

[FULL COMMITTEE PRINT]

Union Calendar No. _____

116TH CONGRESS
2^D SESSION

H. R. _____

[Report No. 116-____]

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2021, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

____ --, 2020

Mr. PRICE, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2021, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Departments of Transportation, and Housing and Urban
6 Development, and related agencies for the fiscal year end-
7 ing September 30, 2021, and for other purposes, namely:

8 TITLE I

9 DEPARTMENT OF TRANSPORTATION

10 OFFICE OF THE SECRETARY

11 SALARIES AND EXPENSES

12 For necessary expenses of the Office of the Secretary,
13 \$126,174,000, of which not to exceed \$3,360,000 shall be
14 available for the immediate Office of the Secretary; not
15 to exceed \$1,200,000 shall be available for the immediate
16 Office of the Deputy Secretary; not to exceed \$22,210,000
17 shall be available for the Office of the General Counsel;
18 not to exceed \$11,797,000 shall be available for the Office
19 of the Under Secretary of Transportation for Policy; not
20 to exceed \$16,394,000 shall be available for the Office of
21 the Assistant Secretary for Budget and Programs; not to
22 exceed \$3,010,000 shall be available for the Office of the
23 Assistant Secretary for Governmental Affairs; not to ex-
24 ceed \$32,239,000 shall be available for the Office of the
25 Assistant Secretary for Administration; not to exceed

1 ligation to any other program or recipient, until the final
 2 determination of any litigation concerning such funds.

3 SEC. 194. None of the funds made available by this
 4 Act shall be available to consolidate governmental affairs
 5 activities across the Department of Transportation in the
 6 Office of Governmental Affairs in the Office of the Sec-
 7 retary or public affairs activities across the Department
 8 of Transportation in the Office of Public Affairs in the
 9 Office of the Secretary: *Provided*, That the operating ad-
 10 ministrations of the Department of Transportation shall
 11 not transfer personnel to the Office of Governmental Af-
 12 fairs in the Office of the Secretary or the Office of Public
 13 Affairs in the Office of the Secretary.

14 This title may be cited as the “Department of Trans-
 15 portation Appropriations Act, 2021”.

16 **TITLE II**

17 **DEPARTMENT OF HOUSING AND URBAN**

18 **DEVELOPMENT**

19 **MANAGEMENT AND ADMINISTRATION**

20 **EXECUTIVE OFFICES**

21 For necessary salaries and expenses for Executive Of-
 22 fices, which shall be comprised of the offices of the Sec-
 23 retary, Deputy Secretary, Adjudicatory Services, Congres-
 24 sional and Intergovernmental Relations, Public Affairs,
 25 Small and Disadvantaged Business Utilization, and the

1 Center for Faith-Based and Neighborhood Partnerships,
2 \$15,000,000, to remain available until September 30,
3 2022: *Provided*, That not to exceed \$20,000 of the amount
4 made available under this heading shall be available to the
5 Secretary for official reception and representation ex-
6 penses as the Secretary of Housing and Urban Develop-
7 ment (in this title “the Secretary”) may determine: *Pro-*
8 *vided further*, That the Secretary shall issue the report re-
9 quired by House Report 114-129 not later than 30 days
10 after the date of enactment of this Act: *Provided further*,
11 that such report shall include (1) the Department’s strat-
12 egy for continuing to ensure that lesbian, gay, bisexual,
13 and transgender individuals have access to Department of
14 Housing and Urban Development (in this title the “De-
15 partment” or “HUD”) programs for which they are eligi-
16 ble, to be provided by the Office of Fair Housing and
17 Equal Opportunity; and (2) the plan for disseminating
18 this information to public housing agencies, to be provided
19 by the Office of Public and Indian Housing: *Provided fur-*
20 *ther*, That the amount made available under this heading
21 for the “Office of the Secretary” shall be reduced by
22 \$10,000 for each day after the date that is 30 days after
23 enactment of this Act that such report has not been sub-
24 mitted to the Congress.

1 ADMINISTRATIVE SUPPORT OFFICES

2 For necessary salaries and expenses for Administra-
3 tive Support Offices, \$600,000,000, to remain available
4 until September 30, 2022: *Provided*, That of the amounts
5 made available under this heading—

6 (1) not to exceed \$71,576,000 shall be available
7 for the Office of the Chief Financial Officer;

8 (2) not to exceed \$109,044,000 shall be avail-
9 able for the Office of the General Counsel, of which
10 not less than \$18,700,000 shall be for the Depart-
11 mental Enforcement Center;

12 (3) not to exceed \$286,258,000 shall be avail-
13 able for the Office of the Assistant Secretary for Ad-
14 ministration, of which not less than \$20,000,000
15 shall be for modernizing the Weaver Building and
16 space consolidation, to remain available until Sep-
17 tember 30, 2023;

18 (4) not to exceed \$65,200,000 shall be available
19 for the Office of Field Policy and Management;

20 (5) not to exceed \$4,535,000 shall be available
21 for the Office of Departmental Equal Employment
22 Opportunity; and

23 (6) not less than \$63,387,000 shall be available
24 for the Office of the Chief Information Officer:

1 *Provided further*, That funds made available under this
2 heading may be used for necessary administrative and
3 non-administrative expenses of the Department, not other-
4 wise provided for, including purchase of uniforms, or al-
5 lowances therefor, as authorized by sections 5901 and
6 5902 of title 5, United States Code; hire of passenger
7 motor vehicles; and services as authorized by section 3109
8 of title 5, United States Code: *Provided further*, That not-
9 withstanding any other provision of law, funds appro-
10 priated under this heading may be used for advertising
11 and promotional activities that directly support program
12 activities funded in this title: *Provided further*, That the
13 Secretary shall provide the House and Senate Committees
14 on Appropriations quarterly written notification regarding
15 the status of pending congressional reports: *Provided fur-*
16 *ther*, That the Secretary shall provide in electronic form
17 all signed reports required by Congress: *Provided further*,
18 That none of the funds made available under this heading
19 for the Office of the Chief Financial Officer for the finan-
20 cial transformation initiative shall be available for obliga-
21 tion until after the Secretary publishes the necessary ad-
22 ministrative requirements for amounts made available to
23 provide enhanced or improved electrical power systems
24 under the heading “Department of Housing and Urban
25 Development—Community Development Fund” in Public

1 Law 115-123: *Provided further*, That only after the terms
2 and conditions of the preceding proviso have been met,
3 not more than 10 percent of the funds made available
4 under this heading for the Office of the Chief Financial
5 Officer for the financial transformation initiative may be
6 obligated until the Secretary submits to the House and
7 Senate Committees on Appropriations, for approval, a
8 plan for expenditure that includes the financial and inter-
9 nal control capabilities to be delivered and the mission
10 benefits to be realized, key milestones to be met, and the
11 relationship between the proposed use of funds made avail-
12 able under this heading and the projected total cost and
13 scope of the initiative.

14 PROGRAM OFFICES

15 For necessary salaries and expenses for Program Of-
16 fices, \$909,595,000, to remain available until September
17 30, 2022: *Provided*, That of the amounts made available
18 under this heading—

19 (1) not to exceed \$245,000,000 shall be avail-
20 able for the Office of Public and Indian Housing;

21 (2) not to exceed \$138,290,000 shall be avail-
22 able for the Office of Community Planning and De-
23 velopment;

24 (3) not to exceed \$400,000,000 shall be avail-
25 able for the Office of Housing, of which not less

1 than \$12,300,000 shall be for the Office of Recapi-
2 talization;

3 (4) not to exceed \$35,443,000 shall be available
4 for the Office of Policy Development and Research;

5 (5) not less than \$81,000,000 shall be available
6 for the Office of Fair Housing and Equal Oppor-
7 tunity; and

8 (6) not less than \$9,862,000 shall be available
9 for the Office of Lead Hazard Control and Healthy
10 Homes.

11 WORKING CAPITAL FUND

12 (INCLUDING TRANSFER OF FUNDS)

13 For the working capital fund for the Department
14 (“the Fund”), pursuant, in part, to section 7(f) of the De-
15 partment of Housing and Urban Development Act (42
16 U.S.C. 3535(f)), amounts transferred to the Fund under
17 this heading, including reimbursements pursuant to sec-
18 tion 7(f), shall be available only for Federal shared serv-
19 ices used by offices and agencies of the Department, and
20 for any such portion of any office or agency’s information
21 technology customer devices and support; talent manage-
22 ment; printing; records management; space renovation;
23 furniture; or supply services the Secretary has determined
24 shall be provided through the Fund, and for the oper-
25 ational expenses of the Fund: *Provided*, That amounts

1 from the Fund shall not be available to provide services
2 not specifically authorized under this heading: *Provided*
3 *further*, That upon a determination by the Secretary that
4 any other service (or portion thereof) authorized under
5 this heading shall be provided through the Fund, amounts
6 made available under this title for salaries and expenses
7 under the headings “Executive Offices”, “Administrative
8 Support Offices”, “Program Offices”, and “Government
9 National Mortgage Association”, for such services shall be
10 transferred to the Fund, to remain available until ex-
11 pended: *Provided further*, That the Secretary shall notify
12 the House and Senate Committees on Appropriations of
13 its plans for executing such transfers at least 15 days in
14 advance of such transfers: *Provided further*, That the Sec-
15 retary may transfer not to exceed an additional
16 \$10,000,000, in aggregate, from all such appropriations,
17 to be merged with the Fund and to remain available until
18 expended for any purpose under this heading.

19 PUBLIC AND INDIAN HOUSING

20 TENANT-BASED RENTAL ASSISTANCE

21 For activities and assistance for the provision of ten-
22 ant-based rental assistance authorized under the United
23 States Housing Act of 1937, as amended (42 U.S.C. 1437
24 et seq.) (in this title “the Act”), not otherwise provided
25 for, \$25,739,312,000, to remain available until expended,

1 which shall be available on October 1, 2020 (in addition
2 to the \$4,000,000,000 previously appropriated under this
3 heading that shall be available on October 1, 2020), and
4 \$4,000,000,000, to remain available until expended, which
5 shall be available on October 1, 2021: *Provided*, That the
6 amounts made available under this heading are provided
7 as follows:

8 (1) \$22,852,000,000 shall be for renewals of
9 expiring section 8 tenant-based annual contributions
10 contracts (including renewals of enhanced vouchers
11 under any provision of law authorizing such assist-
12 ance under section 8(t) of the Act and as authorized
13 under 613(b) of the Cranston-Gonzales National Af-
14 fordable Housing Act (12 U.S.C. 4125(b))) and in-
15 cluding renewal of other special purpose incremental
16 vouchers: *Provided*, That notwithstanding any other
17 provision of law, from amounts provided under this
18 paragraph and any carryover, the Secretary shall for
19 the calendar year 2021 funding cycle, provide re-
20 newal funding for each public housing agency based
21 on validated voucher management system (VMS)
22 leasing and cost data for the prior calendar year and
23 by applying an inflation factor as established by the
24 Secretary, by notice published in the Federal Reg-
25 ister, and by making any necessary adjustments for

1 the costs associated with the first-time renewal of
2 vouchers under this paragraph including tenant pro-
3 tection and Choice Neighborhoods vouchers: *Pro-*
4 *vided further*, That none of the funds provided under
5 this paragraph may be used to fund a total number
6 of unit months under lease that exceeds a public
7 housing agency’s authorized level of units under con-
8 tract, except for public housing agencies partici-
9 pating in the Moving to Work (in this title “MTW”)
10 demonstration, which shall instead be governed by
11 the terms and conditions of their MTW agreements:
12 *Provided further*, That the Secretary shall, to the ex-
13 tent necessary not to exceed the amount specified
14 under this paragraph (except as otherwise modified
15 under this paragraph), prorate each public housing
16 agency’s allocation otherwise established pursuant to
17 this paragraph: *Provided further*, That except as
18 provided in the succeeding provisos, the entire
19 amount specified under this paragraph (except as
20 otherwise modified under this paragraph) shall be
21 obligated to the public housing agencies based on the
22 allocation and pro rata method described above, and
23 the Secretary shall notify public housing agencies of
24 their annual budgets by the latter of 60 days after
25 enactment of this Act or March 1, 2021: *Provided*

1 *further*, That the Secretary may extend the notifica-
2 tion period under the preceding proviso with the
3 prior written approval of the House and Senate
4 Committees on Appropriations: *Provided further*,
5 That public housing agencies participating in the
6 MTW demonstration shall be funded pursuant to
7 their MTW agreements and shall be subject to the
8 same pro rata adjustments under the preceding pro-
9 visos: *Provided further*, That the Secretary may off-
10 set public housing agencies' calendar year 2021 allo-
11 cations based on the excess amounts of public hous-
12 ing agencies' net restricted assets accounts, includ-
13 ing HUD-held programmatic reserves (in accordance
14 with VMS data in calendar year 2020 that is
15 verifiable and complete), as determined by the Sec-
16 retary: *Provided further*, That public housing agen-
17 cies participating in the MTW demonstration shall
18 also be subject to the offset, as determined by the
19 Secretary, excluding amounts subject to the single
20 fund budget authority provisions of their MTW
21 agreements, from the agencies' calendar year 2021
22 MTW funding allocation: *Provided further*, That the
23 Secretary shall use any offset referred to in the pre-
24 ceding two provisos throughout the calendar year to
25 prevent the termination of rental assistance for fam-

1 ilies as the result of insufficient funding, as deter-
2 mined by the Secretary, and to avoid or reduce the
3 proration of renewal funding allocations: *Provided*
4 *further*, That up to \$100,000,000 shall be available
5 only: (A) for adjustments in the allocations for pub-
6 lic housing agencies, after application for an adjust-
7 ment by a public housing agency that experienced a
8 significant increase, as determined by the Secretary,
9 in renewal costs of vouchers resulting from unfore-
10 seen circumstances or from portability under section
11 8(r) of the Act; (B) for vouchers that were not in
12 use during the previous 12-month period in order to
13 be available to meet a commitment pursuant to sec-
14 tion 8(o)(13) of the Act; (C) for adjustments for
15 costs associated with HUD-Veterans Affairs Sup-
16 portive Housing (HUD-VASH) vouchers under sec-
17 tion 8(o)(19) of the Act; (D) for public housing
18 agencies that despite taking reasonable cost savings
19 measures, as determined by the Secretary, would
20 otherwise be required to terminate rental assistance
21 for families as a result of insufficient funding; (E)
22 for adjustments in the allocations for public housing
23 agencies that (i) are leasing a lower-than-average
24 percentage of their authorized vouchers, (ii) have low
25 amounts of budget authority in their net restricted

1 assets accounts and HUD-held programmatic re-
2 serves, relative to other agencies, and (iii) are not
3 participating in the Moving to Work demonstration,
4 to enable such agencies to lease more vouchers; and
5 (F) for public housing agencies that have experi-
6 enced increased costs or loss of units in an area for
7 which the President declared a disaster under title
8 IV of the Robert T. Stafford Disaster Relief and
9 Emergency Assistance Act (42 U.S.C. 5170 et seq.):
10 *Provided further*, That the Secretary shall allocate
11 amounts under the preceding proviso based on need,
12 as determined by the Secretary;

13 (2) \$125,000,000 shall be for section 8 rental
14 assistance for relocation and replacement of housing
15 units that are demolished or disposed of pursuant to
16 section 18 of the Act, conversion of section 23
17 projects to assistance under section 8, the family
18 unification program under section 8(x) of the Act,
19 relocation of witnesses in connection with efforts to
20 combat crime in public and assisted housing pursu-
21 ant to a request from a law enforcement or prosecu-
22 tion agency, enhanced vouchers under any provision
23 of law authorizing such assistance under section 8(t)
24 of the Act, Choice Neighborhood vouchers, manda-
25 tory and voluntary conversions, and tenant protec-

1 tion assistance including replacement and relocation
2 assistance or for project-based assistance to prevent
3 the displacement of unassisted elderly tenants cur-
4 rently residing in properties financed under section
5 202 of the Housing Act of 1959 (12 U.S.C. 1701q)
6 between 1959 and 1974 that are refinanced pursu-
7 ant to Public Law 106-569 or under the authority
8 as provided under this Act: *Provided*, That when a
9 public housing development is submitted for demoli-
10 tion or disposition under section 18 of the Act, the
11 Secretary may provide section 8 rental assistance
12 when the units pose an imminent health and safety
13 risk to residents: *Provided further*, That the Sec-
14 retary may only provide replacement vouchers for
15 units that were occupied within the previous 24
16 months that cease to be available as assisted hous-
17 ing, subject only to the availability of funds: *Pro-*
18 *vided further*, That of the amounts provided in this
19 paragraph, at least \$5,000,000 may be available to
20 provide tenant protection assistance, not otherwise
21 provided under this paragraph, to residents residing
22 in low vacancy areas and who may have to pay rents
23 greater than 30 percent of household income, as the
24 result of: (A) the maturity of a HUD-insured, HUD-
25 held, or section 202 loan that requires the permis-

