MAKING FURTHER CONTINUING APPROPRIATIONS FOR THE DEPARTMENT OF HOMELAND SECURITY FOR FISCAL YEAR 2019, AND FOR OTHER PURPOSES

2019.—Ordered to be printed

, from the committee of conference, submitted the following

CONFERENCE REPORT

[To accompany H.J. Res. 31]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the joint resolution (H.J. Res. 31), making further continuing appropriations for the Department of Homeland Security for fiscal year 2019, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

February 13, 2019 (8:12 p.m.)
SEEN, APPRO.

SECTION 1. SHORT TITLE.

This Act may be cited as the “Consolidated Appropriations Act, 2019”.

SEC. 2. TABLE OF CONTENTS.

See. 1. Short title.
See. 2. Table of contents.
See. 3. References.
See. 4. Statement of appropriations.
See. 5. Availability of funds.
See. 6. Adjustments to compensation.
See. 7. Technical correction.

DIVISION A—DEPARTMENT OF HOMELAND SECURITY
APPROPRIATIONS ACT, 2019

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

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

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

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

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

February 13, 2019 (8:12 p.m.)
DIVISION D—FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2019

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

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

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

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

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

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

Title I—Department of Transportation
Title II—Department of Housing and Urban Development
Title III—Related Agencies
Title IV—General Provisions—This Act

DIVISION H—EXTENSIONS, TECHNICAL CORRECTIONS, AND OTHER MATTERS

Title I—Immigration Extensions
Title II—Technical Corrections
Title III—Budgetary Effects

February 13, 2019 (3:12 p.m.)
SEC. 3. REFERENCES TO ACT.

Except as expressly provided otherwise, any reference to “this Act” contained in any division of this Act shall be treated as referring only to the provisions of that division.

SEC. 4. STATEMENT OF APPROPRIATIONS.

The following sums in this Act are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2019.

SEC. 5. AVAILABILITY OF FUNDS.

Each amount designated in this Act by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985 shall be available (or rescinded, if applicable) only if the President subsequently so designates all such amounts and transmits such designations to the Congress.

SEC. 6. ADJUSTMENTS TO COMPENSATION.

For a payment to Joe Anne Jones, widow of Walter B. Jones Jr., late a Representative from North Carolina, $174,000.

February 13, 2019 (8:12 p.m.)
DIVISION G—TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019

TITLE I

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

Salaries and Expenses

For necessary expenses of the Office of the Secretary, $113,910,000, of which not to exceed $3,065,000 shall be available for the immediate Office of the Secretary; not to exceed $1,000,000 shall be available for the immediate Office of the Deputy Secretary; not to exceed $20,428,000 shall be available for the Office of the General Counsel; not to exceed $10,331,000 shall be available for the Office of the Under Secretary of Transportation for Policy; not to exceed $14,300,000 shall be available for the Office of the Assistant Secretary for Budget and Programs; not to exceed $2,546,000 shall be available for the Office of the Assistant Secretary for Governmental Affairs; not to exceed $29,244,000 shall be available for the Office of the Assistant Secretary for Administration; not to exceed $2,142,000 shall be available for the Office of Public Affairs; not to exceed $1,859,000 shall be available for the
TITLE II

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

MANAGEMENT AND ADMINISTRATION

EXECUTIVE OFFICES

For necessary salaries and expenses for Executive Offices, which shall be comprised of the offices of the Secretary, Deputy Secretary, Adjudicatory Services, Congressional and Intergovernmental Relations, Public Affairs, Small and Disadvantaged Business Utilization, and the Center for Faith-Based and Neighborhood Partnerships, $14,900,000, to remain available until September 30, 2020: Provided, That not to exceed $25,000 of the amount made available under this heading shall be available to the Secretary for official reception and representation expenses as the Secretary may determine.

ADMINISTRATIVE SUPPORT OFFICES

For necessary salaries and expenses for Administrative Support Offices, $541,500,000, to remain available until September 30, 2020, of which $70,400,000 shall be available for the Office of the Chief Financial Officer, (and of which $20,000,000, to remain available until September 30, 2021, shall be for the financial transformation initiative); $97,800,000 shall be available for the Office of the General Counsel, of which not less than $15,000,000 shall
be for the Departmental Enforcement Center;

$206,300,000 shall be available for the Office of Administration; $40,400,000 shall be available for the Office of the Chief Human Capital Officer; $54,300,000 shall be available for the Office of Field Policy and Management;

$19,100,000 shall be available for the Office of the Chief Procurement Officer; $3,800,000 shall be available for the Office of Departmental Equal Employment Opportunity;

$4,700,000 shall be available for the Office of Business Transformation; and $44,700,000 shall be available for the Office of the Chief Information Officer: Provided, That funds provided under this heading may be used for necessary administrative and non-administrative expenses of the Department of Housing and Urban Development, not otherwise provided for, including purchase of uniforms, or allowances therefor, as authorized by 5 U.S.C. 5901–5902; hire of passenger motor vehicles; and services as authorized by 5 U.S.C. 3109: Provided further, That notwithstanding any other provision of law, funds appropriated under this heading may be used for advertising and promotional activities that directly support program activities funded in this title: Provided further, That the Secretary shall provide the House and Senate Committees on Appropriations quarterly written notification regarding the status of pending congressional reports: Provided fur-
ther, That the Secretary shall provide in electronic form all signed reports required by Congress: Provided further, that not more than 10 percent of the funds made available under this heading for the Office of Chief Financial Officer for the financial transformation initiative may be obligated until the Secretary submits to the House and Senate Committees on Appropriations, for approval, a plan for expenditure that includes the financial and internal control capabilities to be delivered and the mission benefits to be realized, key milestones to be met, and the relationship between the proposed use of funds made available under this heading and the projected total cost and scope of the initiative.

PROGRAM OFFICE SALARIES AND EXPENSES

PUBLIC AND INDIAN HOUSING

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

COMMUNITY PLANNING AND DEVELOPMENT

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

HOUSING

For necessary salaries and expenses of the Office of Housing, $382,500,000, to remain available until Sep-
September 30, 2020, of which not less than $12,000,000 shall be for the Office of Recapitalization.

POLICY DEVELOPMENT AND RESEARCH

For necessary salaries and expenses of the Office of Policy Development and Research, $26,000,000, to remain available until September 30, 2020.

FAIR HOUSING AND EQUAL OPPORTUNITY

For necessary salaries and expenses of the Office of Fair Housing and Equal Opportunity, $72,900,000, to remain available until September 30, 2020.

OFFICE OF LEAD HAZARD CONTROL AND HEALTHY HOMES

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

WORKING CAPITAL FUND

(INCLUDING TRANSFER OF FUNDS)

For the working capital fund for the Department of Housing and Urban Development (referred to in this paragraph as the "Fund"), pursuant, in part, to section 7(f) of the Department of Housing and Urban Development Act (42 U.S.C. 3535(f)), amounts transferred, including reimbursements pursuant to section 7(f), to the Fund under this heading shall be available for Federal shared services used by offices and agencies of the Department,
1 and for such portion of any office or agency's printing, 
2 records management, space renovation, furniture, or sup-
3 ply services as the Secretary determines shall be derived 
4 from centralized sources made available by the Depart-
5 ment to all offices and agencies and funded through the 
6 Fund: Provided, That of the amounts made available in 
7 this title for salaries and expenses under the headings 
8 "Executive Offices", "Administrative Support Offices", 
9 "Program Office Salaries and Expenses", and "Govern-
10 ment National Mortgage Association", the Secretary shall 
11 transfer to the Fund such amounts, to remain available 
12 until expended, as are necessary to fund services, specified 
13 in the matter preceding the first proviso, for which the 
14 appropriation would otherwise have been available, and 
15 may transfer not to exceed an additional $5,000,000, in 
16 aggregate, from all such appropriations, to be merged with 
17 the Fund and to remain available until expended for any 
18 purpose under this heading: Provided further, That 
19 amounts in the Fund shall be the only amounts available 
20 to each office or agency of the Department for the serv-
21 ices, or portion of services, specified in the matter pre-
22 ceding the first proviso: Provided further, That with re-
23 spect to the Fund, the authorities and conditions under 
24 this heading shall supplement the authorities and condi-
25 tions provided under section 7(f).
PUBLIC AND INDIAN HOUSING

For activities and assistance for the provision of tenant-based rental assistance authorized under the United States Housing Act of 1937, as amended (42 U.S.C. 1437 et seq.) ("the Act" herein), not otherwise provided for, $18,598,000,000, to remain available until expended, shall be available on October 1, 2018 (in addition to the $4,000,000,000 previously appropriated under this heading that shall be available on October 1, 2018), and $4,000,000,000, to remain available until expended, shall be available on October 1, 2019: Provided, That the amounts made available under this heading are provided as follows:

(1) $20,313,000,000 shall be available for renewals of expiring section 8 tenant-based annual contributions contracts (including renewals of enhanced vouchers under any provision of law authorizing such assistance under section 8(t) of the Act) and including renewal of other special purpose incremental vouchers: Provided, That notwithstanding any other provision of law, from amounts provided under this paragraph and any carryover, the Secretary for the calendar year 2019 funding cycle shall provide renewal funding for each public housing
agency based on validated voucher management system (VMS) leasing and cost data for the prior calendar year and by applying an inflation factor as established by the Secretary, by notice published in the Federal Register, and by making any necessary adjustments for the costs associated with the first-time renewal of vouchers under this paragraph including tenant protection and Choice Neighborhoods vouchers: Provided further, That none of the funds provided under this paragraph may be used to fund a total number of unit months under lease which exceeds a public housing agency's authorized level of units under contract, except for public housing agencies participating in the MTW demonstration, which are instead governed by the terms and conditions of their MTW agreements: Provided further, That the Secretary shall, to the extent necessary to stay within the amount specified under this paragraph (except as otherwise modified under this paragraph), prorate each public housing agency’s allocation otherwise established pursuant to this paragraph: Provided further, That except as provided in the following provisos, the entire amount specified under this paragraph (except as otherwise modified under this paragraph) shall be obligated to the public hous-
ing agencies based on the allocation and pro rata method described above, and the Secretary shall notify public housing agencies of their annual budget by the latter of 60 days after enactment of this Act or March 1, 2019: Provided further, That the Secretary may extend the notification period with the prior written approval of the House and Senate Committees on Appropriations: Provided further, That public housing agencies participating in the MTW demonstration shall be funded pursuant to their MTW agreements and shall be subject to the same pro rata adjustments under the previous provisions: Provided further, That the Secretary may offset public housing agencies’ calendar year 2019 allocations based on the excess amounts of public housing agencies’ net restricted assets accounts, including HUD-held programmatic reserves (in accordance with VMS data in calendar year 2018 that is verifiable and complete), as determined by the Secretary: Provided further, That public housing agencies participating in the MTW demonstration shall also be subject to the offset, as determined by the Secretary, excluding amounts subject to the single fund budget authority provisions of their MTW agreements, from the agencies’ calendar year 2019
MTW funding allocation: Provided further, That the Secretary shall use any offset referred to in the previous two provisos throughout the calendar year to prevent the termination of rental assistance for families as the result of insufficient funding, as determined by the Secretary, and to avoid or reduce the proration of renewal funding allocations: Provided further, That up to $100,000,000 shall be available only: (1) for adjustments in the allocations for public housing agencies, after application for an adjustment by a public housing agency that experienced a significant increase, as determined by the Secretary, in renewal costs of vouchers resulting from unforeseen circumstances or from portability under section 8(r) of the Act; (2) for vouchers that were not in use during the previous 12-month period in order to be available to meet a commitment pursuant to section 8(o)(13) of the Act; (3) for adjustments for costs associated with HUD-Veterans Affairs Supportive Housing (HUD-VASH) vouchers; and (4) for public housing agencies that despite taking reasonable cost savings measures, as determined by the Secretary, would otherwise be required to terminate rental assistance for families as a result of insufficient funding: Provided further, That the Secretary shall allo-
cate amounts under the previous proviso based on need, as determined by the Secretary;

