

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.

H.R. 3055

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2020, and for other purposes.

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 “Commerce, Justice,
5 Science, Agriculture, Rural Development, Food and Drug
6 Administration, Interior, Environment, Transportation,
7 and Housing and Urban Development Appropriations Act,
8 2020”.

9 **SEC. 2. REFERENCES TO ACT.**

10 Except as expressly provided otherwise, any reference
11 to “this Act” contained in any division of this Act shall

1 be treated as referring only to the provisions of that divi-
2 sion.

3 **SEC. 3. REFERENCES TO REPORT.**

4 (a) Any reference to a “report accompanying this
5 Act” contained in division A shall be treated as a reference
6 to Senate Report 116–127. The effect of such Report shall
7 be limited to division A and shall apply for purposes of
8 determining the allocation of funds provided by, and the
9 implementation of, division A.

10 (b) Any reference to a “report accompanying this
11 Act” contained in division B shall be treated as a reference
12 to Senate Report 116–110. The effect of such Report shall
13 be limited to division B and shall apply for purposes of
14 determining the allocation of funds provided by, and the
15 implementation of, division B.

16 (c) Any reference to a “report accompanying this
17 Act” contained in division C shall be treated as a reference
18 to Senate Report 116–123. The effect of such Report shall
19 be limited to division C and shall apply for purposes of
20 determining the allocation of funds provided by, and the
21 implementation of, division C.

22 (d) Any reference to a “report accompanying this
23 Act” contained in division D shall be treated as a ref-
24 erence to Senate Report 116–109. The effect of such Re-
25 port shall be limited to division D and shall apply for pur-

1 poses of determining the allocation of funds provided by,
2 and the implementation of, division D.

1 **DIVISION D—TRANSPORTATION, AND**
2 **HOUSING AND URBAN DEVELOPMENT,**
3 **AND RELATED AGENCIES APPROPRIA-**
4 **TIONS ACT, 2020**

5 The following sums are appropriated, out of any
6 money in the Treasury not otherwise appropriated, for the
7 Departments of Transportation, and Housing and Urban
8 Development, and related agencies for the fiscal year end-
9 ing September 30, 2020, and for other purposes, namely:

10 **TITLE I**
11 **DEPARTMENT OF TRANSPORTATION**
12 **OFFICE OF THE SECRETARY**
13 **SALARIES AND EXPENSES**

14 For necessary expenses of the Office of the Secretary,
15 \$113,910,000, of which not to exceed \$3,065,000 shall be
16 available for the immediate Office of the Secretary; not
17 to exceed \$1,000,000 shall be available for the immediate
18 Office of the Deputy Secretary; not to exceed \$20,428,000
19 shall be available for the Office of the General Counsel;
20 not to exceed \$10,331,000 shall be available for the Office
21 of the Under Secretary of Transportation for Policy; not
22 to exceed \$14,300,000 shall be available for the Office of
23 the Assistant Secretary for Budget and Programs; not to
24 exceed \$2,546,000 shall be available for the Office of the
25 Assistant Secretary for Governmental Affairs; not to ex-

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 \$14,217,000, to remain available until September 30,
13 2021: *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, \$563,378,000, to remain available
20 until September 30, 2021: *Provided*, That of the sums ap-
21 propriated under this heading—

22 (1) \$73,562,000 shall be available for the Office
23 of the Chief Financial Officer;

24 (2) \$103,916,000 shall be available for the Of-
25 fice of the General Counsel, of which not less than

1 \$20,000,000 shall be for the Departmental Enforce-
2 ment Center;

3 (3) \$206,849,000 shall be available for the Of-
4 fice of Administration;

5 (4) \$39,827,000 shall be available for the Office
6 of the Chief Human Capital Officer;

7 (5) \$57,861,000 shall be available for the Office
8 of Field Policy and Management;

9 (6) \$19,445,000 shall be available for the Office
10 of the Chief Procurement Officer;

11 (7) \$4,242,000 shall be available for the Office
12 of Departmental Equal Employment Opportunity;
13 and

14 (8) \$57,676,000 shall be available for the Office
15 of the Chief Information Officer:

16 *Provided further*, That funds provided under this heading
17 may be used for necessary administrative and non-admin-
18 istrative expenses of the Department of Housing and
19 Urban Development, not otherwise provided for, including
20 purchase of uniforms, or allowances therefor, as author-
21 ized by 5 U.S.C. 5901–5902; hire of passenger motor vehi-
22 cles; and services as authorized by 5 U.S.C. 3109: *Pro-*
23 *vided further*, That notwithstanding any other provision
24 of law, funds appropriated under this heading may be used
25 for advertising and promotional activities that directly

1 support program activities funded in this title: *Provided*
2 *further*, That the Secretary shall provide the House and
3 Senate Committees on Appropriations quarterly written
4 notification regarding the status of pending congressional
5 reports: *Provided further*, That the Secretary shall provide
6 in electronic form all signed reports required by Congress:
7 *Provided further*, That none of the funds made available
8 under this heading for the Office of the Chief Financial
9 Officer for the financial transformation initiative shall be
10 available for obligation until after the Secretary has pub-
11 lished all mitigation allocations made available under the
12 heading “Department of Housing and Urban Develop-
13 ment—Community Planning and Development—Communi-
14 ty Development Fund” in Public Law 115–123 and the
15 necessary administrative requirements pursuant to section
16 1102 of Public Law 116–20: *Provided further*, That only
17 after the terms and conditions of the previous proviso have
18 been met, not more than 10 percent of the funds made
19 available under this heading for the Office of the Chief
20 Financial Officer for the financial transformation initia-
21 tive may be obligated until the Secretary submits to the
22 House and Senate Committees on Appropriations, for ap-
23 proval, a plan for expenditure that includes the financial
24 and internal control capabilities to be delivered and the
25 mission benefits to be realized, key milestones to be met,

1 and the relationship between the proposed use of funds
2 made available under this heading and the projected total
3 cost and scope of the initiative.

4 PROGRAM OFFICES

5 For necessary salaries and expenses for Program Of-
6 fices, \$844,000,000, to remain available until September
7 30, 2021: *Provided*, That of the sums appropriated under
8 this heading—

9 (1) \$225,000,000 shall be available for the Of-
10 fice of Public and Indian Housing;

11 (2) \$123,000,000 shall be available for the Of-
12 fice of Community Planning and Development;

13 (3) \$387,000,000 shall be available for the Of-
14 fice of Housing, of which not less than \$13,200,000
15 shall be for the Office of Recapitalization;

16 (4) \$28,000,000 shall be available for the Office
17 of Policy Development and Research;

18 (5) \$72,000,000 shall be available for the Office
19 of Fair Housing and Equal Opportunity; and

20 (6) \$9,000,000 shall be available for the Office
21 of Lead Hazard Control and Healthy Homes.

22 WORKING CAPITAL FUND

23 (INCLUDING TRANSFER OF FUNDS)

24 For the working capital fund for the Department of
25 Housing and Urban Development (referred to in this para-

1 graph as the “Fund”), pursuant, in part, to section 7(f)
2 of the Department of Housing and Urban Development
3 Act (42 U.S.C. 3535(f)), amounts transferred, including
4 reimbursements pursuant to section 7(f), to the Fund
5 under this heading shall be available only for Federal
6 shared services used by offices and agencies of the Depart-
7 ment, and for any such portion of any office or agency’s
8 printing, records management, space renovation, fur-
9 niture, or supply services the Secretary has determined
10 shall be provided through the Fund: *Provided*, That
11 amounts within the Fund shall not be available to provide
12 services not specifically authorized under this heading:
13 *Provided further*, That the Fund shall be reimbursed from
14 available funds of agencies and offices in the Department
15 for which such services are performed at rates which will
16 return in full all expenses of such services, but shall not
17 be reimbursed for, and amounts within the Fund shall not
18 be available for, the operational expenses of the Fund (in-
19 cluding staffing, contracts, systems, and software): *Pro-*
20 *vided further*, That upon a determination by the Secretary
21 that any other service (or portion thereof) authorized
22 under this heading shall be provided through the Fund,
23 amounts made available in this title for salaries and ex-
24 penses under the headings “Executive Offices”, “Adminis-
25 trative Support Offices”, “Program Offices”, and “Gov-

1 ernment National Mortgage Association”, for such serv-
2 ices shall be transferred to the Fund, to remain available
3 until expended: *Provided further*, That the Secretary shall
4 notify the House and Senate Committees on Appropria-
5 tions of its plans for executing such transfers at least fif-
6 teen (15) days in advance of such transfers: *Provided fur-*
7 *ther*, That the Secretary may transfer not to exceed an
8 additional \$5,000,000, in aggregate, from all such appro-
9 priations, to be merged with the Fund and to remain avail-
10 able until expended for any purpose under this heading.

11 PUBLIC AND INDIAN HOUSING

12 TENANT-BASED RENTAL ASSISTANCE

13 For activities and assistance for the provision of ten-
14 ant-based rental assistance authorized under the United
15 States Housing Act of 1937, as amended (42 U.S.C. 1437
16 et seq.) (“the Act” herein), not otherwise provided for,
17 \$19,833,000,000, to remain available until expended, shall
18 be available on October 1, 2019 (in addition to the
19 \$4,000,000,000 previously appropriated under this head-
20 ing that shall be available on October 1, 2019), and
21 \$4,000,000,000, to remain available until expended, shall
22 be available on October 1, 2020: *Provided*, That the
23 amounts made available under this heading are provided
24 as follows:

1 (1) \$21,502,000,000 shall be available for re-
2 newals of expiring section 8 tenant-based annual
3 contributions contracts (including renewals of en-
4 hanced vouchers under any provision of law author-
5 izing such assistance under section 8(t) of the Act)
6 and including renewal of other special purpose incre-
7 mental vouchers: *Provided*, That notwithstanding
8 any other provision of law, from amounts provided
9 under this paragraph and any carryover, the Sec-
10 retary for the calendar year 2020 funding cycle shall
11 provide renewal funding for each public housing
12 agency based on validated voucher management sys-
13 tem (VMS) leasing and cost data for the prior cal-
14 endar year and by applying an inflation factor as es-
15 tablished by the Secretary, by notice published in
16 the Federal Register, and by making any necessary
17 adjustments for the costs associated with the first-
18 time renewal of vouchers under this paragraph in-
19 cluding tenant protection and Choice Neighborhoods
20 vouchers: *Provided further*, That none of the funds
21 provided under this paragraph may be used to fund
22 a total number of unit months under lease which ex-
23 ceeds a public housing agency's authorized level of
24 units under contract, except for public housing agen-
25 cies participating in the MTW demonstration, which

1 are instead governed by the terms and conditions of
2 their MTW agreements: *Provided further*, That the
3 Secretary shall, to the extent necessary to stay with-
4 in the amount specified under this paragraph (ex-
5 cept as otherwise modified under this paragraph),
6 prorate each public housing agency's allocation oth-
7 erwise established pursuant to this paragraph: *Pro-*
8 *vided further*, That except as provided in the fol-
9 lowing provisos, the entire amount specified under
10 this paragraph (except as otherwise modified under
11 this paragraph) shall be obligated to the public hous-
12 ing agencies based on the allocation and pro rata
13 method described above, and the Secretary shall no-
14 tify public housing agencies of their annual budget
15 by the latter of 60 days after enactment of this Act
16 or March 1, 2020: *Provided further*, That the Sec-
17 retary may extend the notification period with the
18 prior written approval of the House and Senate
19 Committees on Appropriations: *Provided further*,
20 That public housing agencies participating in the
21 MTW demonstration shall be funded pursuant to
22 their MTW agreements and shall be subject to the
23 same pro rata adjustments under the previous pro-
24 visos: *Provided further*, That the Secretary may off-
25 set public housing agencies' calendar year 2020 allo-

1 cations based on the excess amounts of public hous-
2 ing agencies' net restricted assets accounts, includ-
3 ing HUD-held programmatic reserves (in accordance
4 with VMS data in calendar year 2019 that is
5 verifiable and complete), as determined by the Sec-
6 retary: *Provided further*, That public housing agen-
7 cies participating in the MTW demonstration shall
8 also be subject to the offset, as determined by the
9 Secretary, excluding amounts subject to the single
10 fund budget authority provisions of their MTW
11 agreements, from the agencies' calendar year 2020
12 MTW funding allocation: *Provided further*, That the
13 Secretary shall use any offset referred to in the pre-
14 vious two provisos throughout the calendar year to
15 prevent the termination of rental assistance for fam-
16 ilies as the result of insufficient funding, as deter-
17 mined by the Secretary, and to avoid or reduce the
18 proration of renewal funding allocations: *Provided*
19 *further*, That up to \$100,000,000 shall be available
20 only: (1) for adjustments in the allocations for public
21 housing agencies, after application for an adjust-
22 ment by a public housing agency that experienced a
23 significant increase, as determined by the Secretary,
24 in renewal costs of vouchers resulting from unfore-
25 seen circumstances or from portability under section

1 8(r) of the Act; (2) for vouchers that were not in use
2 during the previous 12-month period in order to be
3 available to meet a commitment pursuant to section
4 8(o)(13) of the Act; (3) for adjustments for costs as-
5 sociated with HUD–Veterans Affairs Supportive
6 Housing (HUD–VASH) vouchers; and (4) for public
7 housing agencies that despite taking reasonable cost
8 savings measures, as determined by the Secretary,
9 would otherwise be required to terminate rental as-
10 sistance for families as a result of insufficient fund-
11 ing: *Provided further*, That the Secretary shall allo-
12 cate amounts under the previous proviso based on
13 need, as determined by the Secretary;

