR PERSONS WITH DISABILITIES

4 For capital advances, including amendments to cap-  
5 ital advance contracts, for supportive housing for persons  
6 with disabilities, as authorized by section 811 of the Cran-  
7 ston-Gonzalez National Affordable Housing Act (42  
8 U.S.C. 8013), as amended, for project rental assistance  
9 for supportive housing for persons with disabilities under  
10 section 811(d)(2) of such Act, for project assistance con-  
11 tracts pursuant to section 202(h) of the Housing Act of  
12 1959 (Public Law 86-372; 73 Stat. 667), including  
13 amendments to contracts for such assistance and renewal  
14 of expiring contracts for such assistance for up to a 1-  
15 year term, for project rental assistance to State housing  
16 finance agencies and other appropriate entities as author-  
17 ized under section 811(b)(3) of the Cranston-Gonzalez  
18 National Housing Act, and for supportive services associ-  
19 ated with the housing for persons with disabilities as au-  
20 thorized by section 811(b)(1) of such Act, \$184,155,000,  
21 to remain available until September 30, 2022, of which  
22 \$30,155,000 shall be for capital advance and project rent-  
23 al assistance awards: *Provided*, That amounts made avail-  
24 able under this heading shall be available for Real Estate  
25 Assessment Center inspections and inspection-related ac-

1 tivities associated with section 811 projects: *Provided fur-*  
2 *ther*, That, upon the request of the Secretary, project  
3 funds that are held in residual receipts accounts for any  
4 project subject to a section 811 project rental assistance  
5 contract and, upon termination of such contract, are in  
6 excess of an amount to be determined by the Secretary  
7 shall be remitted to the Department and deposited in this  
8 account, to remain available until September 30, 2022:  
9 *Provided further*, That amounts deposited in this account  
10 pursuant to the previous proviso shall be available in addi-  
11 tion to the amounts otherwise provided by this heading  
12 for amendments and renewals: *Provided further*, That un-  
13 obligated balances, including recaptures and carryover, re-  
14 maining from funds transferred to or appropriated under  
15 this heading shall be used for amendments and renewals  
16 in addition to the purposes for which such funds originally  
17 were appropriated.

18 HOUSING COUNSELING ASSISTANCE

19 For contracts, grants, and other assistance excluding  
20 loans, as authorized under section 106 of the Housing and  
21 Urban Development Act of 1968, as amended,  
22 \$50,000,000, to remain available until September 30,  
23 2020, including up to \$4,500,000 for administrative con-  
24 tract services: *Provided*, That grants made available from  
25 amounts provided under this heading shall be awarded

1 within 180 days of enactment of this Act: *Provided further*,  
2 That funds shall be used for providing counseling and ad-  
3 vice to tenants and homeowners, both current and pro-  
4 spective, with respect to property maintenance, financial  
5 management or literacy, and such other matters as may  
6 be appropriate to assist them in improving their housing  
7 conditions, meeting their financial needs, and fulfilling the  
8 responsibilities of tenancy or homeownership; for program  
9 administration; and for housing counselor training: *Pro-*  
10 *vided further*, That for purposes of providing such grants  
11 from amounts provided under this heading, the Secretary  
12 may enter into multiyear agreements, as appropriate, sub-  
13 ject to the availability of annual appropriations.

14 RENTAL HOUSING ASSISTANCE

15 For amendments to contracts under section 101 of  
16 the Housing and Urban Development Act of 1965 (12  
17 U.S.C. 1701s) and section 236(f)(2) of the National  
18 Housing Act (12 U.S.C. 1715z-1) in State-aided, non-  
19 insured rental housing projects, \$5,000,000, to remain  
20 available until expended: *Provided*, That such amount, to-  
21 gether with unobligated balances from recaptured  
22 amounts appropriated prior to fiscal year 2006 from ter-  
23 minated contracts under such sections of law, and any un-  
24 obligated balances, including recaptures and carryover, re-  
25 maining from funds appropriated under this heading after

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1 fiscal year 2005, shall also be available for extensions of  
2 up to one year for expiring contracts under such sections  
3 of law.

4 PAYMENT TO MANUFACTURED HOUSING FEES TRUST  
5 FUND

6 For necessary expenses as authorized by the National  
7 Manufactured Housing Construction and Safety Stand-  
8 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to  
9 \$12,000,000, to remain available until expended, of which  
10 \$12,000,000 is to be derived from the Manufactured  
11 Housing Fees Trust Fund: *Provided*, That not to exceed  
12 the total amount appropriated under this heading shall be  
13 available from the general fund of the Treasury to the ex-  
14 tent necessary to incur obligations and make expenditures  
15 pending the receipt of collections to the Fund pursuant  
16 to section 620 of such Act: *Provided further*, That the  
17 amount made available under this heading from the gen-  
18 eral fund shall be reduced as such collections are received  
19 during fiscal year 2019 so as to result in a final fiscal  
20 year 2019 appropriation from the general fund estimated  
21 at zero, and fees pursuant to such section 620 shall be  
22 modified as necessary to ensure such a final fiscal year  
23 2019 appropriation: *Provided further*, That for the dispute  
24 resolution and installation programs, the Secretary of  
25 Housing and Urban Development may assess and collect

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1 fees from any program participant: *Provided further*, That  
2 such collections shall be deposited into the Fund, and the  
3 Secretary, as provided herein, may use such collections,  
4 as well as fees collected under section 620, for necessary  
5 expenses of such Act: *Provided further*, That, notwith-  
6 standing the requirements of section 620 of such Act, the  
7 Secretary may carry out responsibilities of the Secretary  
8 under such Act through the use of approved service pro-  
9 viders that are paid directly by the recipients of their serv-  
10 ices.

11 FEDERAL HOUSING ADMINISTRATION

12 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

13 New commitments to guarantee single family loans  
14 insured under the Mutual Mortgage Insurance Fund shall  
15 not exceed \$400,000,000,000, to remain available until  
16 September 30, 2020: *Provided*, That during fiscal year  
17 2019, obligations to make direct loans to carry out the  
18 purposes of section 204(g) of the National Housing Act,  
19 as amended, shall not exceed \$1,000,000: *Provided fur-*  
20 *ther*, That the foregoing amount in the previous proviso  
21 shall be for loans to nonprofit and governmental entities  
22 in connection with sales of single family real properties  
23 owned by the Secretary and formerly insured under the  
24 Mutual Mortgage Insurance Fund: *Provided further*, That  
25 for administrative contract expenses of the Federal Hous-

1 ing Administration, \$130,000,000, to remain available  
2 until September 30, 2020: *Provided further*, That to the  
3 extent guaranteed loan commitments exceed  
4 \$200,000,000,000 on or before April 1, 2019, an addi-  
5 tional \$1,400 for administrative contract expenses shall be  
6 available for each \$1,000,000 in additional guaranteed  
7 loan commitments (including a pro rata amount for any  
8 amount below \$1,000,000), but in no case shall funds  
9 made available by this proviso exceed \$30,000,000: *Pro-*  
10 *vided further*, That notwithstanding the limitation in the  
11 first sentence of section 255(g) of the National Housing  
12 Act (12 U.S.C. 1715z-20(g)), during fiscal year 2019 the  
13 Secretary may insure and enter into new commitments to  
14 insure mortgages under section 255 of the National Hous-  
15 ing Act only to the extent that the net credit subsidy cost  
16 for such insurance does not exceed zero: *Provided further*,  
17 That for fiscal year 2019, the Secretary shall not take any  
18 action against a lender solely on the basis of compare ra-  
19 tios that have been adversely affected by defaults on mort-  
20 gages secured by properties in areas where a major dis-  
21 aster was declared in 2017 or 2018 pursuant to the Rob-  
22 ert T. Stafford Disaster Relief and Emergency Assistance  
23 Act (42 U.S.C. 5121 et seq.).

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## 1 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

2 New commitments to guarantee loans insured under  
3 the General and Special Risk Insurance Funds, as author-  
4 ized by sections 238 and 519 of the National Housing Act  
5 (12 U.S.C. 1715z-3 and 1735c), shall not exceed  
6 \$30,000,000,000 in total loan principal, any part of which  
7 is to be guaranteed, to remain available until September  
8 30, 2020: *Provided*, That during fiscal year 2019, gross  
9 obligations for the principal amount of direct loans, as au-  
10 thorized by sections 204(g), 207(l), 238, and 519(a) of  
11 the National Housing Act, shall not exceed \$1,000,000,  
12 which shall be for loans to nonprofit and governmental en-  
13 tities in connection with the sale of single family real prop-  
14 erties owned by the Secretary and formerly insured under  
15 such Act.

## 16 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

## 17 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN

## 18 GUARANTEE PROGRAM ACCOUNT

19 New commitments to issue guarantees to carry out  
20 the purposes of section 306 of the National Housing Act,  
21 as amended (12 U.S.C. 1721(g)), shall not exceed  
22 \$550,000,000,000, to remain available until September  
23 30, 2020: *Provided*, That \$27,000,000, to remain avail-  
24 able until September 30, 2020, shall be for necessary sala-  
25 ries and expenses of the Office of Government National



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1 Mortgage Association: *Provided further*, That to the extent  
2 that guaranteed loan commitments exceed  
3 \$155,000,000,000 on or before April 1, 2019, an addi-  
4 tional \$100 for necessary salaries and expenses shall be  
5 available until expended for each \$1,000,000 in additional  
6 guaranteed loan commitments (including a pro rata  
7 amount for any amount below \$1,000,000), but in no case  
8 shall funds made available by this proviso exceed  
9 \$3,000,000: *Provided further*, That receipts from Commit-  
10 ment and Multiclass fees collected pursuant to title III of  
11 the National Housing Act, as amended, shall be credited  
12 as offsetting collections to this account.