(2) $85,000,000 shall be for section 8 rental assistance for relocation and replacement of housing units that are demolished or disposed of pursuant to section 18 of the Act, conversion of section 23 projects to assistance under section 8, the family unification program under section 8(x) of the Act, relocation of witnesses in connection with efforts to combat crime in public and assisted housing pursuant to a request from a law enforcement or prosecution agency, enhanced vouchers under any provision of law authorizing such assistance under section 8(t) of the Act, Choice Neighborhood vouchers, mandatory and voluntary conversions, and tenant protection assistance including replacement and relocation assistance or for project-based assistance to prevent the displacement of unassisted elderly tenants currently residing in section 202 properties financed between 1959 and 1974 that are refinanced pursuant to Public Law 106–569, as amended, or under the authority as provided under this Act: Provided, That when a public housing development is submitted for demolition or disposition under section 18 of the Act, the Secretary may provide section 8 rental as-
sistance when the units pose an imminent health
and safety risk to residents: Provided further, That
the Secretary may only provide replacement vouchers for units that were occupied within the previous
24 months that cease to be available as assisted
housing, subject only to the availability of funds:
Provided further, That of the amounts made available under this paragraph, $5,000,000 may be available to provide tenant protection assistance, not otherwise provided under this paragraph, to residents residing in low vacancy areas and who may have to pay rents greater than 30 percent of household income, as the result of: (A) the maturity of a HUD-insured, HUD-held or section 202 loan that requires the permission of the Secretary prior to loan prepayment; (B) the expiration of a rental assistance contract for which the tenants are not eligible for enhanced voucher or tenant protection assistance under existing law; or (C) the expiration of affordability restrictions accompanying a mortgage or preservation program administered by the Secretary:
Provided further, That such tenant protection assistance made available under the previous proviso may be provided under the authority of section 8(t) or section 8(o)(13) of the United States Housing Act
of 1937 (42 U.S.C. 1437f(t)): Provided further, That the Secretary shall issue guidance to implement the previous provisos, including, but not limited to, requirements for defining eligible at-risk households within 60 days of the enactment of this Act: Provided further, That any tenant protection voucher made available from amounts under this paragraph shall not be reissued by any public housing agency, except the replacement vouchers as defined by the Secretary by notice, when the initial family that received any such voucher no longer receives such voucher, and the authority for any public housing agency to issue any such voucher shall cease to exist: Provided further, That the Secretary may provide section 8 rental assistance from amounts made available under this paragraph for units assisted under a project-based subsidy contract funded under the “Project-Based Rental Assistance” heading under this title where the owner has received a Notice of Default and the units pose an imminent health and safety risk to residents: Provided further, That to the extent that the Secretary determines that such units are not feasible for continued rental assistance payments or transfer of the subsidy contract associated with such units to another project
or projects and owner or owners, any remaining
amounts associated with such units under such con-
tract shall be recaptured and used to reimburse
amounts used under this paragraph for rental assis-
tance under the preceding proviso;

(3) $1,886,000,000 shall be for administrative
and other expenses of public housing agencies in ad-
ministering the section 8 tenant-based rental assis-
tance program, of which up to $30,000,000 shall be
available to the Secretary to allocate to public hous-
ing agencies that need additional funds to admin-
ister their section 8 programs, including fees associ-
ated with section 8 tenant protection rental assis-
tance, the administration of disaster related vouchers,
HUD–VASH vouchers, and other special purpose in-
ncremental vouchers: Provided, That no less than
$1,856,000,000 of the amount provided in this para-
graph shall be allocated to public housing agencies
for the calendar year 2019 funding cycle based on
section 8(q) of the Act (and related Appropriation
Act provisions) as in effect immediately before the
enactment of the Quality Housing and Work Re-
sponsibility Act of 1998 (Public Law 105–276): Pro-
vided further, That if the amounts made available
under this paragraph are insufficient to pay the
amounts determined under the previous proviso, the Secretary may decrease the amounts allocated to agencies by a uniform percentage applicable to all agencies receiving funding under this paragraph or may, to the extent necessary to provide full payment of amounts determined under the previous proviso, utilize unobligated balances, including recaptures and carryovers, remaining from funds appropriated to the Department of Housing and Urban Development under this heading from prior fiscal years, excluding special purpose vouchers, notwithstanding the purposes for which such amounts were appropriated: Provided further, That all public housing agencies participating in the MTW demonstration shall be funded pursuant to their MTW agreements, and shall be subject to the same uniform percentage decrease as under the previous proviso: Provided further, That amounts provided under this paragraph shall be only for activities related to the provision of tenant-based rental assistance authorized under section 8, including related development activities;

(4) $225,000,000 for the renewal of tenant-based assistance contracts under section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), including necessary administra-
tive expenses: *Provided,* That administrative and
other expenses of public housing agencies in admin-
istering the special purpose vouchers in this para-
graph shall be funded under the same terms and be
subject to the same pro rata reduction as the per-
cent decrease for administrative and other expenses
to public housing agencies under paragraph (3) of
this heading: *Provided further,* That any amounts
provided under this paragraph in this Act or prior
Acts, remaining available after funding renewals and
administrative expenses under this paragraph, shall
be available only for incremental tenant-based rental
assistance contracts under such section 811 for non-
elderly persons with disabilities, including necessary
administrative expenses: *Provided further,* That upon
turnover, section 811 special purpose vouchers fund-
ed under this heading in this or prior Acts, or under
any other heading in prior Acts, shall be provided to
non-elderly persons with disabilities;

(5) $4,000,000 shall be for rental assistance
and associated administrative fees for Tribal HUD–
VASH to serve Native American veterans that are
homeless or at-risk of homelessness living on or near
a reservation or other Indian areas: *Provided,* That
such amount shall be made available for renewal
grants to recipients that received assistance under
prior Acts under the Tribal HUD-VASH program:
Provided further, That the Secretary shall be author-
ized to specify criteria for renewal grants, including
data on the utilization of assistance reported by
grant recipients: Provided further, That such assist-
ance shall be administered in accordance with pro-
gram requirements under the Native American
Housing Assistance and Self-Determination Act of
1996 and modeled after the HUD-VASH program:
Provided further, That the Secretary shall be author-
ized to waive, or specify alternative requirements for
any provision of any statute or regulation that the
Secretary administers in connection with the use of
funds made available under this paragraph (except
for requirements related to fair housing, non-
discrimination, labor standards, and the environ-
ment), upon a finding by the Secretary that any
such waivers or alternative requirements are nec-
essary for the effective delivery and administra-
of such assistance: Provided further, That grant re-
cipients shall report to the Secretary on utilization
of such rental assistance and other program data, as
prescribed by the Secretary: Provided further, That
the Secretary may reallocate, as determined by the
Secretary, amounts returned or recaptured from awards under prior acts;

(6) $40,000,000 for incremental rental voucher assistance for use through a supported housing program administered in conjunction with the Department of Veterans Affairs as authorized under section 8(o)(19) of the United States Housing Act of 1937: Provided, That the Secretary of Housing and Urban Development shall make such funding available, notwithstanding section 203 (competition provision) of this title, to public housing agencies that partner with eligible VA Medical Centers or other entities as designated by the Secretary of the Department of Veterans Affairs, based on geographical need for such assistance as identified by the Secretary of the Department of Veterans Affairs, public housing agency administrative performance, and other factors as specified by the Secretary of Housing and Urban Development in consultation with the Secretary of the Department of Veterans Affairs: Provided further, That the Secretary of Housing and Urban Development may waive, or specify alternative requirements for (in consultation with the Secretary of the Department of Veterans Affairs), any provision of any statute or regulation that the
Secretary of Housing and Urban Development administers in connection with the use of funds made available under this paragraph (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary for the effective delivery and administration of such voucher assistance: Provided further, That assistance made available under this paragraph shall continue to remain available for homeless veterans upon turn-over;

(7) $20,000,000 shall be made available for new incremental voucher assistance through the family unification program as authorized by section 8(x) of the Act: Provided, That the assistance made available under this paragraph shall continue to remain available for family unification upon turnover: Provided further, That for any public housing agency administering voucher assistance appropriated in a prior Act under the family unification program that determines that it no longer has an identified need for such assistance upon turnover, such agency shall notify the Secretary, and the Secretary shall recapture such assistance from the agency and reallocate it to any other public housing agency or agencies
based on need for voucher assistance in connection
with such program;

(8) $25,000,000 shall be made available for the
mobility demonstration authorized under section 235
of this title, of which up to $5,000,000 shall be for
new incremental voucher assistance and the remain-
der of which shall be available to provide mobility-
related services to families with children, including
pre- and post-move counseling and rent deposits,
and to offset the administrative costs of operating
the mobility demonstration: Provided, That incre-
mental voucher assistance made available under this
paragraph shall be for families with children partici-
pating in the mobility demonstration and shall con-
tinue to remain available for families with children
upon turnover: Provided further, That for any public
housing agency administering voucher assistance
under the mobility demonstration that determines
that it no longer has an identified need for such as-
sumance upon turnover, such agency shall notify the
Secretary, and the Secretary shall recapture such as-
sistance from the agency and reallocate it to any
other public housing agency or agencies based on
need for voucher assistance in connection with such
demonstration; and
(9) the Secretary shall separately track all special purpose vouchers funded under this heading.

HOUSING CERTIFICATE FUND

(INCLUDING RESSIONS)

Unobligated balances, including recaptures and carryover, remaining from funds appropriated to the Department of Housing and Urban Development under this heading, the heading “Annual Contributions for Assisted Housing” and the heading “Project-Based Rental Assistance”, for fiscal year 2019 and prior years may be used for renewal of or amendments to section 8 project-based contracts and for performance-based contract administrators, notwithstanding the purposes for which such funds were appropriated: Provided, That any obligated balances of contract authority from fiscal year 1974 and prior that have been terminated shall be rescinded: Provided further, That amounts heretofore recaptured, or recaptured during the current fiscal year, from section 8 project-based contracts from source years fiscal year 1975 through fiscal year 1987 are hereby rescinded, and an amount of additional new budget authority, equivalent to the amount rescinded is hereby appropriated, to remain available until expended, for the purposes set forth under this heading, in addition to amounts otherwise available.
PUBLIC HOUSING CAPITAL FUND