14 (2) \$75,000,000 shall be for section 8 rental as-
15 sistance for relocation and replacement of housing
16 units that are demolished or disposed of pursuant to
17 section 18 of the Act, conversion of section 23
18 projects to assistance under section 8, relocation of
19 witnesses in connection with efforts to combat crime
20 in public and assisted housing pursuant to a request
21 from a law enforcement or prosecution agency, en-
22 hanced vouchers under any provision of law author-
23 izing such assistance under section 8(t) of the Act,
24 Choice Neighborhood vouchers, mandatory and vol-
25 untary conversions, and tenant protection assistance

1 including replacement and relocation assistance or
2 for project-based assistance to prevent the displace-
3 ment of unassisted elderly tenants currently residing
4 in section 202 properties financed between 1959 and
5 1974 that are refinanced pursuant to Public Law
6 106–569, as amended, or under the authority as
7 provided under this Act: *Provided*, That when a pub-
8 lic housing development is submitted for demolition
9 or disposition under section 18 of the Act, the Sec-
10 retary may provide section 8 rental assistance when
11 the units pose an imminent health and safety risk to
12 residents: *Provided further*, That the Secretary may
13 only provide replacement vouchers for units that
14 were occupied within the previous 24 months that
15 cease to be available as assisted housing, subject
16 only to the availability of funds: *Provided further*,
17 That of the amounts made available under this para-
18 graph, up to \$3,000,000 may be available to provide
19 tenant protection assistance, not otherwise provided
20 under this paragraph, to residents residing in low
21 vacancy areas and who may have to pay rents great-
22 er than 30 percent of household income, as the re-
23 sult of: (A) the maturity of a HUD-insured, HUD-
24 held or section 202 loan that requires the permission
25 of the Secretary prior to loan prepayment; (B) the

1 expiration of a rental assistance contract for which
2 the tenants are not eligible for enhanced voucher or
3 tenant protection assistance under existing law; or
4 (C) the expiration of affordability restrictions accom-
5 panying a mortgage or preservation program admin-
6 istered by the Secretary: *Provided further*, That such
7 tenant protection assistance made available under
8 the previous proviso may be provided under the au-
9 thority of section 8(t) or section 8(o)(13) of the
10 United States Housing Act of 1937 (42 U.S.C.
11 1437f(t)): *Provided further*, That the Secretary shall
12 issue guidance to implement the previous provisos,
13 including, but not limited to, requirements for defin-
14 ing eligible at-risk households within 60 days of the
15 enactment of this Act: *Provided further*, That any
16 tenant protection voucher made available from
17 amounts under this paragraph shall not be reissued
18 by any public housing agency, except the replace-
19 ment vouchers as defined by the Secretary by notice,
20 when the initial family that received any such vouch-
21 er no longer receives such voucher, and the authority
22 for any public housing agency to issue any such
23 voucher shall cease to exist: *Provided further*, That
24 the Secretary may provide section 8 rental assist-
25 ance from amounts made available under this para-

1 graph for units assisted under a project-based sub-
2 sidy contract funded under the “Project-Based
3 Rental Assistance” heading under this title where
4 the owner has received a Notice of Default and the
5 units pose an imminent health and safety risk to
6 residents: *Provided further*, That to the extent that
7 the Secretary determines that such units are not
8 feasible for continued rental assistance payments or
9 transfer of the subsidy contract associated with such
10 units to another project or projects and owner or
11 owners, any remaining amounts associated with such
12 units under such contract shall be recaptured and
13 used to reimburse amounts used under this para-
14 graph for rental assistance under the preceding pro-
15 viso;

16 (3) \$1,977,000,000 shall be for administrative
17 and other expenses of public housing agencies in ad-
18 ministering the section 8 tenant-based rental assist-
19 ance program, of which up to \$20,000,000 shall be
20 available to the Secretary to allocate to public hous-
21 ing agencies that need additional funds to admin-
22 ister their section 8 programs, including fees associ-
23 ated with section 8 tenant protection rental assist-
24 ance, the administration of disaster related vouchers,
25 HUD-VASH vouchers, and other special purpose in-

1 cremental vouchers: *Provided*, That no less than
2 \$1,957,000,000 of the amount provided in this para-
3 graph shall be allocated to public housing agencies
4 for the calendar year 2020 funding cycle based on
5 section 8(q) of the Act (and related Appropriation
6 Act provisions) as in effect immediately before the
7 enactment of the Quality Housing and Work Re-
8 sponsibility Act of 1998 (Public Law 105–276): *Pro-*
9 *vided further*, That if the amounts made available
10 under this paragraph are insufficient to pay the
11 amounts determined under the previous proviso, the
12 Secretary may decrease the amounts allocated to
13 agencies by a uniform percentage applicable to all
14 agencies receiving funding under this paragraph or
15 may, to the extent necessary to provide full payment
16 of amounts determined under the previous proviso,
17 utilize unobligated balances, including recaptures
18 and carryovers, remaining from funds appropriated
19 to the Department of Housing and Urban Develop-
20 ment under this heading from prior fiscal years, ex-
21 cluding special purpose vouchers, notwithstanding
22 the purposes for which such amounts were appro-
23 priated: *Provided further*, That all public housing
24 agencies participating in the MTW demonstration
25 shall be funded pursuant to their MTW agreements,

1 and shall be subject to the same uniform percentage
2 decrease as under the previous proviso: *Provided fur-*
3 *ther*, That amounts provided under this paragraph
4 shall be only for activities related to the provision of
5 tenant-based rental assistance authorized under sec-
6 tion 8, including related development activities;

7 (4) \$218,000,000 for the renewal of tenant-
8 based assistance contracts under section 811 of the
9 Cranston-Gonzalez National Affordable Housing Act
10 (42 U.S.C. 8013), including necessary administra-
11 tive expenses: *Provided*, That administrative and
12 other expenses of public housing agencies in admin-
13 istering the special purpose vouchers in this para-
14 graph shall be funded under the same terms and be
15 subject to the same pro rata reduction as the per-
16 cent decrease for administrative and other expenses
17 to public housing agencies under paragraph (3) of
18 this heading: *Provided further*, That upon turnover,
19 section 811 special purpose vouchers funded under
20 this heading in this or prior Acts, or under any
21 other heading in prior Acts, shall be provided to
22 non-elderly persons with disabilities;

23 (5) \$1,000,000 shall be for rental assistance
24 and associated administrative fees for Tribal HUD-
25 VASH to serve Native American veterans that are

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

1 of such rental assistance and other program data, as
2 prescribed by the Secretary: *Provided further*, That
3 the Secretary may reallocate, as determined by the
4 Secretary, amounts returned or recaptured from
5 awards under prior Acts;

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

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

15 (7) \$20,000,000 shall be made available for the
16 family unification program as authorized under sec-
17 tion 8(x) of the Act for new incremental voucher as-
18 sistance to assist eligible youth as defined by such
19 section 8(x)(2)(B): *Provided*, That assistance made
20 available under this paragraph shall continue to re-
21 main available for such eligible youth upon turnover:
22 *Provided further*, That of the total amount made
23 available under this paragraph, up to \$10,000,000
24 shall be available on a noncompetitive basis to public
25 housing agencies that partner with public child wel-

1 fare agencies to identify such eligible youth, that re-
2 quest such assistance to timely assist such eligible
3 youth, and that meet any other criteria as specified
4 by the Secretary: *Provided further*, That the Sec-
5 retary shall review utilization of the assistance made
6 available under the previous proviso, at an interval
7 to be determined by the Secretary, and unutilized
8 voucher assistance that is no longer needed shall be
9 recaptured by the Secretary and reallocated pursu-
10 ant to the previous proviso: *Provided further*, That
11 for any public housing agency administering voucher
12 assistance appropriated in a prior Act under the
13 family unification program, or made available and
14 competitively selected under this paragraph for eligi-
15 ble youth, that determines that it no longer has an
16 identified need for such assistance upon turnover,
17 such agency shall notify the Secretary, and the Sec-
18 retary shall recapture such assistance from the agen-
19 cy and reallocate it to any other public housing
20 agency or agencies based on need for voucher assist-
21 ance in connection with such specified program or
22 eligible youth, as applicable; and

23 (8) the Secretary shall separately track all spe-
24 cial purpose vouchers funded under this heading.

1 HOUSING CERTIFICATE FUND

2 (INCLUDING RESCISSIONS)

3 Unobligated balances, including recaptures and car-
4 ryover, remaining from funds appropriated to the Depart-
5 ment of Housing and Urban Development under this
6 heading, the heading “Annual Contributions for Assisted
7 Housing” and the heading “Project-Based Rental Assist-
8 ance”, for fiscal year 2020 and prior years may be used
9 for renewal of or amendments to section 8 project-based
10 contracts and for performance-based contract administra-
11 tors, notwithstanding the purposes for which such funds
12 were appropriated: *Provided*, That any obligated balances
13 of contract authority from fiscal year 1974 and prior that
14 have been terminated shall be rescinded: *Provided further*,
15 That amounts heretofore recaptured, or recaptured during
16 the current fiscal year, from section 8 project-based con-
17 tracts from source years fiscal year 1975 through fiscal
18 year 1987 are hereby rescinded, and an amount of addi-
19 tional new budget authority, equivalent to the amount re-
20 scinded is hereby appropriated, to remain available until
21 expended, for the purposes set forth under this heading,
22 in addition to amounts otherwise available.

23 PUBLIC HOUSING CAPITAL FUND

24 For the Public Housing Capital Fund Program to
25 carry out capital and management activities for public

1 housing agencies, as authorized under section 9 of the
2 United States Housing Act of 1937 (42 U.S.C. 1437g)
3 (the “Act”) \$2,855,000,000, to remain available until
4 September 30, 2023: *Provided*, That notwithstanding any
5 other provision of law or regulation, during fiscal year
6 2020, the Secretary of Housing and Urban Development
7 may not delegate to any Department official other than
8 the Deputy Secretary and the Assistant Secretary for
9 Public and Indian Housing any authority under paragraph
10 (2) of section 9(j) regarding the extension of the time peri-
11 ods under such section: *Provided further*, That for pur-
12 poses of such section 9(j), the term “obligate” means, with
13 respect to amounts, that the amounts are subject to a
14 binding agreement that will result in outlays, immediately
15 or in the future: *Provided further*, That of the total
16 amount made available under this heading, up to
17 \$14,000,000 shall be to support ongoing public housing
18 financial and physical assessment activities: *Provided fur-*
19 *ther*, That of the total amount made available under this
20 heading, up to \$1,000,000 shall be to support the costs
21 of administrative and judicial receiverships: *Provided fur-*
22 *ther*, That of the total amount provided under this head-
23 ing, not to exceed \$50,000,000 shall be available for the
24 Secretary to make grants, notwithstanding section 203 of
25 this Act, to public housing agencies for emergency capital

1 needs including safety and security measures necessary to
2 address crime and drug-related activity as well as needs
3 resulting from unforeseen or unpreventable emergencies
4 and natural disasters excluding Presidentially declared
5 emergencies and natural disasters under the Robert T.
6 Stafford Disaster Relief and Emergency Act (42 U.S.C.
7 5121 et seq.) occurring in fiscal year 2020, of which
8 \$20,000,000 shall be available for public housing agencies
9 under administrative and judicial receiverships or under
10 the control of a Federal monitor: *Provided further*, That
11 of the amount made available under the previous proviso,
12 not less than \$10,000,000 shall be for safety and security
13 measures: *Provided further*, That in addition to the
14 amount in the previous proviso for such safety and secu-
15 rity measures, any amounts that remain available, after
16 all applications received on or before September 30, 2021,
17 for emergency capital needs have been processed, shall be
18 allocated to public housing agencies for such safety and
19 security measures: *Provided further*, That for funds pro-
20 vided under this heading, the limitation in section 9(g)(1)
21 of the Act shall be 25 percent: *Provided further*, That the
22 Secretary may waive the limitation in the previous proviso
23 to allow public housing agencies to fund activities author-
24 ized under section 9(e)(1)(C) of the Act: *Provided further*,
25 That the Secretary shall notify public housing agencies re-

1 requesting waivers under the previous proviso if the request
2 is approved or denied within 14 days of submitting the
3 request: *Provided further*, That from the funds made avail-
4 able under this heading, the Secretary shall provide bonus
5 awards in fiscal year 2020 to public housing agencies that
6 are designated high performers: *Provided further*, That the
7 Department shall notify public housing agencies of their
8 formula allocation within 60 days of enactment of this Act:
9 *Provided further*, That of the total amount provided under
10 this heading, \$40,000,000 shall be available for competi-
11 tive grants to public housing agencies to evaluate and re-
12 duce lead-based paint hazards and other housing-related
13 hazards including mold in public housing: *Provided fur-*
14 *ther*, That of the amounts available under the previous
15 proviso, no less than \$25,000,000 shall be for competitive
16 grants to public housing agencies to evaluate and reduce
17 lead-based paint hazards in public housing by carrying out
18 the activities of risk assessments, abatement, and interim
19 controls (as those terms are defined in section 1004 of
20 the Residential Lead-Based Paint Hazard Reduction Act
21 of 1992 (42 U.S.C. 4851b)): *Provided further*, That for
22 purposes of environmental review, a grant under the pre-
23 vious two provisos shall be considered funds for projects
24 or activities under title I of the United States Housing
25 Act of 1937 (42 U.S.C. 1437 et seq.) for purposes of sec-

1 tion 26 of such Act (42 U.S.C. 1437x) and shall be subject
2 to the regulations implementing such section: *Provided*
3 *further*, That for funds made available under the previous
4 three provisos, the Secretary shall allow a PHA to apply
5 for up to 20 percent of the funds made available under
6 the first two provisos and prioritize need when awarding
7 grants.