13 POLICY DEVELOPMENT AND RESEARCH

14 RESEARCH AND TECHNOLOGY

15 For contracts, grants, and necessary expenses of pro-  
16 grams of research and studies relating to housing and  
17 urban problems, not otherwise provided for, as authorized  
18 by title V of the Housing and Urban Development Act  
19 of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying  
20 out the functions of the Secretary of Housing and Urban  
21 Development under section 1(a)(1)(i) of Reorganization  
22 Plan No. 2 of 1968, and for technical assistance,  
23 \$96,000,000, to remain available until September 30,  
24 2020: *Provided*, That with respect to amounts made avail-  
25 able under this heading, notwithstanding section 203 of

1 this title, the Secretary may enter into cooperative agree-  
2 ments funded with philanthropic entities, other Federal  
3 agencies, State or local governments and their agencies,  
4 or colleges or universities for research projects: *Provided*  
5 *further*, That with respect to the previous proviso, such  
6 partners to the cooperative agreements must contribute at  
7 least a 50 percent match toward the cost of the project:  
8 *Provided further*, That for non-competitive agreements en-  
9 tered into in accordance with the previous two provisos,  
10 the Secretary of Housing and Urban Development shall  
11 comply with section 2(b) of the Federal Funding Account-  
12 ability and Transparency Act of 2006 (Public Law 109–  
13 282, 31 U.S.C. note) in lieu of compliance with section  
14 102(a)(4)(C) with respect to documentation of award deci-  
15 sions: *Provided further*, That prior to obligation of tech-  
16 nical assistance funding, the Secretary shall submit a  
17 plan, for approval, to the House and Senate Committees  
18 on Appropriations on how it will allocate funding for this  
19 activity: *Provided further*, That none of the funds provided  
20 under this heading may be available for the doctoral dis-  
21 sertation research grant program.

22 FAIR HOUSING AND EQUAL OPPORTUNITY

23 FAIR HOUSING ACTIVITIES

24 For contracts, grants, and other assistance, not oth-  
25 erwise provided for, as authorized by title VIII of the Civil

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1 Rights Act of 1968, as amended by the Fair Housing  
2 Amendments Act of 1988, and section 561 of the Housing  
3 and Community Development Act of 1987, as amended,  
4 \$65,300,000, to remain available until September 30,  
5 2020: *Provided*, That notwithstanding 31 U.S.C. 3302,  
6 the Secretary may assess and collect fees to cover the costs  
7 of the Fair Housing Training Academy, and may use such  
8 funds to develop on-line courses and provide such training:  
9 *Provided further*, That no funds made available under this  
10 heading shall be used to lobby the executive or legislative  
11 branches of the Federal Government in connection with  
12 a specific contract, grant, or loan: *Provided further*, That  
13 of the funds made available under this heading, \$300,000  
14 shall be available to the Secretary of Housing and Urban  
15 Development for the creation and promotion of translated  
16 materials and other programs that support the assistance  
17 of persons with limited English proficiency in utilizing the  
18 services provided by the Department of Housing and  
19 Urban Development.

20 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

21 HOMES

22 LEAD HAZARD REDUCTION

23 For the Lead Hazard Reduction Program, as author-  
24 ized by section 1011 of the Residential Lead-Based Paint  
25 Hazard Reduction Act of 1992, \$279,000,000, to remain

1 available until September 30, 2020, of which \$45,000,000  
2 shall be for the Healthy Homes Initiative, pursuant to sec-  
3 tions 501 and 502 of the Housing and Urban Develop-  
4 ment Act of 1970, which shall include research, studies,  
5 testing, and demonstration efforts, including education  
6 and outreach concerning lead-based paint poisoning and  
7 other housing-related diseases and hazards: *Provided*,  
8 That for purposes of environmental review, pursuant to  
9 the National Environmental Policy Act of 1969 (42 U.S.C.  
10 4321 et seq.) and other provisions of law that further the  
11 purposes of such Act, a grant under the Healthy Homes  
12 Initiative, or the Lead Technical Studies program under  
13 this heading or under prior appropriations Acts for such  
14 purposes under this heading, shall be considered to be  
15 funds for a special project for purposes of section 305(c)  
16 of the Multifamily Housing Property Disposition Reform  
17 Act of 1994: *Provided further*, That not less than  
18 \$95,000,000 of the amounts made available under this  
19 heading for the award of grants pursuant to section 1011  
20 of the Residential Lead-Based Paint Hazard Reduction  
21 Act of 1992 shall be provided to areas with the highest  
22 lead-based paint abatement needs: *Provided further*, That  
23 \$64,000,000 of the funds appropriated under this heading  
24 shall be for the implementation of projects to demonstrate  
25 how intensive, extended multi-year interventions can dra-

1 matically reduce the presence of lead-based paint hazards  
2 in communities containing high concentrations of both  
3 pre-1940 housing and low-income families by achieving  
4 economies of scale that substantially reduce the cost of  
5 lead-based paint remediation activities and administrative  
6 costs for grantees: *Provided further*, That such projects  
7 in each of seven communities shall be for five years and  
8 serve no more than four contiguous census tracts in which  
9 there are high concentrations of housing stock built before  
10 1940, in which low-income families with children make up  
11 a significantly higher proportion of the population as com-  
12 pared to the State average, and that are located in jurisdic-  
13 tions in which instances of elevated blood lead levels  
14 reported to the State are significantly higher than the  
15 State average: *Provided further*, That funding awarded for  
16 such projects shall be made available for draw down con-  
17 tingent upon the grantee meeting cost-savings, produc-  
18 tivity, and grant compliance benchmarks established by  
19 the Secretary: *Provided further*, That each recipient of  
20 funds for such projects shall contribute an amount not less  
21 than 10 percent of the total award, and that the Secretary  
22 shall give priority to applicants that secure commitments  
23 for additional contributions from public and private  
24 sources: *Provided further*, That grantees currently receiv-  
25 ing grants made under this heading shall be eligible to

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1 apply for such projects, provided that they are deemed to  
2 be in compliance with program requirements established  
3 by the Secretary: *Provided further*, That each applicant  
4 shall certify adequate capacity that is acceptable to the  
5 Secretary to carry out the proposed use of funds pursuant  
6 to a notice of funding availability: *Provided further*, That  
7 amounts made available under this heading in this or prior  
8 appropriations Acts, still remaining available, may be used  
9 for any purpose under this heading notwithstanding the  
10 purpose for which such amounts were appropriated if a  
11 program competition is undersubscribed and there are  
12 other program competitions under this heading that are  
13 oversubscribed.

14 INFORMATION TECHNOLOGY FUND

15 For the development, modernization, and enhance-  
16 ment of, modifications to, and infrastructure for Depart-  
17 ment-wide and program-specific information technology  
18 systems, for the continuing operation and maintenance of  
19 both Department-wide and program-specific information  
20 systems, and for program-related maintenance activities,  
21 \$280,000,000, of which \$260,000,000 shall remain avail-  
22 able until September 30, 2020, and of which \$20,000,000  
23 shall remain available until September 30, 2021: *Provided*,  
24 That any amounts transferred to this Fund under this Act  
25 shall remain available until expended: *Provided further*,

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1 That any amounts transferred to this Fund from amounts  
2 appropriated by previously enacted appropriations Acts  
3 may be used for the purposes specified under this Fund,  
4 in addition to any other information technology purposes  
5 for which such amounts were appropriated: *Provided fur-*  
6 *ther*, That not more than 10 percent of the funds made  
7 available under this heading for development, moderniza-  
8 tion and enhancement may be obligated until the Sec-  
9 retary submits to the House and Senate Committees on  
10 Appropriations, for approval, a plan for expenditure  
11 that—(A) identifies for each modernization project: (i) the  
12 functional and performance capabilities to be delivered  
13 and the mission benefits to be realized, (ii) the estimated  
14 life-cycle cost, and (iii) key milestones to be met; and (B)  
15 demonstrates that each modernization project is: (i) com-  
16 pliant with the Department’s enterprise architecture, (ii)  
17 being managed in accordance with applicable life-cycle  
18 management policies and guidance, (iii) subject to the De-  
19 partment’s capital planning and investment control re-  
20 quirements, and (iv) supported by an adequately staffed  
21 project office.

22 OFFICE OF INSPECTOR GENERAL

23 For necessary salaries and expenses of the Office of  
24 Inspector General in carrying out the Inspector General  
25 Act of 1978, as amended, \$128,082,000: *Provided*, That

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1 the Inspector General shall have independent authority  
2 over all personnel issues within this office.

3 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND  
4 URBAN DEVELOPMENT  
5 (INCLUDING TRANSFER OF FUNDS)  
6 (INCLUDING RESCISSIONS)

7 SEC. 201. Fifty percent of the amounts of budget au-  
8 thority, or in lieu thereof 50 percent of the cash amounts  
9 associated with such budget authority, that are recaptured  
10 from projects described in section 1012(a) of the Stewart  
11 B. McKinney Homeless Assistance Amendments Act of  
12 1988 (42 U.S.C. 1437f note) shall be rescinded or in the  
13 case of cash, shall be remitted to the Treasury, and such  
14 amounts of budget authority or cash recaptured and not  
15 rescinded or remitted to the Treasury shall be used by  
16 State housing finance agencies or local governments or  
17 local housing agencies with projects approved by the Sec-  
18 retary of Housing and Urban Development for which set-  
19 tlement occurred after January 1, 1992, in accordance  
20 with such section. Notwithstanding the previous sentence,  
21 the Secretary may award up to 15 percent of the budget  
22 authority or cash recaptured and not rescinded or remitted  
23 to the Treasury to provide project owners with incentives  
24 to refinance their project at a lower interest rate.