For the Public Housing Capital Fund Program to carry out capital and management activities for public housing agencies, as authorized under section 9 of the United States Housing Act of 1937 (42 U.S.C. 1437g) (the "Act") $2,775,000,000, to remain available until September 30, 2022: Provided, That notwithstanding any other provision of law or regulation, during fiscal year 2019, the Secretary of Housing and Urban Development may not delegate to any Department official other than the Deputy Secretary and the Assistant Secretary for Public and Indian Housing any authority under paragraph (2) of section 9(j) regarding the extension of the time periods under such section: Provided further, That for purposes of such section 9(j), the term "obligate" means, with respect to amounts, that the amounts are subject to a binding agreement that will result in outlays, immediately or in the future: Provided further, That of the total amount made available under this heading, up to $14,000,000 shall be to support ongoing public housing financial and physical assessment activities: Provided further, That of the total amount made available under this heading, up to $1,000,000 shall be to support the costs of administrative and judicial receiverships: Provided further, That of the total amount provided under this head-
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1 ing, not to exceed $30,000,000 shall be available for the
2 Secretary to make grants, notwithstanding section 203 of
3 this Act, to public housing agencies for emergency capital
4 needs including safety and security measures necessary to
5 address crime and drug-related activity as well as needs
6 resulting from unforeseen or unpreventable emergencies
7 and natural disasters excluding Presidentially declared
8 emergencies and natural disasters under the Robert T.
9 Stafford Disaster Relief and Emergency Act (42 U.S.C.
10 5121 et seq.) occurring in fiscal year 2019: Provided fur-
11 ther, That of the amount made available under the pre-
12 vious proviso, not less than $10,000,000 shall be for safety
13 and security measures: Provided further, That in addition
14 to the amount in the previous proviso for such safety and
15 security measures, any amounts that remain available,
16 after all applications received on or before September 30,
17 2020, for emergency capital needs have been processed,
18 shall be allocated to public housing agencies for such safe-
19 ty and security measures: Provided further, That of the
20 total amount provided under this heading, up to
21 $35,000,000 shall be for supportive services, service coor-
22 dinators and congregate services as authorized by section
23 34 of the Act (42 U.S.C. 1437z–6) and the Native Amer-
24 ican Housing Assistance and Self-Determination Act of
25 1996 (25 U.S.C. 4101 et seq.): Provided further, That of
the total amount made available under this heading, $15,000,000 shall be for a Jobs-Plus initiative modeled after the Jobs-Plus demonstration: Provided further, That funding provided under the previous proviso shall be available for competitive grants to partnerships between public housing authorities, local workforce investment boards established under section 107 of the Workforce Innovation and Opportunity Act of 2014 (29 U.S.C. 3122), and other agencies and organizations that provide support to help public housing residents obtain employment and increase earnings: Provided further, That applicants must demonstrate the ability to provide services to residents, partner with workforce investment boards, and leverage service dollars: Provided further, That the Secretary may allow public housing agencies to request exemptions from rent and income limitation requirements under sections 3 and 6 of the United States Housing Act of 1937 (42 U.S.C. 1437a and 1437d), as necessary to implement the Jobs-Plus program, on such terms and conditions as the Secretary may approve upon a finding by the Secretary that any such waivers or alternative requirements are necessary for the effective implementation of the Jobs-Plus initiative as a voluntary program for residents: Provided further, That the Secretary shall publish by notice in the Federal Register any waivers or alternative requirements
pursuant to the preceding proviso no later than 10 days
before the effective date of such notice: Provided further,
That for funds provided under this heading, the limitation
in section 9(g)(1) of the Act shall be 25 percent: Provided
further, That the Secretary may waive the limitation in
the previous proviso to allow public housing agencies to
fund activities authorized under section 9(e)(1)(C) of the
Act: Provided further, That the Secretary shall notify pub-
lic housing agencies requesting waivers under the previous
proviso if the request is approved or denied within 14 days
of submitting the request: Provided further, That from the
funds made available under this heading, the Secretary
shall provide bonus awards in fiscal year 2019 to public
housing agencies that are designated high performers:
Provided further, That the Department shall notify public
housing agencies of their formula allocation within 60
days of enactment of this Act: Provided further, That of
the total amount provided under this heading, $25,000,000 shall be available for competitive grants to
public housing agencies to evaluate and reduce lead-based
paint hazards in public housing by carrying out the activi-
ties of risk assessments, abatement, and interim controls
(as those terms are defined in section 1004 of the Residen-
tial Lead-Based Paint Hazard Reduction Act of 1992 (42
U.S.C. 4851b)): Provided further, That for purposes of en-
1 vironmental review, a grant under the previous proviso
2 shall be considered funds for projects or activities under
3 title I of the United States Housing Act of 1937 (42
4 U.S.C. 1437 et seq.) for purposes of section 26 of such
5 Act (42 U.S.C. 1437x) and shall be subject to the regula-
6 tions implementing such section.
7
7 PUBLIC HOUSING OPERATING FUND
8
9 For 2019 payments to public housing agencies for the
10 operation and management of public housing, as author-
11 ized by section 9(c) of the United States Housing Act of
12 1937 (42 U.S.C. 1437g(e)), $4,653,116,000, to remain
14
15 CHOICE NEIGHBORHOODS INITIATIVE
16
17 For competitive grants under the Choice Neighbor-
18 hoods Initiative (subject to section 24 of the United States
19 Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise
20 specified under this heading), for transformation, rehabili-
21 tation, and replacement housing needs of both public and
22 HUD-assisted housing and to transform neighborhoods of
23 poverty into functioning, sustainable mixed income neigh-
24 borhoods with appropriate services, schools, public assets,
25 transportation and access to jobs, $150,000,000, to re-
26 main available until September 30, 2021: Provided, That
27 grant funds may be used for resident and community serv-
28 ices, community development, and affordable housing
needs in the community, and for conversion of vacant or
foreclosed properties to affordable housing: Provided fur-
ther, That the use of funds made available under this
heading shall not be deemed to be public housing with-
standing section 3(b)(1) of such Act: Provided further,
That grantees shall commit to an additional period of af-
fordability determined by the Secretary of not fewer than
20 years: Provided further, That grantees shall provide a
match in State, local, other Federal or private funds: Pro-
vided further, That grantees may include local govern-
ments, tribal entities, public housing authorities, and non-
profits: Provided further, That for-profit developers may
apply jointly with a public entity: Provided further, That
for purposes of environmental review, a grantee shall be
treated as a public housing agency under section 26 of
the United States Housing Act of 1937 (42 U.S.C.
1437x), and grants under this heading shall be subject
to the regulations issued by the Secretary to implement
such section: Provided further, That of the amount pro-
vided, not less than $75,000,000 shall be awarded to pub-
lic housing agencies: Provided further, That such grantees
shall create partnerships with other local organizations in-
cluding assisted housing owners, service agencies, and
resident organizations: Provided further, That the Sec-
retary shall consult with the Secretaries of Education,
1 Labor, Transportation, Health and Human Services, Agriculture, and Commerce, the Attorney General, and the Administrator of the Environmental Protection Agency to coordinate and leverage other appropriate Federal resources: Provided further, That no more than $5,000,000 of funds made available under this heading may be provided as grants to undertake comprehensive local planning with input from residents and the community: Provided further, That unobligated balances, including recaptures, remaining from funds appropriated under the heading "Revitalization of Severely Distressed Public Housing (HOPE VI)" in fiscal year 2011 and prior fiscal years may be used for purposes under this heading, notwithstanding the purposes for which such amounts were appropriated: Provided further, That the Secretary shall issue the Notice of Funding Availability for funds made available under this heading no later than 60 days after enactment of this Act: Provided further, That the Secretary shall make grant awards no later than one year from the date of enactment of this Act in such amounts that the Secretary determines: Provided further, That notwithstanding section 24(o) of the United States Housing Act of 1937 (42 U.S.C. 1437v(o)), the Secretary may, until September 30, 2019, obligate any available unobligated balances made available under this heading in this, or any prior Act.
FAMILY SELF-SUFFICIENCY

For the Family Self-Sufficiency program to support family self-sufficiency coordinators under section 23 of the United States Housing Act of 1937, to promote the development of local strategies to coordinate the use of assistance under sections 8(o) and 9 of such Act with public and private resources, and enable eligible families to achieve economic independence and self-sufficiency, $80,000,000, to remain available until September 30, 2020: Provided, That the Secretary may, by Federal Register notice, waive or specify alternative requirements under subsections b(3), b(4), b(5), or c(1) of section 23 of such Act in order to facilitate the operation of a unified self-sufficiency program for individuals receiving assistance under different provisions of the Act, as determined by the Secretary: Provided further, That owners of a privately owned multifamily property with a section 8 contract may voluntarily make a Family Self-Sufficiency program available to the assisted tenants of such property in accordance with procedures established by the Secretary: Provided further, That such procedures established pursuant to the previous proviso shall permit participating tenants to accrue escrow funds in accordance with section 23(d)(2) and shall allow owners to use funding from resid-
ual receipt accounts to hire coordinators for their own
Family Self-Sufficiency program.

NATIVE AMERICAN HOUSING BLOCK GRANTS
(INCLUDING TRANSFER OF FUNDS)

For the Native American Housing Block Grants pro-
gram, as authorized under title I of the Native American
Housing Assistance and Self-Determination Act of 1996
(NAHASDA) (25 U.S.C. 4111 et seq.), $655,000,000, to
remain available until September 30, 2023: Provided,
That, notwithstanding NAHASDA, to determine the
amount of the allocation under title I of such Act for each
Indian tribe, the Secretary shall apply the formula under
section 302 of such Act with the need component based
on single-race census data and with the need component
based on multi-race census data, and the amount of the
allocation for each Indian tribe shall be the greater of the
two resulting allocation amounts: Provided further, That
of the amounts made available under this heading,
$7,000,000 shall be for providing training and technical
assistance to Indian housing authorities and tribally des-
ignated housing entities, to support the inspection of In-
dian housing units, contract expertise, and for training
and technical assistance related to funding provided under
this heading and other headings under this Act for the
needs of Native American families and Indian country:
Provided further, That of the funds made available under the previous proviso, not less than $2,000,000 shall be made available for a national organization as authorized under section 703 of NAHASDA (25 U.S.C. 4212): Provided further, That amounts made available under the previous two provisos may be used, contracted, or competed as determined by the Secretary: Provided further, That of the amount provided under this heading, $2,000,000 shall be made available for the cost of guaranteed notes and other obligations, as authorized by title VI of NAHASDA: Provided further, That such costs, including the costs of modifying such notes and other obligations, shall be as defined in section 502 of the Congressional Budget Act of 1974, as amended: Provided further, That these funds are available to subsidize the total principal amount of any notes and other obligations, any part of which is to be guaranteed, not to exceed $17,761,989: Provided further, That the Department will notify grantees of their formula allocation within 60 days of the date of enactment of this Act: Provided further, That for an additional amount for the Native American Housing Block Grants program, as authorized under title I of NAHASDA, $100,000,000 to remain available until September 30, 2023: Provided further, That the Secretary shall obligate this additional amount for competitive grants to eligible recipients au-
1 authorized under NAHASDA that apply for funds: Provided
2 further, That in awarding this additional amount, the Sec-
3 retary shall consider need and administrative capacity,
4 and shall give priority to projects that will spur construc-
5 tion and rehabilitation: Provided further, That up to 1 per-
6 cent of this additional amount may be transferred, in ag-
7 gregate, to “Program Office Salaries and Expenses—Pub-
8 lic and Indian Housing” for necessary costs of admin-
9 istering and overseeing the obligation and expenditure of
10 this additional amount: Provided further, That any funds
11 transferred pursuant to the previous proviso shall remain
12 available until September 30, 2024.
13
14 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM
15 ACCOUNT
16
17 For the cost of guaranteed loans, as authorized by
18 section 184 of the Housing and Community Development
19 Act of 1992 (12 U.S.C. 1715z–13a), $1,440,000, to re-
20 main available until expended: Provided, That such costs,
21 including the costs of modifying such loans, shall be as
22 defined in section 502 of the Congressional Budget Act
23 of 1974: Provided further, That these funds are available
24 to subsidize total loan principal, any part of which is to
25 be guaranteed, up to $553,846,154, to remain available
26 until expended: Provided further, That up to $750,000 of
27 this amount may be for administrative contract expenses

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

NATIVE HAWAIIAN HOUSING BLOCK GRANT

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

COMMUNITY PLANNING AND DEVELOPMENT

HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

For carrying out the Housing Opportunities for Per-
sons with AIDS program, as authorized by the AIDS
Housing Opportunity Act (42 U.S.C. 12901 et seq.),
$393,000,000, to remain available until September 30,
2020, except that amounts allocated pursuant to section
854(c)(5) of such Act shall remain available until Sep-
tember 30, 2021: Provided, That the Secretary shall renew
1 all expiring contracts for permanent supportive housing
2 that initially were funded under section 854(c)(5) of such
3 Act from funds made available under this heading in fiscal
4 year 2010 and prior fiscal years that meet all program
5 requirements before awarding funds for new contracts
6 under such section: Provided further, That the Depart-
7 ment shall notify grantees of their formula allocation with-
8 in 60 days of enactment of this Act.

COMMUNITY DEVELOPMENT FUND

For assistance to units of State and local govern-
ment, and to other entities, for economic and community
development activities, and for other purposes,
$3,365,000,000, to remain available until September 30,
2021, unless otherwise specified: Provided, That of the
total amount provided, $3,300,000,000 is for carrying out
the community development block grant program under
title I of the Housing and Community Development Act
of 1974, as amended ("the Act" herein) (42 U.S.C. 5301
et seq.): Provided further, That unless explicitly provided
for under this heading, not to exceed 20 percent of any
grant made with funds appropriated under this heading
shall be expended for planning and management develop-
ment and administration: Provided further, That a metro-

copolitan city, urban county, unit of general local govern-

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rectly receives funds under this heading may not sell, trade, or otherwise transfer all or any portion of such funds to another such entity in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under title I of the Act: Provided further, That notwithstanding section 105(c)(1) of the Act, no funds provided under this heading may be provided to a for-profit entity for an economic development project under section 105(a)(17) unless such project has been evaluated and selected in accordance with guidelines required under subsection (c)(2): Provided further, That the Department shall notify grantees of their formula allocation within 60 days of enactment of this Act: Provided further, That of the total amount provided under this heading, $65,000,000 shall be for grants to Indian tribes notwithstanding section 106(a)(1) of such Act, of which, notwithstanding any other provision of law (including section 203 of this Act), up to $4,000,000 may be used for emergencies that constitute imminent threats to health and safety.

COMMUNITY DEVELOPMENT LOAN GUARANTEES

PROGRAM ACCOUNT

Subject to section 502 of the Congressional Budget Act of 1974, during fiscal year 2019, commitments to guarantee loans under section 108 of the Housing and
1 Community Development Act of 1974 (42 U.S.C. 5308), any part of which is guaranteed, shall not exceed a total principal amount of $300,000,000, notwithstanding any aggregate limitation on outstanding obligations guaranteed in subsection (k) of such section 108: Provided, That the Secretary shall collect fees from borrowers, notwithstanding subsection (m) of such section 108, to result in a credit subsidy cost of zero for guaranteeing such loans, and any such fees shall be collected in accordance with section 502(7) of the Congressional Budget Act of 1974.