8 PUBLIC HOUSING OPERATING FUND

9 For 2020 payments to public housing agencies for the
10 operation and management of public housing, as author-
11 ized by section 9(e) of the United States Housing Act of
12 1937 (42 U.S.C. 1437g(e)), \$4,650,000,000, to remain
13 available until September 30, 2021: *Provided*, That of the
14 total amount available under this heading, \$25,000,000
15 shall be available to the Secretary to allocate pursuant to
16 a need-based application process notwithstanding section
17 203 of this title and not subject to the Operating Fund
18 formula at part 990 of title 24, Code of Federal Regula-
19 tions to public housing agencies that experience financial
20 insolvency, as determined by the Secretary: *Provided fur-*
21 *ther*, That after all such insolvency needs are met, the Sec-
22 retary may distribute any remaining funds to all public
23 housing agencies on a pro-rata basis pursuant to the Oper-
24 ating Fund formula at part 990 of title 24, Code of Fed-
25 eral Regulations.

1 CHOICE NEIGHBORHOODS INITIATIVE

2 For competitive grants under the Choice Neighbor-
3 hoods Initiative (subject to section 24 of the United States
4 Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise
5 specified under this heading), for transformation, rehabili-
6 tation, and replacement housing needs of both public and
7 HUD-assisted housing and to transform neighborhoods of
8 poverty into functioning, sustainable mixed income neigh-
9 borhoods with appropriate services, schools, public assets,
10 transportation and access to jobs, \$100,000,000, to re-
11 main available until September 30, 2022: *Provided*, That
12 grant funds may be used for resident and community serv-
13 ices, community development, and affordable housing
14 needs in the community, and for conversion of vacant or
15 foreclosed properties to affordable housing: *Provided fur-*
16 *ther*, That the use of funds made available under this
17 heading shall not be deemed to be public housing notwith-
18 standing section 3(b)(1) of such Act: *Provided further*,
19 That grantees shall commit to an additional period of af-
20 fordability determined by the Secretary of not fewer than
21 20 years: *Provided further*, That grantees shall provide a
22 match in State, local, other Federal or private funds: *Pro-*
23 *vided further*, That grantees may include local govern-
24 ments, tribal entities, public housing authorities, and non-
25 profits: *Provided further*, That for-profit developers may

1 apply jointly with a public entity: *Provided further*, That
2 for purposes of environmental review, a grantee shall be
3 treated as a public housing agency under section 26 of
4 the United States Housing Act of 1937 (42 U.S.C.
5 1437x), and grants under this heading shall be subject
6 to the regulations issued by the Secretary to implement
7 such section: *Provided further*, That of the amount pro-
8 vided, not less than \$50,000,000 shall be awarded to pub-
9 lic housing agencies: *Provided further*, That such grantees
10 shall create partnerships with other local organizations in-
11 cluding assisted housing owners, service agencies, and
12 resident organizations: *Provided further*, That the Sec-
13 retary shall consult with the Secretaries of Education,
14 Labor, Transportation, Health and Human Services, Agri-
15 culture, and Commerce, the Attorney General, and the Ad-
16 ministrator of the Environmental Protection Agency to co-
17 ordinate and leverage other appropriate Federal resources:
18 *Provided further*, That no more than \$5,000,000 of funds
19 made available under this heading may be provided as
20 grants to undertake comprehensive local planning with
21 input from residents and the community: *Provided further*,
22 That unobligated balances, including recaptures, remain-
23 ing from funds appropriated under the heading “Revital-
24 ization of Severely Distressed Public Housing (HOPE
25 VI)” in fiscal year 2011 and prior fiscal years may be used

1 for purposes under this heading, notwithstanding the pur-
2 poses for which such amounts were appropriated: *Provided*
3 *further*, That the Secretary shall issue the Notice of Fund-
4 ing Availability for funds made available under this head-
5 ing no later than 60 days after enactment of this Act: *Pro-*
6 *vided further*, That the Secretary shall make grant awards
7 no later than one year from the date of enactment of this
8 Act in such amounts that the Secretary determines: *Pro-*
9 *vided further*, That notwithstanding section 24(o) of the
10 United States Housing Act of 1937 (42 U.S.C. 1437v(o)),
11 the Secretary may, until September 30, 2020, obligate any
12 available unobligated balances made available under this
13 heading in this, or any prior Act.

14 SELF-SUFFICIENCY PROGRAMS

15 For activities and assistance related to Self-Suffi-
16 ciency Programs, to remain available until September 30,
17 2023, \$130,000,000: *Provided*, That the amounts made
18 available under this heading are provided as follows:

19 (1) \$80,000,000 shall be for the Family Self-
20 Sufficiency program to support family self-suffi-
21 ciency coordinators under section 23 of the United
22 States Housing Act of 1937 (42 U.S.C. 1437u), to
23 promote the development of local strategies to co-
24 ordinate the use of assistance under sections 8 and
25 9 of such Act with public and private resources, and

1 enable eligible families to achieve economic inde-
2 pendence and self-sufficiency: *Provided*, That the
3 Secretary may, by Federal Register notice, waive or
4 specify alternative requirements under subsections
5 (b)(3), (b)(4), (b)(5), or (c)(1) of section 23 of such
6 Act in order to facilitate the operation of a unified
7 self-sufficiency program for individuals receiving as-
8 sistance under different provisions of the Act, as de-
9 termined by the Secretary: *Provided further*, That
10 owners of a privately owned multifamily property
11 with a section 8 contract may voluntarily make a
12 Family Self-Sufficiency program available to the as-
13 sisted tenants of such property in accordance with
14 procedures established by the Secretary: *Provided*
15 *further*, That such procedures established pursuant
16 to the previous proviso shall permit participating
17 tenants to accrue escrow funds in accordance with
18 section 23(d)(2) and shall allow owners to use fund-
19 ing from residual receipt accounts to hire coordina-
20 tors for their own Family Self-Sufficiency program;

21 (2) \$35,000,000 shall be for the Resident Op-
22 portunity and Self-Sufficiency program to provide
23 for supportive services, service coordinators, and
24 congregate services as authorized by section 34 of
25 the United States Housing Act of 1937 (42 U.S.C.

1 1437z-6) and the Native American Housing Assist-
2 ance and Self-Determination Act of 1996 (25 U.S.C.
3 4101 et seq.); and

4 (3) \$15,000,000 shall be for a Jobs-Plus initia-
5 tive, modeled after the Jobs-Plus demonstration:
6 *Provided*, That funding provided under this para-
7 graph shall be available for competitive grants to
8 partnerships between public housing authorities,
9 local workforce investment boards established under
10 section 107 of the Workforce Innovation and Oppor-
11 tunity Act of 2014 (29 U.S.C. 3122), and other
12 agencies and organizations that provide support to
13 help public housing residents obtain employment and
14 increase earnings: *Provided further*, That applicants
15 must demonstrate the ability to provide services to
16 residents, partner with workforce investment boards,
17 and leverage service dollars: *Provided further*, That
18 the Secretary may allow public housing agencies to
19 request exemptions from rent and income limitation
20 requirements under sections 3 and 6 of the United
21 States Housing Act of 1937 (42 U.S.C. 1437a,
22 1437d), as necessary to implement the Jobs-Plus
23 program, on such terms and conditions as the Sec-
24 retary may approve upon a finding by the Secretary
25 that any such waivers or alternative requirements

1 are necessary for the effective implementation of the
2 Jobs-Plus initiative as a voluntary program for resi-
3 dents: *Provided further*, That the Secretary shall
4 publish by notice in the Federal Register any waiv-
5 ers or alternative requirements pursuant to the pre-
6 ceding proviso no later than 10 days before the ef-
7 fective date of such notice.

8 NATIVE AMERICAN PROGRAMS

9 (INCLUDING TRANSFER OF FUNDS)

10 For activities and assistance authorized under title
11 I of the Native American Housing Assistance and Self-
12 Determination Act of 1996 (NAHASDA) (25 U.S.C. 4111
13 et seq.), title I of the Housing and Community Develop-
14 ment Act of 1974 with respect to Indian tribes (42 U.S.C.
15 5306(a)(1)), and related technical assistance,
16 \$820,000,000, to remain available until September 30,
17 2024, unless otherwise specified: *Provided*, That the
18 amounts made available under this heading are provided
19 as follows:

20 (1) \$646,000,000 shall be available for the Na-
21 tive American Housing Block Grants program, as
22 authorized under title I of NAHASDA: *Provided*,
23 That, notwithstanding NAHASDA, to determine the
24 amount of the allocation under title I of such Act for
25 each Indian tribe, the Secretary shall apply the for-

1 mula under section 302 of such Act with the need
2 component based on single-race census data and
3 with the need component based on multi-race census
4 data, and the amount of the allocation for each In-
5 dian tribe shall be the greater of the two resulting
6 allocation amounts: *Provided further*, That the De-
7 partment will notify grantees of their formula alloca-
8 tion within 60 days of the date of enactment of this
9 Act;

10 (2) \$2,000,000 shall be available for the cost of
11 guaranteed notes and other obligations, as author-
12 ized by title VI of NAHASDA: *Provided*, That such
13 costs, including the costs of modifying such notes
14 and other obligations, shall be as defined in section
15 502 of the Congressional Budget Act of 1974, as
16 amended: *Provided further*, That these funds are
17 available to subsidize the total principal amount of
18 any notes and other obligations, any part of which
19 is to be guaranteed, not to exceed \$32,000,000;

20 (3) \$100,000,000 shall be available for competi-
21 tive grants under the Native American Housing
22 Block Grants program, as authorized under title I of
23 NAHASDA: *Provided*, That the Secretary shall obli-
24 gate this additional amount for competitive grants to
25 eligible recipients authorized under NAHASDA that

1 apply for funds: *Provided further*, That in awarding
2 this additional amount, the Secretary shall consider
3 need and administrative capacity, and shall give pri-
4 ority to projects that will spur construction and re-
5 habilitation: *Provided further*, That up to 1 percent
6 of this additional amount may be transferred, in ag-
7 gregate, to “Program Offices—Public and Indian
8 Housing” for necessary costs of administering and
9 overseeing the obligation and expenditure of this ad-
10 ditional amount: *Provided further*, That any funds
11 transferred pursuant to this paragraph shall remain
12 available until September 30, 2025;

13 (4) \$65,000,000 shall be available for grants to
14 Indian tribes for carrying out the Indian Community
15 Development Block Grant program under title I of
16 the Housing and Community Development Act of
17 1974, notwithstanding section 106(a)(1) of such
18 Act, of which, notwithstanding any other provision
19 of law (including section 203 of this Act), up to
20 \$4,000,000 may be used for emergencies that con-
21 stitute imminent threats to health and safety: *Pro-*
22 *vided*, That not to exceed 20 percent of any grant
23 made with funds appropriated under this paragraph
24 shall be expended for planning and management de-
25 velopment and administration: *Provided further*,

1 That funds provided under this paragraph shall re-
2 main available until September 30, 2022; and

3 (5) \$7,000,000 shall be available for providing
4 training and technical assistance to Indian tribes,
5 Indian housing authorities and tribally designated
6 housing entities, to support the inspection of Indian
7 housing units, contract expertise, and for training
8 and technical assistance related to funding provided
9 under this heading and other headings under this
10 Act for the needs of Native American families and
11 Indian country: *Provided*, That of the funds made
12 available under this paragraph, not less than
13 \$2,000,000 shall be available for a national organi-
14 zation as authorized under section 703 of
15 NAHASDA (25 U.S.C. 4212): *Provided further*,
16 That amounts made available under this paragraph
17 may be used, contracted, or competed as determined
18 by the Secretary: *Provided further*, That the
19 amounts made available under this paragraph may
20 be used by the Secretary to enter into cooperative
21 agreements for such purposes with public and pri-
22 vate organizations, agencies, institutions, and other
23 technical assistance providers to support the admin-
24 istration of negotiated rulemaking under section 106
25 of NAHASDA (25 U.S.C. 4116), the administration

1 of the allocation formula under section 302 of
2 NAHASDA (25 U.S.C. 4152), and the administra-
3 tion of performance tracking and reporting under
4 section 407 of NAHASDA (25 U.S.C. 4167), and
5 that in all such cooperative agreements the principal
6 purpose of such agreements shall be considered to be
7 the provision of funds to carry out the public pur-
8 pose of furthering the purposes of NAHASDA, re-
9 gardless of the inclusion of any services that directly
10 or indirectly benefit the Department.

11 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

12 ACCOUNT

13 For the cost of guaranteed loans, as authorized by
14 section 184 of the Housing and Community Development
15 Act of 1992 (12 U.S.C. 1715z-13a), \$1,100,000, to re-
16 main available until expended: *Provided*, That such costs,
17 including the costs of modifying such loans, shall be as
18 defined in section 502 of the Congressional Budget Act
19 of 1974: *Provided further*, That an additional \$500,000,
20 to remain available until expended, shall be available for
21 administrative contract expenses including management
22 processes and systems to carry out the loan guarantee pro-
23 gram: *Provided further*, That the Secretary may subsidize
24 total loan principal, any part of which is to be guaranteed,
25 up to \$1,000,000,000, to remain available until expended:

1 *Provided further*, That for any unobligated balances (in-
2 cluding amounts of uncommitted limitation) remaining
3 from amounts made available under this heading in Public
4 Law 115–31, Public Law 115–141, and Public Law 116–
5 6, and for any recaptures occurring in fiscal year 2019
6 or in future fiscal years of amounts made available under
7 this heading in prior fiscal years, the second proviso of
8 each such heading shall be applied as if “these funds are
9 available to” was struck and “the Secretary may” was in-
10 serted in its place.