1 sion of the Secretary prior to loan prepayment; (B)
2 the expiration of a rental assistance contract for
3 which the tenants are not eligible for enhanced
4 voucher or tenant protection assistance under exist-
5 ing law; or (C) the expiration of affordability restric-
6 tions accompanying a mortgage or preservation pro-
7 gram administered by the Secretary: *Provided fur-*
8 *ther*, That such tenant protection assistance made
9 available under the preceding proviso may be pro-
10 vided under the authority of section 8(t) or section
11 8(o)(13) of the United States Housing Act of 1937
12 (42 U.S.C. 1437f(t), (o)(13)): *Provided further*, That
13 the Secretary shall issue guidance to implement the
14 preceding provisos, including requirements for defin-
15 ing eligible at-risk households within 60 days of the
16 enactment of this Act: *Provided further*, That any
17 tenant protection voucher made available from
18 amounts provided in this paragraph shall not be re-
19 issued by any public housing agency, except the re-
20 placement vouchers as defined by the Secretary by
21 notice, when the initial family that received any such
22 voucher no longer receives such voucher, and the au-
23 thority for any public housing agency to issue any
24 such voucher shall terminate: *Provided further*, That
25 the Secretary may provide section 8 rental assist-

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

16 (3) \$2,154,812,000 shall be for administrative
17 and other expenses of public housing agencies in ad-
18 ministering the section 8 tenant-based rental assist-
19 ance program, of which up to \$30,000,000 shall be
20 available to the Secretary to allocate to public hous-
21 ing agencies that need additional funds to admin-
22 ister their section 8 programs, including fees associ-
23 ated with section 8 tenant protection rental assist-
24 ance, the administration of disaster related vouchers,
25 HUD-VASH vouchers, and other special purpose in-

1 incremental vouchers: *Provided*, That not less than
2 \$2,124,812,000 of the amount provided in this para-
3 graph shall be allocated to public housing agencies
4 for the calendar year 2021 funding cycle based on
5 section 8(q) of the Act (and related appropriation
6 Act provisions) as in effect immediately before the
7 enactment of the Quality Housing and Work Re-
8 sponsibility Act of 1998 (Public Law 105-276): *Pro-*
9 *vided further*, That if the amounts provided in this
10 paragraph are insufficient to pay the amounts deter-
11 mined under the preceding proviso, the Secretary
12 may decrease the amounts allocated to agencies by
13 a uniform percentage applicable to all agencies re-
14 ceiving funding under this paragraph or may, to the
15 extent necessary to provide full payment of amounts
16 determined under the preceding proviso, utilize un-
17 obligated balances, including recaptures and
18 carryovers, remaining from funds appropriated to
19 the Department of Housing and Urban Development
20 under this heading from prior fiscal years, excluding
21 special purpose vouchers, notwithstanding the pur-
22 poses for which such amounts were appropriated:
23 *Provided further*, That all public housing agencies
24 participating in the MTW demonstration shall be
25 funded pursuant to their MTW agreements, and

1 shall be subject to the same uniform percentage de-
2 crease as under the preceding proviso: *Provided fur-*
3 *ther*, That amounts provided in this paragraph shall
4 be only for activities related to the provision of ten-
5 ant-based rental assistance authorized under section
6 8, including related development activities;

7 (4) \$310,000,000 shall be for the renewal of
8 tenant-based assistance contracts under section 811
9 of the Cranston-Gonzalez National Affordable Hous-
10 ing Act (42 U.S.C. 8013), including necessary ad-
11 ministrative expenses: *Provided*, That administrative
12 and other expenses of public housing agencies in ad-
13 ministering the special purpose vouchers under this
14 paragraph shall be funded under the same terms
15 and be subject to the same pro rata reduction as the
16 percent decrease for administrative and other ex-
17 penses to public housing agencies under paragraph
18 (3) of this heading: *Provided further*, That up to
19 \$10,000,000 shall be available only (A) for adjust-
20 ments in the allocations for public housing agencies,
21 after applications for such an adjustment by a public
22 housing agency that experienced a significant in-
23 crease, as determined by the Secretary, in Main-
24 stream renewal costs resulting from unforeseen cir-
25 cumstances, and (B) for public housing agencies

1 that despite taking reasonable cost saving measures,
2 as determined by the Secretary, would otherwise be
3 required to terminate the rental assistance for Main-
4 stream families as a result of insufficient funding:
5 *Provided further*, That the Secretary shall allocate
6 amounts under the preceding proviso based on need,
7 as determined by the Secretary: *Provided further*,
8 That upon turnover, section 811 special purpose
9 vouchers funded under this heading in this or prior
10 Acts, or under any other heading in prior Acts, shall
11 be available for non-elderly persons with disabilities;

12 (5) \$2,500,000 shall be for rental assistance
13 and associated administrative fees for the Tribal
14 HUD-VASH program to serve Native American vet-
15 erans that are homeless or at-risk of homelessness
16 living on or near a reservation or other Indian areas:
17 *Provided*, That amounts provided in this paragraph
18 shall be made available for renewal grants to recipi-
19 ents that received assistance under prior Acts under
20 the Tribal HUD-VASH program: *Provided further*,
21 That the Secretary may specify criteria for renewal
22 grants, including data on the utilization of assist-
23 ance reported by grant recipients: *Provided further*,
24 That such assistance shall be administered in ac-
25 cordance with program requirements under the Na-

1 tive American Housing Assistance and Self-Deter-
2 mination Act of 1996 (25 U.S.C. 4101 et seq.) and
3 modeled after the HUD–VASH program: *Provided*
4 *further*, That the Secretary may waive, or specify al-
5 ternative requirements for, any provision of any stat-
6 ute or regulation that the Secretary administers in
7 connection with the use of amounts provided in this
8 paragraph (except for requirements related to fair
9 housing, nondiscrimination, labor standards, and the
10 environment), upon a finding by the Secretary that
11 any such waivers or alternative requirements are
12 necessary for the effective delivery and administra-
13 tion of such assistance: *Provided further*, That grant
14 recipients shall report to the Secretary on utilization
15 of such rental assistance and other program data, as
16 prescribed by the Secretary: *Provided further*, That
17 the Secretary may reallocate, as determined by the
18 Secretary, amounts returned or recaptured from
19 awards under the Tribal HUD-VASH program
20 under prior Acts to existing recipients under the
21 Tribal HUD-VASH program;

22 (6) \$20,000,000 shall be for incremental rental
23 voucher assistance for use through a supported
24 housing program administered in conjunction with
25 the Department of Veterans Affairs as authorized

1 under section 8(o)(19) of the United States Housing
2 Act of 1937: *Provided*, That the Secretary shall
3 make such funding available, notwithstanding sec-
4 tion 203 of this title (competition provision), to pub-
5 lic housing agencies that partner with eligible VA
6 Medical Centers or other entities as designated by
7 the Secretary of the Department of Veterans Affairs,
8 based on geographical need for such assistance as
9 identified by the Secretary of Veterans Affairs, pub-
10 lic housing agency administrative performance, and
11 other factors as specified by the Secretary of Hous-
12 ing and Urban Development in consultation with the
13 Secretary of Veterans Affairs: *Provided further*, That
14 the Secretary of Housing and Urban Development
15 may waive, or specify alternative requirements for
16 (in consultation with the Secretary of Veterans Af-
17 fairs), any provision of any statute or regulation
18 that the Secretary of Housing and Urban Develop-
19 ment administers in connection with the use of
20 funds provided in this paragraph (except for require-
21 ments related to fair housing, nondiscrimination,
22 labor standards, and the environment), upon a find-
23 ing by the Secretary that any such waivers or alter-
24 native requirements are necessary for the effective
25 delivery and administration of such voucher assist-

1 ance: *Provided further*, That assistance made avail-
2 able under this paragraph shall continue to remain
3 available for homeless veterans upon turnover;

4 (7) \$25,000,000 shall be for the family unifica-
5 tion program authorized under section 8(x) of the
6 Act: *Provided*, That the amounts provided in this
7 paragraph shall be provided as follows:

8 (A) \$5,000,000 shall be for new incre-
9 mental voucher assistance: *Provided*, That the
10 assistance made available under this subpara-
11 graph shall continue to remain available for
12 family unification upon turnover; and

13 (B) \$20,000,000 shall be for new incre-
14 mental voucher assistance to assist eligible
15 youths as defined by such section 8(x)(2)(B):
16 *Provided*, That assistance made available under
17 this subparagraph shall continue to remain
18 available for such eligible youths upon turnover:
19 *Provided further*, That of the total amount
20 made available under this subparagraph, up to
21 \$10,000,000 shall be available on a noncompeti-
22 tive basis to public housing agencies that part-
23 ner with public child welfare agencies to iden-
24 tify such eligible youths, that request such as-
25 sistance to timely assist such eligible youths,

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

23 (8) \$250,000,000 shall be for incremental rent-
24 al voucher assistance under section 8(o) of the
25 United States Housing Act of 1937 for use by indi-

1 viduals and families who are homeless, as defined in
2 section 103(a) of the McKinney-Vento Homeless As-
3 sistance Act (42 U.S.C. 11302(a)), at risk of home-
4 lessness, as defined in section 401(1) of the McKin-
5 ney-Vento Homeless Assistance Act (42 U.S.C.
6 11360(1)), or fleeing, or attempting to flee, domestic
7 violence, dating violence, sexual assault, or stalking
8 or for veterans and families that include a veteran
9 family member: *Provided*, That of such amount not
10 less than \$40,000,000 shall be available for individ-
11 uals and families who are fleeing, or attempting to
12 flee, domestic violence, dating violence, sexual as-
13 sault, or stalking, and not less than \$40,000,000
14 shall be available for veterans and families that in-
15 clude a veteran family member: *Provided further*,
16 That the Secretary shall make such funding avail-
17 able, notwithstanding section 203 of this title (com-
18 petition provision) to public housing agencies that
19 partner with eligible Continuums of Care or other
20 entities as designated by the Secretary, based on
21 geographical need of such assistance, public housing
22 agency administrative performance, and other fac-
23 tors as specified by the Secretary: *Provided further*,
24 That, the Secretary shall give preference to appli-
25 cants that demonstrate a strategy to coordinate as-

1 sistance with services available in the community:
2 *Provided further*, That the Secretary may waive, or
3 specify alternative requirements for, any provision or
4 statute or regulation that the Secretary administers
5 in connection with the use of funds made available
6 under this paragraph (except for requirements re-
7 lated to fair housing, nondiscrimination, labor stand-
8 ards, and the environment) upon a finding by the
9 Secretary that any such waivers or alternative re-
10 quirements are necessary for the effective delivery
11 and administration of such voucher assistance: *Pro-*
12 *vided further*, That none of the funds provided in
13 this paragraph may be used to require people experi-
14 encing homelessness to receive treatment or perform
15 any other prerequisite activities as a condition for
16 receiving shelter, housing or other services: *Provided*
17 *further*, That the Secretary shall issue guidance to
18 implement the preceding proviso.

19 The Secretary shall separately track all special purpose
20 vouchers funded under this heading.

21 HOUSING CERTIFICATE FUND

22 (INCLUDING RESCISSIONS)

23 Unobligated balances, including recaptures and car-
24 ryover, remaining from funds appropriated to the Depart-
25 ment of Housing and Urban Development under this

1 heading, the heading “Annual Contributions for Assisted
2 Housing” and the heading “Project-Based Rental Assist-
3 ance”, for fiscal year 2021 and prior years may be used
4 for renewal of or amendments to section 8 project-based
5 contracts and for performance-based contract administra-
6 tors, notwithstanding the purposes for which such funds
7 were appropriated: *Provided*, That any obligated balances
8 of contract authority from fiscal year 1974 and prior fiscal
9 years that have been terminated shall be rescinded: *Pro-*
10 *vided further*, That amounts heretofore recaptured, or re-
11 captured during the current fiscal year, from section 8
12 project-based contracts from source years fiscal year 1975
13 through fiscal year 1987 are hereby rescinded, and an
14 amount of additional new budget authority, equivalent to
15 the amount rescinded is hereby appropriated, to remain
16 available until expended, for the purposes set forth under
17 this heading, in addition to amounts otherwise available.

18 PUBLIC HOUSING CAPITAL FUND

19 For the Public Housing Capital Fund Program to
20 carry out capital and management activities for public
21 housing agencies, as authorized under section 9 of the Act
22 (42 U.S.C. 1437g) \$3,180,000,000, to remain available
23 until September 30, 2024: *Provided*, That notwithstanding
24 any other provision of law or regulation, during fiscal year
25 2021, the Secretary may not delegate to any Department

1 official other than the Deputy Secretary and the Assistant
2 Secretary for Public and Indian Housing any authority
3 under paragraph (2) of section 9(j) regarding the exten-
4 sion of the time periods under such section: *Provided fur-*
5 *ther*, That for purposes of such section 9(j), the term “ob-
6 ligate” means, with respect to amounts, that the amounts
7 are subject to a binding agreement that will result in out-
8 lays, immediately or in the future: *Provided further*, That
9 of the total amount made available under this heading,
10 up to \$23,000,000 shall be to support ongoing public
11 housing financial and physical assessment activities: *Pro-*
12 *vided further*, That of the total amount made available
13 under this heading, up to \$1,000,000 shall be to support
14 the costs of administrative and judicial receiverships: *Pro-*
15 *vided further*, That of the total amount provided under
16 this heading, not to exceed \$74,650,000 shall be available
17 for the Secretary to make grants, notwithstanding section
18 203 of this Act, to public housing agencies for emergency
19 capital needs including safety and security measures nec-
20 essary to address crime and drug-related activity and
21 needs resulting from unforeseen or unpreventable emer-
22 gencies and natural disasters excluding Presidentially de-
23 clared emergencies and natural disasters under the Robert
24 T. Stafford Disaster Relief and Emergency Act (42 U.S.C.
25 5121 et seq.) occurring in fiscal year 2021, of which

1 \$34,650,000 shall be available for public housing agencies
2 under administrative and judicial receiverships or under
3 the control of a Federal monitor: *Provided further*, That
4 of the amount made available under the preceding proviso,
5 not less than \$20,000,000 shall be for safety and security
6 measures: *Provided further*, That in addition to the
7 amount in the preceding proviso for such safety and secu-
8 rity measures, any amounts that remain available, after
9 all applications received on or before September 30, 2022,
10 for emergency capital needs have been processed, shall be
11 allocated to public housing agencies for such safety and
12 security measures: *Provided further*, That with respect to
13 amounts made available under this heading, the limitation
14 in section 9(g)(1) of the Act shall be applied by sub-
15 stituting 25 percent for the percentage specified in such
16 section: *Provided further*, That the Secretary may waive
17 the limitation in the preceding proviso to allow public
18 housing agencies to fund activities authorized under sec-
19 tion 9(e)(1)(C) of the Act: *Provided further*, That the Sec-
20 retary shall notify public housing agencies requesting
21 waivers under the preceding proviso if the request is ap-
22 proved or denied within 14 days of submitting the request:
23 *Provided further*, That from the funds made available
24 under this heading, the Secretary shall provide bonus
25 awards in fiscal year 2021 to public housing agencies that

1 are designated high performers: *Provided further*, That the
2 Department shall notify public housing agencies of their
3 formula allocation within 60 days of enactment of this Act:
4 *Provided further*, That of the total amount provided under
5 this heading, \$125,000,000 shall be for competitive grants
6 to public housing agencies to evaluate and reduce lead-
7 based paint hazards and other housing-related hazards in-
8 cluding carbon monoxide (including for activities sup-
9 porting the installation and replacement of carbon mon-
10 oxide alarms or of combination smoke detector-carbon
11 monoxide alarm devices) and mold in public housing: *Pro-*
12 *vided further*, That of the amounts available under the pre-
13 ceding proviso, not less than \$25,000,000 shall be for
14 competitive grants to public housing agencies to evaluate
15 and reduce lead-based paint hazards in public housing by
16 carrying out the activities of risk assessments, abatement,
17 and interim controls (as those terms are defined in section
18 1004 of the Residential Lead-Based Paint Hazard Reduc-
19 tion Act of 1992 (42 U.S.C. 4851b)): *Provided further*,
20 That of the total amount made available under this head-
21 ing, up to \$30,000,000 shall be available until September
22 30, 2023 for competitive grants to public housing agencies
23 (in this title “PHAs”), including agencies participating in
24 the MTW demonstration, for full lead service line replace-
25 ment, with eligibility limited to PHAs where the relevant

1 public water system will undergo or has recently under-
2 taken a comprehensive water main replacement program:
3 *Provided further*, That for purposes of environmental re-
4 view, a grant under the preceding three provisos shall be
5 considered funds for projects or activities under title I of
6 the United States Housing Act of 1937 (42 U.S.C. 1437
7 et seq.) for purposes of section 26 of such Act (42 U.S.C.
8 1437x) and shall be subject to the regulations imple-
9 menting such section: *Provided further*, That for funds
10 made available under the preceding four provisos, the Sec-
11 retary shall allow a PHA to apply for up to 20 percent
12 of the funds made available under the first two of such
13 provisos and prioritize need when awarding grants: *Pro-*
14 *vided further*, That \$5,000,000 of the amounts made avail-
15 able under this heading shall be for a radon testing and
16 mitigation resident safety demonstration program (the
17 radon demonstration) in public housing: *Provided further*,
18 That the testing method, mitigation method, or action
19 level used under the radon demonstration shall be as speci-
20 fied by applicable State or local law, if such law is more
21 protective of human health or the environment than the
22 method or level specified by the Secretary: *Provided fur-*
23 *ther*, That \$25,000,000 of the amounts made available
24 under this heading shall be for competitive grants to pub-

1 lic housing agencies for the installation of automatic sprin-
2 kler systems.