HOME INVESTMENT PARTNERSHIPS PROGRAM

For the HOME Investment Partnerships program, as authorized under title II of the Cranston-Gonzalez National Affordable Housing Act, as amended, $1,250,000,000, to remain available until September 30, 2022: Provided, That notwithstanding the amount made available under this heading, the threshold reduction requirements in sections 216(10) and 217(b)(4) of such Act shall not apply to allocations of such amount: Provided further, That the Department shall notify grantees of their formula allocation within 60 days of enactment of this Act.

SELF-HELP AND ASSISTED HOMEOWNERSHIP OPPORTUNITY PROGRAM

For the Self-Help and Assisted Homeownership Opportunity Program, as authorized under section 11 of the
Housing Opportunity Program Extension Act of 1996, as amended, $54,000,000, to remain available until September 30, 2021: Provided, That of the total amount provided under this heading, $10,000,000 shall be made available to the Self-Help Homeownership Opportunity Program as authorized under section 11 of the Housing Opportunity Program Extension Act of 1996, as amended: Provided further, That of the total amount provided under this heading, $35,000,000 shall be made available for the second, third, and fourth capacity building activities authorized under section 4(a) of the HUD Demonstration Act of 1993 (42 U.S.C. 9816 note), of which not less than $5,000,000 shall be made available for rural capacity building activities: Provided further, That of the total amount provided under this heading, $5,000,000 shall be made available for capacity building by national rural housing organizations with experience assessing national rural conditions and providing financing, training, technical assistance, information, and research to local nonprofits, local governments, and Indian Tribes serving high need rural communities: Provided further, That of the total amount provided under this heading, $4,000,000, shall be made available for a program to rehabilitate and modify the homes of disabled or low-income veterans, as authorized under section 1079 of Public Law 113–291.
Provided further, That funds provided under the previous proviso shall be awarded within 180 days of enactment of this Act: Provided further, That funds provided for such program in fiscal years 2016, 2017, and 2018 shall be awarded within 60 days of enactment of this Act.

HOMELESS ASSISTANCE GRANTS

For the Emergency Solutions Grants program as authorized under subtitle B of title IV of the McKinney-Vento Homeless Assistance Act, as amended; the Continuum of Care program as authorized under subtitle C of title IV of such Act; and the Rural Housing Stability Assistance program as authorized under subtitle D of title IV of such Act, $2,636,000,000, to remain available until September 30, 2021: Provided, That any rental assistance amounts that are recaptured under such Continuum of Care program shall remain available until expended: Provided further, That not less than $280,000,000 of the funds appropriated under this heading shall be available for such Emergency Solutions Grants program: Provided further, That not less than $2,219,000,000 of the funds appropriated under this heading shall be available for such Continuum of Care and Rural Housing Stability Assistance programs: Provided further, That of the amounts made available under this heading, up to $50,000,000 shall be made available for grants for rapid re-housing.
projects and supportive service projects providing coordinated entry, and for eligible activities the Secretary determines to be critical in order to assist survivors of domestic violence, dating violence, and stalking: Provided further, That such projects shall be eligible for renewal under the continuum of care program subject to the same terms and conditions as other renewal applicants: Provided further, That up to $7,000,000 of the funds appropriated under this heading shall be available for the national homeless data analysis project: Provided further, That all funds awarded for supportive services under the Continuum of Care program and the Rural Housing Stability Assistance program shall be matched by not less than 25 percent in cash or in kind by each grantee: Provided further, That for all match requirements applicable to funds made available under this heading for this fiscal year and prior fiscal years, a grantee may use (or could have used) as a source of match funds other funds administered by the Secretary and other Federal agencies unless there is (or was) a specific statutory prohibition on any such use of any such funds: Provided further, That the Secretary shall collect system performance measures for each continuum of care, and that relative to fiscal year 2015, under the Continuum of Care competition with respect to funds made available under this heading, the Secretary shall base an increasing
share of the score on performance criteria: Provided further, That none of the funds provided under this heading shall be available to provide funding for new projects, except for projects created through reallocation, unless the Secretary determines that the continuum of care has demonstrated that projects are evaluated and ranked based on the degree to which they improve the continuum of care's system performance: Provided further, That the Secretary shall prioritize funding under the Continuum of Care program to continuums of care that have demonstrated a capacity to reallocate funding from lower performing projects to higher performing projects: Provided further, That all awards of assistance under this heading shall be required to coordinate and integrate homeless programs with other mainstream health, social services, and employment programs for which homeless populations may be eligible: Provided further, That any unobligated amounts remaining from funds appropriated under this heading in fiscal year 2012 and prior years for project-based rental assistance for rehabilitation projects with 10-year grant terms may be used for purposes under this heading, notwithstanding the purposes for which such funds were appropriated: Provided further, That all balances for Shelter Plus Care renewals previously funded from the Shelter Plus Care Renewal account and trans-
ferred to this account shall be available, if recaptured, for
Continuum of Care renewals in fiscal year 2019: Provided
further, That the Department shall notify grantees of their
formula allocation from amounts allocated (which may
represent initial or final amounts allocated) for the Emer-
gency Solutions Grant program within 60 days of enact-
ment of this Act: Provided further, That up to
$80,000,000 of the funds appropriated under this heading
shall be to implement projects to demonstrate how a com-
prehensive approach to serving homeless youth, age 24
and under, in up to 25 communities, including at least
eight communities with substantial rural populations, can
dramatically reduce youth homelessness: Provided further,
That of the amount made available under the previous
proviso, up to $5,000,000 shall be available to provide
technical assistance on youth homelessness, and collection,
analysis, and reporting of data and performance measures
under the comprehensive approaches to serve homeless
youth, in addition to and in coordination with other tech-
nical assistance funds provided under this title: Provided
further, That such projects shall be eligible for renewal
under the continuum of care program subject to the same
terms and conditions as other renewal applicants: Pro-
vided further, That youth aged 24 and under seeking as-
sistance under this heading shall not be required to pro-
vide third party documentation to establish their eligibility under 42 U.S.C. 11302(a) or (b) to receive services: Provided further, That unaccompanied youth aged 24 and under or families headed by youth aged 24 and under who are living in unsafe situations may be served by youth-serving providers funded under this heading.

HOUSING PROGRAMS

PROJECT-BASED RENTAL ASSISTANCE

For activities and assistance for the provision of project-based subsidy contracts under the United States Housing Act of 1937 (42 U.S.C. 1437 et seq.) ("the Act"), not otherwise provided for, $11,347,000,000, to remain available until expended, shall be available on October 1, 2018 (in addition to the $400,000,000 previously appropriated under this heading that became available October 1, 2018), and $400,000,000, to remain available until expended, shall be available on October 1, 2019: Provided, That the amounts made available under this heading shall be available for expiring or terminating section 8 project-based subsidy contracts (including section 8 moderate rehabilitation contracts), for amendments to section 8 project-based subsidy contracts (including section 8 moderate rehabilitation contracts), for contracts entered into pursuant to section 441 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11401), for renewal
of section 8 contracts for units in projects that are subject
to approved plans of action under the Emergency Low In-
come Housing Preservation Act of 1987 or the Low-In-
come Housing Preservation and Resident Homeownership
Act of 1990, and for administrative and other expenses
associated with project-based activities and assistance
funded under this paragraph: Provided further, That of
the total amounts provided under this heading, not to ex-
ceed $245,000,000 shall be available for performance-
based contract administrators for section 8 project-based
assistance, for carrying out 42 U.S.C. 1437(f): Provided
further, That the Secretary may also use such amounts
in the previous proviso for performance-based contract ad-
ministrators for the administration of: interest reduction:
payments pursuant to section 236(a) of the National
Housing Act (12 U.S.C. 1715z-1(a)); rent supplement
payments pursuant to section 101 of the Housing and
Urban Development Act of 1965 (12 U.S.C. 1701s); sec-
tion 236(f)(2) rental assistance payments (12 U.S.C.
1715z-1(f)(2)); project rental assistance contracts for the
elderly under section 202(c)(2) of the Housing Act of
1959 (12 U.S.C. 1701q); project rental assistance con-
tracts for supportive housing for persons with disabilities
under section 811(d)(2) of the Cranston-Gonzalez Na-
tional Affordable Housing Act (42 U.S.C. 8013(d)(2));
project assistance contracts pursuant to section 202(h) of
the Housing Act of 1959 (Public Law 86–372; 73 Stat.
667); and loans under section 202 of the Housing Act of
1959 (Public Law 86–372; 73 Stat. 667): Provided fur-
ther, That amounts recaptured under this heading, the
heading "Annual Contributions for Assisted Housing", or
the heading "Housing Certificate Fund", may be used for
renewals of or amendments to section 8 project-based con-
tracts or for performance-based contract administrators,
notwithstanding the purposes for which such amounts
were appropriated: Provided further, That, notwith-
standing any other provision of law, upon the request of
the Secretary, project funds that are held in residual re-
ceipts accounts for any project subject to a section 8
project-based Housing Assistance Payments contract that
authorizes HUD or a Housing Finance Agency to require
that surplus project funds be deposited in an interest-
bearing residual receipts account and that are in excess
of an amount to be determined by the Secretary, shall be
remitted to the Department and deposited in this account,
to be available until expended: Provided further, That
amounts deposited pursuant to the previous proviso shall
be available in addition to the amount otherwise provided
by this heading for uses authorized under this heading.
HOUSING FOR THE ELDERLY

For capital advances, including amendments to capital advance contracts, for housing for the elderly, as authorized by section 202 of the Housing Act of 1959, as amended, for project rental assistance for the elderly under section 202(c)(2) of such Act, including amendments to contracts for such assistance and renewal of expiring contracts for such assistance for up to a 1-year term, for senior preservation rental assistance contracts, including renewals, as authorized by section 811(e) of the American Housing and Economic Opportunity Act of 2000, as amended, and for supportive services associated with the housing, $678,000,000, to remain available until September 30, 2022: Provided, That of the amount provided under this heading, up to $90,000,000 shall be for service coordinators and the continuation of existing congregate service grants for residents of assisted housing projects: Provided further, That amounts under this heading shall be available for Real Estate Assessment Center inspections and inspection-related activities associated with section 202 projects: Provided further, That the Secretary may waive the provisions of section 202 governing the terms and conditions of project rental assistance, except that the initial contract term for such assistance shall not exceed 5 years in duration: Provided further, That
upon request of the Secretary, project funds that are held in residual receipts accounts for any project subject to a section 202 project rental assistance contract and, upon termination of such contract, are in excess of an amount to be determined by the Secretary shall be remitted to the Department and deposited in this account, to remain available until September 30, 2022: Provided further, That amounts deposited in this account pursuant to the previous proviso shall be available, in addition to the amounts otherwise provided by this heading, for amendments and renewals: Provided further, That unobligated balances, including recaptures and carryover, remaining from funds transferred to or appropriated under this heading shall be available for amendments and renewals in addition to the purposes for which such funds originally were appropriated: Provided further, That of the total amount provided under this heading, $10,000,000, shall be for a program to be established by the Secretary to make grants to experienced non-profit organizations, States, local governments, or public housing agencies for safety and functional home modification repairs to meet the needs of low-income elderly persons to enable them to remain in their primary residence: Provided further, That of the total amount made available under the previous proviso, no less
than $5,000,000 shall be available to meet such needs in
communities with substantial rural populations.

**HOUSING FOR PERSONS WITH DISABILITIES**

For capital advances, including amendments to capital advance contracts, for supportive housing for persons with disabilities, as authorized by section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), as amended, for project rental assistance for supportive housing for persons with disabilities under section 811(d)(2) of such Act, for project assistance contracts pursuant to section 202(h) of the Housing Act of 1959 (Public Law 86–372; 73 Stat. 667), including amendments to contracts for such assistance and renewal of expiring contracts for such assistance for up to a 1-year term, for project rental assistance to State housing finance agencies and other appropriate entities as authorized under section 811(b)(3) of the Cranston-Gonzalez National Housing Act, and for supportive services associated with the housing for persons with disabilities as authorized by section 811(b)(1) of such Act, $184,155,000, to remain available until September 30, 2022, of which $30,155,000 shall be for capital advance and project rental assistance awards: **Provided**, That amounts made available under this heading shall be available for Real Estate Assessment Center inspections and inspection-related ae-
activities associated with section 811 projects: Provided further, That, upon the request of the Secretary, project funds that are held in residual receipts accounts for any project subject to a section 811 project rental assistance contract and, upon termination of such contract, are in excess of an amount to be determined by the Secretary shall be remitted to the Department and deposited in this account, to remain available until September 30, 2022: Provided further, That amounts deposited in this account pursuant to the previous proviso shall be available in addition to the amounts otherwise provided by this heading for amendments and renewals: Provided further, That unobligated balances, including recaptures and carryover, remaining from funds transferred to or appropriated under this heading shall be used for amendments and renewals in addition to the purposes for which such funds originally were appropriated.