1       SEC. 202. None of the amounts made available under  
2 this Act may be used during fiscal year 2019 to investigate  
3 or prosecute under the Fair Housing Act any otherwise  
4 lawful activity engaged in by one or more persons, includ-  
5 ing the filing or maintaining of a nonfrivolous legal action,  
6 that is engaged in solely for the purpose of achieving or  
7 preventing action by a Government official or entity, or  
8 a court of competent jurisdiction.

9       SEC. 203. Except as explicitly provided in law, any  
10 grant, cooperative agreement or other assistance made  
11 pursuant to title II of this Act shall be made on a competi-  
12 tive basis and in accordance with section 102 of the De-  
13 partment of Housing and Urban Development Reform Act  
14 of 1989 (42 U.S.C. 3545).

15       SEC. 204. Funds of the Department of Housing and  
16 Urban Development subject to the Government Corpora-  
17 tion Control Act or section 402 of the Housing Act of  
18 1950 shall be available, without regard to the limitations  
19 on administrative expenses, for legal services on a contract  
20 or fee basis, and for utilizing and making payment for  
21 services and facilities of the Federal National Mortgage  
22 Association, Government National Mortgage Association,  
23 Federal Home Loan Mortgage Corporation, Federal Fi-  
24 nancing Bank, Federal Reserve banks or any member  
25 thereof, Federal Home Loan banks, and any insured bank

1 within the meaning of the Federal Deposit Insurance Cor-  
2 poration Act, as amended (12 U.S.C. 1811–1).

3 SEC. 205. Unless otherwise provided for in this Act  
4 or through a reprogramming of funds, no part of any ap-  
5 propriation for the Department of Housing and Urban  
6 Development shall be available for any program, project  
7 or activity in excess of amounts set forth in the budget  
8 estimates submitted to Congress.

9 SEC. 206. Corporations and agencies of the Depart-  
10 ment of Housing and Urban Development which are sub-  
11 ject to the Government Corporation Control Act are here-  
12 by authorized to make such expenditures, within the limits  
13 of funds and borrowing authority available to each such  
14 corporation or agency and in accordance with law, and to  
15 make such contracts and commitments without regard to  
16 fiscal year limitations as provided by section 104 of such  
17 Act as may be necessary in carrying out the programs set  
18 forth in the budget for 2019 for such corporation or agen-  
19 cy except as hereinafter provided: *Provided*, That collec-  
20 tions of these corporations and agencies may be used for  
21 new loan or mortgage purchase commitments only to the  
22 extent expressly provided for in this Act (unless such loans  
23 are in support of other forms of assistance provided for  
24 in this or prior appropriations Acts), except that this pro-  
25 viso shall not apply to the mortgage insurance or guaranty

1 operations of these corporations, or where loans or mort-  
2 gage purchases are necessary to protect the financial in-  
3 terest of the United States Government.

4       SEC. 207. The Secretary of Housing and Urban De-  
5 velopment shall provide quarterly reports to the House  
6 and Senate Committees on Appropriations regarding all  
7 uncommitted, unobligated, recaptured and excess funds in  
8 each program and activity within the jurisdiction of the  
9 Department and shall submit additional, updated budget  
10 information to these Committees upon request.

11       SEC. 208. The President's formal budget request for  
12 fiscal year 2020, as well as the Department of Housing  
13 and Urban Development's congressional budget justifica-  
14 tions to be submitted to the Committees on Appropriations  
15 of the House of Representatives and the Senate, shall use  
16 the identical account and sub-account structure provided  
17 under this Act.

18       SEC. 209. No funds provided under this title may be  
19 used for an audit of the Government National Mortgage  
20 Association that makes applicable requirements under the  
21 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

22       SEC. 210. (a) Notwithstanding any other provision  
23 of law, subject to the conditions listed under this section,  
24 for fiscal years 2019 and 2020, the Secretary of Housing  
25 and Urban Development may authorize the transfer of

1 some or all project-based assistance, debt held or insured  
2 by the Secretary and statutorily required low-income and  
3 very low-income use restrictions if any, associated with one  
4 or more multifamily housing project or projects to another  
5 multifamily housing project or projects.

6 (b) PHASED TRANSFERS.—Transfers of project-  
7 based assistance under this section may be done in phases  
8 to accommodate the financing and other requirements re-  
9 lated to rehabilitating or constructing the project or  
10 projects to which the assistance is transferred, to ensure  
11 that such project or projects meet the standards under  
12 subsection (c).

13 (c) The transfer authorized in subsection (a) is sub-  
14 ject to the following conditions:

15 (1) NUMBER AND BEDROOM SIZE OF UNITS.—

16 (A) For occupied units in the transferring  
17 project: The number of low-income and very  
18 low-income units and the configuration (i.e.,  
19 bedroom size) provided by the transferring  
20 project shall be no less than when transferred  
21 to the receiving project or projects and the net  
22 dollar amount of Federal assistance provided to  
23 the transferring project shall remain the same  
24 in the receiving project or projects.

1           (B) For unoccupied units in the transfer-  
2           ring project: The Secretary may authorize a re-  
3           duction in the number of dwelling units in the  
4           receiving project or projects to allow for a re-  
5           configuration of bedroom sizes to meet current  
6           market demands, as determined by the Sec-  
7           retary and provided there is no increase in the  
8           project-based assistance budget authority.

9           (2) The transferring project shall, as deter-  
10          mined by the Secretary, be either physically obsolete  
11          or economically nonviable.

12          (3) The receiving project or projects shall meet  
13          or exceed applicable physical standards established  
14          by the Secretary.

15          (4) The owner or mortgagor of the transferring  
16          project shall notify and consult with the tenants re-  
17          siding in the transferring project and provide a cer-  
18          tification of approval by all appropriate local govern-  
19          mental officials.

20          (5) The tenants of the transferring project who  
21          remain eligible for assistance to be provided by the  
22          receiving project or projects shall not be required to  
23          vacate their units in the transferring project or  
24          projects until new units in the receiving project are  
25          available for occupancy.

1           (6) The Secretary determines that this transfer  
2 is in the best interest of the tenants.

3           (7) If either the transferring project or the re-  
4 ceiving project or projects meets the condition speci-  
5 fied in subsection (d)(2)(A), any lien on the receiv-  
6 ing project resulting from additional financing ob-  
7 tained by the owner shall be subordinate to any  
8 FHA-insured mortgage lien transferred to, or placed  
9 on, such project by the Secretary, except that the  
10 Secretary may waive this requirement upon deter-  
11 mination that such a waiver is necessary to facilitate  
12 the financing of acquisition, construction, and/or re-  
13 habilitation of the receiving project or projects.

14           (8) If the transferring project meets the re-  
15 quirements of subsection (d)(2), the owner or mort-  
16 gator of the receiving project or projects shall exe-  
17 cute and record either a continuation of the existing  
18 use agreement or a new use agreement for the  
19 project where, in either case, any use restrictions in  
20 such agreement are of no lesser duration than the  
21 existing use restrictions.

22           (9) The transfer does not increase the cost (as  
23 defined in section 502 of the Congressional Budget  
24 Act of 1974, as amended) of any FHA-insured  
25 mortgage, except to the extent that appropriations

1           are provided in advance for the amount of any such  
2           increased cost.

3           (d) For purposes of this section—

4                 (1) the terms “low-income” and “very low-in-  
5                 come” shall have the meanings provided by the stat-  
6                 ute and/or regulations governing the program under  
7                 which the project is insured or assisted;

8                 (2) the term “multifamily housing project”  
9                 means housing that meets one of the following con-  
10                ditions—

11                         (A) housing that is subject to a mortgage  
12                         insured under the National Housing Act;

13                         (B) housing that has project-based assist-  
14                         ance attached to the structure including  
15                         projects undergoing mark to market debt re-  
16                         structuring under the Multifamily Assisted  
17                         Housing Reform and Affordability Housing Act;

18                         (C) housing that is assisted under section  
19                         202 of the Housing Act of 1959, as amended  
20                         by section 801 of the Cranston-Gonzales Na-  
21                         tional Affordable Housing Act;

22                         (D) housing that is assisted under section  
23                         202 of the Housing Act of 1959, as such sec-  
24                         tion existed before the enactment of the Cran-  
25                         ston-Gonzales National Affordable Housing Act;

1 (E) housing that is assisted under section  
2 811 of the Cranston-Gonzales National Afford-  
3 able Housing Act; or

4 (F) housing or vacant land that is subject  
5 to a use agreement;

6 (3) the term “project-based assistance”  
7 means—

8 (A) assistance provided under section 8(b)  
9 of the United States Housing Act of 1937;

10 (B) assistance for housing constructed or  
11 substantially rehabilitated pursuant to assist-  
12 ance provided under section 8(b)(2) of such Act  
13 (as such section existed immediately before Oc-  
14 tober 1, 1983);

15 (C) rent supplement payments under sec-  
16 tion 101 of the Housing and Urban Develop-  
17 ment Act of 1965;

18 (D) interest reduction payments under sec-  
19 tion 236 and/or additional assistance payments  
20 under section 236(f)(2) of the National Hous-  
21 ing Act;

22 (E) assistance payments made under sec-  
23 tion 202(e)(2) of the Housing Act of 1959; and



1 (F) assistance payments made under sec-  
2 tion 811(d)(2) of the Cranston-Gonzalez Na-  
3 tional Affordable Housing Act;

4 (4) the term “receiving project or projects”  
5 means the multifamily housing project or projects to  
6 which some or all of the project-based assistance,  
7 debt, and statutorily required low-income and very  
8 low-income use restrictions are to be transferred;

9 (5) the term “transferring project” means the  
10 multifamily housing project which is transferring  
11 some or all of the project-based assistance, debt, and  
12 the statutorily required low-income and very low-in-  
13 come use restrictions to the receiving project or  
14 projects; and

15 (6) the term “Secretary” means the Secretary  
16 of Housing and Urban Development.