11 NATIVE HAWAIIAN HOUSING BLOCK GRANT

12 For the Native Hawaiian Housing Block Grant pro-
13 gram, as authorized under title VIII of the Native Amer-
14 ican Housing Assistance and Self-Determination Act of
15 1996 (25 U.S.C. 4111 et seq.), \$1,745,000, to remain
16 available until September 30, 2024: *Provided*, That not-
17 withstanding section 812(b) of such Act, the Department
18 of Hawaiian Home Lands may not invest grant amounts
19 provided under this heading in investment securities and
20 other obligations: *Provided further*, That amounts made
21 available under this heading in this and prior fiscal years
22 may be used to provide rental assistance to eligible Native
23 Hawaiian families both on and off the Hawaiian Home
24 Lands, notwithstanding any other provision of law.

1 COMMUNITY PLANNING AND DEVELOPMENT

2 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

3 For carrying out the Housing Opportunities for Per-
4 sons with AIDS program, as authorized by the AIDS
5 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
6 \$330,000,000, to remain available until September 30,
7 2021, except that amounts allocated pursuant to section
8 854(c)(5) of such Act shall remain available until Sep-
9 tember 30, 2022: *Provided*, That the Secretary shall renew
10 all expiring contracts for permanent supportive housing
11 that initially were funded under section 854(c)(5) of such
12 Act from funds made available under this heading in fiscal
13 year 2010 and prior fiscal years that meet all program
14 requirements before awarding funds for new contracts
15 under such section: *Provided further*, That the Depart-
16 ment shall notify grantees of their formula allocation with-
17 in 60 days of enactment of this Act.

18 COMMUNITY DEVELOPMENT FUND

19 For carrying out the community development block
20 grant program under title I of the Housing and Commu-
21 nity Development Act of 1974, as amended (42 U.S.C.
22 5301 et seq.) (“the Act” herein), \$3,325,000,000, to re-
23 main available until September 30, 2022, unless otherwise
24 specified: *Provided*, That unless explicitly provided for
25 under this heading, not to exceed 20 percent of any grant

1 made with funds appropriated under this heading shall be
2 expended for planning and management development and
3 administration: *Provided further*, That a metropolitan city,
4 urban county, unit of general local government, Indian
5 tribe, or insular area that directly or indirectly receives
6 funds under this heading may not sell, trade, or otherwise
7 transfer all or any portion of such funds to another such
8 entity in exchange for any other funds, credits or non-
9 Federal considerations, but must use such funds for activi-
10 ties eligible under title I of the Act: *Provided further*, That
11 notwithstanding section 105(e)(1) of the Act, no funds
12 provided under this heading may be provided to a for-prof-
13 it entity for an economic development project under sec-
14 tion 105(a)(17) unless such project has been evaluated
15 and selected in accordance with guidelines required under
16 subsection (e)(2): *Provided further*, That of the total
17 amount provided under this heading, \$25,000,000 shall be
18 for activities authorized under section 8071 of the SUP-
19 PORT for Patients and Communities Act (Public Law
20 115–271): *Provided further*, That the funds allocated pur-
21 suant to the previous proviso shall not adversely affect the
22 amount of any formula assistance received by a State
23 under this heading: *Provided further*, That the Secretary
24 shall allocate the funds for such activities based on the
25 percentages shown in Table 1 of the Notice establishing

1 the funding formula published in 84 FR 16027 (April 17,
2 2019): *Provided further*, That the Department shall notify
3 grantees of their formula allocation within 60 days of en-
4 actment of this Act.

5 COMMUNITY DEVELOPMENT LOAN GUARANTEES

6 PROGRAM ACCOUNT

7 Subject to section 502 of the Congressional Budget
8 Act of 1974, during fiscal year 2020, commitments to
9 guarantee loans under section 108 of the Housing and
10 Community Development Act of 1974 (42 U.S.C. 5308),
11 any part of which is guaranteed, shall not exceed a total
12 principal amount of \$300,000,000, notwithstanding any
13 aggregate limitation on outstanding obligations guaran-
14 teed in subsection (k) of such section 108: *Provided*, That
15 the Secretary shall collect fees from borrowers, notwith-
16 standing subsection (m) of such section 108, to result in
17 a credit subsidy cost of zero for guaranteeing such loans,
18 and any such fees shall be collected in accordance with
19 section 502(7) of the Congressional Budget Act of 1974:
20 *Provided further*, That such commitment authority funded
21 by fees may be used to guarantee, or make commitments
22 to guarantee, notes or other obligations issued by any
23 State on behalf of non-entitlement communities in the
24 State in accordance with the requirements of such section
25 108: *Provided further*, That any State receiving such a

1 guarantee or commitment under the previous proviso shall
2 distribute all funds subject to such guarantee to the units
3 of general local government in nonentitlement areas that
4 received the commitment.

5 HOME INVESTMENT PARTNERSHIPS PROGRAM

6 For the HOME Investment Partnerships program, as
7 authorized under title II of the Cranston-Gonzalez Na-
8 tional Affordable Housing Act, as amended,
9 \$1,250,000,000, to remain available until September 30,
10 2023: *Provided*, That notwithstanding the amount made
11 available under this heading, the threshold reduction re-
12 quirements in sections 216(10) and 217(b)(4) of such Act
13 shall not apply to allocations of such amount: *Provided*
14 *further*, That the Department shall notify grantees of their
15 formula allocation within 60 days of enactment of this Act:
16 *Provided further*, That section 218(g) of such Act (42
17 U.S.C. 12748(g)) shall not apply with respect to the right
18 of a jurisdiction to draw funds from its HOME Investment
19 Trust Fund that otherwise expired or would expire in
20 2020, 2021, or 2022 under that section: *Provided further*,
21 That section 231(b) of such Act (42 U.S.C. 12771(b))
22 shall not apply to any uninvested funds that otherwise
23 were deducted or would be deducted from the line of credit
24 in the participating jurisdictions HOME Investment Trust

1 Fund in 2018, 2019, 2020, 2021 or 2022 under that sec-
2 tion.

3 SELF-HELP AND ASSISTED HOMEOWNERSHIP

4 OPPORTUNITY PROGRAM

5 For the Self-Help and Assisted Homeownership Op-
6 portunity Program, as authorized under section 11 of the
7 Housing Opportunity Program Extension Act of 1996, as
8 amended, \$54,000,000, to remain available until Sep-
9 tember 30, 2022: *Provided*, That of the total amount pro-
10 vided under this heading, \$10,000,000 shall be made
11 available to the Self-Help Homeownership Opportunity
12 Program as authorized under section 11 of the Housing
13 Opportunity Program Extension Act of 1996, as amended:
14 *Provided further*, That of the total amount provided under
15 this heading, \$35,000,000 shall be made available for the
16 second, third, and fourth capacity building activities au-
17 thorized under section 4(a) of the HUD Demonstration
18 Act of 1993 (42 U.S.C. 9816 note), of which not less than
19 \$5,000,000 shall be made available for rural capacity
20 building activities: *Provided further*, That of the total
21 amount provided under this heading, \$5,000,000 shall be
22 made available for capacity building by national rural
23 housing organizations with experience assessing national
24 rural conditions and providing financing, training, tech-
25 nical assistance, information, and research to local non-

1 profits, local governments, and Indian Tribes serving high
2 need rural communities: *Provided further*, That of the
3 total amount provided under this heading, \$4,000,000,
4 shall be made available for a program to rehabilitate and
5 modify the homes of disabled or low-income veterans, as
6 authorized under section 1079 of Public Law 113–291:
7 *Provided further*, That funds provided under the previous
8 proviso shall be awarded within 180 days of enactment
9 of this Act.

10 HOMELESS ASSISTANCE GRANTS

11 For the Emergency Solutions Grants program as au-
12 thorized under subtitle B of title IV of the McKinney-
13 Vento Homeless Assistance Act, as amended; the Con-
14 tinuum of Care program as authorized under subtitle C
15 of title IV of such Act; and the Rural Housing Stability
16 Assistance program as authorized under subtitle D of title
17 IV of such Act, \$2,761,00,000, to remain available until
18 September 30, 2022: *Provided*, That any rental assistance
19 amounts that are recaptured under such Continuum of
20 Care program shall remain available until expended and
21 may be used for any purpose under such program: *Pro-*
22 *vided further*, That not less than \$280,000,000 of the
23 funds appropriated under this heading shall be available
24 for such Emergency Solutions Grants program: *Provided*
25 *further*, That not less than \$2,344,000,000 of the funds

1 appropriated under this heading shall be available for such
2 Continuum of Care and Rural Housing Stability Assist-
3 ance programs: *Provided further*, That of the amounts
4 made available under this heading, up to \$50,000,000
5 shall be made available for grants for rapid re-housing
6 projects and supportive service projects providing coordi-
7 nated entry, and for eligible activities the Secretary deter-
8 mines to be critical in order to assist survivors of domestic
9 violence, dating violence, sexual assault, or stalking: *Pro-*
10 *vided further*, That such projects shall be eligible for re-
11 newal under the continuum of care program subject to the
12 same terms and conditions as other renewal applicants:
13 *Provided further*, That up to \$7,000,000 of the funds ap-
14 propriated under this heading shall be available for the
15 national homeless data analysis project: *Provided further*,
16 That for all match requirements applicable to funds made
17 available under this heading for this fiscal year and prior
18 fiscal years, a grantee may use (or could have used) as
19 a source of match funds other funds administered by the
20 Secretary and other Federal agencies unless there is (or
21 was) a specific statutory prohibition on any such use of
22 any such funds: *Provided further*, That none of the funds
23 provided under this heading shall be available to provide
24 funding for new projects, except for projects created
25 through reallocation, unless the Secretary determines that

1 the continuum of care has demonstrated that projects are
2 evaluated and ranked based on the degree to which they
3 improve the continuum of care's system performance: *Pro-*
4 *vided further*, That the Secretary shall prioritize funding
5 under the Continuum of Care program to continuums of
6 care that have demonstrated a capacity to reallocate fund-
7 ing from lower performing projects to higher performing
8 projects: *Provided further*, That the Secretary shall pro-
9 vide incentives to create projects that coordinate with
10 housing providers and healthcare organizations to provide
11 permanent supportive housing and rapid rehousing serv-
12 ices: *Provided further*, That any unobligated amounts re-
13 maining from funds appropriated under this heading in
14 fiscal year 2012 and prior years for project-based rental
15 assistance for rehabilitation projects with 10-year grant
16 terms may be used for purposes under this heading, not-
17 withstanding the purposes for which such funds were ap-
18 propriated: *Provided further*, That all balances for Shelter
19 Plus Care renewals previously funded from the Shelter
20 Plus Care Renewal account and transferred to this ac-
21 count shall be available, if recaptured, for Continuum of
22 Care renewals in fiscal year 2020: *Provided further*, That
23 the Department shall notify grantees of their formula allo-
24 cation from amounts allocated (which may represent ini-
25 tial or final amounts allocated) for the Emergency Solu-

1 tions Grant program within 60 days of enactment of this
2 Act: *Provided further*, That up to \$80,000,000 of the
3 funds appropriated under this heading shall be to imple-
4 ment projects to demonstrate how a comprehensive ap-
5 proach to serving homeless youth, age 24 and under, in
6 up to 25 communities with a priority for communities with
7 substantial rural populations in up to eight locations, can
8 dramatically reduce youth homelessness: *Provided further*,
9 That of the amount made available under the previous
10 proviso, up to \$5,000,000 shall be available to provide
11 technical assistance on youth homelessness, and collection,
12 analysis, and reporting of data and performance measures
13 under the comprehensive approaches to serve homeless
14 youth, in addition to and in coordination with other tech-
15 nical assistance funds provided under this title: *Provided*
16 *further*, That amounts made available for the Continuum
17 of Care program under this heading in this and prior Acts
18 may be used to competitively or non-competitively renew
19 or replace grants for youth homeless demonstration
20 projects under the Continuum of Care program, notwith-
21 standing any conflict with the requirements of the Con-
22 tinuum of Care program: *Provided further*, That youth
23 aged 24 and under seeking assistance under this heading
24 shall not be required to provide third party documentation
25 to establish their eligibility under 42 U.S.C. 11302(a) or

1 (b) to receive services: *Provided further*, That unaccom-
2 panied youth aged 24 and under or families headed by
3 youth aged 24 and under who are living in unsafe situa-
4 tions may be served by youth-serving providers funded
5 under this heading: *Provided further*, That persons eligible
6 under section 103(a)(5) of the McKinney-Vento Homeless
7 Assistance Act may be served by any project funded under
8 this heading to provide both transitional housing and
9 rapid re-housing: *Provided further*, That when awarding
10 funds under the Continuum of Care program, the Sec-
11 retary shall not deviate from the FY 2018 Notice of Fund-
12 ing Availability with respect to the tier 2 funding process,
13 the Continuum of Care application scoring, and for new
14 projects, the project quality threshold requirements, ex-
15 cept as otherwise provided under this Act or as necessary
16 to award all available funds or consider the most recent
17 data from each Continuum of Care.