HOUSING COUNSELING ASSISTANCE

For contracts, grants, and other assistance excluding loans, as authorized under section 106 of the Housing and Urban Development Act of 1968, as amended, $50,000,000, to remain available until September 30, 2020, including up to $4,500,000 for administrative contract services: Provided, That grants made available from amounts provided under this heading shall be awarded
within 180 days of enactment of this Act: Provided further, 
That funds shall be used for providing counseling and ad-
vice to tenants and homeowners, both current and pro-
spective, with respect to property maintenance, financial 
management or literacy, and such other matters as may 
be appropriate to assist them in improving their housing 
conditions, meeting their financial needs, and fulfilling the 
responsibilities of tenancy or homeownership; for program 
administration; and for housing counselor training: Pro-
vided further, That for purposes of providing such grants 
from amounts provided under this heading, the Secretary 
may enter into multiyear agreements, as appropriate, sub-
ject to the availability of annual appropriations.

RENTAL HOUSING ASSISTANCE

For amendments to contracts under section 101 of 
the Housing and Urban Development Act of 1965 (12 
U.S.C. 1701s) and section 236(f)(2) of the National 
Housing Act (12 U.S.C. 1715z–1) in State-aided, non-
insured rental housing projects, $5,000,000, to remain 
available until expended: Provided, That such amount, to-
gether with unobligated balances from recaptured 
amounts appropriated prior to fiscal year 2006 from ter-
minated contracts under such sections of law, and any un-
obligated balances, including recaptures and carryover, re-
main from funds appropriated under this heading after
fiscal year 2005, shall also be available for extensions of
up to one year for expiring contracts under such sections
of law.
PAYMENT TO MANUFACTURED HOUSING FEES TRUST
FUND
For necessary expenses as authorized by the National
Manufactured Housing Construction and Safety Stan-
dards Act of 1974 (42 U.S.C. 5401 et seq.), up to
$12,000,000, to remain available until expended, of which
$12,000,000 is to be derived from the Manufactured
Housing Fees Trust Fund: Provided, That not to exceed
the total amount appropriated under this heading shall be
available from the general fund of the Treasury to the ex-
tent necessary to incur obligations and make expenditures
pending the receipt of collections to the Fund pursuant
to section 620 of such Act: Provided further, That the
amount made available under this heading from the gen-
eral fund shall be reduced as such collections are received
during fiscal year 2019 so as to result in a final fiscal
year 2019 appropriation from the general fund estimated
at zero, and fees pursuant to such section 620 shall be
modified as necessary to ensure such a final fiscal year
2019 appropriation: Provided further, That for the dispute
resolution and installation programs, the Secretary of
Housing and Urban Development may assess and collect
fees from any program participant: Provided further, That
such collections shall be deposited into the Fund, and the
Secretary, as provided herein, may use such collections,
as well as fees collected under section 620, for necessary
expenses of such Act: Provided further, That, notwith-
standing the requirements of section 620 of such Act, the
Secretary may carry out responsibilities of the Secretary
under such Act through the use of approved service prov-
ders that are paid directly by the recipients of their serv-
dices.

FEDERAL HOUSING ADMINISTRATION

MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

New commitments to guarantee single family loans
insured under the Mutual Mortgage Insurance Fund shall
not exceed $400,000,000,000, to remain available until
September 30, 2020: Provided, That during fiscal year
2019, obligations to make direct loans to carry out the
purposes of section 204(g) of the National Housing Act,
as amended, shall not exceed $1,000,000: Provided fur-
ther, That the foregoing amount in the previous proviso
shall be for loans to nonprofit and governmental entities
in connection with sales of single family real properties
owned by the Secretary and formerly insured under the
Mutual Mortgage Insurance Fund: Provided further, That
for administrative contract expenses of the Federal Hous-
ing Administration, $130,000,000, to remain available
until September 30, 2020: Provided further, That to the
extent guaranteed loan commitments exceed
$200,000,000,000 on or before April 1, 2019, an addi-
tional $1,400 for administrative contract expenses shall be
available for each $1,000,000 in additional guaranteed
loan commitments (including a pro rata amount for any
amount below $1,000,000), but in no case shall funds
made available by this proviso exceed $30,000,000: Pro-
vided further, That notwithstanding the limitation in the
first sentence of section 255(g) of the National Housing
Act (12 U.S.C. 1715z-20(g)), during fiscal year 2019 the
Secretary may insure and enter into new commitments to
insure mortgages under section 255 of the National Hous-
ing Act only to the extent that the net credit subsidy cost
for such insurance does not exceed zero: Provided further,
That for fiscal year 2019, the Secretary shall not take any
action against a lender solely on the basis of compare ra-
tios that have been adversely affected by defaults on mort-
gages secured by properties in areas where a major dis-
aster was declared in 2017 or 2018 pursuant to the Rob-
ert T. Stafford Disaster Relief and Emergency Assistance
Act (42 U.S.C. 5121 et seq.).
1 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

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

16 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

17 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN

18 GUARANTEE PROGRAM ACCOUNT

19 New commitments to issue guarantees to carry out
20 the purposes of section 306 of the National Housing Act,
21 as amended (12 U.S.C. 1721(g)), shall not exceed
22 $550,000,000,000, to remain available until September
23 30, 2020: Provided, That $27,000,000, to remain avail-
24 able until September 30, 2020, shall be for necessary sal-
25 ries and expenses of the Office of Government National
Mortgage Association: Provided further, That to the extent
that guaranteed loan commitments exceed
$155,000,000,000 on or before April 1, 2019, an addi-
tional $100 for necessary salaries and expenses shall be
available until expended for each $1,000,000 in additional
guaranteed loan commitments (including a pro rata
amount for any amount below $1,000,000), but in no case
shall funds made available by this proviso exceed
$3,000,000: Provided further, That receipts from Commit-
ment and Multiclass fees collected pursuant to title III of
the National Housing Act, as amended, shall be credited
as offsetting collections to this account.

Policy Development and Research

Research and Technology

For contracts, grants, and necessary expenses of pro-
grams of research and studies relating to housing and
urban problems, not otherwise provided for, as authorized
by title V of the Housing and Urban Development Act
of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying
out the functions of the Secretary of Housing and Urban
Development under section 1(a)(1)(i) of Reorganization
Plan No. 2 of 1968, and for technical assistance,
$96,000,000, to remain available until September 30,
2020: Provided, That with respect to amounts made avail-
able under this heading, notwithstanding section 203 of
this title, the Secretary may enter into cooperative agree-
ments funded with philanthropic entities, other Federal
agencies, State or local governments and their agencies,
or colleges or universities for research projects: Provided
further, That with respect to the previous proviso, such
partners to the cooperative agreements must contribute at
least a 50 percent match toward the cost of the project:
Provided further, That for non-competitive agreements en-
tered into in accordance with the previous two provisos,
the Secretary of Housing and Urban Development shall
comply with section 2(b) of the Federal Funding Account-
ability and Transparency Act of 2006 (Public Law 109-
282, 31 U.S.C. note) in lieu of compliance with section
102(a)(4)(C) with respect to documentation of award deci-
sions: Provided further, That prior to obligation of tech-
nical assistance funding, the Secretary shall submit a
plan, for approval, to the House and Senate Committees
on Appropriations on how it will allocate funding for this
activity: Provided further, That none of the funds provided
under this heading may be available for the doctoral dis-
sertation research grant program.

FAIR HOUSING AND EQUAL OPPORTUNITY

FAIR HOUSING ACTIVITIES

For contracts, grants, and other assistance, not oth-
erwise provided for, as authorized by title VIII of the Civil
Rights Act of 1968, as amended by the Fair Housing Amendments Act of 1988, and section 561 of the Housing and Community Development Act of 1987, as amended, $65,300,000, to remain available until September 30, 2020: Provided, That notwithstanding 31 U.S.C. 3302, the Secretary may assess and collect fees to cover the costs of the Fair Housing Training Academy, and may use such funds to develop on-line courses and provide such training: Provided further, That no funds made available under this heading shall be used to lobby the executive or legislative branches of the Federal Government in connection with a specific contract, grant, or loan: Provided further, That of the funds made available under this heading, $300,000 shall be available to the Secretary of Housing and Urban Development for the creation and promotion of translated materials and other programs that support the assistance of persons with limited English proficiency in utilizing the services provided by the Department of Housing and Urban Development.

Office of Lead Hazard Control and Healthy Homes

Lead Hazard Reduction

For the Lead Hazard Reduction Program, as authorized by section 1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992, $279,000,000, to remain
1 available until September 30, 2020, of which $45,000,000
2 shall be for the Healthy Homes Initiative, pursuant to sec-
3 tions 501 and 502 of the Housing and Urban Develop-
4 ment Act of 1970, which shall include research, studies,
5 testing, and demonstration efforts, including education
6 and outreach concerning lead-based paint poisoning and
7 other housing-related diseases and hazards: Provided,
8 That for purposes of environmental review, pursuant to
9 the National Environmental Policy Act of 1969 (42 U.S.C.
10 4321 et seq.) and other provisions of law that further the
11 purposes of such Act, a grant under the Healthy Homes
12 Initiative, or the Lead Technical Studies program under
13 this heading or under prior appropriations Acts for such
14 purposes under this heading, shall be considered to be
15 funds for a special project for purposes of section 305(c)
16 of the Multifamily Housing Property Disposition Reform
17 Act of 1994: Provided further, That not less than
18 $95,000,000 of the amounts made available under this
19 heading for the award of grants pursuant to section 1011
20 of the Residential Lead-Based Paint Hazard Reduction
21 Act of 1992 shall be provided to areas with the highest
22 lead-based paint abatement needs: Provided further, That
23 $64,000,000 of the funds appropriated under this heading
24 shall be for the implementation of projects to demonstrate
25 how intensive, extended multi-year interventions can dra-
matically reduce the presence of lead-based paint hazards in communities containing high concentrations of both pre-1940 housing and low-income families by achieving economies of scale that substantially reduce the cost of lead-based paint remediation activities and administrative costs for grantees: Provided further, That such projects in each of seven communities shall be for five years and serve no more than four contiguous census tracts in which there are high concentrations of housing stock built before 1940, in which low-income families with children make up a significantly higher proportion of the population as compared to the State average, and that are located in jurisdictions in which instances of elevated blood lead levels reported to the State are significantly higher than the State average: Provided further, That funding awarded for such projects shall be made available for draw down contingent upon the grantee meeting cost-savings, productivity, and grant compliance benchmarks established by the Secretary: Provided further, That each recipient of funds for such projects shall contribute an amount not less than 10 percent of the total award, and that the Secretary shall give priority to applicants that secure commitments for additional contributions from public and private sources: Provided further, That grantees currently receiving grants made under this heading shall be eligible to
apply for such projects, provided that they are deemed to be in compliance with program requirements established by the Secretary: Provided further, That each applicant shall certify adequate capacity that is acceptable to the Secretary to carry out the proposed use of funds pursuant to a notice of funding availability: Provided further, That amounts made available under this heading in this or prior appropriations Acts, still remaining available, may be used for any purpose under this heading notwithstanding the purpose for which such amounts were appropriated if a program competition is undersubscribed and there are other program competitions under this heading that are oversubscribed.

INFORMATION TECHNOLOGY FUND

For the development, modernization, and enhancement of, modifications to, and infrastructure for Department-wide and program-specific information technology systems, for the continuing operation and maintenance of both Department-wide and program-specific information systems, and for program-related maintenance activities, $280,000,000, of which $260,000,000 shall remain available until September 30, 2020, and of which $20,000,000 shall remain available until September 30, 2021: Provided, That any amounts transferred to this Fund under this Act shall remain available until expended: Provided further,
That any amounts transferred to this Fund from amounts appropriated by previously enacted appropriations Acts may be used for the purposes specified under this Fund, in addition to any other information technology purposes for which such amounts were appropriated: Provided further, That not more than 10 percent of the funds made available under this heading for development, modernization and enhancement may be obligated until the Secretary submits to the House and Senate Committees on Appropriations, for approval, a plan for expenditure that—(A) identifies for each modernization project: (i) the functional and performance capabilities to be delivered and the mission benefits to be realized, (ii) the estimated life-cycle cost, and (iii) key milestones to be met; and (B) demonstrates that each modernization project is: (i) compliant with the Department’s enterprise architecture, (ii) being managed in accordance with applicable life-cycle management policies and guidance, (iii) subject to the Department’s capital planning and investment control requirements, and (iv) supported by an adequately staffed project office.