17 (e) RESEARCH REPORT.—The Secretary shall con-  
18 duct an evaluation of the transfer authority under this sec-  
19 tion, including the effect of such transfers on the oper-  
20 ational efficiency, contract rents, physical and financial  
21 conditions, and long-term preservation of the affected  
22 properties.

23 SEC. 211. (a) No assistance shall be provided under  
24 section 8 of the United States Housing Act of 1937 (42  
25 U.S.C. 1437f) to any individual who—

1           (1) is enrolled as a student at an institution of  
2 higher education (as defined under section 102 of  
3 the Higher Education Act of 1965 (20 U.S.C.  
4 1002));

5           (2) is under 24 years of age;

6           (3) is not a veteran;

7           (4) is unmarried;

8           (5) does not have a dependent child;

9           (6) is not a person with disabilities, as such  
10 term is defined in section 3(b)(3)(E) of the United  
11 States Housing Act of 1937 (42 U.S.C.  
12 1437a(b)(3)(E)) and was not receiving assistance  
13 under such section 8 as of November 30, 2005;

14           (7) is not a youth who left foster care at age  
15 14 or older and is at risk of becoming homeless; and

16           (8) is not otherwise individually eligible, or has  
17 parents who, individually or jointly, are not eligible,  
18 to receive assistance under section 8 of the United  
19 States Housing Act of 1937 (42 U.S.C. 1437f).

20           (b) For purposes of determining the eligibility of a  
21 person to receive assistance under section 8 of the United  
22 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-  
23 cial assistance (in excess of amounts received for tuition  
24 and any other required fees and charges) that an indi-  
25 vidual receives under the Higher Education Act of 1965

1 (20 U.S.C. 1001 et seq.), from private sources, or an insti-  
2 tution of higher education (as defined under the Higher  
3 Education Act of 1965 (20 U.S.C. 1002)), shall be consid-  
4 ered income to that individual, except for a person over  
5 the age of 23 with dependent children.

6 SEC. 212. The funds made available for Native Alas-  
7 kans under the heading “Native American Housing Block  
8 Grants” in title II of this Act shall be allocated to the  
9 same Native Alaskan housing block grant recipients that  
10 received funds in fiscal year 2005.

11 SEC. 213. Notwithstanding any other provision of  
12 law, in fiscal year 2019, in managing and disposing of any  
13 multifamily property that is owned or has a mortgage held  
14 by the Secretary of Housing and Urban Development, and  
15 during the process of foreclosure on any property with a  
16 contract for rental assistance payments under section 8  
17 of the United States Housing Act of 1937 or other Fed-  
18 eral programs, the Secretary shall maintain any rental as-  
19 sistance payments under section 8 of the United States  
20 Housing Act of 1937 and other programs that are at-  
21 tached to any dwelling units in the property. To the extent  
22 the Secretary determines, in consultation with the tenants  
23 and the local government, that such a multifamily prop-  
24 erty owned or held by the Secretary is not feasible for con-  
25 tinued rental assistance payments under such section 8

1 or other programs, based on consideration of (1) the costs  
2 of rehabilitating and operating the property and all avail-  
3 able Federal, State, and local resources, including rent ad-  
4 justments under section 524 of the Multifamily Assisted  
5 Housing Reform and Affordability Act of 1997  
6 (“MAHRAA”) and (2) environmental conditions that can-  
7 not be remedied in a cost-effective fashion, the Secretary  
8 may, in consultation with the tenants of that property,  
9 contract for project-based rental assistance payments with  
10 an owner or owners of other existing housing properties,  
11 or provide other rental assistance. The Secretary shall also  
12 take appropriate steps to ensure that project-based con-  
13 tracts remain in effect prior to foreclosure, subject to the  
14 exercise of contractual abatement remedies to assist relo-  
15 cation of tenants for imminent major threats to health and  
16 safety after written notice to and informed consent of the  
17 affected tenants and use of other available remedies, such  
18 as partial abatements or receivership. After disposition of  
19 any multifamily property described under this section, the  
20 contract and allowable rent levels on such properties shall  
21 be subject to the requirements under section 524 of  
22 MAHRAA.

23       SEC. 214. The commitment authority funded by fees  
24 as provided under the heading “Community Development  
25 Loan Guarantees Program Account” may be used to guar-

1 antee, or make commitments to guarantee, notes, or other  
2 obligations issued by any State on behalf of non-entitle-  
3 ment communities in the State in accordance with the re-  
4 quirements of section 108 of the Housing and Community  
5 Development Act of 1974: *Provided*, That any State re-  
6 ceiving such a guarantee or commitment shall distribute  
7 all funds subject to such guarantee to the units of general  
8 local government in non-entitlement areas that received  
9 the commitment.

10       SEC. 215. Public housing agencies that own and oper-  
11 ate 400 or fewer public housing units may elect to be ex-  
12 empt from any asset management requirement imposed by  
13 the Secretary of Housing and Urban Development in con-  
14 nection with the operating fund rule: *Provided*, That an  
15 agency seeking a discontinuance of a reduction of subsidy  
16 under the operating fund formula shall not be exempt  
17 from asset management requirements.

18       SEC. 216. With respect to the use of amounts pro-  
19 vided in this Act and in future Acts for the operation, cap-  
20 ital improvement and management of public housing as  
21 authorized by sections 9(d) and 9(e) of the United States  
22 Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the  
23 Secretary shall not impose any requirement or guideline  
24 relating to asset management that restricts or limits in  
25 any way the use of capital funds for central office costs

1 pursuant to section 9(g)(1) or 9(g)(2) of the United States  
2 Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Pro-*  
3 *vided*, That a public housing agency may not use capital  
4 funds authorized under section 9(d) for activities that are  
5 eligible under section 9(e) for assistance with amounts  
6 from the operating fund in excess of the amounts per-  
7 mitted under section 9(g)(1) or 9(g)(2).

8       SEC. 217. No official or employee of the Department  
9 of Housing and Urban Development shall be designated  
10 as an allotment holder unless the Office of the Chief Fi-  
11 nancial Officer has determined that such allotment holder  
12 has implemented an adequate system of funds control and  
13 has received training in funds control procedures and di-  
14 rectives. The Chief Financial Officer shall ensure that  
15 there is a trained allotment holder for each HUD appro-  
16 priation under the accounts “Executive Offices” and “Ad-  
17 ministrative Support Offices,” as well as each account re-  
18 ceiving appropriations under the general heading “Pro-  
19 gram Office Salaries and Expenses”, “Government Na-  
20 tional Mortgage Association—Guarantees of Mortgage-  
21 Backed Securities Loan Guarantee Program Account”,  
22 and “Office of Inspector General” within the Department  
23 of Housing and Urban Development.

24       SEC. 218. The Secretary of the Department of Hous-  
25 ing and Urban Development shall, for fiscal year 2019,

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1 notify the public through the Federal Register and other  
2 means, as determined appropriate, of the issuance of a no-  
3 tice of the availability of assistance or notice of funding  
4 availability (NOFA) for any program or discretionary  
5 fund administered by the Secretary that is to be competi-  
6 tively awarded. Notwithstanding any other provision of  
7 law, for fiscal year 2019, the Secretary may make the  
8 NOFA available only on the Internet at the appropriate  
9 Government web site or through other electronic media,  
10 as determined by the Secretary.

11 SEC. 219. Payment of attorney fees in program-re-  
12 lated litigation shall be paid from the individual program  
13 office and Office of General Counsel salaries and expenses  
14 appropriations. The annual budget submission for the pro-  
15 gram offices and the Office of General Counsel shall in-  
16 clude any such projected litigation costs for attorney fees  
17 as a separate line item request. No funds provided in this  
18 title may be used to pay any such litigation costs for attor-  
19 ney fees until the Department submits for review a spend-  
20 ing plan for such costs to the House and Senate Commit-  
21 tees on Appropriations.

22 SEC. 220. The Secretary is authorized to transfer up  
23 to 10 percent or \$5,000,000, whichever is less, of funds  
24 appropriated for any office under the heading “Adminis-  
25 trative Support Offices” or for any account under the gen-

1 eral heading “Program Office Salaries and Expenses” to  
2 any other such office or account: *Provided*, That no appro-  
3 priation for any such office or account shall be increased  
4 or decreased by more than 10 percent or \$5,000,000,  
5 whichever is less, without prior written approval of the  
6 House and Senate Committees on Appropriations: *Pro-*  
7 *vided further*, That the Secretary shall provide notification  
8 to such Committees three business days in advance of any  
9 such transfers under this section up to 10 percent or  
10 \$5,000,000, whichever is less.

11 SEC. 221. (a) Any entity receiving housing assistance  
12 payments shall maintain decent, safe, and sanitary condi-  
13 tions, as determined by the Secretary of Housing and  
14 Urban Development (in this section referred to as the  
15 “Secretary”), and comply with any standards under appli-  
16 cable State or local laws, rules, ordinances, or regulations  
17 relating to the physical condition of any property covered  
18 under a housing assistance payment contract.

19 (b) The Secretary shall take action under subsection  
20 (c) when a multifamily housing project with a section 8  
21 contract or contract for similar project-based assistance—

22 (1) receives a Uniform Physical Condition  
23 Standards (UPCS) score of 60 or less; or

24 (2) fails to certify in writing to the Secretary  
25 within 3 days that all Exigent Health and Safety de-



1       iciencies identified by the inspector at the project  
2       have been corrected.