18 HOUSING PROGRAMS

19 PROJECT-BASED RENTAL ASSISTANCE

20 For activities and assistance for the provision of
21 project-based subsidy contracts under the United States
22 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the
23 Act”), not otherwise provided for, \$12,160,000,000, to re-
24 main available until expended, shall be available on Octo-
25 ber 1, 2019 (in addition to the \$400,000,000 previously

1 appropriated under this heading that became available Oc-
2 tober 1, 2019), and \$400,000,000, to remain available
3 until expended, shall be available on October 1, 2020: *Pro-*
4 *vided*, That the amounts made available under this head-
5 ing shall be available for expiring or terminating section
6 8 project-based subsidy contracts (including section 8
7 moderate rehabilitation contracts), for amendments to sec-
8 tion 8 project-based subsidy contracts (including section
9 8 moderate rehabilitation contracts), for contracts entered
10 into pursuant to section 441 of the McKinney-Vento
11 Homeless Assistance Act (42 U.S.C. 11401), for renewal
12 of section 8 contracts for units in projects that are subject
13 to approved plans of action under the Emergency Low In-
14 come Housing Preservation Act of 1987 or the Low-In-
15 come Housing Preservation and Resident Homeownership
16 Act of 1990, and for administrative and other expenses
17 associated with project-based activities and assistance
18 funded under this paragraph: *Provided further*, That of
19 the total amounts provided under this heading, not to ex-
20 ceed \$345,000,000 shall be available for performance-
21 based contract administrators for section 8 project-based
22 assistance, for carrying out 42 U.S.C. 1437(f): *Provided*
23 *further*, That the Secretary may also use such amounts
24 in the previous proviso for performance-based contract ad-
25 ministrators for the administration of: interest reduction

1 payments pursuant to section 236(a) of the National
2 Housing Act (12 U.S.C. 1715z-1(a)); rent supplement
3 payments pursuant to section 101 of the Housing and
4 Urban Development Act of 1965 (12 U.S.C. 1701s); sec-
5 tion 236(f)(2) rental assistance payments (12 U.S.C.
6 1715z-1(f)(2)); project rental assistance contracts for the
7 elderly under section 202(c)(2) of the Housing Act of
8 1959 (12 U.S.C. 1701q); project rental assistance con-
9 tracts for supportive housing for persons with disabilities
10 under section 811(d)(2) of the Cranston-Gonzalez Na-
11 tional Affordable Housing Act (42 U.S.C. 8013(d)(2));
12 project assistance contracts pursuant to section 202(h) of
13 the Housing Act of 1959 (Public Law 86-372; 73 Stat.
14 667); and loans under section 202 of the Housing Act of
15 1959 (Public Law 86-372; 73 Stat. 667): *Provided fur-*
16 *ther*, That amounts recaptured under this heading, the
17 heading “Annual Contributions for Assisted Housing”, or
18 the heading “Housing Certificate Fund”, may be used for
19 renewals of or amendments to section 8 project-based con-
20 tracts or for performance-based contract administrators,
21 notwithstanding the purposes for which such amounts
22 were appropriated: *Provided further*, That, notwith-
23 standing any other provision of law, upon the request of
24 the Secretary, project funds that are held in residual re-
25 ceipts accounts for any project subject to a section 8

1 service coordinators and the continuation of existing con-
2 gregate service grants for residents of assisted housing
3 projects: *Provided further*, That amounts under this head-
4 ing shall be available for Real Estate Assessment Center
5 inspections and inspection-related activities associated
6 with section 202 projects: *Provided further*, That the Sec-
7 retary may waive the provisions of section 202 governing
8 the terms and conditions of project rental assistance, ex-
9 cept that the initial contract term for such assistance shall
10 not exceed 5 years in duration: *Provided further*, That
11 upon request of the Secretary, project funds that are held
12 in residual receipts accounts for any project subject to a
13 section 202 project rental assistance contract, and that
14 upon termination of such contract are in excess of an
15 amount to be determined by the Secretary, shall be remit-
16 ted to the Department and deposited in this account, to
17 remain available until September 30, 2023: *Provided fur-*
18 *ther*, That amounts deposited in this account pursuant to
19 the previous proviso shall be available, in addition to the
20 amounts otherwise provided by this heading, for the pur-
21 poses authorized under this heading: *Provided further*,
22 That unobligated balances, including recaptures and car-
23 ryover, remaining from funds transferred to or appro-
24 priated under this heading shall be available for the cur-
25 rent purposes authorized under this heading in addition

1 to the purposes for which such funds originally were ap-
2 propriated: *Provided further*, That of the total amount
3 provided under this heading, \$10,000,000 shall be for a
4 program to be established by the Secretary to make grants
5 to experienced non-profit organizations, States, local gov-
6 ernments, or public housing agencies for safety and func-
7 tional home modification repairs to meet the needs of low-
8 income elderly homeowners to enable them to remain in
9 their primary residence: *Provided further*, That of the total
10 amount made available under the previous proviso, no less
11 than \$5,000,000 shall be available to meet such needs in
12 communities with substantial rural populations: *Provided*
13 *further*, That beneficiaries of the grant assistance provided
14 in the previous two provisos under this heading in the De-
15 partment of Housing and Urban Development Appropria-
16 tions Act, 2019 (Public Law 116–6) shall be homeowners.

17 HOUSING FOR PERSONS WITH DISABILITIES

18 For capital advances, including amendments to cap-
19 ital advance contracts, for supportive housing for persons
20 with disabilities, as authorized by section 811 of the Cran-
21 ston-Gonzalez National Affordable Housing Act (42
22 U.S.C. 8013), as amended, for project rental assistance
23 for supportive housing for persons with disabilities under
24 section 811(d)(2) of such Act, for project assistance con-
25 tracts pursuant to section 202(h) of the Housing Act of

1 1959 (Public Law 86–372; 73 Stat. 667), including
2 amendments to contracts for such assistance and renewal
3 of expiring contracts for such assistance for up to a 1-
4 year term, for project rental assistance to State housing
5 finance agencies and other appropriate entities as author-
6 ized under section 811(b)(3) of the Cranston-Gonzalez
7 National Housing Act, and for supportive services associ-
8 ated with the housing for persons with disabilities as au-
9 thorized by section 811(b)(1) of such Act, \$184,155,000,
10 to remain available until September 30, 2023: *Provided*,
11 That amounts made available under this heading shall be
12 available for Real Estate Assessment Center inspections
13 and inspection-related activities associated with section
14 811 projects: *Provided further*, That, upon the request of
15 the Secretary, project funds that are held in residual re-
16 ceipts accounts for any project subject to a section 811
17 project rental assistance contract, and that upon termi-
18 nation of such contract are in excess of an amount to be
19 determined by the Secretary, shall be remitted to the De-
20 partment and deposited in this account, to remain avail-
21 able until September 30, 2023: *Provided further*, That
22 amounts deposited in this account pursuant to the pre-
23 vious proviso shall be available in addition to the amounts
24 otherwise provided by this heading for the purposes au-
25 thorized under this heading: *Provided further*, That unobli-

1 gated balances, including recaptures and carryover, re-
2 maining from funds transferred to or appropriated under
3 this heading shall be used for the current purposes author-
4 ized under this heading in addition to the purposes for
5 which such funds originally were appropriated.

6 HOUSING COUNSELING ASSISTANCE

7 For contracts, grants, and other assistance excluding
8 loans, as authorized under section 106 of the Housing and
9 Urban Development Act of 1968, as amended,
10 \$45,000,000, to remain available until September 30,
11 2021, including up to \$4,500,000 for administrative con-
12 tract services and not less than \$3,000,000 for the certifi-
13 cation of housing counselors as required under 12 U.S.C.
14 1701x: *Provided*, That grants made available from
15 amounts provided under this heading shall be awarded
16 within 180 days of enactment of this Act: *Provided further*,
17 That funds shall be used for providing counseling and ad-
18 vice to tenants and homeowners, both current and pro-
19 spective, with respect to property maintenance, financial
20 management or literacy, and such other matters as may
21 be appropriate to assist them in improving their housing
22 conditions, meeting their financial needs, and fulfilling the
23 responsibilities of tenancy or homeownership; for program
24 administration; and for housing counselor training: *Pro-*
25 *vided further*, That for purposes of providing such grants

1 from amounts provided under this heading, the Secretary
2 may enter into multiyear agreements, as appropriate, sub-
3 ject to the availability of annual appropriations.

4 RENTAL HOUSING ASSISTANCE

5 For amendments to contracts under section 236(f)(2)
6 of the National Housing Act (12 U.S.C. 1715z-1) in
7 State-aided, noninsured rental housing projects,
8 \$3,000,000, to remain available until expended: *Provided*,
9 That such amount, together with unobligated balances
10 from recaptured amounts appropriated prior to fiscal year
11 2006 from terminated contracts under such section of law,
12 and any unobligated balances, including recaptures and
13 carryover, remaining from funds appropriated under this
14 heading after fiscal year 2005, shall also be available for
15 extensions of up to one year for expiring contracts under
16 such section of law.

17 PAYMENT TO MANUFACTURED HOUSING FEES TRUST

18 FUND

19 For necessary expenses as authorized by the National
20 Manufactured Housing Construction and Safety Stand-
21 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to
22 \$13,000,000, to remain available until expended, of which
23 \$13,000,000 is to be derived from the Manufactured
24 Housing Fees Trust Fund: *Provided*, That not to exceed
25 the total amount appropriated under this heading shall be

1 available from the general fund of the Treasury to the ex-
2 tent necessary to incur obligations and make expenditures
3 pending the receipt of collections to the Fund pursuant
4 to section 620 of such Act: *Provided further*, That the
5 amount made available under this heading from the gen-
6 eral fund shall be reduced as such collections are received
7 during fiscal year 2020 so as to result in a final fiscal
8 year 2020 appropriation from the general fund estimated
9 at zero, and fees pursuant to such section 620 shall be
10 modified as necessary to ensure such a final fiscal year
11 2020 appropriation: *Provided further*, That the Secretary
12 of Housing and Urban Development shall issue a final rule
13 to complete rulemaking initiated by the proposed rule enti-
14 tled “Manufactured Housing Program: Minimum Pay-
15 ments to the States” published in the Federal Register
16 on December 16, 2016 (81 Fed. Reg. 91083): *Provided*
17 *further*, That for the dispute resolution and installation
18 programs, the Secretary may assess and collect fees from
19 any program participant: *Provided further*, That such col-
20 lections shall be deposited into the Fund, and the Sec-
21 retary, as provided herein, may use such collections, as
22 well as fees collected under section 620, for necessary ex-
23 penses of such Act: *Provided further*, That, notwith-
24 standing the requirements of section 620 of such Act, the
25 Secretary may carry out responsibilities of the Secretary

1 under such Act through the use of approved service pro-
2 viders that are paid directly by the recipients of their serv-
3 ices.

4 FEDERAL HOUSING ADMINISTRATION
5 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

6 New commitments to guarantee single family loans
7 insured under the Mutual Mortgage Insurance Fund shall
8 not exceed \$400,000,000,000, to remain available until
9 September 30, 2021: *Provided*, That during fiscal year
10 2020, obligations to make direct loans to carry out the
11 purposes of section 204(g) of the National Housing Act,
12 as amended, shall not exceed \$1,000,000: *Provided fur-*
13 *ther*, That the foregoing amount in the previous proviso
14 shall be for loans to nonprofit and governmental entities
15 in connection with sales of single family real properties
16 owned by the Secretary and formerly insured under the
17 Mutual Mortgage Insurance Fund: *Provided further*, That
18 for administrative contract expenses of the Federal Hous-
19 ing Administration, \$130,000,000, to remain available
20 until September 30, 2021: *Provided further*, That to the
21 extent guaranteed loan commitments exceed
22 \$200,000,000,000 on or before April 1, 2020, an addi-
23 tional \$1,400 for administrative contract expenses shall be
24 available for each \$1,000,000 in additional guaranteed
25 loan commitments (including a pro rata amount for any

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

17 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

18 New commitments to guarantee loans insured under
19 the General and Special Risk Insurance Funds, as author-
20 ized by sections 238 and 519 of the National Housing Act
21 (12 U.S.C. 1715z–3 and 1735c), shall not exceed
22 \$30,000,000,000 in total loan principal, any part of which
23 is to be guaranteed, to remain available until September
24 30, 2020: *Provided*, That during fiscal year 2020, gross
25 obligations for the principal amount of direct loans, as au-

1 thORIZED by sections 204(g), 207(l), 238, and 519(a) of
2 the National Housing Act, shall not exceed \$1,000,000,
3 which shall be for loans to nonprofit and governmental en-
4 tities in connection with the sale of single family real prop-
5 erties owned by the Secretary and formerly insured under
6 such Act.

7 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
8 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
9 GUARANTEE PROGRAM ACCOUNT

10 New commitments to issue guarantees to carry out
11 the purposes of section 306 of the National Housing Act,
12 as amended (12 U.S.C. 1721(g)), shall not exceed
13 \$550,000,000,000, to remain available until September
14 30, 2021: *Provided*, That \$29,626,000, to remain avail-
15 able until September 30, 2021, shall be for necessary sala-
16 ries and expenses of the Office of Government National
17 Mortgage Association: *Provided further*, That to the extent
18 that guaranteed loan commitments exceed
19 \$155,000,000,000 on or before April 1, 2020, an addi-
20 tional \$100 for necessary salaries and expenses shall be
21 available until expended for each \$1,000,000 in additional
22 guaranteed loan commitments (including a pro rata
23 amount for any amount below \$1,000,000), but in no case
24 shall funds made available by this proviso exceed
25 \$3,000,000: *Provided further*, That receipts from Commit-

1 ment and Multiclass fees collected pursuant to title III of
2 the National Housing Act, as amended, shall be credited
3 as offsetting collections to this account.