Office of Inspector General

For necessary salaries and expenses of the Office of Inspector General in carrying out the Inspector General Act of 1978, as amended, $128,082,000: Provided, That
1 the Inspector General shall have independent authority
2 over all personnel issues within this office.

3 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND
4 URBAN DEVELOPMENT

5 (INCLUDING TRANSFER OF FUNDS)

6 (INCLUDING RESCISSIONS)

7 Sec. 201. Fifty percent of the amounts of budget au-
8 thority, or in lieu thereof 50 percent of the cash amounts
9 associated with such budget authority, that are recaptured
10 from projects described in section 1012(a) of the Stewart
11 B. McKinney Homeless Assistance Amendments Act of
12 1988 (42 U.S.C. 1437f note) shall be rescinded or in the
13 case of cash, shall be remitted to the Treasury, and such
14 amounts of budget authority or cash recaptured and not
15 rescinded or remitted to the Treasury shall be used by
16 State housing finance agencies or local governments or
17 local housing agencies with projects approved by the Sec-
18 retary of Housing and Urban Development for which set-
19 tlement occurred after January 1, 1992, in accordance
20 with such section. Notwithstanding the previous sentence,
21 the Secretary may award up to 15 percent of the budget
22 authority or cash recaptured and not rescinded or remitted
23 to the Treasury to provide project owners with incentives
24 to refinance their project at a lower interest rate.
Sec. 202. None of the amounts made available under this Act may be used during fiscal year 2019 to investigate or prosecute under the Fair Housing Act any otherwise lawful activity engaged in by one or more persons, including the filing or maintaining of a nonfrivolous legal action, that is engaged in solely for the purpose of achieving or preventing action by a Government official or entity, or a court of competent jurisdiction.

Sec. 203. Except as explicitly provided in law, any grant, cooperative agreement or other assistance made pursuant to title II of this Act shall be made on a competitive basis and in accordance with section 102 of the Department of Housing and Urban Development Reform Act of 1989 (42 U.S.C. 3545).

Sec. 204. Funds of the Department of Housing and Urban Development subject to the Government Corporation Control Act or section 402 of the Housing Act of 1950 shall be available, without regard to the limitations on administrative expenses, for legal services on a contract or fee basis, and for utilizing and making payment for services and facilities of the Federal National Mortgage Association, Government National Mortgage Association, Federal Home Loan Mortgage Corporation, Federal Financing Bank, Federal Reserve banks or any member thereof, Federal Home Loan banks, and any insured bank
within the meaning of the Federal Deposit Insurance Corporation Act, as amended (12 U.S.C. 1811-1).

Sec. 205. Unless otherwise provided for in this Act or through a reprogramming of funds, no part of any appropriation for the Department of Housing and Urban Development shall be available for any program, project or activity in excess of amounts set forth in the budget estimates submitted to Congress.

Sec. 206. Corporations and agencies of the Department of Housing and Urban Development which are subject to the Government Corporation Control Act are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accordance with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of such Act as may be necessary in carrying out the programs set forth in the budget for 2019 for such corporation or agency except as hereinafter provided: Provided, That collections of these corporations and agencies may be used for new loan or mortgage purchase commitments only to the extent expressly provided for in this Act (unless such loans are in support of other forms of assistance provided for in this or prior appropriations Acts), except that this proviso shall not apply to the mortgage insurance or guaranty
operations of these corporations, or where loans or mortgage purchases are necessary to protect the financial interest of the United States Government.

Sec. 207. The Secretary of Housing and Urban Development shall provide quarterly reports to the House and Senate Committees on Appropriations regarding all uncommitted, unobligated, recaptured and excess funds in each program and activity within the jurisdiction of the Department and shall submit additional, updated budget information to these Committees upon request.

Sec. 208. The President's formal budget request for fiscal year 2020, as well as the Department of Housing and Urban Development's congressional budget justifications to be submitted to the Committees on Appropriations of the House of Representatives and the Senate, shall use the identical account and sub-account structure provided under this Act.

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

Sec. 210. (a) Notwithstanding any other provision of law, subject to the conditions listed under this section, for fiscal years 2019 and 2020, the Secretary of Housing and Urban Development may authorize the transfer of
some or all project-based assistance, debt held or insured
by the Secretary and statutorily required low-income and
very low-income use restrictions if any, associated with one
or more multifamily housing project or projects to another
multifamily housing project or projects.

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

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

(1) NUMBER AND BEDROOM SIZE OF UNITS.—

(A) For occupied units in the transferring
project: The number of low-income and very
low-income units and the configuration (i.e.,
bedroom size) provided by the transferring
project shall be no less than when transferred
to the receiving project or projects and the net
dollar amount of Federal assistance provided to
the transferring project shall remain the same
in the receiving project or projects.
(B) For unoccupied units in the transferring project: The Secretary may authorize a reduction in the number of dwelling units in the receiving project or projects to allow for a reconfiguration of bedroom sizes to meet current market demands, as determined by the Secretary and provided there is no increase in the project-based assistance budget authority.

(2) The transferring project shall, as determined by the Secretary, be either physically obsolete or economically nonviable.

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

(4) The owner or mortgagor of the transferring project shall notify and consult with the tenants residing in the transferring project and provide a certification of approval by all appropriate local governmental officials.

(5) The tenants of the transferring project who remain eligible for assistance to be provided by the receiving project or projects shall not be required to vacate their units in the transferring project or projects until new units in the receiving project are available for occupancy.
(6) The Secretary determines that this transfer is in the best interest of the tenants.

(7) If either the transferring project or the receiving project or projects meets the condition specified in subsection (d)(2)(A), any lien on the receiving project resulting from additional financing obtained by the owner shall be subordinate to any FHA-insured mortgage lien transferred to, or placed on, such project by the Secretary, except that the Secretary may waive this requirement upon determination that such a waiver is necessary to facilitate the financing of acquisition, construction, and/or rehabilitation of the receiving project or projects.

(8) If the transferring project meets the requirements of subsection (d)(2), the owner or mortgagor of the receiving project or projects shall execute and record either a continuation of the existing use agreement or a new use agreement for the project where, in either case, any use restrictions in such agreement are of no lesser duration than the existing use restrictions.

(9) The transfer does not increase the cost (as defined in section 502 of the Congressional Budget Act of 1974, as amended) of any FHA-insured mortgage, except to the extent that appropriations
are provided in advance for the amount of any such
increased cost.

(d) For purposes of this section—

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

(2) the term "multifamily housing project"
means housing that meets one of the following con-
ditions—

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

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

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

(D) housing that is assisted under section
202 of the Housing Act of 1959, as such sec-
tion existed before the enactment of the Cran-
ston-Gonzales National Affordable Housing Act;
(E) housing that is assisted under section 811 of the Cranston-Gonzales National Affordable Housing Act; or

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

(3) the term "project-based assistance" means—

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

(B) assistance for housing constructed or substantially rehabilitated pursuant to assistance provided under section 8(b)(2) of such Act (as such section existed immediately before October 1, 1983);

(C) rent supplement payments under section 101 of the Housing and Urban Development Act of 1965;

(D) interest reduction payments under section 236 and/or additional assistance payments under section 236(f)(2) of the National Housing Act;

(E) assistance payments made under section 202(c)(2) of the Housing Act of 1959; and
(F) assistance payments made under section 811(d)(2) of the Cranston-Gonzalez National Affordable Housing Act;

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

(5) the term "transferring project" means the multifamily housing project which is transferring some or all of the project-based assistance, debt, and the statutorily required low-income and very low-income use restrictions to the receiving project or projects; and

(6) the term "Secretary" means the Secretary of Housing and Urban Development.

(e) RESEARCH REPORT.—The Secretary shall conduct an evaluation of the transfer authority under this section, including the effect of such transfers on the operational efficiency, contract rents, physical and financial conditions, and long-term preservation of the affected properties.

SEC. 211. (a) No assistance shall be provided under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) to any individual who—
(1) is enrolled as a student at an institution of higher education (as defined under section 102 of the Higher Education Act of 1965 (20 U.S.C. 1002));

(2) is under 24 years of age;

(3) is not a veteran;

(4) is unmarried;

(5) does not have a dependent child;

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

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

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

(b) For purposes of determining the eligibility of a person to receive assistance under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f), any financial assistance (in excess of amounts received for tuition and any other required fees and charges) that an individual receives under the Higher Education Act of 1965
1 (20 U.S.C. 1001 et seq.), from private sources, or an instit-
2 tion of higher education (as defined under the Higher
3 Education Act of 1965 (20 U.S.C. 1002)), shall be consid-
4 ered income to that individual, except for a person over
5 the age of 23 with dependent children.

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

11 Sec. 213. Notwithstanding any other provision of
12 law, in fiscal year 2019, in managing and disposing of any
13 multifamily property that is owned or has a mortgage held
14 by the Secretary of Housing and Urban Development, and
15 during the process of foreclosure on any property with a
16 contract for rental assistance payments under section 8
17 of the United States Housing Act of 1937 or other Fed-
18 eral programs, the Secretary shall maintain any rental as-
19 sistance payments under section 8 of the United States
20 Housing Act of 1937 and other programs that are at-
21 tached to any dwelling units in the property. To the extent
22 the Secretary determines, in consultation with the tenants
23 and the local government, that such a multifamily prop-
24 erty owned or held by the Secretary is not feasible for con-
25 tinued rental assistance payments under such section 8
or other programs, based on consideration of (1) the costs
of rehabilitating and operating the property and all avail-
able Federal, State, and local resources, including rent ad-
justments under section 524 of the Multifamily Assisted
Housing Reform and Affordability Act of 1997
(“MAHRAA”) and (2) environmental conditions that can-
not be remedied in a cost-effective fashion, the Secretary
may, in consultation with the tenants of that property,
contract for project-based rental assistance payments with
an owner or owners of other existing housing properties,
or provide other rental assistance. The Secretary shall also
take appropriate steps to ensure that project-based con-
tracts remain in effect prior to foreclosure, subject to the
exercise of contractual abatement remedies to assist relo-
cation of tenants for imminent major threats to health and
safety after written notice to and informed consent of the
affected tenants and use of other available remedies, such
as partial abatements or receivership. After disposition of
any multifamily property described under this section, the
contract and allowable rent levels on such properties shall
be subject to the requirements under section 524 of
MAHRAA.

Sec. 214. The commitment authority funded by fees
as provided under the heading “Community Development
Loan Guarantees Program Account” may be used to guar-
antee, or make commitments to guarantee, notes, or other obligations issued by any State on behalf of non-entitlement communities in the State in accordance with the requirements of section 108 of the Housing and Community Development Act of 1974: Provided, That any State receiving such a guarantee or commitment shall distribute all funds subject to such guarantee to the units of general local government in non-entitlement areas that received the commitment.

Sec. 215. Public housing agencies that own and operate 400 or fewer public housing units may elect to be exempt from any asset management requirement imposed by the Secretary of Housing and Urban Development in connection with the operating fund rule: Provided, That an agency seeking a discontinuance of a reduction of subsidy under the operating fund formula shall not be exempt from asset management requirements.

Sec. 216. With respect to the use of amounts provided in this Act and in future Acts for the operation, capital improvement and management of public housing as authorized by sections 9(d) and 9(e) of the United States Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the Secretary shall not impose any requirement or guideline relating to asset management that restricts or limits in any way the use of capital funds for central office costs
pursuant to section 9(g)(1) or 9(g)(2) of the United States Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): Provided, That a public housing agency may not use capital funds authorized under section 9(d) for activities that are eligible under section 9(e) for assistance with amounts from the operating fund in excess of the amounts permitted under section 9(g)(1) or 9(g)(2).

Sec. 217. No official or employee of the Department of Housing and Urban Development shall be designated as an allotment holder unless the Office of the Chief Financial Officer has determined that such allotment holder has implemented an adequate system of funds control and has received training in funds control procedures and directives. The Chief Financial Officer shall ensure that there is a trained allotment holder for each HUD appropriation under the accounts “Executive Offices” and “Administrative Support Offices,” as well as each account receiving appropriations under the general heading “Program Office Salaries and Expenses”, “Government National Mortgage Association—Guarantees of Mortgage-Backed Securities Loan Guarantee Program Account”, and “Office of Inspector General” within the Department of Housing and Urban Development.