3 PUBLIC HOUSING OPERATING FUND

4 For 2021 payments to public housing agencies for the
5 operation and management of public housing, as author-
6 ized by section 9(e) of the United States Housing Act of
7 1937 (42 U.S.C. 1437g(e)), \$4,649,000,000, to remain
8 available until September 30, 2022: *Provided*, That of the
9 total amount made available under this heading,
10 \$25,000,000 shall be available to the Secretary to allocate
11 pursuant to a need-based application process notwith-
12 standing section 203 of this title and not subject to the
13 Operating Fund formula under part 990 of title 24, Code
14 of Federal Regulations to public housing agencies that ex-
15 perience financial insolvency, as determined by the Sec-
16 retary: *Provided further*, That after all such insolvency
17 needs are met, the Secretary may distribute any remaining
18 funds to all public housing agencies on a pro-rata basis
19 pursuant to the Operating Fund formula under part 990
20 of title 24, Code of Federal Regulations.

21 CHOICE NEIGHBORHOODS INITIATIVE

22 For competitive grants under the Choice Neighbor-
23 hoods Initiative (subject to section 24 of the United States
24 Housing Act of 1937 (42 U.S.C. 1437v) unless otherwise
25 specified under this heading), for transformation, rehabili-

1 tation, and replacement housing needs of both public and
2 HUD-assisted housing and to transform neighborhoods of
3 poverty into functioning, sustainable mixed income neigh-
4 borhoods with appropriate services, schools, public assets,
5 transportation and access to jobs, \$250,000,000, to re-
6 main available until September 30, 2023: *Provided*, That
7 grant funds may be used for resident and community serv-
8 ices, community development, and affordable housing
9 needs in the community, and for conversion of vacant or
10 foreclosed properties to affordable housing: *Provided fur-*
11 *ther*, That the use of funds made available under this
12 heading shall not be deemed to be for public housing not-
13 withstanding section 3(b)(1) of such Act: *Provided further*,
14 That grantees shall commit to an additional period of af-
15 fordability determined by the Secretary of not fewer than
16 20 years: *Provided further*, That grantees shall provide a
17 match in State, local, other Federal or private funds: *Pro-*
18 *vided further*, That grantees may include local govern-
19 ments, tribal entities, public housing agencies, and non-
20 profit organizations: *Provided further*, That for-profit de-
21 velopers may apply jointly with a public entity: *Provided*
22 *further*, That for purposes of environmental review, a
23 grantee shall be treated as a public housing agency under
24 section 26 of the United States Housing Act of 1937 (42
25 U.S.C. 1437x), and grants made with amounts available

1 under this heading shall be subject to the regulations
2 issued by the Secretary to implement such section: *Pro-*
3 *vided further*, That of the amount provided under this
4 heading, not less than \$125,000,000 shall be awarded to
5 public housing agencies: *Provided further*, That such
6 grantees shall create partnerships with other local organi-
7 zations, including assisted housing owners, service agen-
8 cies, and resident organizations: *Provided further*, That
9 the Secretary shall consult with the Secretaries of Edu-
10 cation, Labor, Transportation, Health and Human Serv-
11 ices, Agriculture, and Commerce, the Attorney General,
12 and the Administrator of the Environmental Protection
13 Agency to coordinate and leverage other appropriate Fed-
14 eral resources: *Provided further*, That not more than
15 \$5,000,000 of funds made available under this heading
16 may be provided as grants to undertake comprehensive
17 local planning with input from residents and the commu-
18 nity: *Provided further*, That unobligated balances, includ-
19 ing recaptures, remaining from funds appropriated under
20 the heading “Revitalization of Severely Distressed Public
21 Housing (HOPE VI)” in fiscal year 2011 and prior fiscal
22 years may be used for purposes under this heading, not-
23 withstanding the purposes for which such amounts were
24 appropriated: *Provided further*, That the Secretary shall
25 issue the Notice of Funding Availability for funds made

1 available under this heading not later than 90 days after
2 enactment of this Act: *Provided further*, That the Sec-
3 retary shall make grant awards not later than one year
4 after the date of enactment of this Act in such amounts
5 that the Secretary determines: *Provided further*, That not-
6 withstanding section 24(o) of the United States Housing
7 Act of 1937 (42 U.S.C. 1437v(o)), the Secretary may,
8 until September 30, 2024, obligate any available unobli-
9 gated balances made available under this heading in this
10 or any prior Act.

11 SELF-SUFFICIENCY PROGRAMS

12 For activities and assistance related to Self-Suffi-
13 ciency Programs, to remain available until September 30,
14 2024, \$155,000,000: *Provided*, That the amounts made
15 available under this heading are provided as follows:

16 (1) \$105,000,000 shall be for the Family Self-
17 Sufficiency program to support family self-suffi-
18 ciency coordinators under section 23 of the United
19 States Housing Act of 1937 (42 U.S.C. 1437u), to
20 promote the development of local strategies to co-
21 ordinate the use of assistance under sections 8 and
22 9 of such Act with public and private resources, and
23 to enable eligible families to achieve economic inde-
24 pendence and self-sufficiency: *Provided*, That the
25 Secretary may, by Federal Register notice, waive or

1 specify alternative requirements for, the require-
2 ments under subsections (b)(3), (b)(4), (b)(5), or
3 (c)(1) of section 23 of such Act in order to facilitate
4 the operation of a unified self-sufficiency program
5 for individuals receiving assistance under different
6 provisions of the Act, as determined by the Sec-
7 retary: *Provided further*, That an owner or sponsor
8 of a multifamily property receiving project-based
9 rental assistance under section 8 shall be eligible to
10 receive awards from the Secretary under this para-
11 graph to support family self-sufficiency coordinators:
12 *Provided further*, That owners or sponsors of a mul-
13 tifamily property receiving project-based rental as-
14 sistance under section 8 may voluntarily make a
15 Family Self-Sufficiency program available to the as-
16 sisted tenants of such property in accordance with
17 procedures established by the Secretary: *Provided*
18 *further*, That such procedures established pursuant
19 to the preceding proviso shall permit participating
20 tenants to accrue escrow funds in accordance with
21 section 23(d)(2) and shall allow owners to use fund-
22 ing from residual receipt accounts to hire coordina-
23 tors for their own Family Self-Sufficiency program;
24 (2) \$35,000,000 shall be for the Resident Op-
25 portunity and Self-Sufficiency program to provide

1 for supportive services, service coordinators, and
2 congregate services as authorized by section 34 of
3 the United States Housing Act of 1937 (42 U.S.C.
4 1437z-6) and the Native American Housing Assist-
5 ance and Self-Determination Act of 1996 (25 U.S.C.
6 4101 et seq.); and

7 (3) \$15,000,000 shall be for a Jobs-Plus initia-
8 tive, modeled after the Jobs-Plus demonstration:
9 *Provided*, That funding provided in this paragraph
10 shall be available for competitive grants to partner-
11 ships between public housing agencies, local work-
12 force investment boards established under section
13 107 of the Workforce Innovation and Opportunity
14 Act of 2014 (29 U.S.C. 3122), and other agencies
15 and organizations that provide support to help pub-
16 lic housing residents obtain employment and in-
17 crease earnings: *Provided further*, That applicants
18 shall demonstrate the ability to provide services to
19 residents, partner with workforce investment boards,
20 and leverage service dollars: *Provided further*, That
21 the Secretary may allow public housing agencies to
22 request exemptions from rent and income limitation
23 requirements under sections 3 and 6 of the United
24 States Housing Act of 1937 (42 U.S.C. 1437a,
25 1437d), as necessary to implement the Jobs-Plus

1 program, on such terms and conditions as the Sec-
2 retary may approve upon a finding by the Secretary
3 that any such waivers or alternative requirements
4 are necessary for the effective implementation of the
5 Jobs-Plus initiative as a voluntary program for resi-
6 dents: *Provided further*, That the Secretary shall
7 publish by notice in the Federal Register any waiv-
8 ers or alternative requirements pursuant to the pre-
9 ceding proviso not later than 10 days before the ef-
10 fective date of such notice: *Provided further*, That
11 amounts made available for the Jobs-Plus initiative
12 in prior acts under the heading “Public Housing
13 Capital Fund” that remain available or are subse-
14 quently recaptured shall be transferred to this ac-
15 count and shall be available for the purposes of this
16 paragraph.

17 NATIVE AMERICAN PROGRAMS

18 (INCLUDING TRANSFER OF FUNDS)

19 For activities and assistance authorized under title
20 I of the Native American Housing Assistance and Self-
21 Determination Act of 1996 (“NAHASDA”) (25 U.S.C.
22 4111 et seq.), title I of the Housing and Community De-
23 velopment Act of 1974 (42 U.S.C. 5301 et seq.) with re-
24 spect to Indian tribes, and related training and technical
25 assistance, \$835,000,000, to remain available until Sep-

1 tember 30, 2025, unless otherwise specified: *Provided*,
2 That the amounts made available under this heading are
3 provided as follows:

4 (1) \$646,000,000 shall be for the Native Amer-
5 ican Housing Block Grants program, as authorized
6 under title I of NAHASDA: *Provided*, That, not-
7 withstanding NAHASDA, to determine the amount
8 of the allocation under title I of such Act for each
9 Indian tribe, the Secretary shall apply the formula
10 under section 302 of such Act with the need compo-
11 nent based on single-race census data and with the
12 need component based on multi-race census data,
13 and the amount of the allocation for each Indian
14 tribe shall be the greater of the two resulting alloca-
15 tion amounts: *Provided further*, That the Secretary
16 shall notify grantees of their formula allocation not
17 later 60 days after the date of enactment of this
18 Act;

19 (2) \$2,000,000 shall be for the cost of guaran-
20 teed notes and other obligations, as authorized by
21 title VI of NAHASDA: *Provided*, That such costs,
22 including the costs of modifying such notes and
23 other obligations, shall be as defined in section 502
24 of the Congressional Budget Act of 1974 (2 U.S.C.
25 661a): *Provided further*, That for fiscal year 2021,

1 the Secretary may subsidize the total principal
2 amount of any notes and other obligations, any part
3 of which is to be guaranteed, not to exceed
4 \$61,298,904: *Provided further*, That any unobligated
5 balances, including recaptures and carryover, re-
6 maining from amounts appropriated for this purpose
7 under this heading or under the heading “Native
8 American Housing Block Grants” in prior Acts may
9 be used for costs of such guaranteed notes and other
10 obligations, subject to the limitation under the pre-
11 ceding proviso on the total principal amount of such
12 notes and obligations that may be guaranteed;

13 (3) \$110,000,000 shall be for competitive
14 grants under the Native American Housing Block
15 Grants program, as authorized under title I of
16 NAHASDA: *Provided*, That the Secretary shall obli-
17 gate this additional amount for competitive grants to
18 eligible recipients authorized under NAHASDA that
19 apply for funds: *Provided further*, That in awarding
20 this additional amount, the Secretary shall consider
21 need and administrative capacity and shall give pri-
22 ority to projects that will spur construction and re-
23 habilitation: *Provided further*, That a grant funded
24 pursuant to this paragraph shall be in an amount
25 not less than \$500,000 and not greater than

1 \$10,000,000: *Provided further*, That up to 1 percent
2 of the amounts made available in this paragraph
3 may be transferred, in aggregate, to “Program Of-
4 fices—Public and Indian Housing” for necessary
5 costs of administering and overseeing the obligation
6 and expenditure of this additional amount and of ad-
7 ditional amounts made available in prior fiscal years,
8 to remain available until September 30, 2026: *Pro-*
9 *vided further*, That any amounts transferred pursu-
10 ant to the preceding proviso in prior Acts may also
11 be used for the purposes described in the preceding
12 proviso;

13 (4) \$70,000,000 shall be for grants to Indian
14 tribes for carrying out the Indian Community Devel-
15 opment Block Grant program under title I of the
16 Housing and Community Development Act of 1974,
17 notwithstanding section 106(a)(1) of such Act, of
18 which, notwithstanding any other provision of law
19 (including section 203 of this Act), up to \$4,000,000
20 may be used for emergencies that constitute immi-
21 nent threats to health and safety: *Provided*, That
22 not to exceed 20 percent of any grant made with
23 amounts made available in this paragraph shall be
24 expended for planning and management development
25 and administration: *Provided further*, That amounts

1 made available in this paragraph shall remain avail-
2 able until September 30, 2023; and

3 (5) \$7,000,000 shall be for providing training
4 and technical assistance to Indian tribes, Indian
5 housing authorities, and tribally designated housing
6 entities to support the inspection of Indian housing
7 units, for contract expertise, and for training and
8 technical assistance related to amounts made avail-
9 able under this heading and other headings in this
10 Act for the needs of Native American families and
11 Indian country: *Provided*, That of the amounts made
12 available in this paragraph, not less than \$2,000,000
13 shall be for a national organization as authorized
14 under section 703 of NAHASDA (25 U.S.C. 4212):
15 *Provided further*, That amounts made available in
16 this paragraph may be used, contracted, or com-
17 peted as determined by the Secretary: *Provided fur-*
18 *ther*, That notwithstanding chapter 63 of title 31,
19 United States Code (commonly known as the Fed-
20 eral Grant and Cooperative Agreements Act of
21 1977), the amounts made available in this para-
22 graph may be used by the Secretary to enter into co-
23 operative agreements with public and private organi-
24 zations, agencies, institutions, and other technical
25 assistance providers to support the administration of

1 negotiated rulemaking under section 106 of
2 NAHASDA (25 U.S.C. 4116), the administration of
3 the allocation formula under section 302 of
4 NAHASDA (25 U.S.C. 4152), and the administra-
5 tion of performance tracking and reporting under
6 section 407 of NAHASDA (25 U.S.C. 4167).

7 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

8 ACCOUNT

9 For the cost of guaranteed loans, as authorized by
10 section 184 of the Housing and Community Development
11 Act of 1992 (12 U.S.C. 1715z–13a), \$1,100,000, to re-
12 main available until expended: *Provided*, That such costs,
13 including the costs of modifying such loans, shall be as
14 defined in section 502 of the Congressional Budget Act
15 of 1974 (2 U.S.C. 661a): *Provided further*, That an addi-
16 tional \$500,000, to remain available until expended, shall
17 be for administrative contract expenses, including manage-
18 ment processes to carry out the loan guarantee program:
19 *Provided further*, That for fiscal year 2021, the Secretary
20 may subsidize total loan principal, any part of which is
21 to be guaranteed, up to \$1,000,000,000: *Provided further*,
22 That any unobligated balances, including recaptures and
23 carryover, remaining from amounts made available under
24 this heading in prior Acts may be used for costs of such

1 guaranteed loans, subject to the total loan principal guar-
2 antee limitation under the preceding proviso.

3 NATIVE HAWAIIAN HOUSING BLOCK GRANT

4 For the Native Hawaiian Housing Block Grant pro-
5 gram, as authorized under title VIII of the Native Amer-
6 ican Housing Assistance and Self-Determination Act of
7 1996 (25 U.S.C. 4221 et seq.), \$4,000,000, to remain
8 available until September 30, 2025: *Provided*, That not-
9 withstanding section 812(b) of such Act, the Department
10 of Hawaiian Home Lands may not invest grant amounts
11 made available under this heading in investment securities
12 and other obligations: *Provided further*, That amounts
13 made available under this heading in this and prior fiscal
14 years may be used to provide rental assistance to eligible
15 Native Hawaiian families both on and off the Hawaiian
16 Home Lands, notwithstanding any other provision of law.

17 COMMUNITY PLANNING AND DEVELOPMENT

18 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

19 For carrying out the Housing Opportunities for Per-
20 sons with AIDS program, as authorized by the AIDS
21 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
22 \$430,000,000, to remain available until September 30,
23 2022, except that amounts allocated pursuant to section
24 854(c)(5) of such Act shall remain available until Sep-
25 tember 30, 2023: *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.

9 COMMUNITY DEVELOPMENT FUND

10 For carrying out the community development block
11 grant program under title I of the Housing and Commu-
12 nity Development Act of 1974, as amended (42 U.S.C.
13 5301 et seq.)(in this heading “the Act”), \$3,525,000,000,
14 to remain available until September 30, 2023, unless oth-
15 erwise specified: *Provided*, That unless explicitly provided
16 for under this heading, not to exceed 20 percent of any
17 grant made with funds made available under this heading
18 shall be expended for planning and management develop-
19 ment and administration: *Provided further*, That a metro-
20 politan city, urban county, unit of general local govern-
21 ment, or insular area that directly or indirectly receives
22 funds under this heading may not sell, trade, or otherwise
23 transfer all or any portion of such funds to another such
24 entity in exchange for any other funds, credits, or non-
25 Federal considerations, but shall use such funds for activi-

1 ties eligible under title I of the Act: *Provided further*, That
2 notwithstanding section 105(e)(1) of the Act, no funds
3 made available under this heading may be provided to a
4 for-profit entity for an economic development project
5 under section 105(a)(17) unless such project has been
6 evaluated and selected in accordance with guidelines re-
7 quired under subsection (e)(2) of section 105: *Provided*
8 *further*, That of the total amount provided under this
9 heading, \$25,000,000 shall be for activities authorized
10 under section 8071 of the SUPPORT for Patients and
11 Communities Act (Public Law 115-271): *Provided further*,
12 That the funds allocated pursuant to the preceding proviso
13 shall not adversely affect the amount of any formula as-
14 sistance received by a State under this heading: *Provided*
15 *further*, That the Secretary shall allocate the funds for
16 such activities based on the percentages shown in Table
17 1 of the Notice establishing the funding formula published
18 in Volume 84 of the Federal Register, on page 16027
19 (April 17, 2019): *Provided further*, That the Department
20 of Housing and Urban Development shall notify grantees
21 of their formula allocation within 60 days of enactment
22 of this Act: *Provided further*, That the Office of the Chief
23 Financial Officer of the Department of Housing and
24 Urban Development and the Office of Management and
25 Budget shall submit reports and accompanying briefings

1 no less frequently than monthly, on the status of funds
2 appropriated under this heading in Public Law 115-123,
3 to include the information specified in the report accom-
4 panying this Act: *Provided further*, That, notwithstanding
5 any other provision of law, amounts made available under
6 this heading in Public Law 115-123 shall hereafter be ex-
7 empt from apportionment under chapter 15 of title 31,
8 United States Code: *Provided further*, That amounts
9 repurposed pursuant to the preceding proviso that were
10 previously designated by the Congress as an emergency
11 requirement pursuant to the Balanced Budget and Emer-
12 gency Deficit Control Act of 1985 are designated by the
13 Congress as an emergency requirement pursuant to sec-
14 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
15 gency Deficit Control Act of 1985.