4 POLICY DEVELOPMENT AND RESEARCH

5 RESEARCH AND TECHNOLOGY

6 For contracts, grants, and necessary expenses of pro-
7 grams of research and studies relating to housing and
8 urban problems, not otherwise provided for, as authorized
9 by title V of the Housing and Urban Development Act
10 of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying
11 out the functions of the Secretary of Housing and Urban
12 Development under section 1(a)(1)(i) of Reorganization
13 Plan No. 2 of 1968, and for technical assistance,
14 \$96,000,000, to remain available until September 30,
15 2021: *Provided*, That with respect to amounts made avail-
16 able under this heading, notwithstanding section 203 of
17 this title, the Secretary may enter into cooperative agree-
18 ments with philanthropic entities, other Federal agencies,
19 State or local governments and their agencies, Indian
20 tribes, tribally designated housing entities, or colleges or
21 universities for research projects: *Provided further*, That
22 with respect to the previous proviso, such partners to the
23 cooperative agreements must contribute at least a 50 per-
24 cent match toward the cost of the project: *Provided fur-*
25 *ther*, That for non-competitive agreements entered into in

1 accordance with the previous two provisos, the Secretary
2 of Housing and Urban Development shall comply with sec-
3 tion 2(b) of the Federal Funding Accountability and
4 Transparency Act of 2006 (Public Law 109–282, 31
5 U.S.C. note) in lieu of compliance with section
6 102(a)(4)(C) with respect to documentation of award deci-
7 sions: *Provided further*, That prior to obligation of tech-
8 nical assistance funding, the Secretary shall submit a plan
9 to the House and Senate Committees on Appropriations
10 on how it will allocate funding for this activity at least
11 30 days prior to obligation: *Provided further*, That none
12 of the funds provided under this heading may be available
13 for the doctoral dissertation research grant program.

14 FAIR HOUSING AND EQUAL OPPORTUNITY

15 FAIR HOUSING ACTIVITIES

16 For contracts, grants, and other assistance, not oth-
17 erwise provided for, as authorized by title VIII of the Civil
18 Rights Act of 1968, as amended by the Fair Housing
19 Amendments Act of 1988, and section 561 of the Housing
20 and Community Development Act of 1987, as amended,
21 \$65,300,000, to remain available until September 30,
22 2021: *Provided*, That grants made available from amounts
23 provided under this heading shall be awarded within one
24 year of enactment of this Act: *Provided further*, That not-
25 withstanding 31 U.S.C. 3302, the Secretary may assess

1 and collect fees to cover the costs of the Fair Housing
2 Training Academy, and may use such funds to develop on-
3 line courses and provide such training: *Provided further*,
4 That no funds made available under this heading shall be
5 used to lobby the executive or legislative branches of the
6 Federal Government in connection with a specific con-
7 tract, grant, or loan: *Provided further*, That of the funds
8 made available under this heading, \$300,000 shall be
9 available to the Secretary of Housing and Urban Develop-
10 ment for the creation and promotion of translated mate-
11 rials and other programs that support the assistance of
12 persons with limited English proficiency in utilizing the
13 services provided by the Department of Housing and
14 Urban Development.

15 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY
16 HOMES
17 LEAD HAZARD REDUCTION

18 For the Lead Hazard Reduction Program, as author-
19 ized by section 1011 of the Residential Lead-Based Paint
20 Hazard Reduction Act of 1992, \$290,000,000, to remain
21 available until September 30, 2022, of which \$45,000,000
22 shall be for the Healthy Homes Initiative, pursuant to sec-
23 tions 501 and 502 of the Housing and Urban Develop-
24 ment Act of 1970, which shall include research, studies,
25 testing, and demonstration efforts, including education

1 and outreach concerning lead-based paint poisoning and
2 other housing-related diseases and hazards: *Provided*,
3 That for purposes of environmental review pursuant to the
4 National Environmental Policy Act of 1969 (42 U.S.C.
5 4321 et seq.) and other provisions of law that further the
6 purposes of such Act, a grant under the Healthy Homes
7 Initiative, or the Lead Technical Studies program under
8 this heading or under prior appropriations Acts for such
9 purposes under this heading, shall be considered to be
10 funds for a special project for purposes of section 305(c)
11 of the Multifamily Housing Property Disposition Reform
12 Act of 1994: *Provided further*, That not less than
13 \$100,000,000 of the amounts made available under this
14 heading for the award of grants pursuant to section 1011
15 of the Residential Lead-Based Paint Hazard Reduction
16 Act of 1992 shall be provided to areas with the highest
17 lead-based paint abatement needs: *Provided further*, That
18 \$64,000,000 of the funds appropriated under this heading
19 shall be for the implementation of projects in not more
20 than ten communities to demonstrate how intensive, ex-
21 tended, multi-year interventions can dramatically reduce
22 the presence of lead-based paint hazards in those commu-
23 nities: *Provided further*, That each project shall serve no
24 more than four contiguous census tracts in which there
25 are high concentrations of housing stock built before 1940,

1 in which low-income families with children make up a sig-
2 nificantly higher proportion of the population as compared
3 to the State average, and that are located in jurisdictions
4 in which instances of elevated blood lead levels reported
5 to the State are significantly higher than the State aver-
6 age: *Provided further*, That such projects shall be awarded
7 not less than \$6,000,000 and not more than \$9,000,000:
8 *Provided further*, That funding awarded for such projects
9 shall be made available for draw down contingent upon
10 the grantee meeting cost-savings, productivity, and grant
11 compliance benchmarks established by the Secretary: *Pro-*
12 *vided further*, That each recipient of funds for such
13 projects shall contribute an amount not less than 10 per-
14 cent of the total award, and that the Secretary shall give
15 priority to applicants that secure commitments for addi-
16 tional contributions from public and private sources: *Pro-*
17 *vided further*, That grantees currently receiving grants
18 made under this heading shall be eligible to apply for such
19 projects, provided that they are deemed to be in compli-
20 ance with program requirements established by the Sec-
21 retary: *Provided further*, That each applicant shall certify
22 adequate capacity that is acceptable to the Secretary to
23 carry out the proposed use of funds pursuant to a notice
24 of funding availability: *Provided further*, That amounts
25 made available under this heading in this or prior appro-

1 priations Acts, still remaining available, may be used for
2 any purpose under this heading notwithstanding the pur-
3 pose for which such amounts were appropriated if a pro-
4 gram competition is undersubscribed and there are other
5 program competitions under this heading that are over-
6 subscribed.

7 INFORMATION TECHNOLOGY FUND

8 For the development, modernization, and enhance-
9 ment of, modifications to, and infrastructure for Depart-
10 ment-wide and program-specific information technology
11 systems, for the continuing operation and maintenance of
12 both Department-wide and program-specific information
13 systems, and for program-related maintenance activities,
14 \$280,000,000, of which \$260,000,000 shall remain avail-
15 able until September 30, 2021, and of which \$20,000,000
16 shall remain available until September 30, 2022: *Provided,*
17 That any amounts transferred to this Fund under this Act
18 shall remain available until expended: *Provided further,*
19 That any amounts transferred to this Fund from amounts
20 appropriated by previously enacted appropriations Acts
21 may be used for the purposes specified under this Fund,
22 in addition to any other information technology purposes
23 for which such amounts were appropriated: *Provided fur-*
24 *ther,* That not more than 10 percent of the funds made
25 available under this heading for development, moderniza-

1 tion and enhancement may be obligated until the Sec-
2 retary submits to the House and Senate Committees on
3 Appropriations, for approval, a plan for expenditure
4 that—(A) identifies for each modernization project: (i) the
5 functional and performance capabilities to be delivered
6 and the mission benefits to be realized, (ii) the estimated
7 life-cycle cost, and (iii) key milestones to be met; and (B)
8 demonstrates that each modernization project is: (i) com-
9 pliant with the Department’s enterprise architecture, (ii)
10 being managed in accordance with applicable life-cycle
11 management policies and guidance, (iii) subject to the De-
12 partment’s capital planning and investment control re-
13 quirements, and (iv) supported by an adequately staffed
14 project office.

15 OFFICE OF INSPECTOR GENERAL

16 For necessary salaries and expenses of the Office of
17 Inspector General in carrying out the Inspector General
18 Act of 1978, as amended, \$132,489,000: *Provided*, That
19 the Inspector General shall have independent authority
20 over all personnel issues within this office: *Provided fur-*
21 *ther*, That the Office of Inspector General shall procure
22 and rely upon the services of an independent external
23 auditor to audit the fiscal year 2020 and subsequent fi-
24 nancial statements of the Department of Housing and
25 Urban Development including the financial statements of

1 the Federal Housing Administration and the Government
2 National Mortgage Association.

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 2020 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 2020 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. No funds provided under this title may be
12 used for an audit of the Government National Mortgage
13 Association that makes applicable requirements under the
14 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

15 SEC. 209. (a) Notwithstanding any other provision
16 of law, subject to the conditions listed under this section,
17 for fiscal years 2020 and 2021, the Secretary of Housing
18 and Urban Development may authorize the transfer of
19 some or all project-based assistance, debt held or insured
20 by the Secretary and statutorily required low-income and
21 very low-income use restrictions if any, associated with one
22 or more multifamily housing project or projects to another
23 multifamily housing project or projects.

24 (b) PHASED TRANSFERS.—Transfers of project-
25 based assistance under this section may be done in phases

1 to accommodate the financing and other requirements re-
2 lated to rehabilitating or constructing the project or
3 projects to which the assistance is transferred, to ensure
4 that such project or projects meet the standards under
5 subsection (c).

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

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

9 (A) For occupied units in the transferring
10 project: The number of low-income and very
11 low-income units and the configuration (i.e.,
12 bedroom size) provided by the transferring
13 project shall be no less than when transferred
14 to the receiving project or projects and the net
15 dollar amount of Federal assistance provided to
16 the transferring project shall remain the same
17 in the receiving project or projects.

18 (B) For unoccupied units in the transfer-
19 ring project: The Secretary may authorize a re-
20 duction in the number of dwelling units in the
21 receiving project or projects to allow for a re-
22 configuration of bedroom sizes to meet current
23 market demands, as determined by the Sec-
24 retary and provided there is no increase in the
25 project-based assistance budget authority.

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

4 (3) The receiving project or projects shall meet
5 or exceed applicable physical standards established
6 by the Secretary.

7 (4) The owner or mortgagor of the transferring
8 project shall notify and consult with the tenants re-
9 siding in the transferring project and provide a cer-
10 tification of approval by all appropriate local govern-
11 mental officials.

12 (5) The tenants of the transferring project who
13 remain eligible for assistance to be provided by the
14 receiving project or projects shall not be required to
15 vacate their units in the transferring project or
16 projects until new units in the receiving project are
17 available for occupancy.

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

20 (7) If either the transferring project or the re-
21 ceiving project or projects meets the condition speci-
22 fied in subsection (d)(2)(A), any lien on the receiv-
23 ing project resulting from additional financing ob-
24 tained by the owner shall be subordinate to any
25 FHA-insured mortgage lien transferred to, or placed

1 on, such project by the Secretary, except that the
2 Secretary may waive this requirement upon deter-
3 mination that such a waiver is necessary to facilitate
4 the financing of acquisition, construction, and/or re-
5 habilitation of the receiving project or projects.

6 (8) If the transferring project meets the re-
7 quirements of subsection (d)(2), the owner or mort-
8 gator of the receiving project or projects shall exe-
9 cute and record either a continuation of the existing
10 use agreement or a new use agreement for the
11 project where, in either case, any use restrictions in
12 such agreement are of no lesser duration than the
13 existing use restrictions.

14 (9) The transfer does not increase the cost (as
15 defined in section 502 of the Congressional Budget
16 Act of 1974(2 U.S.C. 661a)) of any FHA-insured
17 mortgage, except to the extent that appropriations
18 are provided in advance for the amount of any such
19 increased cost.

20 (d) For purposes of this section—

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

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

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

6 (B) housing that has project-based assist-
7 ance attached to the structure including
8 projects undergoing mark to market debt re-
9 structuring under the Multifamily Assisted
10 Housing Reform and Affordability Housing Act;

11 (C) housing that is assisted under section
12 202 of the Housing Act of 1959 (12 U.S.C.
13 1701q);

14 (D) housing that is assisted under section
15 202 of the Housing Act of 1959 (12 U.S.C.
16 1701q), as such section existed before the en-
17 actment of the Cranston-Gonzales National Af-
18 fordable Housing Act;

19 (E) housing that is assisted under section
20 811 of the Cranston-Gonzales National Afford-
21 able Housing Act (42 U.S.C. 8013); or

22 (F) housing or vacant land that is subject
23 to a use agreement;

24 (3) the term “project-based assistance”
25 means—

1 (A) assistance provided under section 8(b)
2 of the United States Housing Act of 1937 (42
3 U.S.C. 1437f(b));

4 (B) assistance for housing constructed or
5 substantially rehabilitated pursuant to assist-
6 ance provided under section 8(b)(2) of such Act
7 (as such section existed immediately before Oc-
8 tober 1, 1983);

9 (C) rent supplement payments under sec-
10 tion 101 of the Housing and Urban Develop-
11 ment Act of 1965 (12 U.S.C. 1701s);

12 (D) interest reduction payments under sec-
13 tion 236 and/or additional assistance payments
14 under section 236(f)(2) of the National Hous-
15 ing Act (12 U.S.C. 1715z-1);

16 (E) assistance payments made under sec-
17 tion 202(c)(2) of the Housing Act of 1959 (12
18 U.S.C. 1701q(e)(2)); and

19 (F) assistance payments made under sec-
20 tion 811(d)(2) of the Cranston-Gonzalez Na-
21 tional Affordable Housing Act (42 U.S.C.
22 8013(d)(2));

23 (4) the term “receiving project or projects”
24 means the multifamily housing project or projects to
25 which some or all of the project-based assistance,

1 debt, and statutorily required low-income and very
2 low-income use restrictions are to be transferred;

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

9 (6) the term “Secretary” means the Secretary
10 of Housing and Urban Development.