3 Such requirements shall apply to insured and noninsured  
4 projects with assistance attached to the units under sec-  
5 tion 8 of the United States Housing Act of 1937 (42  
6 U.S.C. 1437f), but do not apply to such units assisted  
7 under section 8(o)(13) (42 U.S.C. 1437f(o)(13)) or to  
8 public housing units assisted with capital or operating  
9 funds under section 9 of the United States Housing Act  
10 of 1937 (42 U.S.C. 1437g).

11       (c)(1) Within 15 days of the issuance of the REAC  
12 inspection, the Secretary must provide the owner with a  
13 Notice of Default with a specified timetable, determined  
14 by the Secretary, for correcting all deficiencies. The Sec-  
15 retary must also provide a copy of the Notice of Default  
16 to the tenants, the local government, any mortgagees, and  
17 any contract administrator. If the owner's appeal results  
18 in a UPCS score of 60 or above, the Secretary may with-  
19 draw the Notice of Default.

20       (2) At the end of the time period for correcting all  
21 deficiencies specified in the Notice of Default, if the owner  
22 fails to fully correct such deficiencies, the Secretary may—

23               (A) require immediate replacement of project  
24               management with a management agent approved by  
25               the Secretary;

1           (B) impose civil money penalties, which shall be  
2           used solely for the purpose of supporting safe and  
3           sanitary conditions at applicable properties, as des-  
4           ignated by the Secretary, with priority given to the  
5           tenants of the property affected by the penalty;

6           (C) abate the section 8 contract, including par-  
7           tial abatement, as determined by the Secretary, until  
8           all deficiencies have been corrected;

9           (D) pursue transfer of the project to an owner,  
10          approved by the Secretary under established proce-  
11          dures, which will be obligated to promptly make all  
12          required repairs and to accept renewal of the assist-  
13          ance contract as long as such renewal is offered;

14          (E) transfer the existing section 8 contract to  
15          another project or projects and owner or owners;

16          (F) pursue exclusionary sanctions, including  
17          suspensions or debarments from Federal programs;

18          (G) seek judicial appointment of a receiver to  
19          manage the property and cure all project deficiencies  
20          or seek a judicial order of specific performance re-  
21          quiring the owner to cure all project deficiencies;

22          (H) work with the owner, lender, or other re-  
23          lated party to stabilize the property in an attempt  
24          to preserve the property through compliance, trans-

1       fer of ownership, or an infusion of capital provided  
2       by a third-party that requires time to effectuate; or

3           (I) take any other regulatory or contractual  
4       remedies available as deemed necessary and appro-  
5       priate by the Secretary.

6       (d) The Secretary shall also take appropriate steps  
7       to ensure that project-based contracts remain in effect,  
8       subject to the exercise of contractual abatement remedies  
9       to assist relocation of tenants for major threats to health  
10      and safety after written notice to the affected tenants. To  
11      the extent the Secretary determines, in consultation with  
12      the tenants and the local government, that the property  
13      is not feasible for continued rental assistance payments  
14      under such section 8 or other programs, based on consid-  
15      eration of—

16           (1) the costs of rehabilitating and operating the  
17      property and all available Federal, State, and local  
18      resources, including rent adjustments under section  
19      524 of the Multifamily Assisted Housing Reform  
20      and Affordability Act of 1997 (“MAHRAA”); and

21           (2) environmental conditions that cannot be  
22      remedied in a cost-effective fashion, the Secretary  
23      may contract for project-based rental assistance pay-  
24      ments with an owner or owners of other existing

1 housing properties, or provide other rental assist-  
2 ance.

3 (e) The Secretary shall report quarterly on all prop-  
4 erties covered by this section that are assessed through  
5 the Real Estate Assessment Center and have UPCS phys-  
6 ical inspection scores of less than 60 or have received an  
7 unsatisfactory management and occupancy review within  
8 the past 36 months. The report shall include—

9 (1) the enforcement actions being taken to ad-  
10 dress such conditions, including imposition of civil  
11 money penalties and termination of subsidies, and  
12 identify properties that have such conditions mul-  
13 tiple times;

14 (2) actions that the Department of Housing  
15 and Urban Development is taking to protect tenants  
16 of such identified properties; and

17 (3) any administrative or legislative rec-  
18 ommendations to further improve the living condi-  
19 tions at properties covered under a housing assist-  
20 ance payment contract.

21 This report shall be due to the Senate and House Commit-  
22 tees on Appropriations no later than 30 days after the  
23 enactment of this Act, and on the first business day of  
24 each Federal fiscal year quarter thereafter while this sec-  
25 tion remains in effect.

1       SEC. 222. None of the funds made available by this  
2 Act, or any other Act, for purposes authorized under sec-  
3 tion 8 (only with respect to the tenant-based rental assist-  
4 ance program) and section 9 of the United States Housing  
5 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by  
6 any public housing agency for any amount of salary, in-  
7 cluding bonuses, for the chief executive officer of which,  
8 or any other official or employee of which, that exceeds  
9 the annual rate of basic pay payable for a position at level  
10 IV of the Executive Schedule at any time during any pub-  
11 lic housing agency fiscal year 2019.

12       SEC. 223. None of the funds in this Act provided to  
13 the Department of Housing and Urban Development may  
14 be used to make a grant award unless the Secretary noti-  
15 fies the House and Senate Committees on Appropriations  
16 not less than 3 full business days before any project,  
17 State, locality, housing authority, tribe, nonprofit organi-  
18 zation, or other entity selected to receive a grant award  
19 is announced by the Department or its offices.

20       SEC. 224. None of the funds made available by this  
21 Act may be used to require or enforce the Physical Needs  
22 Assessment (PNA).

23       SEC. 225. None of the funds made available in this  
24 Act shall be used by the Federal Housing Administration,  
25 the Government National Mortgage Administration, or the

1 Department of Housing and Urban Development to in-  
2 sure, securitize, or establish a Federal guarantee of any  
3 mortgage or mortgage backed security that refinances or  
4 otherwise replaces a mortgage that has been subject to  
5 eminent domain condemnation or seizure, by a State, mu-  
6 nicipality, or any other political subdivision of a State.

7       SEC. 226. None of the funds made available by this  
8 Act may be used to terminate the status of a unit of gen-  
9 eral local government as a metropolitan city (as defined  
10 in section 102 of the Housing and Community Develop-  
11 ment Act of 1974 (42 U.S.C. 5302)) with respect to  
12 grants under section 106 of such Act (42 U.S.C. 5306).

13       SEC. 227. Amounts made available under this Act  
14 which are either appropriated, allocated, advanced on a  
15 reimbursable basis, or transferred to the Office of Policy  
16 Development and Research in the Department of Housing  
17 and Urban Development and functions thereof, for re-  
18 search, evaluation, or statistical purposes, and which are  
19 unexpended at the time of completion of a contract, grant,  
20 or cooperative agreement, may be deobligated and shall  
21 immediately become available and may be reobligated in  
22 that fiscal year or the subsequent fiscal year for the re-  
23 search, evaluation, or statistical purposes for which the  
24 amounts are made available to that Office subject to re-  
25 programming requirements in section 405 of this Act.

1       SEC. 228. None of the funds provided in this Act or  
2 any other act may be used for awards, including perform-  
3 ance, special act, or spot, for any employee of the Depart-  
4 ment of Housing and Urban Development subject to ad-  
5 ministrative discipline (including suspension from work),  
6 in this or the prior fiscal year, but this prohibition shall  
7 not be effective prior to the effective date of any such ad-  
8 ministrative discipline or after any final decision over-  
9 turning such discipline.

10       SEC. 229. Funds made available in this title under  
11 the heading “Homeless Assistance Grants” may be used  
12 by the Secretary to participate in Performance Partner-  
13 ship Pilots authorized under section 526 of division H of  
14 Public Law 113–76, section 524 of division G of Public  
15 Law 113–235, section 525 of division H of Public Law  
16 114–113, and such authorities as are enacted for Perform-  
17 ance Partnership Pilots in an appropriations Act for fiscal  
18 year 2019: *Provided*, That such participation shall be lim-  
19 ited to no more than 10 continuums of care and housing  
20 activities to improve outcomes for disconnected youth.

21       SEC. 230. With respect to grant amounts awarded  
22 under the heading “Homeless Assistance Grants” for fis-  
23 cal years 2015, 2016, 2017, 2018 and 2019 for the con-  
24 tinuum of care (CoC) program as authorized under sub-  
25 title C of title IV of the McKinney-Vento Homeless Assist-

1 ance Act, costs paid by program income of grant recipients  
2 may count toward meeting the recipient's matching re-  
3 quirements, provided the costs are eligible CoC costs that  
4 supplement the recipient's CoC program.

5 SEC. 231. (a) From amounts made available under  
6 this title under the heading "Homeless Assistance  
7 Grants", the Secretary may award 1-year transition  
8 grants to recipients of funds for activities under subtitle  
9 C of the McKinney-Vento Homeless Assistance Act (42  
10 U.S.C. 11381 et seq.) to transition from one Continuum  
11 of Care program component to another.

12 (b) No more than 50 percent of each transition grant  
13 may be used for costs of eligible activities of the program  
14 component originally funded.

15 (c) Transition grants made under this section are eli-  
16 gible for renewal in subsequent fiscal years for the eligible  
17 activities of the new program component.

18 (d) In order to be eligible to receive a transition  
19 grant, the funding recipient must have the consent of the  
20 Continuum of Care and meet standards determined by the  
21 Secretary.

22 SEC. 232. None of the funds made available by this  
23 Act may be used by the Department of Housing and  
24 Urban Development to direct a grantee to undertake spe-  
25 cific changes to existing zoning laws as part of carrying



1 out the final rule entitled “Affirmatively Furthering Fair  
2 Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the  
3 notice entitled “Affirmatively Furthering Fair Housing  
4 Assessment Tool” (79 Fed. Reg. 57949 (September 26,  
5 2014)).