Sec. 218. The Secretary of the Department of Housing and Urban Development shall, for fiscal year 2019,
notify the public through the Federal Register and other means, as determined appropriate, of the issuance of a notice of the availability of assistance or notice of funding availability (NOFA) for any program or discretionary fund administered by the Secretary that is to be competitively awarded. Notwithstanding any other provision of law, for fiscal year 2019, the Secretary may make the NOFA available only on the Internet at the appropriate Government web site or through other electronic media, as determined by the Secretary.

Sec. 219. Payment of attorney fees in program-related litigation shall be paid from the individual program office and Office of General Counsel salaries and expenses appropriations. The annual budget submission for the program offices and the Office of General Counsel shall include any such projected litigation costs for attorney fees as a separate line item request. No funds provided in this title may be used to pay any such litigation costs for attorney fees until the Department submits for review a spending plan for such costs to the House and Senate Committees on Appropriations.

Sec. 220. The Secretary is authorized to transfer up to 10 percent or $5,000,000, whichever is less, of funds appropriated for any office under the heading “Administrative Support Offices” or for any account under the gen-
oral heading “Program Office Salaries and Expenses” to
any other such office or account: Provided, That no appro-
priation for any such office or account shall be increased
or decreased by more than 10 percent or $5,000,000,
whichever is less, without prior written approval of the
House and Senate Committees on Appropriations: Pro-
vided further, That the Secretary shall provide notification
to such Committees three business days in advance of any
such transfers under this section up to 10 percent or
$5,000,000, whichever is less.

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

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

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

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

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

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

(2) At the end of the time period for correcting all
deficiencies specified in the Notice of Default, if the owner
fails to fully correct such deficiencies, the Secretary may—
(A) require immediate replacement of project
management with a management agent approved by
the Secretary;
(B) impose civil money penalties, which shall be used solely for the purpose of supporting safe and sanitary conditions at applicable properties, as designated by the Secretary, with priority given to the tenants of the property affected by the penalty;

(C) abate the section 8 contract, including partial abatement, as determined by the Secretary, until all deficiencies have been corrected;

(D) pursue transfer of the project to an owner, approved by the Secretary under established procedures, which will be obligated to promptly make all required repairs and to accept renewal of the assistance contract as long as such renewal is offered;

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

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

(G) seek judicial appointment of a receiver to manage the property and cure all project deficiencies or seek a judicial order of specific performance requiring the owner to cure all project deficiencies;

(H) work with the owner, lender, or other related party to stabilize the property in an attempt to preserve the property through compliance, trans-
fer of ownership, or an infusion of capital provided
by a third-party that requires time to effectuate; or

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

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

(1) the costs of rehabilitat ing and operating the
property and all available Federal, State, and local
resources, including rent adjustments under section
524 of the Multifamily Assisted Housing Reform
and Affordability Act of 1997 ("MAHRAA"); and

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

(e) The Secretary shall report quarterly on all properties covered by this section that are assessed through the Real Estate Assessment Center and have UPDS physical inspection scores of less than 60 or have received an unsatisfactory management and occupancy review within the past 36 months. The report shall include—

(1) the enforcement actions being taken to address such conditions, including imposition of civil money penalties and termination of subsidies, and identify properties that have such conditions multiple times;

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

(3) any administrative or legislative recommendations to further improve the living conditions at properties covered under a housing assistance payment contract.

This report shall be due to the Senate and House Committees on Appropriations no later than 30 days after the enactment of this Act, and on the first business day of each Federal fiscal year quarter thereafter while this section remains in effect.
SEC. 222. None of the funds made available by this Act, or any other Act, for purposes authorized under section 8 (only with respect to the tenant-based rental assistance program) and section 9 of the United States Housing Act of 1937 (42 U.S.C. 1437 et seq.), may be used by any public housing agency for any amount of salary, including bonuses, for the chief executive officer of which, or any other official or employee of which, that exceeds the annual rate of basic pay payable for a position at level IV of the Executive Schedule at any time during any public housing agency fiscal year 2019.

SEC. 223. None of the funds in this Act provided to the Department of Housing and Urban Development may be used to make a grant award unless the Secretary notifies the House and Senate Committees on Appropriations not less than 3 full business days before any project, State, locality, housing authority, tribe, nonprofit organization, or other entity selected to receive a grant award is announced by the Department or its offices.

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

SEC. 225. None of the funds made available in this Act shall be used by the Federal Housing Administration, the Government National Mortgage Administration, or the
Department of Housing and Urban Development to insure, securitize, or establish a Federal guarantee of any mortgage or mortgage backed security that refinesances or otherwise replaces a mortgage that has been subject to eminent domain condemnation or seizure, by a State, municipality, or any other political subdivision of a State.

Sec. 226. None of the funds made available by this Act may be used to terminate the status of a unit of general local government as a metropolitan city (as defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302)) with respect to grants under section 106 of such Act (42 U.S.C. 5306).

Sec. 227. Amounts made available under this Act which are either appropriated, allocated, advanced on a reimbursable basis, or transferred to the Office of Policy Development and Research in the Department of Housing and Urban Development and functions thereof, for research, evaluation, or statistical purposes, and which are unexpended at the time of completion of a contract, grant, or cooperative agreement, may be deobligated and shall immediately become available and may be reobligated in that fiscal year or the subsequent fiscal year for the research, evaluation, or statistical purposes for which the amounts are made available to that Office subject to reprogramming requirements in section 405 of this Act.
SEC. 228. None of the funds provided in this Act or any other act may be used for awards, including performance, special act, or spot, for any employee of the Department of Housing and Urban Development subject to administrative discipline (including suspension from work), in this or the prior fiscal year, but this prohibition shall not be effective prior to the effective date of any such administrative discipline or after any final decision overturning such discipline.

SEC. 229. Funds made available in this title under the heading "Homeless Assistance Grants" may be used by the Secretary to participate in Performance Partnership Pilots authorized under section 526 of division H of Public Law 113–76, section 524 of division G of Public Law 113–235, section 525 of division H of Public Law 114–113, and such authorities as are enacted for Performance Partnership Pilots in an appropriations Act for fiscal year 2019: Provided, That such participation shall be limited to no more than 10 continuums of care and housing activities to improve outcomes for disconnected youth.

SEC. 230. With respect to grant amounts awarded under the heading "Homeless Assistance Grants" for fiscal years 2015, 2016, 2017, 2018 and 2019 for the continuum of care (CoC) program as authorized under subtitle C of title IV of the McKinney-Vento Homeless Assist-
1. The Violence Against Women Act, costs paid by program income of grant recipients may count toward meeting the recipient’s matching requirements, provided the costs are eligible CoC costs that supplement the recipient’s CoC program.

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

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

4. (c) Transition grants made under this section are eligible for renewal in subsequent fiscal years for the eligible activities of the new program component.

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

6. **SEC. 232.** None of the funds made available by this Act may be used by the Department of Housing and Urban Development to direct a grantee to undertake specific changes to existing zoning laws as part of carrying
out the final rule entitled “Affirmatively Furthering Fair Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the notice entitled “Affirmatively Furthering Fair Housing Assessment Tool” (79 Fed. Reg. 57949 (September 26, 2014)).

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

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

SEC. 235. (a) AUTHORITY.—The Secretary of Housing and Urban Development (in this section referred to as the “Secretary”) may carry out a mobility demonstra-
tion program to enable public housing agencies to admin-
ister housing choice voucher assistance under section 8(o)
of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)) in a manner designed to encourage families re-
ceiving such voucher assistance to move to lower-poverty areas and expand access to opportunity areas.

(b) Selection of PHAs.—

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

(A) Public housing agencies that to-
gether—

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

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

(B) Planned consortia or partial consortia of public housing agencies that—
176

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

(ii) will enable participating families to continue in such program if they relocate to the jurisdiction served by any other agency of the consortium.

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

(i) serve jurisdictions within a single region;

(ii) include one or more small agencies; and

(iii) will consolidate mobility focused operations.

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

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

(3) RANDOM SELECTION OF FAMILIES.—The Secretary may require participating agencies to use a randomized selection process to select among the
families eligible to receive mobility assistance under the demonstration program.

(c) **REGIONAL HOUSING MOBILITY PLAN.**—The Secretary shall require each public housing agency applying to participate in the demonstration program under this section to submit a Regional Housing Mobility Plan (in this section referred to as a “Plan”), which shall—

(1) identify the public housing agencies that will participate under the Plan and the number of vouchers each participating agency will make available out of their existing programs in connection with the demonstration;

(2) identify any community-based organizations, nonprofit organizations, businesses, and other entities that will participate under the Plan and describe the commitments for such participation made by each such entity;

(3) identify any waivers or alternative requirements under subparagraph (e) requested for the execution of the Plan;

(4) identify any specific actions that the public housing agencies and other entities will undertake to accomplish the goals of the demonstration, which shall include a comprehensive approach to enable a successful transition to opportunity areas and may
include counseling and continued support for families;

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

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

(7) comply with any other requirements established by the Secretary.

(d) FUNDING FOR MOBILITY-RELATED SERVICES.—

(1) USE OF ADMINISTRATIVE FEES.—Public housing agencies participating in the demonstration program under this section may use administrative fees under section 8(q) of the United States Housing Act of 1937 (42 U.S.C. 1437f(q)), their administrative fee reserves, and funding from private entities to provide mobility-related services in connection with the demonstration program, including services such as counseling, portability coordination, landlord outreach, security deposits, and administrative activities associated with establishing and operating regional mobility programs.
(2) USE OF HOUSING ASSISTANCE FUNDS.—

Public housing agencies participating in the demonstration under this section may use housing assistance payments funds under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)) for security deposits if necessary to enable families to lease units with vouchers in designated opportunity areas.

(e) WAIVERS; ALTERNATIVE REQUIREMENTS.—

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

(A) Sections 8(o)(7)(A) and 8(o)(13)(E)(i) (relating to the term of a lease and mobility requirements).

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

(C) Section 8(r)(2) (relating to the responsibility of a public housing agency to administer ported assistance).

(2) ALTERNATIVE REQUIREMENTS FOR CONSORTIA.—The Secretary shall provide alternative ad-
ministrative requirements for public housing agen-
cies in a selected region to—

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

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

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

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

(g) **EVALUATION.**—Not later than five years after im-
plementation of the regional housing mobility programs
under the demonstration program under this section, the
Secretary shall submit to the Congress and publish in the
Federal Register a report evaluating the effectiveness of
the strategies pursued under the demonstration, subject
to the availability of funding to conduct the evaluation.
Through official websites and other methods, the Secretary shall disseminate interim findings as they become available, and shall, if promising strategies are identified, notify the Congress of the amount of funds that would be required to expand the testing of these strategies in additional types of public housing agencies and housing markets.

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

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

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

SEC. 238. None of the funds made available by this Act may be used to establish and apply review criteria, including rating factors or preference points, for participation in or coordination with EnVision Centers, in the evaluation, selection, and award of any funds made available and requiring competitive selection under this Act, except
with respect to any such funds otherwise authorized for EnVision Center purposes under this Act.

This title may be cited as the "Department of Housing and Urban Development Appropriations Act, 2019".
TITLES

RELATIONSHIP AGENCIES

ACCESS BOARD

SALARIES AND EXPENSES

For expenses necessary for the Access Board, as authorized by section 502 of the Rehabilitation Act of 1973, as amended, $8,400,000: Provided, That, notwithstanding any other provision of law, there may be credited to this appropriation funds received for publications and training expenses.

FEDERAL MARITIME COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Federal Maritime Commission as authorized by section 201(d) of the Merchant Marine Act, 1936, as amended (46 U.S.C. 307), including services as authorized by 5 U.S.C. 3109; hire of passenger motor vehicles as authorized by 31 U.S.C. 1343(b); and uniforms or allowances therefore, as authorized by 5 U.S.C. 5901–5902, $27,490,000: Provided, That not to exceed $2,000 shall be available for official reception and representation expenses.
vided further, That concurrent with the President's budget request for fiscal year 2020, the Inspector General shall submit to the House and Senate Committees on Appropriations a budget request for fiscal year 2020 in similar format and substance to those submitted by executive agencies of the Federal Government.