16 COMMUNITY DEVELOPMENT LOAN GUARANTEES

17 PROGRAM ACCOUNT

18 Subject to section 502 of the Congressional Budget
19 Act of 1974 (2 U.S.C. 661a), during fiscal year 2021,
20 commitments to guarantee loans under section 108 of the
21 Housing and Community Development Act of 1974 (42
22 U.S.C. 5308), any part of which is guaranteed, shall not
23 exceed a total principal amount of \$300,000,000, notwith-
24 standing any aggregate limitation on outstanding obliga-
25 tions guaranteed in subsection (k) of such section 108:

1 *Provided*, That the Secretary shall collect fees from bor-
2 rowers, notwithstanding subsection (m) of such section
3 108, to result in a credit subsidy cost of zero for guaran-
4 teeing such loans, and any such fees shall be collected in
5 accordance with section 502(7) of the Congressional
6 Budget Act of 1974: *Provided further*, That such commit-
7 ment authority funded by fees may be used to guarantee,
8 or make commitments to guarantee, notes or other obliga-
9 tions issued by any State on behalf of non-entitlement
10 communities in the State in accordance with the require-
11 ments of such section 108: *Provided further*, That any
12 State receiving such a guarantee or commitment under the
13 preceding proviso shall distribute all funds subject to such
14 guarantee to the units of general local government in non-
15 entitlement areas that received the commitment.

16 HOME INVESTMENT PARTNERSHIPS PROGRAM

17 For the HOME Investment Partnerships program, as
18 authorized under title II of the Cranston-Gonzalez Na-
19 tional Affordable Housing Act, as amended (42 U.S.C.
20 12721 et seq.), \$1,700,000,000, to remain available until
21 September 30, 2024: *Provided*, That notwithstanding the
22 amount made available under this heading, the threshold
23 reduction requirements in sections 216(10) and 217(b)(4)
24 of such Act shall not apply to allocations of such amount:
25 *Provided further*, That the Department shall notify grant-

1 ees of their formula allocations within 60 days after enact-
2 ment of this Act: *Provided further*, That section 218(g)
3 of such Act (42 U.S.C. 12748(g)) shall not apply with re-
4 spect to the right of a jurisdiction to draw funds from
5 its HOME Investment Trust Fund that otherwise expired
6 or would expire in 2016, 2017, 2018, 2019, 2020, 2021,
7 2022, or 2023 under that section: *Provided further*, That
8 section 231(b) of such Act (42 U.S.C. 12771(b)) shall not
9 apply to any uninvested funds that otherwise were de-
10 ducted or would be deducted from the line of credit in
11 the participating jurisdiction's HOME Investment Trust
12 Fund in 2018, 2019, 2020, 2021, 2022, or 2023 under
13 that section.

14 SELF-HELP AND ASSISTED HOMEOWNERSHIP

15 OPPORTUNITY PROGRAM

16 For the Self-Help and Assisted Homeownership Op-
17 portunity Program, as authorized under section 11 of the
18 Housing Opportunity Program Extension Act of 1996 (42
19 U.S.C. 12805 note), \$60,000,000, to remain available
20 until September 30, 2023: *Provided*, That of the total
21 amount made available under this heading, \$10,000,000
22 shall be for the Self-Help Homeownership Opportunity
23 Program as authorized under such section 11: *Provided*
24 *further*, That of the total amount made available under
25 this heading, \$45,000,000 shall be for the second, third,

1 and fourth capacity building entities specified in section
2 4(a) of the HUD Demonstration Act of 1993 (42 U.S.C.
3 9816 note), of which not less than \$5,000,000 shall be
4 for rural capacity building activities: *Provided further*,
5 That of the total amount made available under this head-
6 ing, \$5,000,000 shall be for capacity building by national
7 rural housing organizations having experience assessing
8 national rural conditions and providing financing, train-
9 ing, technical assistance, information, and research to
10 local nonprofit organizations, local governments, and In-
11 dian Tribes serving high need rural communities.

12 HOMELESS ASSISTANCE GRANTS

13 For assistance under title IV of the McKinney-Vento
14 Homeless Assistance Act (42 U.S.C. 11360 et seq.),
15 \$3,415,000,000, to remain available until September 30,
16 2023: *Provided*, That of the amounts made available
17 under this heading—

18 (1) not less than \$290,000,000 shall be for the
19 Emergency Solutions Grants program authorized
20 under subtitle B of such title IV (42 U.S.C. 11371
21 et seq.): *Provided further*, That the Department shall
22 notify grantees of their formula allocation from
23 amounts allocated (which may represent initial or
24 final amounts allocated) for the Emergency Solu-

1 tions Grant program not later than 60 days after
2 enactment of this Act;

3 (2) not less than \$2,586,000,000 shall be for
4 the Continuum of Care program authorized under
5 subtitle C of such title IV (42 U.S.C. 11381 et seq.)
6 and the Rural Housing Stability Assistance pro-
7 grams authorized under subtitle D of such title IV
8 (42 U.S.C. 11408): *Provided further*, That the Sec-
9 retary shall prioritize funding under the Continuum
10 of Care program to continuums of care that have
11 demonstrated a capacity to reallocate funding from
12 lower performing projects to higher performing
13 projects: *Provided further*, That the Secretary shall
14 provide incentives to create projects that coordinate
15 with housing providers and healthcare organizations
16 to provide permanent supportive housing and rapid
17 re-housing services: *Provided further*, That amounts
18 made available for the Continuum of Care program
19 under this heading in this and prior Acts may be
20 used to competitively or non-competitively renew or
21 replace grants for youth homeless demonstration
22 projects under the Continuum of Care program, not-
23 withstanding any conflict with the requirements of
24 the Continuum of Care program;

1 (3) up to \$75,000,000 shall be for grants for
2 rapid re-housing projects and supportive service
3 projects providing coordinated entry, and for eligible
4 activities the Secretary determines to be critical in
5 order to assist survivors of domestic violence, dating
6 violence, sexual assault, or stalking, except that the
7 Secretary may make additional grants for such
8 projects and purposes from amounts made available
9 for such Continuum of Care program: *Provided fur-*
10 *ther,* That such projects shall be eligible for renewal
11 under the Continuum of Care program subject to
12 the same terms and conditions as other renewal ap-
13 plicants;

14 (4) up to \$7,000,000 shall be for the national
15 homeless data analysis project;

16 (5) up to \$82,000,000 shall be for grants for
17 projects awarded to communities for the purpose of
18 providing housing and services to unaccompanied
19 youth who are homeless, as defined in section
20 103(a)(6) of the McKinney-Vento Homeless Assist-
21 ance Act (42 U.S.C. 11302(a)(6)) or any other Fed-
22 eral statute, except that the Secretary may make ad-
23 ditional grants for such projects and purposes from
24 amounts made available for such Continuum of Care
25 program;

1 (6) up to \$70,000,000 shall be for Youth
2 Homelessness Systems Planning Grants to support
3 Continuum of Care communities in modernizing
4 youth homelessness responses through systems
5 change and capacity building:

6 (7) up to \$10,000,000 shall be for providing
7 technical assistance on improving system responses
8 to youth homelessness and collection, analysis, use,
9 and reporting of data and performance measures
10 under the comprehensive approaches to serve home-
11 less youth, in addition to and in coordination with
12 other technical assistance funds provided under this
13 title;

14 (8) \$250,000,000 shall be for projects to reduce
15 unsheltered homelessness: *Provided further*, That in
16 making awards with the amounts provided in this
17 paragraph, the Secretary shall give priority to
18 projects located in areas with high numbers or rates
19 of unsheltered homeless or high rates of increase in
20 the number of unsheltered homeless: *Provided fur-*
21 *ther*, That the Secretary shall provide incentives to
22 establish projects that coordinate with housing pro-
23 viders, healthcare organizations and social service
24 providers to reduce unsheltered homelessness: *Pro-*
25 *vided further*, That none of the funds provided in

1 this paragraph may be used to require people experi-
2 encing homelessness to receive treatment or perform
3 any other prerequisite activities as a condition for
4 receiving shelter, housing or other services;

5 (9) \$25,000,000 shall be for competitive grants
6 to nonprofit or governmental entities to provide legal
7 assistance (including assistance related to pretrial
8 activities, trial activities, post-trial activities and al-
9 ternative dispute resolution) at no cost to eligible
10 low-income tenants at risk of or subject to eviction:
11 *Provided further*, That in awarding grants under the
12 preceding proviso, the Secretary shall give preference
13 to applicants that will use funds to provide services
14 for residents of census tracts with high rates of evic-
15 tion, have experience providing no-cost legal assist-
16 ance to low-income individuals, including those with
17 limited English proficiency or disabilities, and have
18 sufficient capacity to administer such assistance:
19 *Provided further*, That the Secretary shall ensure, to
20 the extent practicable, that the proportion of eligible
21 tenants living in rural areas who will receive legal
22 assistance with grants funds made available under
23 this section is not less than the overall proportion of
24 eligible tenants who live in rural areas; and

1 (10) \$20,000,000 shall be for providing tech-
2 nical assistance as authorized under section 405 of
3 the McKinney-Vento Homeless Assistance Act (42
4 U.S.C. 11361b):

5 *Provided further*, That youth aged 24 and under seeking
6 assistance under this heading shall not be required to pro-
7 vide third party documentation to establish their eligibility
8 under subsection (a) or (b) of section 103 of the McKin-
9 ney-Vento Homeless Assistance Act (42 U.S.C. 11302) to
10 receive services: *Provided further*, That unaccompanied
11 youth aged 24 and under or families headed by youth aged
12 24 and under who are living in unsafe situations may be
13 served by youth-serving providers funded under this head-
14 ing: *Provided further*, That for all matching funds require-
15 ments applicable to funds made available under this head-
16 ing for this fiscal year and prior fiscal years, a grantee
17 may use (or could have used) as a source of match funds
18 other funds administered by the Secretary and other Fed-
19 eral agencies unless there is (or was) a specific statutory
20 prohibition on any such use of any such funds: *Provided*
21 *further*, That none of the funds made available under this
22 heading shall be available to provide funding for new
23 projects, except for projects created through reallocation,
24 unless the Secretary determines that the Continuum of
25 Care has demonstrated that projects are evaluated and

1 ranked based on the degree to which they improve the
2 Continuum of Care's system performance: *Provided fur-*
3 *ther*, That any unobligated amounts remaining from funds
4 made available under this heading in fiscal year 2012 and
5 prior years for project-based rental assistance for rehabili-
6 tation projects with 10-year grant terms may be used for
7 purposes under this heading, notwithstanding the pur-
8 poses for which such funds were appropriated: *Provided*
9 *further*, That all balances for Shelter Plus Care renewals
10 previously funded from the Shelter Plus Care Renewal ac-
11 count and transferred to this account shall be available,
12 if recaptured, for Continuum of Care renewals in fiscal
13 year 2021: *Provided further*, That when awarding funds
14 under the Continuum of Care program, the Secretary shall
15 not deviate from the Fiscal Year 2018 Notice of Funding
16 Availability with respect to the tier 2 funding process, the
17 Continuum of Care application scoring, and, for new
18 projects, the project quality threshold requirements, ex-
19 cept as otherwise provided under this Act or as necessary
20 to award all available funds or consider the most recent
21 data from each Continuum of Care: *Provided further*, That
22 unobligated balances, including recaptures and carryover,
23 remaining from funds transferred to or appropriated
24 under this heading shall be available for the current pur-

1 poses authorized under this heading in addition to the pur-
2 poses for which such funds originally were appropriated.

3 HOUSING PROGRAMS

4 PROJECT-BASED RENTAL ASSISTANCE

5 For activities and assistance for the provision of
6 project-based subsidy contracts under the United States
7 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (in this
8 heading “the Act”), not otherwise provided for,
9 \$13,051,000,000, to remain available until expended,
10 which shall be available on October 1, 2020 (in addition
11 to the \$400,000,000 previously appropriated under this
12 heading that became available October 1, 2020), and
13 \$400,000,000, to remain available until expended, which
14 shall be available on October 1, 2021: *Provided*, That the
15 amounts made available under this heading shall be for
16 expiring or terminating section 8 project-based subsidy
17 contracts (including section 8 moderate rehabilitation con-
18 tracts), for amendments to section 8 project-based subsidy
19 contracts (including section 8 moderate rehabilitation con-
20 tracts), for contracts entered into pursuant to section 441
21 of the McKinney-Vento Homeless Assistance Act (42
22 U.S.C. 11401), for renewal of section 8 contracts for units
23 in projects that are subject to approved plans of action
24 under the Emergency Low Income Housing Preservation
25 Act of 1987 or the Low-Income Housing Preservation and

1 Resident Homeownership Act of 1990, and for administra-
2 tive and other expenses associated with project-based ac-
3 tivities and assistance funded under this heading: *Provided*
4 *further*, That of the total amounts made available under
5 this heading, not to exceed \$350,000,000 shall be for per-
6 formance-based contract administrators or contractors for
7 section 8 project-based assistance, as such term is defined
8 in subsection (f) of such section: *Provided further*, That
9 the Secretary may also use such amounts provided in the
10 preceding proviso for performance-based contract adminis-
11 trators or contractors for the administration of: (1) inter-
12 est reduction payments pursuant to section 236(a) of the
13 National Housing Act (12 U.S.C. 1715z-1(a)); (2) rent
14 supplement payments pursuant to section 101 of the
15 Housing and Urban Development Act of 1965 (12 U.S.C.
16 1701s); (3) rental assistance payments under section
17 236(f)(2) of the National Housing Act (12 U.S.C. 1715z-
18 1(f)(2)); (4) project rental assistance contracts for hous-
19 ing for the elderly under section 202(c)(2) of the Housing
20 Act of 1959 (12 U.S.C. 1701(c)(2)); (5) project rental as-
21 sistance contracts for supportive housing for persons with
22 disabilities under section 811(d)(2) of the Cranston-Gon-
23 zalez National Affordable Housing Act (42 U.S.C.
24 8013(d)(2)); (6) project assistance contracts pursuant to
25 section 202(h) of the Housing Act of 1959 (12 U.S.C.

1 1701q(h)); and (7) loans under section 202 of the Housing
2 Act of 1959 (12 U.S.C. 1701q): *Provided further*, That
3 amounts recaptured under this heading, the heading “An-
4 nual Contributions for Assisted Housing”, or the heading
5 “Housing Certificate Fund”, may be used for renewals of
6 or amendments to section 8 project-based assistance con-
7 tracts or for performance-based contract administrators or
8 contractors, notwithstanding the purposes for which such
9 amounts were appropriated: *Provided further*, That, not-
10 withstanding any other provision of law, upon the request
11 of the Secretary, project funds that are held in residual
12 receipts accounts for any project subject to a section 8
13 project-based Housing Assistance Payments contract that
14 authorizes the Department or a housing finance agency
15 to require that surplus project funds be deposited in an
16 interest-bearing residual receipts account and that are in
17 excess of an amount to be determined by the Secretary,
18 shall be recaptured for use under this heading and shall
19 be available until expended.