6 SEC. 233. Section 218(g) of the Cranston-Gonzalez  
7 National Affordable Housing Act (42 U.S.C. 12748(g))  
8 shall not apply with respect to the right of a jurisdiction  
9 to draw funds from its HOME Investment Trust Fund  
10 that otherwise expired or would expire in 2016, 2017,  
11 2018, 2019, 2020, or 2021 under that section. Section  
12 231(b) of such Act (42 U.S.C. 12771(b)) shall not apply  
13 to any uninvested funds that otherwise were deducted or  
14 would be deducted from the line of credit in the partici-  
15 pating jurisdiction’s HOME Investment Trust Fund in  
16 2018, 2019, 2020, or 2021 under that section.

17 SEC. 234. Amounts made available in title II of divi-  
18 sion K of the Consolidated Appropriations Resolution,  
19 2003 (Public Law 108–7) under the heading “Indian  
20 Housing Loan Guarantee Fund Program Account” for  
21 necessary expenses of the Land Title Report Commission  
22 are rescinded.

23 SEC. 235. (a) AUTHORITY.—The Secretary of Hous-  
24 ing and Urban Development (in this section referred to  
25 as the “Secretary”) may carry out a mobility demonstra-

1 tion program to enable public housing agencies to admin-  
2 ister housing choice voucher assistance under section 8(o)  
3 of the United States Housing Act of 1937 (42 U.S.C.  
4 1437f(o)) in a manner designed to encourage families re-  
5 ceiving such voucher assistance to move to lower-poverty  
6 areas and expand access to opportunity areas.

7 (b) SELECTION OF PHAS.—

8 (1) REQUIREMENTS.—The Secretary shall es-  
9 tablish requirements for public housing agencies to  
10 participate in the demonstration program under this  
11 section, which shall provide that the following public  
12 housing agencies may participate:

13 (A) Public housing agencies that to-  
14 gether—

15 (i) serve areas with high concentra-  
16 tions of holders of rental assistance vouch-  
17 ers under section 8(o) of the United States  
18 Housing Act of 1937 (42 U.S.C. 1437f(o))  
19 in poor, low-opportunity neighborhoods;  
20 and

21 (ii) have an adequate number of mod-  
22 erately priced rental units in higher-oppor-  
23 tunity areas.

24 (B) Planned consortia or partial consortia  
25 of public housing agencies that—

1 (i) include at least one agency with a  
2 high-performing Family Self-Sufficiency  
3 (FSS) program; and

4 (ii) will enable participating families  
5 to continue in such program if they relo-  
6 cate to the jurisdiction served by any other  
7 agency of the consortium.

8 (C) Planned consortia or partial consortia  
9 of public housing agencies that—

10 (i) serve jurisdictions within a single  
11 region;

12 (ii) include one or more small agen-  
13 cies; and

14 (iii) will consolidate mobility focused  
15 operations.

16 (D) Such other public housing agencies as  
17 the Secretary considers appropriate.

18 (2) SELECTION CRITERIA.—The Secretary shall  
19 establish competitive selection criteria for public  
20 housing agencies eligible under paragraph (1) to  
21 participate in the demonstration program under this  
22 section.

23 (3) RANDOM SELECTION OF FAMILIES.—The  
24 Secretary may require participating agencies to use  
25 a randomized selection process to select among the

1 families eligible to receive mobility assistance under  
2 the demonstration program.

3 (c) REGIONAL HOUSING MOBILITY PLAN.—The Sec-  
4 retary shall require each public housing agency applying  
5 to participate in the demonstration program under this  
6 section to submit a Regional Housing Mobility Plan (in  
7 this section referred to as a “Plan”), which shall—

8 (1) identify the public housing agencies that  
9 will participate under the Plan and the number of  
10 vouchers each participating agency will make avail-  
11 able out of their existing programs in connection  
12 with the demonstration;

13 (2) identify any community-based organizations,  
14 nonprofit organizations, businesses, and other enti-  
15 ties that will participate under the Plan and describe  
16 the commitments for such participation made by  
17 each such entity;

18 (3) identify any waivers or alternative require-  
19 ments under subparagraph (e) requested for the exe-  
20 cution of the Plan;

21 (4) identify any specific actions that the public  
22 housing agencies and other entities will undertake to  
23 accomplish the goals of the demonstration, which  
24 shall include a comprehensive approach to enable a  
25 successful transition to opportunity areas and may

1 include counseling and continued support for fami-  
2 lies;

3 (5) specify the criteria that the public housing  
4 agencies would use to identify opportunity areas  
5 under the plan;

6 (6) provide for establishment of priority and  
7 preferences for participating families, including a  
8 preference for families with young children, as such  
9 term is defined by the Secretary, based on regional  
10 housing needs and priorities; and

11 (7) comply with any other requirements estab-  
12 lished by the Secretary.

13 (d) FUNDING FOR MOBILITY-RELATED SERVICES.—

14 (1) USE OF ADMINISTRATIVE FEES.—Public  
15 housing agencies participating in the demonstration  
16 program under this section may use administrative  
17 fees under section 8(q) of the United States Housing  
18 Act of 1937 (42 U.S.C. 1437f(q)), their administra-  
19 tive fee reserves, and funding from private entities  
20 to provide mobility-related services in connection  
21 with the demonstration program, including services  
22 such as counseling, portability coordination, landlord  
23 outreach, security deposits, and administrative ac-  
24 tivities associated with establishing and operating re-  
25 gional mobility programs.

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1           (2) USE OF HOUSING ASSISTANCE FUNDS.—  
2       Public housing agencies participating in the dem-  
3       onstration under this section may use housing as-  
4       sistance payments funds under section 8(o) of the  
5       United States Housing Act of 1937 (42 U.S.C.  
6       1437f(o)) for security deposits if necessary to enable  
7       families to lease units with vouchers in designated  
8       opportunity areas.

9       (e) WAIVERS; ALTERNATIVE REQUIREMENTS.—

10           (1) WAIVERS.—To allow for public housing  
11       agencies to implement and administer their Regional  
12       Housing Mobility Plans, the Secretary may waive or  
13       specify alternative requirements for the following  
14       provisions of the United States Housing Act of  
15       1937:

16           (A) Sections 8(o)(7)(A) and 8(o)(13)(E)(i)  
17       (relating to the term of a lease and mobility re-  
18       quirements).

19           (B) Section 8(o)(13)(C)(i) (relating to the  
20       public housing plan for an agency).

21           (C) Section 8(r)(2) (relating to the respon-  
22       sibility of a public housing agency to administer  
23       ported assistance).

24           (2) ALTERNATIVE REQUIREMENTS FOR CON-  
25       SORTIA.—The Secretary shall provide alternative ad-

1       ministrative requirements for public housing agen-  
2       cies in a selected region to—

3               (A) form a consortium that has a single  
4       housing choice voucher funding contract; or

5               (B) enter into a partial consortium to op-  
6       erate all or portions of the Regional Housing  
7       Mobility Plan, which may include agencies par-  
8       ticipating in the Moving To Work Demonstra-  
9       tion program.

10       (3) EFFECTIVE DATE.—Any waiver or alter-  
11      native requirements pursuant to this subsection shall  
12      not take effect before the expiration of the 10-day  
13      period beginning upon publication of notice of such  
14      waiver or alternative requirement in the Federal  
15      Register.

16       (f) IMPLEMENTATION.—The Secretary may imple-  
17      ment the demonstration, including its terms, procedures,  
18      requirements, and conditions, by notice.

19       (g) EVALUATION.—Not later than five years after im-  
20      plementation of the regional housing mobility programs  
21      under the demonstration program under this section, the  
22      Secretary shall submit to the Congress and publish in the  
23      Federal Register a report evaluating the effectiveness of  
24      the strategies pursued under the demonstration, subject  
25      to the availability of funding to conduct the evaluation.

1 Through official websites and other methods, the Sec-  
2 retary shall disseminate interim findings as they become  
3 available, and shall, if promising strategies are identified,  
4 notify the Congress of the amount of funds that would  
5 be required to expand the testing of these strategies in  
6 additional types of public housing agencies and housing  
7 markets.

8 (h) TERMINATION.—The demonstration program  
9 under this section shall terminate on October 1, 2028.

10 SEC. 236. Section 221 of the Department of Housing  
11 and Urban Development Appropriations Act, 2015 (42  
12 U.S.C. 1437f–1; Public Law 113–235; 128 Stat 2754) is  
13 repealed.

14 SEC. 237. The Promise Zone designations and Prom-  
15 ise Zone Designation Agreements entered into pursuant  
16 to such designations, made by the Secretary of Housing  
17 and Urban Development in prior fiscal years, shall remain  
18 in effect in accordance with the terms and conditions of  
19 such agreements.

20 SEC. 238. None of the funds made available by this  
21 Act may be used to establish and apply review criteria,  
22 including rating factors or preference points, for participa-  
23 tion in or coordination with EnVision Centers, in the eval-  
24 uation, selection, and award of any funds made available  
25 and requiring competitive selection under this Act, except



1 with respect to any such funds otherwise authorized for  
2 EnVision Center purposes under this Act.

3 This title may be cited as the “Department of Hous-  
4 ing and Urban Development Appropriations Act, 2019”.

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1 *vided further*, That concurrent with the President's budget  
2 request for fiscal year 2020, the Inspector General shall  
3 submit to the House and Senate Committees on Appro-  
4 priations a budget request for fiscal year 2020 in similar  
5 format and substance to those submitted by executive  
6 agencies of the Federal Government.