11 (e) RESEARCH REPORT.—The Secretary shall con-
12 duct an evaluation of the transfer authority under this sec-
13 tion, including the effect of such transfers on the oper-
14 ational efficiency, contract rents, physical and financial
15 conditions, and long-term preservation of the affected
16 properties.

17 SEC. 210. (a) No assistance shall be provided under
18 section 8 of the United States Housing Act of 1937 (42
19 U.S.C. 1437f) to any individual who—

20 (1) is enrolled as a student at an institution of
21 higher education (as defined under section 102 of
22 the Higher Education Act of 1965 (20 U.S.C.
23 1002));

24 (2) is under 24 years of age;

25 (3) is not a veteran;

1 (4) is unmarried;

2 (5) does not have a dependent child;

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

8 (7) is not a youth who left foster care at age
9 14 or older and is at risk of becoming homeless; and

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

14 (b) For purposes of determining the eligibility of a
15 person to receive assistance under section 8 of the United
16 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-
17 cial assistance (in excess of amounts received for tuition
18 and any other required fees and charges) that an indi-
19 vidual receives under the Higher Education Act of 1965
20 (20 U.S.C. 1001 et seq.), from private sources, or an insti-
21 tution of higher education (as defined under section 102
22 of the Higher Education Act of 1965 (20 U.S.C. 1002)),
23 shall be considered income to that individual, except for
24 a person over the age of 23 with dependent children.

1 SEC. 211. The funds made available for Native Alas-
2 kans under the heading “Native American Housing Block
3 Grants” in title II of this Act shall be allocated to the
4 same Native Alaskan housing block grant recipients that
5 received funds in fiscal year 2005.

6 SEC. 212. Notwithstanding any other provision of
7 law, in fiscal year 2020, in managing and disposing of any
8 multifamily property that is owned or has a mortgage held
9 by the Secretary of Housing and Urban Development, and
10 during the process of foreclosure on any property with a
11 contract for rental assistance payments under section 8
12 of the United States Housing Act of 1937 (42 U.S.C.
13 1437f) or other Federal programs, the Secretary shall
14 maintain any rental assistance payments under section 8
15 of the United States Housing Act of 1937 and other pro-
16 grams that are attached to any dwelling units in the prop-
17 erty. To the extent the Secretary determines, in consulta-
18 tion with the tenants and the local government, that such
19 a multifamily property owned or held by the Secretary is
20 not feasible for continued rental assistance payments
21 under such section 8 or other programs, based on consid-
22 eration of (1) the costs of rehabilitating and operating the
23 property and all available Federal, State, and local re-
24 sources, including rent adjustments under section 524 of
25 the Multifamily Assisted Housing Reform and Afford-

1 ability Act of 1997 (“MAHRAA”) (42 U.S.C. 1437f note)
2 and (2) environmental conditions that cannot be remedied
3 in a cost-effective fashion, the Secretary may, in consulta-
4 tion with the tenants of that property, contract for project-
5 based rental assistance payments with an owner or owners
6 of other existing housing properties, or provide other rent-
7 al assistance. The Secretary shall also take appropriate
8 steps to ensure that project-based contracts remain in ef-
9 fect prior to foreclosure, subject to the exercise of contrac-
10 tual abatement remedies to assist relocation of tenants for
11 imminent major threats to health and safety after written
12 notice to and informed consent of the affected tenants and
13 use of other available remedies, such as partial abatements
14 or receivership. After disposition of any multifamily prop-
15 erty described under this section, the contract and allow-
16 able rent levels on such properties shall be subject to the
17 requirements under section 524 of MAHRAA.

18 SEC. 213. Public housing agencies that own and oper-
19 ate 400 or fewer public housing units may elect to be ex-
20 empt from any asset management requirement imposed by
21 the Secretary of Housing and Urban Development in con-
22 nection with the operating fund rule: *Provided*, That an
23 agency seeking a discontinuance of a reduction of subsidy
24 under the operating fund formula shall not be exempt
25 from asset management requirements.

1 SEC. 214. With respect to the use of amounts pro-
2 vided in this Act and in future Acts for the operation, cap-
3 ital improvement and management of public housing as
4 authorized by sections 9(d) and 9(e) of the United States
5 Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the
6 Secretary shall not impose any requirement or guideline
7 relating to asset management that restricts or limits in
8 any way the use of capital funds for central office costs
9 pursuant to section 9(g)(1) or 9(g)(2) of the United States
10 Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Pro-*
11 *vided*, That a public housing agency may not use capital
12 funds authorized under section 9(d) for activities that are
13 eligible under section 9(e) for assistance with amounts
14 from the operating fund in excess of the amounts per-
15 mitted under section 9(g)(1) or 9(g)(2).

16 SEC. 215. No official or employee of the Department
17 of Housing and Urban Development shall be designated
18 as an allotment holder unless the Office of the Chief Fi-
19 nancial Officer has determined that such allotment holder
20 has implemented an adequate system of funds control and
21 has received training in funds control procedures and di-
22 rectives. The Chief Financial Officer shall ensure that
23 there is a trained allotment holder for each HUD appro-
24 priation under the accounts “Executive Offices”, “Admin-
25 istrative Support Offices”, “Program Offices”, “Govern-

1 ment National Mortgage Association—Guarantees of
2 Mortgage-Backed Securities Loan Guarantee Program
3 Account”, and “Office of Inspector General” within the
4 Department of Housing and Urban Development.

5 SEC. 216. The Secretary of the Department of Hous-
6 ing and Urban Development shall, for fiscal year 2020,
7 notify the public through the Federal Register and other
8 means, as determined appropriate, of the issuance of a no-
9 tice of the availability of assistance or notice of funding
10 availability (NOFA) for any program or discretionary
11 fund administered by the Secretary that is to be competi-
12 tively awarded. Notwithstanding any other provision of
13 law, for fiscal year 2020, the Secretary may make the
14 NOFA available only on the Internet at the appropriate
15 Government web site or through other electronic media,
16 as determined by the Secretary.

17 SEC. 217. Payment of attorney fees in program-re-
18 lated litigation shall be paid from the individual program
19 office and Office of General Counsel salaries and expenses
20 appropriations. The annual budget submission for the pro-
21 gram offices and the Office of General Counsel shall in-
22 clude any such projected litigation costs for attorney fees
23 as a separate line item request. No funds provided in this
24 title may be used to pay any such litigation costs for attor-
25 ney fees until the Department submits for review a spend-

1 ing plan for such costs to the House and Senate Commit-
2 tees on Appropriations.

3 SEC. 218. The Secretary is authorized to transfer up
4 to 10 percent or \$5,000,000, whichever is less, of funds
5 appropriated for any office under the headings “Adminis-
6 trative Support Offices” or “Program Offices” to any
7 other such office or account: *Provided*, That no appropria-
8 tion for any such office or account shall be increased or
9 decreased by more than 10 percent or \$5,000,000, which-
10 ever is less, without prior written approval of the House
11 and Senate Committees on Appropriations: *Provided fur-*
12 *ther*, That the Secretary shall provide notification to such
13 Committees 3 business days in advance of any such trans-
14 fers under this section up to 10 percent or \$5,000,000,
15 whichever is less.

16 SEC. 219. (a) Any entity receiving housing assistance
17 payments shall maintain decent, safe, and sanitary condi-
18 tions, as determined by the Secretary of Housing and
19 Urban Development (in this section referred to as the
20 “Secretary”), and comply with any standards under appli-
21 cable State or local laws, rules, ordinances, or regulations
22 relating to the physical condition of any property covered
23 under a housing assistance payment contract.

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

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

6 (2) fails to certify in writing to the Secretary
7 within 3 days that all Exigent Health and Safety de-
8 ficiencies identified by the inspector at the project
9 have been corrected.

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

18 (c)(1) Within 15 days of the issuance of the REAC
19 inspection, the Secretary must provide the owner with a
20 Notice of Default with a specified timetable, determined
21 by the Secretary, for correcting all deficiencies. The Sec-
22 retary must also provide a copy of the Notice of Default
23 to the tenants, the local government, any mortgagees, and
24 any contract administrator. If the owner's appeal results

1 in a UPCS score of 60 or above, the Secretary may with-
2 draw the Notice of Default.

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

7 (A) require immediate replacement of
8 project management with a management agent
9 approved by the Secretary;

10 (B) impose civil money penalties, which
11 shall be used solely for the purpose of sup-
12 porting safe and sanitary conditions at applica-
13 ble properties, as designated by the Secretary,
14 with priority given to the tenants of the prop-
15 erty affected by the penalty;

16 (C) abate the section 8 contract, including
17 partial abatement, as determined by the Sec-
18 retary, until all deficiencies have been corrected;

19 (D) pursue transfer of the project to an
20 owner, approved by the Secretary under estab-
21 lished procedures, which will be obligated to
22 promptly make all required repairs and to ac-
23 cept renewal of the assistance contract as long
24 as such renewal is offered;

1 (E) transfer the existing section 8 contract
2 to another project or projects and owner or
3 owners;

4 (F) pursue exclusionary sanctions, includ-
5 ing suspensions or debarments from Federal
6 programs;

7 (G) seek judicial appointment of a receiver
8 to manage the property and cure all project de-
9 ficiencies or seek a judicial order of specific per-
10 formance requiring the owner to cure all project
11 deficiencies;

12 (H) work with the owner, lender, or other
13 related party to stabilize the property in an at-
14 tempt to preserve the property through compli-
15 ance, transfer of ownership, or an infusion of
16 capital provided by a third-party that requires
17 time to effectuate; or

18 (I) take any other regulatory or contrac-
19 tual remedies available as deemed necessary
20 and appropriate by the Secretary.

21 (d) The Secretary shall also take appropriate steps
22 to ensure that project-based contracts remain in effect,
23 subject to the exercise of contractual abatement remedies
24 to assist relocation of tenants for major threats to health
25 and safety after written notice to the affected tenants. To

1 the extent the Secretary determines, in consultation with
2 the tenants and the local government, that the property
3 is not feasible for continued rental assistance payments
4 under such section 8 or other programs, based on consid-
5 eration of—

6 (1) the costs of rehabilitating and operating the
7 property and all available Federal, State, and local
8 resources, including rent adjustments under section
9 524 of the Multifamily Assisted Housing Reform
10 and Affordability Act of 1997 (“MAHRAA”); and

11 (2) environmental conditions that cannot be
12 remedied in a cost-effective fashion, the Secretary
13 may contract for project-based rental assistance pay-
14 ments with an owner or owners of other existing
15 housing properties, or provide other rental assist-
16 ance.

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

23 (1) the enforcement actions being taken to ad-
24 dress such conditions, including imposition of civil
25 money penalties and termination of subsidies, and

1 identify properties that have such conditions mul-
2 tiple times;

3 (2) actions that the Department of Housing
4 and Urban Development is taking to protect tenants
5 of such identified properties; and

6 (3) any administrative or legislative rec-
7 ommendations to further improve the living condi-
8 tions at properties covered under a housing assist-
9 ance payment contract.

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

15 SEC. 220. None of the funds made available by this
16 Act, or any other Act, for purposes authorized under sec-
17 tion 8 (only with respect to the tenant-based rental assist-
18 ance program) and section 9 of the United States Housing
19 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by
20 any public housing agency for any amount of salary, in-
21 cluding bonuses, for the chief executive officer of which,
22 or any other official or employee of which, that exceeds
23 the annual rate of basic pay payable for a position at level
24 IV of the Executive Schedule at any time during any pub-
25 lic housing agency fiscal year 2020.

1 SEC. 221. None of the funds in this Act provided to
2 the Department of Housing and Urban Development may
3 be used to make a grant award unless the Secretary noti-
4 fies the House and Senate Committees on Appropriations
5 not less than 3 full business days before any project,
6 State, locality, housing authority, tribe, nonprofit organi-
7 zation, or other entity selected to receive a grant award
8 is announced by the Department or its offices.

9 SEC. 222. None of the funds made available by this
10 Act may be used to require or enforce the Physical Needs
11 Assessment (PNA).

12 SEC. 223. None of the funds made available in this
13 Act shall be used by the Federal Housing Administration,
14 the Government National Mortgage Administration, or the
15 Department of Housing and Urban Development to in-
16 sure, securitize, or establish a Federal guarantee of any
17 mortgage or mortgage backed security that refinances or
18 otherwise replaces a mortgage that has been subject to
19 eminent domain condemnation or seizure, by a State, mu-
20 nicipality, or any other political subdivision of a State.

21 SEC. 224. None of the funds made available by this
22 Act may be used to terminate the status of a unit of gen-
23 eral local government as a metropolitan city (as defined
24 in section 102 of the Housing and Community Develop-

1 ment Act of 1974 (42 U.S.C. 5302)) with respect to
2 grants under section 106 of such Act (42 U.S.C. 5306).