20 HOUSING FOR THE ELDERLY

21 For capital advances, including amendments to cap-
22 ital advance contracts, for housing for the elderly, as au-
23 thorized by section 202 of the Housing Act of 1959 (12
24 U.S.C. 1701q), for project rental assistance for the elderly
25 under section 202(c)(2) of such Act, including amend-

1 ments to contracts for such assistance and renewal of ex-
2 piring contracts for such assistance for up to a 1-year
3 term, for senior preservation rental assistance contracts,
4 including renewals, as authorized by section 811(e) of the
5 American Homeownership and Economic Opportunity Act
6 of 2000 (12 U.S.C. 1701q note), and for supportive serv-
7 ices associated with the housing, \$893,000,000 to remain
8 available until September 30, 2024: *Provided*, That of the
9 amount made available under this heading, up to
10 \$110,000,000 shall be for service coordinators and the
11 continuation of existing congregate service grants for resi-
12 dents of assisted housing projects: *Provided further*, That
13 amounts made available under this heading shall be avail-
14 able for Real Estate Assessment Center inspections and
15 inspection-related activities associated with section 202
16 projects: *Provided further*, That the Secretary may waive
17 the provisions of section 202 governing the terms and con-
18 ditions of project rental assistance, except that the initial
19 contract term for such assistance shall not exceed 5 years
20 in duration: *Provided further*, That upon request of the
21 Secretary, project funds that are held in residual receipts
22 accounts for any project subject to a section 202 project
23 rental assistance contract, and that upon termination of
24 such contract are in excess of an amount to be determined
25 by the Secretary, shall be recaptured for use for the pur-

1 poses authorized under this heading and shall remain
2 available until September 30, 2024: *Provided further*, That
3 unobligated balances, including recaptures and carryover,
4 remaining from funds transferred to or made available
5 under this heading shall be available for the purposes au-
6 thorized under this heading in addition to the purposes
7 for which such funds originally were appropriated: *Pro-*
8 *vided further*, That of the total amount made available
9 under this heading, up to \$14,000,000 shall be used by
10 the Secretary to continue demonstration programs to test
11 housing with services models for the elderly that dem-
12 onstrate the potential to delay or avoid the need for nurs-
13 ing home care: *Provided further*, That of the total amount
14 made available under this heading, up to \$10,000,000
15 shall be used to expand the supply of intergenerational
16 dwelling units (as such term is defined in section 202 of
17 the Legacy Act of 2003 (12 U.S.C. 1701q note)) for elder-
18 ly caregivers raising children.

19 HOUSING FOR PERSONS WITH DISABILITIES

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

1 811(d)(2) of such Act, for project assistance contracts
2 pursuant to subsection (h) of section 202 of the Housing
3 Act of 1959, as added by section 205(a) of the Housing
4 and Community Development Amendments of 1978 (Pub-
5 lic Law 95-557: 92 Stat. 2090), including amendments to
6 contracts for such assistance and renewal of expiring con-
7 tracts for such assistance for up to a 1-year term, for
8 project rental assistance to State housing finance agencies
9 and other appropriate entities as authorized under section
10 811(b)(3) of the Cranston-Gonzalez National Affordable
11 Housing Act, and for supportive services associated with
12 the housing for persons with disabilities as authorized by
13 section 811(b)(1) of such Act, \$227,000,000, to remain
14 available until September 30, 2024: *Provided*, That
15 amounts made available under this heading shall be avail-
16 able for Real Estate Assessment Center inspections and
17 inspection-related activities associated with section 811
18 projects: *Provided further*, That, upon the request of the
19 Secretary, project funds that are held in residual receipts
20 accounts for any project subject to a section 811 project
21 rental assistance contract, and that upon termination of
22 such contract are in excess of an amount to be determined
23 by the Secretary, shall be recaptured for use for the pur-
24 poses authorized under this heading and shall remain
25 available until September 30, 2024: *Provided further*, That

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

6 HOUSING COUNSELING ASSISTANCE

7 For contracts, grants, and other assistance, excluding
8 loans, as authorized under section 106 of the Housing and
9 Urban Development Act of 1968 (12 U.S.C. 1701x),
10 \$75,000,000, to remain available until September 30,
11 2022, of which up to \$4,500,000 shall be for administra-
12 tive contract services: *Provided*, That grants using
13 amounts made available under this heading shall be
14 awarded within 180 days of enactment of this Act: *Pro-*
15 *vided further*, That funds shall be used for providing coun-
16 seling and advice to tenants and homeowners, current and
17 prospective, with respect to property maintenance, finan-
18 cial management and literacy, foreclosure and eviction
19 mitigation, and such other matters as may be appropriate
20 to assist them in improving their housing conditions, meet-
21 ing their financial needs, and fulfilling the responsibilities
22 of tenancy or homeownership; for program administration;
23 and for housing counselor training: *Provided further*, That
24 amounts made available under this heading may be used
25 to purchase equipment and technology to deliver services

1 through use of the Internet or other electronic or virtual
2 means in response to the public health emergency related
3 to the Coronavirus Disease 2019 (COVID-19) pandemic:
4 *Provided further*, That for purposes of providing such
5 grants from amounts made available under this heading,
6 the Secretary may enter into multiyear agreements, as ap-
7 propriate, subject to the availability of annual appropria-
8 tions.

9 PAYMENT TO MANUFACTURED HOUSING FEES TRUST
10 FUND

11 For necessary expenses as authorized by the National
12 Manufactured Housing Construction and Safety Stand-
13 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to
14 \$13,000,000, to remain available until expended, of which
15 \$13,000,000 shall be derived from the Manufactured
16 Housing Fees Trust Fund (established under section
17 620(e) of such Act (42 U.S.C. 5419(e)): *Provided*, That
18 not to exceed the total amount appropriated under this
19 heading shall be available from the general fund of the
20 Treasury to the extent necessary to incur obligations and
21 make expenditures pending the receipt of collections to the
22 Fund pursuant to section 620 of such Act: *Provided fur-*
23 *ther*, That the amount made available under this heading
24 from the general fund shall be reduced as such collections
25 are received during fiscal year 2021 so as to result in a

1 final fiscal year 2021 appropriation from the general fund
2 estimated at zero, and fees pursuant to such section 620
3 shall be modified as necessary to ensure such a final fiscal
4 year 2021 appropriation: *Provided further*, That the Sec-
5 retary shall issue a final rule to complete rulemaking initi-
6 ated by the proposed rule entitled “Manufactured Housing
7 Program: Minimum Payments to the States” published in
8 the Federal Register on December 16, 2016 (81 Fed. Reg.
9 91083): *Provided further*, That for the dispute resolution
10 and installation programs, the Secretary may assess and
11 collect fees from any program participant: *Provided fur-*
12 *ther*, That such collections shall be deposited into the
13 Trust Fund, and the Secretary, as provided herein, may
14 use such collections, as well as fees collected under section
15 620 of such Act, for necessary expenses of such Act: *Pro-*
16 *vided further*, That, notwithstanding the requirements of
17 section 620 of such Act, the Secretary may carry out re-
18 sponsibilities of the Secretary under such Act through the
19 use of approved service providers that are paid directly
20 by the recipients of their services.

21 FEDERAL HOUSING ADMINISTRATION
22 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT
23 New commitments to guarantee single family loans
24 insured under the Mutual Mortgage Insurance Fund (es-
25 tablished under section 202(a) of the National Housing

1 Act (12 U.S.C. 1708(a)) shall not exceed
2 \$400,000,000,000 in aggregate loan principal, to remain
3 available until September 30, 2022: *Provided*, That during
4 fiscal year 2021, obligations to make direct loans to carry
5 out the purposes of section 204(g) of the National Hous-
6 ing Act (12 U.S.C. 1710(g)) shall not exceed \$1,000,000:
7 *Provided further*, That the amount in the preceding pro-
8 viso shall be for loans to nonprofit and governmental enti-
9 ties in connection with sales of single family real prop-
10 erties owned by the Secretary and formerly insured under
11 the Mutual Mortgage Insurance Fund: *Provided further*,
12 That for administrative contract expenses of the Federal
13 Housing Administration, \$130,000,000, to remain avail-
14 able until September 30, 2022: *Provided further*, That to
15 the extent guaranteed loan commitments exceed
16 \$200,000,000,000 on or before April 1, 2021, an addi-
17 tional \$1,400 for administrative contract expenses shall be
18 available for each \$1,000,000 in additional guaranteed
19 loan commitments (including a pro rata amount for any
20 amount below \$1,000,000), but in no case shall funds
21 made available by this proviso exceed \$30,000,000: *Pro-*
22 *vided further*, That notwithstanding the limitation in the
23 first sentence of section 255(g) of the National Housing
24 Act (12 U.S.C. 1715z-20(g)), during fiscal year 2021 the
25 Secretary may insure and enter into new commitments to

1 insure mortgages under section 255 of such Act only to
2 the extent that the net credit subsidy cost for such insur-
3 ance does not exceed zero: *Provided further*, That for fiscal
4 year 2021, the Secretary shall not take any action against
5 a lender solely on the basis of compare ratios that have
6 been adversely affected by defaults on mortgages secured
7 by properties in areas where a major disaster was declared
8 in 2017 or 2018 pursuant to the Robert T. Stafford Dis-
9 aster Relief and Emergency Assistance Act (42 U.S.C.
10 5121 et seq.).

11 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

12 New commitments to guarantee loans insured under
13 the General and Special Risk Insurance Funds, as author-
14 ized by sections 238 and 519 of the National Housing Act
15 (12 U.S.C. 1715z-3 and 1735c), shall not exceed
16 \$30,000,000,000 in aggregate loan principal, any part of
17 which is to be guaranteed, to remain available until Sep-
18 tember 30, 2022: *Provided*, That during fiscal year 2021,
19 gross obligations for the principal amount of direct loans,
20 as authorized by sections 204(g), 207(l), 238, and 519(a)
21 of the National Housing Act, shall not exceed \$1,000,000,
22 which shall be for loans to nonprofit and governmental en-
23 tities in connection with the sale of single family real prop-
24 erties owned by the Secretary and formerly insured under
25 such Act.

1 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
2 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
3 GUARANTEE PROGRAM ACCOUNT

4 New commitments to issue guarantees to carry out
5 the purposes of section 306(g) of the National Housing
6 Act, as amended (12 U.S.C. 1721(g)), shall not exceed
7 \$1,500,000,000,000 in aggregate principal, to remain
8 available until September 30, 2022: *Provided*, That
9 \$55,500,000, to remain available until September 30,
10 2022, shall be for necessary salaries and expenses of the
11 Office of Government National Mortgage Association: *Pro-*
12 *vided further*, That to the extent that guaranteed loan
13 commitments exceed \$155,000,000,000 on or before April
14 1, 2021, an additional \$100 for necessary salaries and ex-
15 penses shall be available until expended for each
16 \$1,000,000 in additional guaranteed loan commitments
17 (including a pro rata amount for any amount below
18 \$1,000,000), but in no case shall funds made available by
19 this proviso exceed \$3,000,000: *Provided further*, That re-
20 ceipts from Commitment and Multiclass fees collected pur-
21 suant to title III of the National Housing Act (12 U.S.C.
22 1716 et seq.) shall be credited as offsetting collections to
23 this account.

1 POLICY DEVELOPMENT AND RESEARCH

2 RESEARCH AND TECHNOLOGY

3 For contracts, grants, and necessary expenses of pro-
4 grams of research and studies relating to housing and
5 urban problems, not otherwise provided for, as authorized
6 by title V of the Housing and Urban Development Act
7 of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying
8 out the functions of the Secretary of Housing and Urban
9 Development under section 1(a)(1)(i) of Reorganization
10 Plan No. 2 of 1968, and for technical assistance,
11 \$118,000,000, to remain available until September 30,
12 2022: *Provided*, That with respect to amounts made avail-
13 able under this heading, notwithstanding section 203 of
14 this title, the Secretary may enter into cooperative agree-
15 ments with philanthropic entities, other Federal agencies,
16 State or local governments and their agencies, Indian
17 tribes, tribally designated housing entities, or colleges or
18 universities for research projects: *Provided further*, That
19 with respect to the preceding proviso, such partners to the
20 cooperative agreements shall contribute at least a 50 per-
21 cent match toward the cost of the project: *Provided fur-*
22 *ther*, That for non-competitive agreements entered into in
23 accordance with the preceding two provisos, the Secretary
24 shall comply with section 2(b) of the Federal Funding Ac-
25 countability and Transparency Act of 2006 (Public Law

1 109-282, 31 U.S.C. note) in lieu of compliance with sec-
2 tion 102(a)(4)(C) of the Department of Housing and
3 Urban Development Reform Act of 1989 (42 U.S.C.
4 3545(a)(4)(C)) with respect to documentation of award
5 decisions: *Provided further*, That prior to obligation of
6 technical assistance funding, the Secretary shall submit a
7 plan to the House and Senate Committees on Appropria-
8 tions on how the Secretary will allocate funding for this
9 activity at least 30 days prior to obligation: *Provided fur-*
10 *ther*, That none of the funds provided under this heading
11 may be available for the doctoral dissertation research
12 grant program.

13 FAIR HOUSING AND EQUAL OPPORTUNITY

14 FAIR HOUSING ACTIVITIES

15 For contracts, grants, and other assistance, not oth-
16 erwise provided for, as authorized by title VIII of the Civil
17 Rights Act of 1968 (42 U.S.C. 3601 et seq.), and section
18 561 of the Housing and Community Development Act of
19 1987 (42 U.S.C. 3616a), \$80,300,000, to remain available
20 until September 30, 2022: *Provided*, That grants from
21 amounts made available under this heading shall be
22 awarded not later than 180 days after enactment of this
23 Act: *Provided further*, That notwithstanding section 3302
24 of title 31, United States Code, the Secretary may assess
25 and collect fees to cover the costs of the Fair Housing

1 Training Academy, and may use such funds to develop on-
2 line courses and provide such training: *Provided further*,
3 That none of the funds made available under this heading
4 may be used to lobby the executive or legislative branches
5 of the Federal Government in connection with a specific
6 contract, grant, or loan: *Provided further*, That of the
7 funds made available under this heading, \$350,000 shall
8 be available to the Secretary for the creation and pro-
9 motion of translated materials and other programs that
10 support the assistance of persons with limited English pro-
11 ficiency in utilizing the services provided by the Depart-
12 ment of Housing and Urban Development.

13 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

14 HOMES

15 LEAD HAZARD REDUCTION

16 (INCLUDING TRANSFER OF FUNDS)

17 For the Lead Hazard Reduction Program, as author-
18 ized by section 1011 of the Residential Lead-Based Paint
19 Hazard Reduction Act of 1992 (42 U.S.C. 4852),
20 \$340,000,000, to remain available until September 30,
21 2023, of which \$70,000,000 shall be for the Healthy
22 Homes Initiative, pursuant to sections 501 and 502 of the
23 Housing and Urban Development Act of 1970 (42 U.S.C.
24 1701z-1, 1701z-2), which shall include research, studies,
25 testing, and demonstration efforts, including education

1 and outreach concerning lead-based paint poisoning and
2 other housing related diseases and hazards: *Provided*,
3 That for purposes of environmental review, pursuant to
4 the National Environmental Policy Act of 1969 (42 U.S.C.
5 4321 et seq.) and other provisions of law that further the
6 purposes of such Act, a grant under the Healthy Homes
7 Initiative, or the Lead Technical Studies program under
8 this heading or under prior appropriations Acts for such
9 purposes under this heading, shall be considered to be
10 funds for a special project for purposes of section 305(c)
11 of the Multifamily Housing Property Disposition Reform
12 Act of 1994 (42 U.S.C. 3547(c)): *Provided further*, That
13 not less than \$95,000,000 of the amounts made available
14 under this heading for the award of grants pursuant to
15 section 1011 of the Residential Lead-Based Paint Hazard
16 Reduction Act of 1992 shall be provided to areas with the
17 highest lead-based paint abatement needs: *Provided fur-*
18 *ther*, That of the amounts made available for the Healthy
19 Homes Initiative, \$5,000,000 shall be for the implementa-
20 tion of projects in up to 5 communities that are served
21 by both the Healthy Homes Initiative and the Department
22 of Energy Weatherization Assistance Program to dem-
23 onstrate whether the coordination of Healthy Homes re-
24 mediation activities with weatherization activities achieves
25 cost savings and better outcomes in improving the safety

1 and quality of homes: *Provided further*, That \$30,000,000
2 of the amounts made available under this heading shall
3 be for a lead risk assessment demonstration for public
4 housing agencies to conduct lead hazard screenings or lead
5 risk assessments during housing quality standards inspec-
6 tions of units in which a family receiving assistance under
7 section 8(o) of the U.S. Housing Act of 1937 (42 U.S.C.
8 1437f(o)) resides or expects to reside, and has or expects
9 to have a child under age 6 residing in the unit, while
10 preserving rental housing availability and affordability:
11 *Provided further*, That each applicant shall certify ade-
12 quate capacity that is acceptable to the Secretary to carry
13 out the proposed use of funds pursuant to a notice of
14 funding availability: *Provided further*, That amounts made
15 available under this heading in this or prior appropriations
16 Acts, still remaining available, may be used for any pur-
17 pose under this heading notwithstanding the purpose for
18 which such amounts were appropriated if a program com-
19 petition is undersubscribed and there are other program
20 competitions under this heading that are oversubscribed:
21 *Provided further*, That up to \$2,000,000 of the amounts
22 made available under this heading may be transferred to
23 the heading “Policy Development and Research” for the
24 purposes of conducting research and studies and for use

1 in accordance with the provisos under that heading for
2 non-competitive agreements.