7 NATIONAL TRANSPORTATION SAFETY BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the National Transpor-  
10 tation Safety Board, including hire of passenger motor ve-  
11 hicles and aircraft; services as authorized by 5 U.S.C.  
12 3109, but at rates for individuals not to exceed the per  
13 diem rate equivalent to the rate for a GS-15; uniforms,  
14 or allowances therefor, as authorized by law (5 U.S.C.  
15 5901-5902), \$110,400,000, of which not to exceed \$2,000  
16 may be used for official reception and representation ex-  
17 penses. The amounts made available to the National  
18 Transportation Safety Board in this Act include amounts  
19 necessary to make lease payments on an obligation in-  
20 curred in fiscal year 2001 for a capital lease.

21 NEIGHBORHOOD REINVESTMENT CORPORATION

22 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT

23 CORPORATION

24 For payment to the Neighborhood Reinvestment Cor-  
25 poration for use in neighborhood reinvestment activities,

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1 as authorized by the Neighborhood Reinvestment Corpora-  
2 tion Act (42 U.S.C. 8101–8107), \$150,000,000, of which  
3 \$5,000,000 shall be for a multi-family rental housing pro-  
4 gram: *Provided*, That an additional \$2,000,000, to remain  
5 available until September 30, 2023, shall be for the pro-  
6 motion and development of shared equity housing models.

7 SURFACE TRANSPORTATION BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the Surface Transpor-  
10 tation Board, including services authorized by 5 U.S.C.  
11 3109, \$37,100,000: *Provided*, That notwithstanding any  
12 other provision of law, not to exceed \$1,250,000 from fees  
13 established by the Chairman of the Surface Transpor-  
14 tation Board shall be credited to this appropriation as off-  
15 setting collections and used for necessary and authorized  
16 expenses under this heading: *Provided further*, That the  
17 sum herein appropriated from the general fund shall be  
18 reduced on a dollar-for-dollar basis as such offsetting col-  
19 lections are received during fiscal year 2019, to result in  
20 a final appropriation from the general fund estimated at  
21 no more than \$35,850,000.

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1           UNITED STATES INTERAGENCY COUNCIL ON  
2                           HOMELESSNESS  
3                           OPERATING EXPENSES

4           For necessary expenses (including payment of sala-  
5 ries, authorized travel, hire of passenger motor vehicles,  
6 the rental of conference rooms, and the employment of ex-  
7 perts and consultants under section 3109 of title 5, United  
8 States Code) of the United States Interagency Council on  
9 Homelessness in carrying out the functions pursuant to  
10 title II of the McKinney-Vento Homeless Assistance Act,  
11 as amended, \$3,600,000: *Provided*, That the first proviso  
12 in Public Law 115–141 under the heading “United States  
13 Interagency Council on Homelessness—Operating Ex-  
14 penses” is amended by striking “2020” and inserting  
15 “2028”.

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## 1 TITLE IV

## 2 GENERAL PROVISIONS—THIS ACT

3 SEC. 401. None of the funds in this Act shall be used  
4 for the planning or execution of any program to pay the  
5 expenses of, or otherwise compensate, non-Federal parties  
6 intervening in regulatory or adjudicatory proceedings  
7 funded in this Act.

8 SEC. 402. None of the funds appropriated in this Act  
9 shall remain available for obligation beyond the current  
10 fiscal year, nor may any be transferred to other appropria-  
11 tions, unless expressly so provided herein.

12 SEC. 403. The expenditure of any appropriation  
13 under this Act for any consulting service through a pro-  
14 curement contract pursuant to section 3109 of title 5,  
15 United States Code, shall be limited to those contracts  
16 where such expenditures are a matter of public record and  
17 available for public inspection, except where otherwise pro-  
18 vided under existing law, or under existing Executive order  
19 issued pursuant to existing law.

20 SEC. 404. (a) None of the funds made available in  
21 this Act may be obligated or expended for any employee  
22 training that—

23 (1) does not meet identified needs for knowl-  
24 edge, skills, and abilities bearing directly upon the  
25 performance of official duties;

1           (2) contains elements likely to induce high lev-  
2           els of emotional response or psychological stress in  
3           some participants;

4           (3) does not require prior employee notification  
5           of the content and methods to be used in the train-  
6           ing and written end of course evaluation;

7           (4) contains any methods or content associated  
8           with religious or quasi-religious belief systems or  
9           “new age” belief systems as defined in Equal Em-  
10          ployment Opportunity Commission Notice N-  
11          915.022, dated September 2, 1988; or

12          (5) is offensive to, or designed to change, par-  
13          ticipants’ personal values or lifestyle outside the  
14          workplace.

15          (b) Nothing in this section shall prohibit, restrict, or  
16          otherwise preclude an agency from conducting training  
17          bearing directly upon the performance of official duties.

18          SEC. 405. Except as otherwise provided in this Act,  
19          none of the funds provided in this Act, provided by pre-  
20          vious appropriations Acts to the agencies or entities fund-  
21          ed in this Act that remain available for obligation or ex-  
22          penditure in fiscal year 2019, or provided from any ac-  
23          counts in the Treasury derived by the collection of fees  
24          and available to the agencies funded by this Act, shall be

1 available for obligation or expenditure through a re-  
2 programming of funds that—

3 (1) creates a new program;

4 (2) eliminates a program, project, or activity;

5 (3) increases funds or personnel for any pro-  
6 gram, project, or activity for which funds have been  
7 denied or restricted by the Congress;

8 (4) proposes to use funds directed for a specific  
9 activity by either the House or Senate Committees  
10 on Appropriations for a different purpose;

11 (5) augments existing programs, projects, or ac-  
12 tivities in excess of \$5,000,000 or 10 percent, which-  
13 ever is less;

14 (6) reduces existing programs, projects, or ac-  
15 tivities by \$5,000,000 or 10 percent, whichever is  
16 less; or

17 (7) creates, reorganizes, or restructures a  
18 branch, division, office, bureau, board, commission,  
19 agency, administration, or department different from  
20 the budget justifications submitted to the Commit-  
21 tees on Appropriations or the table accompanying  
22 the joint explanatory statement accompanying this  
23 Act, whichever is more detailed, unless prior ap-  
24 proval is received from the House and Senate Com-  
25 mittees on Appropriations: *Provided*, That not later

1 than 60 days after the date of enactment of this  
2 Act, each agency funded by this Act shall submit a  
3 report to the Committees on Appropriations of the  
4 Senate and of the House of Representatives to es-  
5 tablish the baseline for application of reprogram-  
6 ming and transfer authorities for the current fiscal  
7 year: *Provided further*, That the report shall in-  
8 clude—

9 (A) a table for each appropriation with a  
10 separate column to display the prior year en-  
11 acted level, the President's budget request, ad-  
12 justments made by Congress, adjustments due  
13 to enacted rescissions, if appropriate, and the  
14 fiscal year enacted level;

15 (B) a delineation in the table for each ap-  
16 propriation and its respective prior year enacted  
17 level by object class and program, project, and  
18 activity as detailed in this Act, the table accom-  
19 panying the explanatory statement accom-  
20 panying this Act, accompanying reports of the  
21 House and Senate Committee on Appropria-  
22 tions, or in the budget appendix for the respec-  
23 tive appropriations, whichever is more detailed,  
24 and shall apply to all items for which a dollar  
25 amount is specified and to all programs for



1           which new budget (obligational) authority is  
2           provided, as well as to discretionary grants and  
3           discretionary grant allocations; and

4                   (C) an identification of items of special  
5           congressional interest.

6           SEC. 406. Except as otherwise specifically provided  
7 by law, not to exceed 50 percent of unobligated balances  
8 remaining available at the end of fiscal year 2019 from  
9 appropriations made available for salaries and expenses  
10 for fiscal year 2019 in this Act, shall remain available  
11 through September 30, 2020, for each such account for  
12 the purposes authorized: *Provided*, That a request shall  
13 be submitted to the House and Senate Committees on Ap-  
14 propriations for approval prior to the expenditure of such  
15 funds: *Provided further*, That these requests shall be made  
16 in compliance with reprogramming guidelines under sec-  
17 tion 405 of this Act.

18           SEC. 407. No funds in this Act may be used to sup-  
19 port any Federal, State, or local projects that seek to use  
20 the power of eminent domain, unless eminent domain is  
21 employed only for a public use: *Provided*, That for pur-  
22 poses of this section, public use shall not be construed to  
23 include economic development that primarily benefits pri-  
24 vate entities: *Provided further*, That any use of funds for  
25 mass transit, railroad, airport, seaport or highway

1 projects, as well as utility projects which benefit or serve  
2 the general public (including energy-related, communica-  
3 tion-related, water-related and wastewater-related infra-  
4 structure), other structures designated for use by the gen-  
5 eral public or which have other common-carrier or public-  
6 utility functions that serve the general public and are sub-  
7 ject to regulation and oversight by the government, and  
8 projects for the removal of an immediate threat to public  
9 health and safety or brownfields as defined in the Small  
10 Business Liability Relief and Brownfields Revitalization  
11 Act (Public Law 107–118) shall be considered a public  
12 use for purposes of eminent domain.

13       SEC. 408. None of the funds made available in this  
14 Act may be transferred to any department, agency, or in-  
15 strumentality of the United States Government, except  
16 pursuant to a transfer made by, or transfer authority pro-  
17 vided in, this Act or any other appropriations Act.

18       SEC. 409. No part of any appropriation contained in  
19 this Act shall be available to pay the salary for any person  
20 filling a position, other than a temporary position, for-  
21 merly held by an employee who has left to enter the Armed  
22 Forces of the United States and has satisfactorily com-  
23 pleted his or her period of active military or naval service,  
24 and has within 90 days after his or her release from such  
25 service or from hospitalization continuing after discharge

1 for a period of not more than 1 year, made application  
2 for restoration to his or her former position and has been  
3 certified by the Office of Personnel Management as still  
4 qualified to perform the duties of his or her former posi-  
5 tion and has not been restored thereto.