3 SEC. 225. Amounts made available under this Act
4 which are either appropriated, allocated, advanced on a
5 reimbursable basis, or transferred to the Office of Policy
6 Development and Research in the Department of Housing
7 and Urban Development and functions thereof, for re-
8 search, evaluation, or statistical purposes, and which are
9 unexpended at the time of completion of a contract, grant,
10 or cooperative agreement, may be deobligated and shall
11 immediately become available and may be reobligated in
12 that fiscal year or the subsequent fiscal year for the re-
13 search, evaluation, or statistical purposes for which the
14 amounts are made available to that Office subject to re-
15 programming requirements in section 405 of this Act.

16 SEC. 226. None of the funds provided in this Act or
17 any other act may be used for awards, including perform-
18 ance, special act, or spot, for any employee of the Depart-
19 ment of Housing and Urban Development subject to ad-
20 ministrative discipline (including suspension from work),
21 in this or the prior fiscal year, but this prohibition shall
22 not be effective prior to the effective date of any such ad-
23 ministrative discipline or after any final decision over-
24 turning such discipline.

1 SEC. 227. Funds made available in this title under
2 the heading “Homeless Assistance Grants” may be used
3 by the Secretary to participate in Performance Partner-
4 ship Pilots authorized under section 526 of division H of
5 Public Law 113–76, section 524 of division G of Public
6 Law 113–235, section 525 of division H of Public Law
7 114–113, section 525 of division H of Public Law 115–
8 31, section 525 of division H of Public Law 115–141, sec-
9 tion 524 of division B of Public Law 115–245 and such
10 authorities as are enacted for Performance Partnership
11 Pilots in an appropriations Act for fiscal year 2020: *Pro-*
12 *vided*, That such participation shall be limited to no more
13 than 10 continuums of care and housing activities to im-
14 prove outcomes for disconnected youth.

15 SEC. 228. With respect to grant amounts awarded
16 under the heading “Homeless Assistance Grants” for fis-
17 cal years 2015 through 2020 for the continuum of care
18 (CoC) program as authorized under subtitle C of title IV
19 of the McKinney-Vento Homeless Assistance Act, costs
20 paid by program income of grant recipients may count to-
21 ward meeting the recipient’s matching requirements, pro-
22 vided the costs are eligible CoC costs that supplement the
23 recipient’s CoC program.

24 SEC. 229. (a) From amounts made available under
25 this title under the heading “Homeless Assistance

1 Grants”, the Secretary may award 1-year transition
2 grants to recipients of funds for activities under subtitle
3 C of the McKinney-Vento Homeless Assistance Act (42
4 U.S.C. 11381 et seq.) to transition from one Continuum
5 of Care program component to another.

6 (b) In order to be eligible to receive a transition
7 grant, the funding recipient must have the consent of the
8 Continuum of Care and meet standards determined by the
9 Secretary.

10 SEC. 230. None of the funds made available by this
11 Act may be used by the Department of Housing and
12 Urban Development to direct a grantee to undertake spe-
13 cific changes to existing zoning laws as part of carrying
14 out the final rule entitled “Affirmatively Furthering Fair
15 Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the
16 notice entitled “Affirmatively Furthering Fair Housing
17 Assessment Tool” (79 Fed. Reg. 57949 (September 26,
18 2014)).

19 SEC. 231. The Promise Zone designations and Prom-
20 ise Zone Designation Agreements entered into pursuant
21 to such designations, made by the Secretary of Housing
22 and Urban Development in prior fiscal years, shall remain
23 in effect in accordance with the terms and conditions of
24 such agreements.

1 SEC. 232. None of the funds made available by this
2 Act may be used to establish and apply review criteria,
3 including rating factors or preference points, for participa-
4 tion in or coordination with EnVision Centers, in the eval-
5 uation, selection, and award of any funds made available
6 and requiring competitive selection under this Act, except
7 with respect to any such funds otherwise authorized for
8 EnVision Center purposes under this Act.

9 SEC. 233. None of the funds made available by this
10 or any prior Act may be used to require or enforce any
11 changes to the terms and conditions of the public housing
12 annual contributions contract between the Secretary and
13 any public housing agency, as such contract was in effect
14 as of December 31, 2017, unless such changes are mutu-
15 ally agreed upon by the Secretary and such agency: *Pro-*
16 *vided*, That such agreement by an agency may be indi-
17 cated only by a written amendment to the terms and con-
18 ditions containing the duly authorized signature of its
19 chief executive: *Provided Further*, That the Secretary may
20 not withhold funds to compel such agreement by an agen-
21 cy which certifies to its compliance with its contract.

22 SEC. 234. None of the amounts made available in this
23 Act or in the Department of Housing and Urban Develop-
24 ment Appropriations Act, 2019 (Public Law 116–6) may
25 be used to consider Family Self-Sufficiency performance

1 measures or performance scores in determining funding
2 awards for programs receiving Family Self-Sufficiency
3 program coordinator funding provided in this Act or in
4 the Department of Housing and Urban Development Ap-
5 propriations Act, 2019 (Public Law 116–6).

6 SEC. 235. (a) All unobligated balances from funds ap-
7 propriated under the heading “Department of Housing
8 and Urban Development Public and Indian Housing—
9 Tenant Based Rental Assistance” in chapter 10 of title
10 I of division B of the Consolidated Security, Disaster As-
11 sistance, and Continuing Appropriations Act, 2009 (Pub-
12 lic Law 110–329) are hereby rescinded.

13 (b) All unobligated balances from funds appropriated
14 under the heading “Department of Housing and Urban
15 Development Public and Indian Housing—Project-Based
16 Rental Assistance” in chapter 10 of title I of division B
17 of the Consolidated Security, Disaster Assistance, and
18 Continuing Appropriations Act, 2009 (Public Law 110–
19 329; 122 Stat. 324) (as amended by section 1203 of Pub-
20 lic Law 111–32; 123 Stat. 1859) are hereby rescinded.

21 SEC. 236. Any public housing agency designated as
22 a Moving to Work agency pursuant to section 239 of
23 (Public Law 114–113) may, upon such designation, use
24 funds (except for special purpose funding, including spe-
25 cial purpose vouchers) previously allocated to any such

1 public housing agency under section 8 or 9 of the United
2 States Housing Act of 1937, including any reserve funds
3 held by the public housing agency or funds held by the
4 Department of Housing and Urban Development, pursu-
5 ant to the authority for use of section 8 or 9 funding pro-
6 vided under such section and section 204 of title II of the
7 Departments of Veterans Affairs and Housing and Urban
8 Development and Independent Agencies Appropriations
9 Act, 1996 (Public Law 104–134), notwithstanding the
10 purposes for which such funds were appropriated

11 SEC. 237. None of the amounts made available by
12 this Act or by Public Law 116-6 may be used to prohibit
13 any public housing agency under receivership or the direc-
14 tion of a Federal monitor from applying for, receiving, or
15 using funds made available under the heading “Public
16 Housing Capital Fund” for competitive grants to evaluate
17 and reduce lead-based paint hazards in this Act or that
18 remain available and not awarded from prior Acts, or be
19 used to prohibit a public housing agency from using such
20 funds to carry out any required work pursuant to a settle-
21 ment agreement, consent decree, voluntary agreement, or
22 similar document for a violation of the Lead Safe Housing
23 or Lead Disclosure Rules.

24 This title may be cited as the “Department of Hous-
25 ing and Urban Development Appropriations Act, 2020”.

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1 TITLE III
2 RELATED AGENCIES
3 ACCESS BOARD
4 SALARIES AND EXPENSES

5 For expenses necessary for the Access Board, as au-
6 thorized by section 502 of the Rehabilitation Act of 1973,
7 as amended, \$9,200,000: *Provided*, That, notwithstanding
8 any other provision of law, there may be credited to this
9 appropriation funds received for publications and training
10 expenses: *Provided further*, That of this amount, \$800,000
11 shall be for activities authorized under section 432 of Pub-
12 lic Law 115–254.

13 FEDERAL MARITIME COMMISSION
14 SALARIES AND EXPENSES

15 For necessary expenses of the Federal Maritime
16 Commission as authorized by section 201(d) of the Mer-
17 chant Marine Act, 1936, as amended (46 U.S.C. 307), in-
18 cluding services as authorized by 5 U.S.C. 3109; hire of
19 passenger motor vehicles as authorized by 31 U.S.C.
20 1343(b); and uniforms or allowances therefore, as author-
21 ized by 5 U.S.C. 5901–5902, \$28,000,000: *Provided*, That
22 not to exceed \$2,000 shall be available for official recep-
23 tion and representation expenses.

1 NATIONAL RAILROAD PASSENGER CORPORATION
2 OFFICE OF INSPECTOR GENERAL
3 SALARIES AND EXPENSES

4 For necessary expenses of the Office of Inspector
5 General for the National Railroad Passenger Corporation
6 to carry out the provisions of the Inspector General Act
7 of 1978, as amended, \$23,274,000: *Provided*, That the In-
8 spector General shall have all necessary authority, in car-
9 rying out the duties specified in the Inspector General Act,
10 as amended (5 U.S.C. App. 3), to investigate allegations
11 of fraud, including false statements to the government (18
12 U.S.C. 1001), by any person or entity that is subject to
13 regulation by the National Railroad Passenger Corpora-
14 tion: *Provided further*, That the Inspector General may
15 enter into contracts and other arrangements for audits,
16 studies, analyses, and other services with public agencies
17 and with private persons, subject to the applicable laws
18 and regulations that govern the obtaining of such services
19 within the National Railroad Passenger Corporation: *Pro-*
20 *vided further*, That the Inspector General may select, ap-
21 point, and employ such officers and employees as may be
22 necessary for carrying out the functions, powers, and du-
23 ties of the Office of Inspector General, subject to the appli-
24 cable laws and regulations that govern such selections, ap-
25 pointments, and employment within the Corporation: *Pro-*

1 *vided further*, That concurrent with the President's budget
2 request for fiscal year 2021, the Inspector General shall
3 submit to the House and Senate Committees on Appro-
4 priations a budget request for fiscal year 2021 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,

1 as authorized by the Neighborhood Reinvestment Corpora-
2 tion Act (42 U.S.C. 8101–8107), \$151,000,000, of which
3 \$5,000,000 shall be for a multi-family rental housing pro-
4 gram: *Provided*, That an additional \$1,000,000, 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 2020, to result in
20 a final appropriation from the general fund estimated at
21 no more than \$35,850,000.

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, \$3,700,000.

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 2020, 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 report accompanying this Act, whichever is more
23 detailed, unless prior approval is received from the
24 House and Senate Committees on Appropriations:
25 *Provided*, That not later than 60 days after the date

1 of enactment of this Act, each agency funded by this
2 Act shall submit a report to the Committees on Ap-
3 propriations of the Senate and of the House of Rep-
4 resentatives to establish the baseline for application
5 of reprogramming and transfer authorities for the
6 current fiscal year: *Provided further*, That the report
7 shall include—

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

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

1 provided, as well as to discretionary grants and
2 discretionary grant allocations; and

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

5 SEC. 406. Except as otherwise specifically provided
6 by law, not to exceed 50 percent of unobligated balances
7 remaining available at the end of fiscal year 2020 from
8 appropriations made available for salaries and expenses
9 for fiscal year 2020 in this Act, shall remain available
10 through September 30, 2021, for each such account for
11 the purposes authorized: *Provided*, That a request shall
12 be submitted to the House and Senate Committees on Ap-
13 propriations for approval prior to the expenditure of such
14 funds: *Provided further*, That these requests shall be made
15 in compliance with reprogramming guidelines under sec-
16 tion 405 of this Act.

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

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

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

17 SEC. 409. No part of any appropriation contained in
18 this Act shall be available to pay the salary for any person
19 filling a position, other than a temporary position, for-
20 merly held by an employee who has left to enter the Armed
21 Forces of the United States and has satisfactorily com-
22 pleted his or her period of active military or naval service,
23 and has within 90 days after his or her release from such
24 service or from hospitalization continuing after discharge
25 for a period of not more than 1 year, made application

1 for restoration to his or her former position and has been
2 certified by the Office of Personnel Management as still
3 qualified to perform the duties of his or her former posi-
4 tion and has not been restored thereto.

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

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

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

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

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

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

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

24 SEC. 415. None of the funds appropriated or other-
25 wise made available under this Act may be used by the

1 Surface Transportation Board to charge or collect any fil-
2 ing fee for rate or practice complaints filed with the Board
3 in an amount in excess of the amount authorized for dis-
4 trict court civil suit filing fees under section 1914 of title
5 28, United States Code.

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

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

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

22 SEC. 418. (a) None of the funds made available in
23 this Act may be used to deny an Inspector General funded
24 under this Act timely access to any records, documents,
25 or other materials available to the department or agency

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

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

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

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

21 SEC. 419. None of the funds appropriated or other-
22 wise made available by this Act may be used to pay award
23 or incentive fees for contractors whose performance has
24 been judged to be below satisfactory, behind schedule, over
25 budget, or has failed to meet the basic requirements of

1 a contract, unless the Agency determines that any such
2 deviations are due to unforeseeable events, government-
3 driven scope changes, or are not significant within the
4 overall scope of the project and/or program unless such
5 awards or incentive fees are consistent with 16.401(e)(2)
6 of the FAR.

7 This division may be cited as the “Transportation,
8 Housing and Urban Development, and Related Agencies
9 Appropriations Act, 2020”.