3 CYBERSECURITY AND INFORMATION TECHNOLOGY FUND
4 (INCLUDING TRANSFER OF FUNDS)

5 For the mitigation against the exploitation of infor-
6 mation technology systems and personal identifiable infor-
7 mation and for the development, modernization, and en-
8 hancement of, modifications to, and infrastructure for De-
9 partment-wide and program-specific information tech-
10 nology systems, for the continuing operation and mainte-
11 nance of both Department-wide and program-specific in-
12 formation systems, and for program-related maintenance
13 activities, \$293,000,000, of which \$269,800,000 shall re-
14 main available until September 30, 2022, \$20,000,000
15 shall remain available until September 30, 2023, and
16 \$3,200,000 shall remain available until September 30,
17 2024: *Provided*, That any amounts transferred to this
18 Fund under this Act shall remain available until expended:
19 *Provided further*, That any amounts transferred to this
20 Fund from amounts appropriated by previously enacted
21 appropriations Acts may be used for the purposes specified
22 under this Fund, in addition to any other information
23 technology purposes for which such amounts were appro-
24 priated: *Provided further*, That not more than 10 percent
25 of the funds made available under this heading for devel-

1 opment, modernization and enhancement may be obligated
2 until the Secretary submits a performance plan to the
3 House and Senate Committees on Appropriations for ap-
4 proval.

5 OFFICE OF INSPECTOR GENERAL

6 For necessary salaries and expenses of the Office of
7 Inspector General in carrying out the Inspector General
8 Act of 1978, as amended, \$145,514,000: *Provided*, That
9 the Inspector General shall have independent authority
10 over all personnel issues within this office.

11 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND

12 URBAN DEVELOPMENT

13 (INCLUDING TRANSFER OF FUNDS)

14 (INCLUDING RESCISSIONS)

15 SEC. 201. Fifty percent of the amounts of budget au-
16 thority, or in lieu thereof 50 percent of the cash amounts
17 associated with such budget authority, that are recaptured
18 from projects described in section 1012(a) of the Stewart
19 B. McKinney Homeless Assistance Amendments Act of
20 1988 (42 U.S.C. 1437f note) shall be rescinded or in the
21 case of cash, shall be remitted to the Treasury, and such
22 amounts of budget authority or cash recaptured and not
23 rescinded or remitted to the Treasury shall be used by
24 State housing finance agencies or local governments or
25 local housing agencies with projects approved by the Sec-

1 retary of Housing and Urban Development for which set-
2 tlement occurred after January 1, 1992, in accordance
3 with such section. Notwithstanding the previous sentence,
4 the Secretary may award up to 15 percent of the budget
5 authority or cash recaptured and not rescinded or remitted
6 to the Treasury to provide project owners with incentives
7 to refinance their project at a lower interest rate.

8 SEC. 202. None of the funds made available by this
9 Act may be used during fiscal year 2021 to investigate
10 or prosecute under the Fair Housing Act any otherwise
11 lawful activity engaged in by one or more persons, includ-
12 ing the filing or maintaining of a nonfrivolous legal action,
13 that is engaged in solely for the purpose of achieving or
14 preventing action by a Government official or entity, or
15 a court of competent jurisdiction.

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

22 SEC. 204. Funds of the Department of Housing and
23 Urban Development subject to chapter 91 of title 31,
24 United States Code, commonly known as the Government
25 Corporation Control Act, shall be available, without regard

1 to the limitations on administrative expenses, for legal
2 services on a contract or fee basis, and for utilizing and
3 making payment for services and facilities of the Federal
4 National Mortgage Association, Government National
5 Mortgage Association, Federal Home Loan Mortgage Cor-
6 poration, Federal Financing Bank, Federal Reserve banks
7 or any member thereof, Federal Home Loan banks, and
8 any insured bank within the meaning of the Federal De-
9 posit Insurance Act (12 U.S.C. 1811 et seq.).

10 SEC. 205. Unless otherwise provided for in this Act
11 or through a reprogramming of funds, no part of any ap-
12 propriation for the Department of Housing and Urban
13 Development shall be available for any program, project
14 or activity in excess of amounts set forth in the budget
15 estimates submitted to Congress.

16 SEC. 206. Corporations and agencies of the Depart-
17 ment of Housing and Urban Development that are subject
18 to chapter 91 of title 31, United States Code, commonly
19 known as the Government Corporation Control Act, are
20 hereby authorized to make such expenditures, within the
21 limits of funds and borrowing authority available to each
22 such corporation or agency and in accordance with law,
23 and to make such contracts and commitments without re-
24 gard to fiscal year limitations as provided by section 9104
25 of title 31 as may be necessary in carrying out the pro-

1 grams set forth in the budget for 2021 for such corpora-
2 tion or agency except as hereinafter provided: *Provided,*
3 That collections of these corporations and agencies may
4 be used for new loan or mortgage purchase commitments
5 only to the extent expressly provided for in this Act (unless
6 such loans are in support of other forms of assistance pro-
7 vided for in this or prior appropriations Acts), except that
8 this proviso shall not apply to the mortgage insurance or
9 guaranty operations of such corporations, or to loans or
10 mortgage purchases that are necessary to protect the fi-
11 nancial interest of the United States Government.

12 SEC. 207. The Secretary shall provide quarterly re-
13 ports to the House and Senate Committees on Appropria-
14 tions regarding all uncommitted, unobligated, recaptured
15 and excess funds in each program and activity within the
16 jurisdiction of the Department and shall submit addi-
17 tional, updated budget information to these Committees
18 upon request.

19 SEC. 208. None of the funds made available by this
20 title may be used for an audit of the Government National
21 Mortgage Association that makes applicable requirements
22 under the Federal Credit Reform Act of 1990 (2 U.S.C.
23 661 et seq.).

24 SEC. 209. (a) Notwithstanding any other provision
25 of law, subject to the conditions under this section, for

1 fiscal years 2021 and 2022, the Secretary may authorize
2 the transfer of some or all project-based assistance, debt
3 held or insured by the Secretary and statutorily required
4 low-income and very low-income use restrictions if any, as-
5 sociated with one or more multifamily housing project or
6 projects to another multifamily housing project or
7 projects.

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

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

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

18 (A) For occupied units in the transferring
19 project, the number of low-income and very low-
20 income units and the configuration (i.e., bed-
21 room size) provided by the transferring project
22 shall be no less than when transferred to the re-
23 ceiving project or projects and the net dollar
24 amount of Federal assistance provided to the

1 transferring project shall remain the same in
2 the receiving project or projects.

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

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

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

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

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

1 projects until new units in the receiving project are
2 available for occupancy.

3 (6) The Secretary determines that the transfer
4 is in the best interest of the tenants.

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

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

24 (9) The transfer does not increase the cost (as
25 defined in section 502 of the Congressional Budget

1 Act of 1974(2 U.S.C. 661a)) of any FHA-insured
2 mortgage, except to the extent that appropriations
3 are provided in advance for the amount of any such
4 increased cost.

5 (d) For purposes of this section—

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

10 (2) the term “multifamily housing project”
11 means—

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

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

19 (C) housing that is assisted under section
20 202 of the Housing Act of 1959 (12 U.S.C.
21 1701q);

22 (D) housing that is assisted under section
23 202 of the Housing Act of 1959 (12 U.S.C.
24 1701q), as such section existed before the en-

1 actment of the Cranston-Gonzales National Af-
2 fordable Housing Act;

3 (E) housing that is assisted under section
4 811 of the Cranston-Gonzales National Afford-
5 able Housing Act (42 U.S.C. 8013); or

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

8 (3) the term “project-based assistance”
9 means—

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

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

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

21 (D) interest reduction payments under sec-
22 tion 236 and/or additional assistance payments
23 under section 236(f)(2) of the National Hous-
24 ing Act (12 U.S.C. 1715z–(f)(2));

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

4 (F) assistance payments made under sec-
5 tion 811(d)(2) of the Cranston-Gonzalez Na-
6 tional Affordable Housing Act (42 U.S.C.
7 8013(d)(2));

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

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

19 (6) the term “Secretary” means the Secretary
20 of Housing and Urban Development.

21 (e) RESEARCH REPORT.—The Secretary shall con-
22 duct an evaluation of the transfer authority under this sec-
23 tion, including the effect of such transfers on the oper-
24 ational efficiency, contract rents, physical and financial

1 conditions, and long-term preservation of the affected
2 properties.

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

6 (1) is enrolled as a student at an institution of
7 higher education (as defined under section 102 of
8 the Higher Education Act of 1965 (20 U.S.C.
9 1002));

10 (2) is under 24 years of age;

11 (3) is not a veteran;

12 (4) is unmarried;

13 (5) does not have a dependent child;

14 (6) is not a person with disabilities, as such
15 term is defined in section 3(b)(3)(E) of the United
16 States Housing Act of 1937 (42 U.S.C.
17 1437a(b)(3)(E)) and was not receiving assistance
18 under such section 8 as of November 30, 2005;

19 (7) is not a youth who left foster care at age
20 14 or older and is at risk of becoming homeless; and

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

1 (b) For purposes of determining the eligibility of a
2 person to receive assistance under section 8 of the United
3 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-
4 cial assistance (in excess of amounts received for tuition
5 and any other required fees and charges) that an indi-
6 vidual receives under the Higher Education Act of 1965
7 (20 U.S.C. 1001 et seq.), from private sources, or from
8 an institution of higher education (as defined under sec-
9 tion 102 of the Higher Education Act of 1965 (20 U.S.C.
10 1002)), shall be considered income to that individual, ex-
11 cept for a person over the age of 23 with dependent chil-
12 dren.

13 SEC. 211. The funds made available for Native Alas-
14 kans under paragraph (1) under the heading “Native
15 American Programs” in title II of this Act shall be allo-
16 cated to the same Native Alaskan housing block grant re-
17 cipients that received funds in fiscal year 2005, and only
18 such recipients shall be eligible to apply for funds made
19 available under paragraph (3) of such heading.

20 SEC. 212. Notwithstanding any other provision of
21 law, in fiscal year 2021, in managing and disposing of any
22 multifamily property that is owned or has a mortgage held
23 by the Secretary of Housing and Urban Development, and
24 during the process of foreclosure on any property with a
25 contract for rental assistance payments under section 8

1 of the United States Housing Act of 1937 (42 U.S.C.
2 1437f) or any other Federal programs, the Secretary shall
3 maintain any rental assistance payments under section 8
4 of the United States Housing Act of 1937 and other pro-
5 grams that are attached to any dwelling units in the prop-
6 erty. To the extent the Secretary determines, in consulta-
7 tion with the tenants and the local government that such
8 a multifamily property owned or having a mortgage held
9 by the Secretary is not feasible for continued rental assist-
10 ance payments under such section 8 or other programs,
11 based on consideration of (1) the costs of rehabilitating
12 and operating the property and all available Federal,
13 State, and local resources, including rent adjustments
14 under section 524 of the Multifamily Assisted Housing
15 Reform and Affordability Act of 1997 (“MAHRAA”) (42
16 U.S.C. 1437f note), and (2) environmental conditions that
17 cannot be remedied in a cost-effective fashion, the Sec-
18 retary may, in consultation with the tenants of that prop-
19 erty, contract for project-based rental assistance payments
20 with an owner or owners of other existing housing prop-
21 erties, or provide other rental assistance. The Secretary
22 shall also take appropriate steps to ensure that project-
23 based contracts remain in effect prior to foreclosure, sub-
24 ject to the exercise of contractual abatement remedies to
25 assist relocation of tenants for imminent major threats to

1 health and safety after written notice to and informed con-
2 sent of the affected tenants and use of other available rem-
3 edies, such as partial abatements or receivership. After
4 disposition of any multifamily property described in this
5 section, the contract and allowable rent levels on such
6 properties shall be subject to the requirements under sec-
7 tion 524 of MAHRAA.

8 SEC. 213. Public housing agencies that own and oper-
9 ate 400 or fewer public housing units may elect to be ex-
10 empt from any asset management requirement imposed by
11 the Secretary in connection with the operating fund rule:
12 *Provided*, That an agency seeking a discontinuance of a
13 reduction of subsidy under the operating fund formula
14 shall not be exempt from asset management requirements.

15 SEC. 214. With respect to the use of amounts pro-
16 vided in this Act and in future Acts for the operation, cap-
17 ital improvement, and management of public housing as
18 authorized by sections 9(d) and 9(e) of the United States
19 Housing Act of 1937 (42 U.S.C. 1437g(d),(e)), the Sec-
20 retary shall not impose any requirement or guideline relat-
21 ing to asset management that restricts or limits in any
22 way the use of capital funds for central office costs pursu-
23 ant to paragraph (1) or (2) of section 9(g) of the United
24 States Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)):
25 *Provided*, That a public housing agency may not use cap-

1 ital funds authorized under section 9(d) for activities that
2 are eligible under section 9(e) for assistance with amounts
3 from the operating fund in excess of the amounts per-
4 mitted under paragraph (1) or (2) of section 9(g).

5 SEC. 215. No official or employee of the Department
6 of Housing and Urban Development shall be designated
7 as an allotment holder unless the Office of the Chief Fi-
8 nancial Officer has determined that such allotment holder
9 has implemented an adequate system of funds control and
10 has received training in funds control procedures and di-
11 rectives. The Chief Financial Officer shall ensure that
12 there is a trained allotment holder for each HUD appro-
13 priation under the accounts “Executive Offices”, “Admin-
14 istrative Support Offices”, “Program Offices”, “Govern-
15 ment National Mortgage Association—Guarantees of
16 Mortgage-Backed Securities Loan Guarantee Program
17 Account”, and “Office of Inspector General” within the
18 Department of Housing and Urban Development.

19 SEC. 216. The Secretary shall, for fiscal year 2021,
20 notify the public through the Federal Register and other
21 means, as determined appropriate, of the issuance of a no-
22 tice of the availability of assistance or notice of funding
23 availability (NOFA) for any program or discretionary
24 fund administered by the Secretary that is to be competi-
25 tively awarded. Notwithstanding any other provision of

1 law, for fiscal year 2021, the Secretary may make the
2 NOFA available only on the Internet at the appropriate
3 Government web site or through other electronic media,
4 as determined by the Secretary.

5 SEC. 217. Payment of attorney fees in program-re-
6 lated litigation shall be paid from the individual program
7 office and Office of General Counsel salaries and expenses
8 appropriations. The annual budget submission for the pro-
9 gram offices and the Office of General Counsel shall in-
10 clude any such projected litigation costs for attorney fees
11 as a separate line item request.

12 SEC. 218. (a)(1) Except as provided in paragraph
13 (2), the Secretary may transfer up to 10 percent or
14 \$5,000,000, whichever is less, of funds appropriated for
15 any office under the headings “Administrative Support
16 Offices” or “Program Offices” to any other such office
17 under such heading: *Provided*, That no appropriation for
18 any such office or account shall be increased or decreased
19 by more than 10 percent or \$5,000,000, whichever is less,
20 without prior written approval of the House and Senate
21 Committees on Appropriations: *Provided further*, That the
22 Secretary shall provide notification to such Committees
23 not less than 3 business days in advance of any such
24 transfers under this section up to 10 percent or
25 \$5,000,000, whichever is less.

1 (2) The authority under paragraph (1) to transfer
2 funds shall not apply to the Office of Fair Housing and
3 Equal Opportunity, the Office of Lead Hazard Control
4 and Healthy Homes, or the Office of Departmental Equal
5 Employment Opportunity.

6 (b) The Secretary is authorized to transfer up to 10
7 percent of funds appropriated for any office under the
8 headings “Administrative Support Offices” or “Program
9 Offices” to the Office of Fair Housing and Equal Oppor-
10 tunity, the Office of Lead Hazard Control and Healthy
11 Homes, or the Office of Departmental Equal Employment
12 Opportunity: *Provided*, That no amounts may be trans-
13 ferred pursuant to this subparagraph unless the Secretary
14 shall provide notification to such Committees not less 3
15 business days in advance of any such transfers under this
16 subsection.

17 SEC. 219. (a) Any entity receiving housing assistance
18 payments shall maintain decent, safe, and sanitary condi-
19 tions, as determined by the Secretary, and comply with
20 any standards under applicable State or local laws, rules,
21 ordinances, or regulations relating to the physical condi-
22 tion of any property covered under a housing assistance
23 payment contract.

24 (b) The Secretary shall take action under subsection
25 (c) when a multifamily housing project with a contract

1 under section 8 of the United States Housing Act of 1937
2 (42 U.S.C. 1437f) or a contract for similar project-based
3 assistance—

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

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

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

18 (c)(1) Within 15 days of the issuance of the Real Es-
19 tate Assessment Center (“REAC”) inspection, the Sec-
20 retary shall provide the owner with a Notice of Default
21 with a specified timetable, determined by the Secretary,
22 for correcting all deficiencies. The Secretary shall provide
23 a copy of the Notice of Default to the tenants, the local
24 government, any mortgagees, and any contract adminis-
25 trator. If the owner’s appeal results in a UPCS score of

1 60 or above, the Secretary may withdraw the Notice of
2 Default.

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

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

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

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

17 (D) pursue transfer of the project to an owner,
18 approved by the Secretary under established proce-
19 dures, who will be obligated to promptly make all re-
20 quired repairs and to accept renewal of the assist-
21 ance contract if such renewal is offered;

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

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

1 (G) seek judicial appointment of a receiver to
2 manage the property and cure all project deficiencies
3 or seek a judicial order of specific performance re-
4 quiring the owner to cure all project deficiencies;

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

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

13 (d) The Secretary shall take appropriate steps to en-
14 sure that project-based contracts remain in effect, subject
15 to the exercise of contractual abatement remedies to assist
16 relocation of tenants for major threats to health and safety
17 after written notice to the affected tenants. To the extent
18 the Secretary determines, in consultation with the tenants
19 and the local government, that the property is not feasible
20 for continued rental assistance payments under such sec-
21 tion 8 or other programs, based on consideration of—

22 (1) the costs of rehabilitating and operating the
23 property and all available Federal, State, and local
24 resources, including rent adjustments under section

1 524 of the Multifamily Assisted Housing Reform
2 and Affordability Act of 1997 (“MAHRAA”), and

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

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

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

20 (2) identification of actions that the Depart-
21 ment of Housing and Urban Development is taking
22 to protect tenants of such identified properties; and

23 (3) any administrative or legislative rec-
24 ommendations to further improve the living condi-

1 tions at properties covered under a housing assist-
2 ance payment contract.