NATIONAL TRANSPORTATION SAFETY BOARD

SALARIES AND EXPENSES

For necessary expenses of the National Transportation Safety Board, including hire of passenger motor vehicles and aircraft; services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for a GS-15; uniforms, or allowances therefor, as authorized by law (5 U.S.C. 5901-5902), $110,400,000, of which not to exceed $2,000 may be used for official reception and representation expenses. The amounts made available to the National Transportation Safety Board in this Act include amounts necessary to make lease payments on an obligation incurred in fiscal year 2001 for a capital lease.

NEIGHBORHOOD REINVESTMENT CORPORATION

PAYMENT TO THE NEIGHBORHOOD REINVESTMENT CORPORATION

For payment to the Neighborhood Reinvestment Corporation for use in neighborhood reinvestment activities,
as authorized by the Neighborhood Reinvestment Corpora-

tion Act (42 U.S.C. 8101–8107), $150,000,000, of which

$5,000,000 shall be for a multi-family rental housing pro-

gram: Provided, That an additional $2,000,000, to remain

available until September 30, 2023, shall be for the pro-

motion and development of shared equity housing models.

SURFACE TRANSPORTATION BOARD

SALARIES AND EXPENSES

For necessary expenses of the Surface Transpor-

tation Board, including services authorized by 5 U.S.C.

3109, $37,100,000: Provided, That notwithstanding any

other provision of law, not to exceed $1,250,000 from fees

established by the Chairman of the Surface Transpor-

tation Board shall be credited to this appropriation as off-

setting collections and used for necessary and authorized

expenses under this heading: Provided further, That the

sum herein appropriated from the general fund shall be

reduced on a dollar-for-dollar basis as such offsetting col-

lections are received during fiscal year 2019, to result in

a final appropriation from the general fund estimated at

no more than $35,850,000.
UNITED STATES INTERAGENCY COUNCIL ON

HOMELESSNESS

OPERATING EXPENSES

For necessary expenses (including payment of salaries, authorized travel, hire of passenger motor vehicles, the rental of conference rooms, and the employment of experts and consultants under section 3109 of title 5, United States Code) of the United States Interagency Council on Homelessness in carrying out the functions pursuant to title II of the McKinney-Vento Homeless Assistance Act, as amended, $3,600,000: Provided, That the first proviso in Public Law 115–141 under the heading “United States Interagency Council on Homelessness—Operating Expenses” is amended by striking “2020” and inserting “2028”.

February 9, 2019 (2:15 p.m.)
TITLE IV

GENERAL PROVISIONS—THIS ACT

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

Sec. 402. None of the funds appropriated in this Act shall remain available for obligation beyond the current fiscal year, nor may any be transferred to other appropriations, unless expressly so provided herein.

Sec. 403. The expenditure of any appropriation under this Act for any consulting service through a procurement contract pursuant to section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

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

(1) does not meet identified needs for knowledge, skills, and abilities bearing directly upon the performance of official duties;
(2) contains elements likely to induce high levels of emotional response or psychological stress in some participants;

(3) does not require prior employee notification of the content and methods to be used in the training and written end of course evaluation;

(4) contains any methods or content associated with religious or quasi-religious belief systems or "new age" belief systems as defined in Equal Employment Opportunity Commission Notice N– 915.022, dated September 2, 1988; or

(5) is offensive to, or designed to change, participants' personal values or lifestyle outside the workplace.

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

SEC. 405. Except as otherwise provided in this Act, none of the funds provided in this Act, provided by previous appropriations Acts to the agencies or entities funded in this Act that remain available for obligation or expenditure in fiscal year 2019, or provided from any accounts in the Treasury derived by the collection of fees and available to the agencies funded by this Act, shall be
1 available for obligation or expenditure through a re-
2 programming of funds that—
3 (1) creates a new program;
4 (2) eliminates a program, project, or activity;
5 (3) increases funds or personnel for any pro-
6 gram, project, or activity for which funds have been
7 denied or restricted by the Congress;
8 (4) proposes to use funds directed for a specific
9 activity by either the House or Senate Committees
10 on Appropriations for a different purpose;
11 (5) augments existing programs, projects, or ac-
12 tivities in excess of $5,000,000 or 10 percent, which-
13 ever is less;
14 (6) reduces existing programs, projects, or ac-
15 tivities by $5,000,000 or 10 percent, whichever is
16 less; or
17 (7) creates, reorganizes, or restructures a
18 branch, division, office, bureau, board, commission,
19 agency, administration, or department different from
20 the budget justifications submitted to the Commit-
21 tees on Appropriations or the table accompanying
22 the joint explanatory statement accompanying this
23 Act, whichever is more detailed, unless prior ap-
24 proval is received from the House and Senate Com-
25 mittees on Appropriations: Provided, That not later
than 60 days after the date of enactment of this
Act, each agency funded by this Act shall submit a
report to the Committees on Appropriations of the
Senate and of the House of Representatives to es-

tablish the baseline for application of reprogram-
ming and transfer authorities for the current fiscal
year: **Provided further,** That the report shall in-
clude—

(A) a table for each appropriation with a

separate column to display the prior year en-
acted level, the President’s budget request, ad-
justments made by Congress, adjustments due
to enacted rescissions, if appropriate, and the
fiscal year enacted level;

(B) a definition in the table for each ap-
propriation and its respective prior year enacted
level by object class and program, project, and
activity as detailed in this Act, the table accom-
panying the explanatory statement accom-
panying this Act, accompanying reports of the
House and Senate Committee on Appropriate-
tions, or in the budget appendix for the respec-
tive appropriations, whichever is more detailed,
and shall apply to all items for which a dollar
amount is specified and to all programs for
1 which new budget (obligational) authority is
2 provided, as well as to discretionary grants and
3 discretionary grant allocations; and
4 
5 (C) an identification of items of special
6 congressional interest.
7 
8 SEC. 406. Except as otherwise specifically provided
9 by law, not to exceed 50 percent of unobligated balances
10 remaining available at the end of fiscal year 2019 from
11 appropriations made available for salaries and expenses
12 for fiscal year 2019 in this Act, shall remain available
13 through September 30, 2020, for each such account for
14 the purposes authorized: Provided, That a request shall
15 be submitted to the House and Senate Committees on Ap-
16 propriations for approval prior to the expenditure of such
17 funds: Provided further, That these requests shall be made
18 in compliance with reprogramming guidelines under sec-
19 tion 405 of this Act.
20 
21 SEC. 407. No funds in this Act may be used to sup-
22 port any Federal, State, or local projects that seek to use
23 the power of eminent domain, unless eminent domain is
24 employed only for a public use: Provided, That for pur-
25 poses of this section, public use shall not be construed to
26 include economic development that primarily benefits pri-
27 vate entities: Provided further, That any use of funds for
28 mass transit, railroad, airport, seaport or highway
projects, as well as utility projects which benefit or serve
the general public (including energy-related, communication-related, water-related and wastewater-related infra-
structure), other structures designated for use by the gen-
eral public or which have other common-carrier or public-
utility functions that serve the general public and are sub-
ject to regulation and oversight by the government, and
projects for the removal of an immediate threat to public
health and safety or brownfields as defined in the Small
Business Liability Relief and Brownfields Revitalization
Act (Public Law 107–118) shall be considered a public
use for purposes of eminent domain.

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

Sec. 409. No part of any appropriation contained in
this Act shall be available to pay the salary for any person
filling a position, other than a temporary position, for-
merly held by an employee who has left to enter the Armed
Forces of the United States and has satisfactorily com-
pleted his or her period of active military or naval service,
and has within 90 days after his or her release from such
service or from hospitalization continuing after discharge
for a period of not more than 1 year, made application
for restoration to his or her former position and has been
certified by the Office of Personnel Management as still
qualified to perform the duties of his or her former posi-
tion and has not been restored thereto.

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

SEC. 411. No funds appropriated or otherwise made
available under this Act shall be made available to any
person or entity that has been convicted of violating the

SEC. 412. None of the funds made available in this
Act may be used for first-class airline accommodations in
contravention of sections 301-10.122 and 301-10.123 of

SEC. 413. (a) None of the funds made available by
this Act may be used to approve a new foreign air carrier
permit under sections 41301 through 41305 of title 49,
United States Code, or exemption application under sec-
tion 40109 of that title of an air carrier already holding
an air operators certificate issued by a country that is
party to the U.S.-E.U.-Iceland-Norway Air Transport
Agreement where such approval would contravene United
States law or Article 17 bis of the U.S.-E.U.-Iceland-Nor-
way Air Transport Agreement.

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

Sec. 414. None of the funds made available in this
Act may be used to send or otherwise pay for the attend-
ance of more than 50 employees of a single agency or de-
partment of the United States Government, who are sta-
tioned in the United States, at any single international
conference unless the relevant Secretary reports to the
House and Senate Committees on Appropriations at least
5 days in advance that such attendance is important to
the national interest: Provided, That for purposes of this
section the term "international conference" shall mean a
conference occurring outside of the United States attended
by representatives of the United States Government and
of foreign governments, international organizations, or
nongovernmental organizations.
SEC. 415. None of the funds appropriated or otherwise made available under this Act may be used by the Surface Transportation Board to charge or collect any filing fee for rate or practice complaints filed with the Board in an amount in excess of the amount authorized for district court civil suit filing fees under section 1914 of title 28, United States Code.

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

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

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

SEC. 418. (a) None of the funds made available in this Act may be used to deny an Inspector General funded
under this Act timely access to any records, documents, or other materials available to the department or agency over which that Inspector General has responsibilities under the Inspector General Act of 1978 (5 U.S.C. App.), or to prevent or impede that Inspector General's access to such records, documents, or other materials, under any provision of law, except a provision of law that expressly refers to the Inspector General and expressly limits the Inspector General's right of access.

(b) A department or agency covered by this section shall provide its Inspector General with access to all such records, documents, and other materials in a timely manner.

(c) Each Inspector General shall ensure compliance with statutory limitations on disclosure relevant to the information provided by the establishment over which that Inspector General has responsibilities under the Inspector General Act of 1978 (5 U.S.C. App.).

(d) Each Inspector General covered by this section shall report to the Committees on Appropriations of the House of Representatives and the Senate within 5 calendar days any failures to comply with this requirement.

Sec. 419. None of the funds appropriated or otherwise made available by this Act may be used to pay award or incentive fees for contractors whose performance has
been judged to be below satisfactory, behind schedule, over
budget, or has failed to meet the basic requirements of
a contract, unless the Agency determines that any such
deviations are due to unforeseeable events, government-
driven scope changes, or are not significant within the
overall scope of the project and/or program unless such
awards or incentive fees are consistent with 16.401(e)(2)
of the FAR.

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

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

"(3) ADDITIONAL HIGHWAY SEGMENTS.—

"(A) IN GENERAL.—If any segment of highway described in clause (i) or (ii) of this subparagraph is designated as a route of the Interstate System, a vehicle that could operate legally on that segment before the date of such designation may continue to operate on that segment, without regard to any requirement under subsection (a), except that such vehicle shall not exceed a gross vehicle weight of 120,000 pounds. The highway segments referred to in this paragraph are as follows:

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

"(ii) The Julian M. Carroll (Purchase) Parkway (to be designated as Interstate Route 69) in Kentucky from the Ten-
nessee state line to the interchange with
Interstate Route 24, near Calvert City.

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

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

(1) by striking the subsection heading and in-
serting the following: "(s) NATURAL GAS AND ELEC-
TRIC BATTERY VEHICLES";

(2) by inserting "or powered primarily by
means of electric battery power" after the first time
"natural gas" appears;

(3) by striking "any vehicle weight limit" and
inserting "the weight limit on the power unit by up
to 2,000 pounds"; and

(4) by striking all that follows after "under this
section" and inserting a period after "section".

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

(1) in the subsection heading by striking "AND
KANSAS" and inserting "KANSAS, AND OREGON";
(2) in paragraph (4) by striking "and" at the end;

(3) in paragraph (5) by striking the period at the end and inserting "; and"; and

(4) by adding at the end the following:

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

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

"(B) the combination is used only to transport sugar beets; and

"(C) the operation occurs on United States Route 20, United States Route 26, United States Route 30, or Oregon Route 201 in the vicinity, or between any, of—

"(i) Vale, Oregon;

"(ii) Ontario, Oregon; or

"(iii) Nyssa, Oregon."

This division may be cited as the "Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2019".
And the Senate agree to the same.
Managers on the part of the
HOUSE

NITA LOWEY

LUCILLE ROYBAL-ALLARD

DAVID E. PRICE

BARBARA LEE

HENRY CUellar

PETE AGUILAR

KAY GRANGER

CHARLES FLEISCHMANN

TOM GRAVES

STEVEN M. PALAZZO
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