6 SEC. 410. No funds appropriated pursuant to this  
7 Act may be expended by an entity unless the entity agrees  
8 that in expending the assistance the entity will comply  
9 with sections 2 through 4 of the Act of March 3, 1933  
10 (41 U.S.C. 8301–8305, popularly known as the “Buy  
11 American Act”).

12 SEC. 411. No funds appropriated or otherwise made  
13 available under this Act shall be made available to any  
14 person or entity that has been convicted of violating the  
15 Buy American Act (41 U.S.C. 8301–8305).

16 SEC. 412. None of the funds made available in this  
17 Act may be used for first-class airline accommodations in  
18 contravention of sections 301–10.122 and 301–10.123 of  
19 title 41, Code of Federal Regulations.

20 SEC. 413. (a) None of the funds made available by  
21 this Act may be used to approve a new foreign air carrier  
22 permit under sections 41301 through 41305 of title 49,  
23 United States Code, or exemption application under sec-  
24 tion 40109 of that title of an air carrier already holding  
25 an air operators certificate issued by a country that is

1 party to the U.S.-E.U.-Iceland-Norway Air Transport  
2 Agreement where such approval would contravene United  
3 States law or Article 17 bis of the U.S.-E.U.-Iceland-Nor-  
4 way Air Transport Agreement.

5 (b) Nothing in this section shall prohibit, restrict or  
6 otherwise preclude the Secretary of Transportation from  
7 granting a foreign air carrier permit or an exemption to  
8 such an air carrier where such authorization is consistent  
9 with the U.S.-E.U.-Iceland-Norway Air Transport Agree-  
10 ment and United States law.

11 SEC. 414. None of the funds made available in this  
12 Act may be used to send or otherwise pay for the attend-  
13 ance of more than 50 employees of a single agency or de-  
14 partment of the United States Government, who are sta-  
15 tioned in the United States, at any single international  
16 conference unless the relevant Secretary reports to the  
17 House and Senate Committees on Appropriations at least  
18 5 days in advance that such attendance is important to  
19 the national interest: *Provided*, That for purposes of this  
20 section the term “international conference” shall mean a  
21 conference occurring outside of the United States attended  
22 by representatives of the United States Government and  
23 of foreign governments, international organizations, or  
24 nongovernmental organizations.

1       SEC. 415. None of the funds appropriated or other-  
2 wise made available under this Act may be used by the  
3 Surface Transportation Board to charge or collect any fil-  
4 ing fee for rate or practice complaints filed with the Board  
5 in an amount in excess of the amount authorized for dis-  
6 trict court civil suit filing fees under section 1914 of title  
7 28, United States Code.

8       SEC. 416. None of the funds made available by this  
9 Act may be used by the Department of Transportation,  
10 the Department of Housing and Urban Development, or  
11 any other Federal agency to lease or purchase new light  
12 duty vehicles for any executive fleet, or for an agency's  
13 fleet inventory, except in accordance with Presidential  
14 Memorandum—Federal Fleet Performance, dated May  
15 24, 2011.

16       SEC. 417. (a) None of the funds made available in  
17 this Act may be used to maintain or establish a computer  
18 network unless such network blocks the viewing,  
19 downloading, and exchanging of pornography.

20       (b) Nothing in subsection (a) shall limit the use of  
21 funds necessary for any Federal, State, tribal, or local law  
22 enforcement agency or any other entity carrying out crimi-  
23 nal investigations, prosecution, or adjudication activities.

24       SEC. 418. (a) None of the funds made available in  
25 this Act may be used to deny an Inspector General funded

1 under this Act timely access to any records, documents,  
2 or other materials available to the department or agency  
3 over which that Inspector General has responsibilities  
4 under the Inspector General Act of 1978 (5 U.S.C. App.),  
5 or to prevent or impede that Inspector General's access  
6 to such records, documents, or other materials, under any  
7 provision of law, except a provision of law that expressly  
8 refers to the Inspector General and expressly limits the  
9 Inspector General's right of access.

10 (b) A department or agency covered by this section  
11 shall provide its Inspector General with access to all such  
12 records, documents, and other materials in a timely man-  
13 ner.

14 (c) Each Inspector General shall ensure compliance  
15 with statutory limitations on disclosure relevant to the in-  
16 formation provided by the establishment over which that  
17 Inspector General has responsibilities under the Inspector  
18 General Act of 1978 (5 U.S.C. App.).

19 (d) Each Inspector General covered by this section  
20 shall report to the Committees on Appropriations of the  
21 House of Representatives and the Senate within 5 cal-  
22 endar days any failures to comply with this requirement.

23 SEC. 419. None of the funds appropriated or other-  
24 wise made available by this Act may be used to pay award  
25 or incentive fees for contractors whose performance has

1 been judged to be below satisfactory, behind schedule, over  
2 budget, or has failed to meet the basic requirements of  
3 a contract, unless the Agency determines that any such  
4 deviations are due to unforeseeable events, government-  
5 driven scope changes, or are not significant within the  
6 overall scope of the project and/or program unless such  
7 awards or incentive fees are consistent with 16.401(e)(2)  
8 of the FAR.

9       SEC. 420. For an additional amount for the “Rail-  
10 road Rehabilitation and Improvement Financing Pro-  
11 gram” account for the cost of modifications, as defined  
12 by section 502 of the Federal Credit Reform Act of 1990,  
13 of direct loans issued pursuant to sections 501 through  
14 504 of the Railroad Revitalization and Regulatory Reform  
15 Act of 1976 (Public Law 94–210), as amended, and in-  
16 cluded in cohort 1, as defined by the Department of  
17 Transportation’s memorandum to the Office of Manage-  
18 ment and Budget dated November 5, 2018, \$17,000,000,  
19 to remain available until expended: *Provided*, That, for a  
20 direct loan included in cohort 1, as defined in the memo-  
21 randum described in the previous proviso, that has satis-  
22 fied all obligations attached to such loan, the Secretary  
23 shall repay the credit risk premiums of such loan, with  
24 interest accrued thereon, not later than 60 days after the  
25 enactment of this Act or, for a direct loan included in co-

1 hort 1 with obligations that have not yet been satisfied,  
2 not later than 60 days after the date on which all obliga-  
3 tions attached to such loan have been satisfied.

4 SEC. 421. Section 127(l) of title 23, United States  
5 Code, is amended by adding at the end the following:

6 “(3) ADDITIONAL HIGHWAY SEGMENTS.—

7 “(A) IN GENERAL.—If any segment of  
8 highway described in clause (i) or (ii) of this  
9 subparagraph is designated as a route of the  
10 Interstate System, a vehicle that could operate  
11 legally on that segment before the date of such  
12 designation may continue to operate on that  
13 segment, without regard to any requirement  
14 under subsection (a), except that such vehicle  
15 shall not exceed a gross vehicle weight of  
16 120,000 pounds. The highway segments re-  
17 ferred to in this paragraph are as follows:

18 “(i) The William H. Natcher Parkway  
19 (to be designated as a spur of Interstate  
20 Route 65) from Interstate Route 65 in  
21 Bowling Green, Kentucky, to United  
22 States Route 60 in Owensboro, Kentucky.

23 “(ii) The Julian M. Carroll (Pur-  
24 chase) Parkway (to be designated as Inter-  
25 state Route 69) in Kentucky from the Ten-



1           nessee state line to the interchange with  
2           Interstate Route 24, near Calvert City.

3           “(B) NONDIVISIBLE LOAD OR VEHICLE.—  
4           Nothing in this paragraph shall prohibit the  
5           State from issuing a permit for a nondivisible  
6           load or vehicle with a gross vehicle weight that  
7           exceeds 120,000 pounds.”.

8           SEC. 422. Section 127(s) of title 23, United States  
9           Code, is amended—

10           (1) by striking the subsection heading and in-  
11           serting the following: “(s) NATURAL GAS AND ELEC-  
12           TRIC BATTERY VEHICLES”;

13           (2) by inserting “or powered primarily by  
14           means of electric battery power” after the first time  
15           “natural gas” appears;

16           (3) by striking “any vehicle weight limit” and  
17           inserting “the weight limit on the power unit by up  
18           to 2,000 pounds”; and

19           (4) by striking all that follows after “under this  
20           section” and inserting a period after “section”.

21           SEC. 423. Section 31112(c) of title 49, United States  
22           Code, is amended—

23           (1) in the subsection heading by striking “AND  
24           KANSAS” and inserting “KANSAS, AND OREGON”;

1           (2) in paragraph (4) by striking “and” at the  
2           end;

3           (3) in paragraph (5) by striking the period at  
4           the end and inserting “; and”; and

5           (4) by adding at the end the following:

6           “(6) Oregon may allow the operation of a truck  
7           tractor and 2 property-carrying units not in actual  
8           lawful operation on a regular or periodic basis on  
9           June 1, 1991, if—

10                   “(A) the length of the property-carrying  
11                   units does not exceed 82 feet 8 inches;

12                   “(B) the combination is used only to trans-  
13                   port sugar beets; and

14                   “(C) the operation occurs on United States  
15                   Route 20, United States Route 26, United  
16                   States Route 30, or Oregon Route 201 in the  
17                   vicinity, or between any, of—

18                           “(i) Vale, Oregon;

19                           “(ii) Ontario, Oregon; or

20                           “(iii) Nyssa, Oregon.”.

21           This division may be cited as the “Transportation,  
22           Housing and Urban Development, and Related Agencies  
23           Appropriations Act, 2019”.