3 This report shall be submitted to the Senate and House
4 Committees on Appropriations not later than 30 days
5 after the enactment of this Act, and on the first business
6 day of each Federal fiscal year quarter thereafter while
7 this section remains in effect.

8 SEC. 220. None of the funds made available by this
9 Act, or any other Act, for purposes authorized under sec-
10 tion 8 (only with respect to the tenant-based rental assist-
11 ance program) and section 9 of the United States Housing
12 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by
13 any public housing agency for any amount of salary, in-
14 cluding bonuses, for the chief executive officer of which,
15 or any other official or employee of which, that exceeds
16 the annual rate of basic pay payable for a position at level
17 IV of the Executive Schedule at any time during any pub-
18 lic housing agency fiscal year 2021.

19 SEC. 221. None of the funds made available by this
20 Act and provided to the Department of Housing and
21 Urban Development may be used to make a grant award
22 unless the Secretary notifies the House and Senate Com-
23 mittees on Appropriations not less than 3 full business
24 days before any project, State, locality, housing authority,
25 tribe, nonprofit organization, or other entity selected to

1 receive a grant award is announced by the Department
2 or its offices.

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

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

15 SEC. 224. None of the funds made available by this
16 Act may be used to terminate the status of a unit of gen-
17 eral local government as a metropolitan city (as defined
18 in section 102 of the Housing and Community Develop-
19 ment Act of 1974 (42 U.S.C. 5302)) with respect to
20 grants under section 106 of such Act (42 U.S.C. 5306).

21 SEC. 225. Amounts made available by this Act that
22 are appropriated, allocated, advanced on a reimbursable
23 basis, or transferred to the Office of Policy Development
24 and Research of the Department of Housing and Urban
25 Development and functions thereof, for research, evalua-

1 tion, or statistical purposes, and that are unexpended at
2 the time of completion of a contract, grant, or cooperative
3 agreement, may be deobligated and shall immediately be-
4 come available and may be reobligated in that fiscal year
5 or the subsequent fiscal year for the research, evaluation,
6 or statistical purposes for which the amounts are made
7 available to that Office subject to reprogramming require-
8 ments in section 405 of this Act.

9 SEC. 226. Funds made available by this title under
10 the heading “Homeless Assistance Grants” may be used
11 by the Secretary to participate in Performance Partner-
12 ship Pilots authorized under section 526 of division H of
13 Public Law 113–76 (42 U.S.C. 12301 note), section 524
14 of division G of Public Law 113–235, section 525 of divi-
15 sion H of Public Law 114–113, section 525 of division
16 H of Public Law 115–31, section 525 of division H of
17 Public Law 115–141, section 524 of division B of Public
18 Law 115–245, and such authorities as are enacted for
19 Performance Partnership Pilots in an appropriations Act
20 for fiscal year 2021: *Provided*, That such participation
21 shall be limited to not more than 10 continuums of care
22 and housing activities to improve outcomes for discon-
23 nected youth.

24 SEC. 227. In this fiscal year and in each fiscal year
25 thereafter, with respect to grant amounts awarded for the

1 Continuum of Care (CoC) program authorized under sub-
2 title C of title IV of the McKinney-Vento Homeless Assist-
3 ance Act (42 U.S.C. 11381 et seq.) with amounts made
4 available under the heading “Homeless Assistance
5 Grants”, costs paid by program income of grant recipients
6 may be counted toward meeting the recipient’s matching
7 requirements, provided the costs are eligible CoC costs
8 that supplement the recipient’s CoC program.

9 SEC. 228. (a) In this fiscal year and in each fiscal
10 year thereafter, from amounts made available by this title
11 under the heading “Homeless Assistance Grants”, the
12 Secretary may award 1-year transition grants to recipients
13 of funds for activities under subtitle C of the McKinney-
14 Vento Homeless Assistance Act (42 U.S.C. 11381 et seq.)
15 to transition from one Continuum of Care program compo-
16 nent to another.

17 (b) To be eligible to receive a transition grant under
18 subsection (a), the funding recipient shall have the consent
19 of the Continuum of Care and meet such standards as
20 the Secretary may establish.

21 SEC. 229. None of the funds made available by this
22 Act may be used by the Department of Housing and
23 Urban Development to direct a grantee to undertake spe-
24 cific changes to existing zoning laws as part of carrying
25 out the final rule entitled “Affirmatively Furthering Fair

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

5 SEC. 230. The Promise Zone designations and Prom-
6 ise Zone Designation Agreements entered into pursuant
7 to such designations, made by the Secretary in prior fiscal
8 years, shall remain in effect in accordance with the terms
9 and conditions of such agreements.

10 SEC. 231. None of the funds made available by this
11 Act may be used to establish and apply review criteria,
12 including rating factors or preference points, for participa-
13 tion in or coordination with EnVision Centers, in the eval-
14 uation, selection, and award of any funds made available
15 and requiring competitive selection under this Act, except
16 with respect to any such funds otherwise authorized for
17 EnVision Center purposes under this Act.

18 SEC. 232. None of the funds made available by this
19 or any prior Act may be used to require or enforce any
20 changes to the terms and conditions of the public housing
21 annual contributions contract between the Secretary and
22 any public housing agency, as such contract was in effect
23 as of December 31, 2017, unless such changes are mutu-
24 ally agreed upon by the Secretary and such agency: *Pro-*
25 *vided*, That such agreement by an agency may be indi-

1 cated only by a written amendment to the terms and con-
2 ditions containing the duly authorized signature of its
3 chief executive: *Provided further*, That the Secretary may
4 not withhold funds to compel such agreement by an agen-
5 cy which certifies to its compliance with its contract.

6 SEC. 233. Any public housing agency designated as
7 a Moving to Work agency pursuant to section 239 of divi-
8 sion L of Public Law 114–113 (42 U.S.C. 1437f note;
9 129 Stat. 2897) may, upon such designation, use funds
10 (except for special purpose funding, including special pur-
11 pose vouchers) previously allocated to any such public
12 housing agency under section 8 or 9 of the United States
13 Housing Act of 1937, including any reserve funds held by
14 the public housing agency or funds held by the Depart-
15 ment of Housing and Urban Development, pursuant to the
16 authority for use of section 8 or 9 funding provided under
17 such section and section 204 of title II of the Departments
18 of Veterans Affairs and Housing and Urban Development
19 and Independent Agencies Appropriations Act, 1996
20 (Public Law 104–134; 110 Stat. 1321-28), notwith-
21 standing the purposes for which such funds were appro-
22 priated.

23 SEC. 234. None of the amounts made available by
24 this Act, by Public Law 116-94, or by Public Law 116–
25 6 may be used to prohibit any public housing agency under

1 receivership or the direction of a Federal monitor from
2 applying for, receiving, or using funds made available
3 under the heading “Public Housing Capital Fund” for
4 competitive grants to evaluate and reduce lead-based paint
5 hazards in this Act or that remain available and not
6 awarded from prior Acts, or be used to prohibit a public
7 housing agency from using such funds to carry out any
8 required work pursuant to a settlement agreement, con-
9 sent decree, voluntary agreement, or similar document for
10 a violation of the Lead Safe Housing or Lead Disclosure
11 Rules.

12 SEC. 235. None of the funds made available to the
13 Department of Housing and Urban Development by this
14 or any other Act may be used to implement, administer,
15 enforce, or in any way make effective the proposed rule
16 entitled “Making Admission or Placement Determinations
17 Based on Sex in Facilities Under Community Planning
18 and Development Housing Programs”, transmitted to
19 Congress for review by the Department of Housing and
20 Urban Development on June 12, 2020 (Docket No. FR-
21 6152-P-01), or any final rule based substantially on such
22 proposed rule.

23 SEC. 236. Notwithstanding any other provision of
24 law, the notice issued by the Department of Housing and
25 Urban Development on February 20, 2015, and entitled

1 “Appropriate Placement for Transgender Persons in Sin-
2 gle-Sex Emergency Shelters and Other Facilities” (Notice
3 CPD-15-02) shall have the force and effect of law.

4 SEC. 237. None of the funds made available to the
5 Department of Housing and Urban Development by this
6 or any other Act may be used to implement, administer,
7 enforce, or in any way make effective the proposed rule
8 entitled “Housing and Community Development Act of
9 1980: Verification of Eligible Status”, issued by the De-
10 partment of Housing and Urban Development on May 10,
11 2019 (Docket No. FR-6124-P-01), or any final rule based
12 substantially on such proposed rule.

13 SEC. 238. There are hereby rescinded, from funds ap-
14 propriated under the heading “Department of Housing
15 and Urban Development—Housing Programs—Rental
16 Housing Assistance”—

17 (a) all unobligated balances from recaptured amounts
18 appropriated prior to fiscal year 2006 from terminated
19 contracts under section 236(f)(2) of the National Housing
20 Act (12 U.S.C. 1715z-1(f)(2)), and any unobligated bal-
21 ances, including recaptures and carryover, remaining from
22 funds appropriated under such heading after fiscal year
23 2005; and

24 (b) any funds remaining from amounts appropriated
25 under such heading in the prior fiscal year.

1 SEC. 239. Amounts made available under the heading
2 “Department of Housing and Urban Development—Com-
3 munity Planning and Development—Community Develop-
4 ment Fund” in chapter 9 of title X of the Disaster Relief
5 Appropriations Act, 2013 (Public Law 113-2, division A;
6 127 Stat. 36) shall remain available through September
7 30, 2025 for the liquidation of valid obligations of such
8 funding.

9 This title may be cited as the “Department of Hous-
10 ing and Urban Development Appropriations Act, 2021”.

11 TITLE III

12 RELATED AGENCIES

13 ACCESS BOARD

14 SALARIES AND EXPENSES

15 For expenses necessary for the Access Board, as au-
16 thorized by section 502 of the Rehabilitation Act of 1973
17 (29 U.S.C. 792), \$9,200,000: *Provided*, That, notwith-
18 standing any other provision of law, there may be credited
19 to this appropriation funds received for publications and
20 training expenses.

21 FEDERAL MARITIME COMMISSION

22 SALARIES AND EXPENSES

23 For necessary expenses of the Federal Maritime
24 Commission as authorized by section 201(d) of the Mer-
25 chant Marine Act, 1936 (46 U.S.C. 307), including serv-

1 ices as authorized by section 3109 of title 5, United States
2 Code; hire of passenger motor vehicles as authorized by
3 section 1343(b) of title 31, United States Code; and uni-
4 forms or allowances therefore, as authorized by sections
5 5901 and 5902 of title 5, United States Code,
6 \$29,800,000: *Provided*, That not to exceed \$5,000 shall
7 be for official reception and representation expenses.

8 NATIONAL RAILROAD PASSENGER CORPORATION

9 OFFICE OF INSPECTOR GENERAL

10 SALARIES AND EXPENSES

11 For necessary expenses of the Office of Inspector
12 General for the National Railroad Passenger Corporation
13 to carry out the provisions of the Inspector General Act
14 of 1978 (5 U.S.C. App. 3), \$26,248,000: *Provided*, That
15 the Inspector General shall have all necessary authority,
16 in carrying out the duties specified in such Act, to inves-
17 tigate allegations of fraud, including false statements to
18 the Government under section 1001 of title 18, United
19 States Code, by any person or entity that is subject to
20 regulation by the National Railroad Passenger Corpora-
21 tion: *Provided further*, That the Inspector General may
22 enter into contracts and other arrangements for audits,
23 studies, analyses, and other services with public agencies
24 and with private persons, subject to the applicable laws
25 and regulations that govern the obtaining of such services

1 within the National Railroad Passenger Corporation: *Pro-*
2 *vided further*, That the Inspector General may select, ap-
3 point, and employ such officers and employees as may be
4 necessary for carrying out the functions, powers, and du-
5 ties of the Office of Inspector General, subject to the appli-
6 cable laws and regulations that govern such selections, ap-
7 pointments, and employment within the National Railroad
8 Passenger Corporation: *Provided further*, That concurrent
9 with the President's budget request for fiscal year 2022,
10 the Inspector General shall submit to the House and Sen-
11 ate Committees on Appropriations a budget request for
12 fiscal year 2022 in similar format and substance to budget
13 requests submitted by executive agencies of the Federal
14 Government.

15 NATIONAL TRANSPORTATION SAFETY BOARD

16 SALARIES AND EXPENSES

17 For necessary expenses of the National Transpor-
18 tation Safety Board, including hire of passenger motor ve-
19 hicles and aircraft; services as authorized by 5 U.S.C.
20 3109, but at rates for individuals not to exceed the per
21 diem rate equivalent to the rate for a GS-15; uniforms,
22 or allowances therefor, as authorized by law (5 U.S.C.
23 5901-5902), \$118,400,000, of which not to exceed \$2,000
24 may be used for official reception and representation ex-
25 penses. The amounts made available to the National

1 Transportation Safety Board in this Act include amounts
2 necessary to make lease payments on an obligation in-
3 curred in fiscal year 2001 for a capital lease.

4 NEIGHBORHOOD REINVESTMENT CORPORATION
5 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
6 CORPORATION

7 For payment to the Neighborhood Reinvestment Cor-
8 poration for use in neighborhood reinvestment activities,
9 as authorized by the Neighborhood Reinvestment Corpora-
10 tion Act (42 U.S.C. 8101-8107), \$208,500,000, of which
11 \$5,000,000 shall be for a multi-family rental housing pro-
12 gram: *Provided*, That of the total amount made available
13 under this heading, \$25,000,000 shall be for competitive
14 grants to: redevelop abandoned or distressed properties;
15 provide homeownership and financing assistance to house-
16 holds with income of not more than 120 percent of the
17 area median income; purchase properties that are aban-
18 doned or distressed to sell, rent, or redevelop; establish
19 or operate land banks to acquire, redevelop, or sell prop-
20 erties that are abandoned or distressed; demolish aban-
21 doned or distressed structures, as part of a redevelopment
22 effort to increase affordable rental and owner-occupied
23 housing; or engage in community development activities
24 in areas with high rates of abandoned or distressed prop-
25 erties.

1 SURFACE TRANSPORTATION BOARD

2 SALARIES AND EXPENSES

3 For necessary expenses of the Surface Transpor-
4 tation Board, including services authorized by section
5 3109 of title 5, United State Code, \$37,500,000: *Provided*,
6 That, notwithstanding any other provision of law, not to
7 exceed \$1,250,000 from fees established by the Surface
8 Transportation Board shall be credited to this appropria-
9 tion as offsetting collections and used for necessary and
10 authorized expenses under this heading: *Provided further*,
11 That the amounts made available under this heading from
12 the general fund shall be reduced on a dollar-for-dollar
13 basis as such offsetting collections are received during fis-
14 cal year 2021, to result in a final appropriation from the
15 general fund estimated at not more than \$36,250,000.

16 UNITED STATES INTERAGENCY COUNCIL ON

17 HOMELESSNESS

18 OPERATING EXPENSES

19 For necessary expenses (including payment of sala-
20 ries, authorized travel, hire of passenger motor vehicles,
21 and rental of conference rooms) of the United States
22 Interagency Council on Homelessness in carrying out the
23 functions pursuant to title II of the McKinney-Vento
24 Homeless Assistance Act (42 U.S.C. 11311 et. seq.), as
25 amended, \$3,800,000, to remain available until September

1 30, 2022: *Provided*, That not more than \$15,000 may be
2 used for travel expenses by the Executive Director: *Pro-*
3 *vided further*, That the Executive Director may not engage
4 in any official travel except for travel paid out of such
5 amounts: *Provided further*, That no funds may be used
6 to promote homelessness interventions unless those inter-
7 ventions include support for evidence-based interventions
8 including the Housing First model and Permanent Sup-
9 portive Housing.

10

TITLE IV

11

GENERAL PROVISIONS—THIS ACT

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

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

21 SEC. 403. The expenditure of any appropriation
22 under this Act for any consulting service through a pro-
23 curement contract pursuant to section 3109 of title 5,
24 United States Code, shall be limited to those contracts
25 where such expenditures are a matter of public record and

1 available for public inspection, except where otherwise pro-
2 vided under existing law, or under existing Executive order
3 issued pursuant to existing law.

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

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

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

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

16 (4) contains any methods or content associated
17 with religious or quasi-religious belief systems or
18 “new age” belief systems as defined in Equal Em-
19 ployment Opportunity Commission Notice N-
20 915.022, dated September 2, 1988; or

21 (5) is offensive to, or designed to change, par-
22 ticipants’ personal values or lifestyle outside the
23 workplace.

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

4 SEC. 405. Except as otherwise provided in this Act,
5 none of the funds provided in this Act, provided by pre-
6 vious appropriations Acts to the agencies or entities fund-
7 ed in this Act that remain available for obligation or ex-
8 penditure in fiscal year 2021, or provided from any ac-
9 counts in the Treasury derived by the collection of fees
10 and available to the agencies funded by this Act, shall be
11 available for obligation or expenditure through a re-
12 programming of funds that—

13 (1) creates a new program;

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

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

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

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

1 (6) reduces existing programs, projects, or ac-
2 tivities by \$5,000,000 or 10 percent, whichever is
3 less; or

4 (7) creates, reorganizes, or restructures a
5 branch, division, office, bureau, board, commission,
6 agency, administration, or department different from
7 the budget justifications submitted to the Commit-
8 tees on Appropriations or the table accompanying
9 the report accompanying this Act, whichever is more
10 detailed, unless prior approval is received from the
11 House and Senate Committees on Appropriations:
12 *Provided*, That not later than 60 days after the date
13 of enactment of this Act, each agency funded by this
14 Act shall submit a report to the Committees on Ap-
15 propriations of the Senate and of the House of Rep-
16 resentatives to establish the baseline for application
17 of reprogramming and transfer authorities for the
18 current fiscal year: *Provided further*, That the report
19 shall include—

20 (A) a table for each appropriation with a
21 separate column to display the prior year en-
22 acted level, the President's budget request, ad-
23 justments made by Congress, adjustments due
24 to enacted rescissions, if appropriate, and the
25 fiscal year enacted level;

1 (B) a delineation in the table for each ap-
2 propriation and its respective prior year enacted
3 level by object class and program, project, and
4 activity as detailed in this Act, the table accom-
5 panying the report accompanying this Act, ac-
6 companying reports of the House and Senate
7 Committee on Appropriations, or in the budget
8 appendix for the respective appropriations,
9 whichever is more detailed, and shall apply to
10 all items for which a dollar amount is specified
11 and to all programs for which new budget
12 (obligational) authority is provided, as well as
13 to discretionary grants and discretionary grant
14 allocations; and

15 (C) an identification of items of special
16 congressional interest.

17 SEC. 406. Except as otherwise specifically provided
18 by law, not to exceed 50 percent of unobligated balances
19 remaining available at the end of fiscal year 2021 from
20 appropriations made available for salaries and expenses
21 for fiscal year 2021 in this Act, shall remain available
22 through September 30, 2022, for each such account for
23 the purposes authorized: *Provided*, That a request shall
24 be submitted to the House and Senate Committees on Ap-
25 propriations for approval prior to the expenditure of such

1 funds: *Provided further*, That these requests shall be made
2 in compliance with reprogramming guidelines under sec-
3 tion 405 of this Act.

4 SEC. 407. No funds in this Act may be used to sup-
5 port any Federal, State, or local projects that seek to use
6 the power of eminent domain, unless eminent domain is
7 employed only for a public use: *Provided*, That for pur-
8 poses of this section, public use shall not be construed to
9 include economic development that primarily benefits pri-
10 vate entities: *Provided further*, That any use of funds for
11 mass transit, railroad, airport, seaport or highway
12 projects, as well as utility projects which benefit or serve
13 the general public (including energy-related, communica-
14 tion-related, water-related and wastewater-related infra-
15 structure), other structures designated for use by the gen-
16 eral public or which have other common-carrier or public-
17 utility functions that serve the general public and are sub-
18 ject to regulation and oversight by the government, and
19 projects for the removal of an immediate threat to public
20 health and safety or brownfields as defined in the Small
21 Business Liability Relief and Brownfields Revitalization
22 Act (Public Law 107–118) shall be considered a public
23 use for purposes of eminent domain.

24 SEC. 408. None of the funds made available in this
25 Act may be transferred to any department, agency, or in-

1 strumentality of the United States Government, except
2 pursuant to a transfer made by, or transfer authority pro-
3 vided in, this Act or any other appropriations Act.

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

17 SEC. 410. No funds appropriated pursuant to this
18 Act may be expended by an entity unless the entity agrees
19 that in expending the assistance the entity will comply
20 with sections 2 through 4 of the Act of March 3, 1933
21 (41 U.S.C. 8301–8305, popularly known as the “Buy
22 American Act”).

23 SEC. 411. No funds appropriated or otherwise made
24 available under this Act shall be made available to any

1 person or entity that has been convicted of violating the
2 Buy American Act (41 U.S.C. 8301–8305).

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

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

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

23 SEC. 414. None of the funds made available in this
24 Act may be used to send or otherwise pay for the attend-
25 ance of more than 50 employees of a single agency or de-

1 partment of the United States Government, who are sta-
2 tioned in the United States, at any single international
3 conference unless the relevant Secretary reports to the
4 House and Senate Committees on Appropriations at least
5 5 days in advance that such attendance is important to
6 the national interest: *Provided*, That for purposes of this
7 section the term “international conference” shall mean a
8 conference occurring outside of the United States attended
9 by representatives of the United States Government and
10 of foreign governments, international organizations, or
11 nongovernmental organizations.

12 SEC. 415. None of the funds appropriated or other-
13 wise made available under this Act may be used by the
14 Surface Transportation Board to charge or collect any fil-
15 ing fee for rate or practice complaints filed with the Board
16 in an amount in excess of the amount authorized for dis-
17 trict court civil suit filing fees under section 1914 of title
18 28, United States Code.

19 SEC. 416. None of the funds made available by this
20 Act may be used by the Department of Transportation,
21 the Department of Housing and Urban Development, or
22 any other Federal agency to lease or purchase new light
23 duty vehicles for any executive fleet, or for an agency’s
24 fleet inventory, except in accordance with Presidential

1 Memorandum—Federal Fleet Performance, dated May
2 24, 2011.

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

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

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

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

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

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

10 SEC. 419. None of the funds appropriated or other-
11 wise made available by this Act may be used to pay award
12 or incentive fees for contractors whose performance has
13 been judged to be below satisfactory, behind schedule, over
14 budget, or has failed to meet the basic requirements of
15 a contract, unless the Agency determines that any such
16 deviations are due to unforeseeable events, government-
17 driven scope changes, or are not significant within the
18 overall scope of the project and/or program unless such
19 awards or incentive fees are consistent with 16.401(e)(2)
20 of the Federal Acquisition Regulations.

21 SEC. 420. None of the funds made available by this
22 Act may be used in contravention of section 2635.702 of
23 title 5, Code of Federal Regulations.

1 TITLE V
2 ADDITIONAL INFRASTRUCTURE INVESTMENTS
3 DEPARTMENT OF TRANSPORTATION
4 OFFICE OF THE SECRETARY
5 NATIONAL INFRASTRUCTURE INVESTMENTS
6 (INCLUDING TRANSFER OF FUNDS)

7 For an additional amount for “National Infrastruc-
8 ture Investments”, \$3,000,000,000, to remain available
9 until September 30, 2022: *Provided*, That such additional
10 amount shall be subject to the provisions under this head-
11 ing in title I of this Act, except as modified by this heading
12 in this title: *Provided further*, That of the amounts made
13 available under this heading in this title, the Secretary
14 shall use an amount not less than \$60,000,000 for the
15 planning, preparation, or design of projects eligible for
16 amounts made available under this heading in this title,
17 with an emphasis on transit, transit oriented development,
18 and multimodal projects: *Provided further*, That grants
19 awarded under the preceding proviso shall not be subject
20 to a minimum grant size: *Provided further*, That of the
21 amounts made available under this heading in this title,
22 the Secretary shall use an amount not less than
23 \$300,000,000 for eligible projects located in or to directly
24 benefit areas of persistent poverty: *Provided further*, That
25 a grant award under this heading in this title shall be not

1 DEPARTMENT OF HOUSING AND URBAN
2 DEVELOPMENT
3 PUBLIC AND INDIAN HOUSING
4 PUBLIC HOUSING CAPITAL FUND
5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for the “Public Housing
7 Capital Fund” to carry out capital and management ac-
8 tivities for public housing agencies, as authorized under
9 section 9 of the United States Housing Act of 1937 (42
10 U.S.C. 1437g), \$24,250,000,000, to remain available until
11 September 30, 2022: *Provided*, That such additional
12 amount shall be subject to the provisions under this head-
13 ing in title II of this Act, except as modified by this head-
14 ing in this title: *Provided further*, That \$19,000,000,000
15 of the funds provided under this heading in this title shall
16 be distributed under the same formula used for amounts
17 made available for the Capital Fund for fiscal year 2021:
18 *Provided further*, That \$2,500,000,000 of the funds pro-
19 vided under this heading in this title shall be awarded by
20 competition for activities that improve water and energy
21 efficiency, or reduce the risk of harm to occupants or prop-
22 erty from natural hazards: *Provided further*, That
23 \$2,750,000,000 of the funds provided under this heading
24 in this title shall be awarded by competition for activities
25 that mitigate threats to the health and safety of residents,

1 or reduce lead-based paint hazards and other housing re-
2 lated hazards, including carbon monoxide, radon, or mold:
3 *Provided further*, That in administering funds appro-
4 priated or otherwise made available under this heading in
5 this title, the Secretary may waive or specify alternative
6 requirements for any provision of any statute or regulation
7 in connection with the obligation by the Secretary or the
8 use of these funds (except for requirements related to fair
9 housing, nondiscrimination, labor standards, and the envi-
10 ronment), upon a finding that such a waiver is necessary
11 to expedite or facilitate the use of such funds: *Provided*
12 *further*, That up to 0.5 percent of the amounts made avail-
13 able under this heading in this title may be transferred,
14 in aggregate, to “Department of Housing and Urban De-
15 velopment, Program Offices—Public and Indian Housing”
16 to supplement existing resources for the necessary costs
17 of administering and overseeing the obligation and ex-
18 penditure of these amounts, to remain available until Sep-
19 tember 30, 2024: *Provided further*, That such amount is
20 designated by the Congress as being for an emergency re-
21 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
22 anced Budget and Emergency Deficit Control Act of 1985.

1 CHOICE NEIGHBORHOODS INITIATIVE
2 (INCLUDING TRANSFER OF FUNDS)

3 For an additional amount for the “Choice Neighbor-
4 hoods Initiative”, \$300,000,000, to remain available until
5 September 30, 2022: *Provided*, That such additional
6 amount shall be subject to the provisions under this head-
7 ing in title II of this Act, except as modified by this head-
8 ing in this title: *Provided further*, That not less than 10
9 percent of the amounts made available under this heading
10 in this title shall be used for activities that improve water
11 and energy efficiency, or reduce the risk of harm to occu-
12 pants or property from natural hazards: *Provided further*,
13 That all construction, rehabilitation, and related activities
14 funded under this heading in this title shall comply with
15 the latest published editions of relevant national con-
16 sensus-based codes and specifications and standards ref-
17 erenced therein, except that nothing in this section shall
18 be construed to prohibit a grantee from requiring higher
19 standards: *Provided further*, That the term “latest pub-
20 lished editions” means, with respect to relevant national
21 consensus-based codes, and specifications and standards
22 referenced therein, the two most recent published editions,
23 including, if any, amendments made by State, local, tribal,
24 or territorial governments during the adoption process,
25 that incorporate the latest natural hazard-resistant de-

1 signs and establish criteria for the design, construction,
2 and maintenance of structures and facilities that may be
3 eligible for assistance under this section for the purposes
4 of protecting the health, safety, and general welfare of a
5 buildings' users against disasters: *Provided further*, That
6 up to 0.5 percent of the amounts made available under
7 this heading in this title may be transferred, in aggregate,
8 to “Department of Housing and Urban Development, Pro-
9 gram Offices—Public and Indian Housing” to supplement
10 existing resources for the necessary costs of administering
11 and overseeing the obligation and expenditure of amounts
12 under this heading in this title, to remain available until
13 September 30, 2024: *Provided further*, That such amount
14 is designated by the Congress as being for an emergency
15 requirement pursuant to section 251(b)(2)(A)(i) of the
16 Balanced Budget and Emergency Deficit Control Act of
17 1985.

18 NATIVE AMERICAN PROGRAMS
19 (INCLUDING TRANSFER OF FUNDS)

20 For an additional amount for “Native American Pro-
21 grams”, \$1,000,000,000, to remain available until Sep-
22 tember 30, 2022, unless otherwise specified, for activities
23 and assistance authorized under title I of the Native
24 American Housing Assistance and Self-Determination Act
25 of 1996 (“NAHASDA”) (25 U.S.C. 4111 et seq.) and title

1 I of the Housing and Community Development Act of
2 1974 (42 U.S.C. 5301 et seq.) with respect to Indian
3 tribes: *Provided*, That the amounts made available under
4 this heading in this title are provided as follows:

5 (1) \$400,000,000 shall be for the Native Amer-
6 ican Housing Block Grants program, as authorized
7 under title I of NAHASDA: *Provided*, That amounts
8 made available in this paragraph shall be distributed
9 according to the same funding formula used in fiscal
10 year 2021: *Provided further*, That the amounts dis-
11 tributed through such formula shall be used for new
12 construction, acquisition, rehabilitation, and infra-
13 structure development: *Provided further*, That in se-
14 lecting projects to be funded, grantees shall give pri-
15 ority to projects for which contracts can be awarded
16 within 180 days from the date that amounts are
17 made available to the grantees: *Provided further*,
18 That the Secretary shall notify grantees of their for-
19 mula allocation not later than 60 days after the date
20 of enactment of this Act: *Provided further*, That the
21 Secretary shall obligate amounts allocated by for-
22 mula not later than 120 days after the date of en-
23 actment of this Act;

24 (2) \$350,000,000 shall be for competitive
25 grants under the Native American Housing Block

1 Grants program, as authorized under title I of
2 NAHASDA: *Provided*, That the Secretary shall obli-
3 gate this additional amount for competitive grants to
4 eligible recipients authorized under NAHASDA that
5 apply for funds: *Provided further*, That in awarding
6 this additional amount, the Secretary shall consider
7 need and administrative capacity and shall give pri-
8 ority to projects that will spur construction and re-
9 habilitation: *Provided further*, That a grant funded
10 pursuant to this paragraph shall be in an amount
11 not less than \$500,000 and not greater than
12 \$20,000,000: *Provided further*, That recipients of
13 amounts made available in this paragraph shall obli-
14 gate 100 percent of such amounts within 1 year of
15 the date amounts are made available to a recipient,
16 expend at least 50 percent of such amounts within
17 2 years of the date on which amounts become avail-
18 able to such recipients for obligation, and expend
19 100 percent of such amounts within 3 years of such
20 date: *Provided further*, That the Secretary shall issue
21 a Notice of Funding Availability for amounts made
22 available in this paragraph not later than 60 days
23 after the date of enactment of this Act: *Provided*
24 *further*, That such Notice of Funding Availability
25 shall require application submissions 90 days after

1 the publishing of such Notice: *Provided further*, That
2 of the applications submitted under the preceding 2
3 provisos, the Secretary shall make grants not later
4 than 270 days after the date of enactment of this
5 Act; and

6 (3) \$250,000,000 shall be for grants to Indian
7 tribes for carrying out the Indian Community Devel-
8 opment Block Grant program under title I of the
9 Housing and Community Development Act of 1974,
10 notwithstanding section 106(a)(1) of such Act: *Pro-*
11 *vided*, That not to exceed 20 percent of any grant
12 made with amounts made available in this para-
13 graph shall be expended for planning and manage-
14 ment development and administration: *Provided fur-*
15 *ther*, That the Secretary shall issue a Notice of
16 Funding Availability for amounts made available in
17 this paragraph not later than 180 days after the
18 date of enactment of this Act: *Provided further*, That
19 such Notice of Funding Availability shall require ap-
20 plication submissions 90 days after the publishing of
21 such Notice: *Provided further*, That of the applica-
22 tions submitted under the preceding 2 provisos, the
23 Secretary shall make grants not later than 390 days
24 after the date of enactment of this Act:

1 *Provided further*, That the Secretary may waive, or specify
2 alternative requirements for, any provision of any statute
3 or regulation that the Secretary administers in connection
4 with the use of amounts made available under this heading
5 in this title (except for requirements related to fair hous-
6 ing, nondiscrimination, labor standards, and the environ-
7 ment), upon a finding by the Secretary that any such
8 waivers or alternative requirements are necessary to expe-
9 dite or facilitate the use of such amounts: *Provided fur-*
10 *ther*, That not less than 10 percent of the amounts made
11 available under this heading in this title shall be used for
12 activities that improve water and energy efficiency, or re-
13 duce the risk of harm to occupants or property from nat-
14 ural hazards: *Provided further*, That up to 1 percent of
15 the amounts made available in paragraphs (2) and (3)
16 under this heading in this title may be transferred, in ag-
17 gregate, to “Department of Housing and Urban Develop-
18 ment, Program Offices—Public and Indian Housing” for
19 necessary costs of administering and overseeing the obliga-
20 tion and expenditure of such amounts, to remain available
21 until September 30, 2023: *Provided further*, That such
22 amount is designated by the Congress as being for an
23 emergency requirement pursuant to section
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1 NATIVE HAWAIIAN HOUSING BLOCK GRANT
2 (INCLUDING TRANSFER OF FUNDS)

3 For an additional amount for the “Native Hawaiian
4 Housing Block Grant” program, \$20,000,000, to remain
5 available until September 30, 2022: *Provided*, That such
6 additional amount shall be subject to the provisions under
7 this heading in title II of this Act, except as modified by
8 this heading in this title: *Provided further*, That not less
9 than 10 percent of the amounts made available under this
10 heading in this title shall be used for activities that im-
11 prove water and energy efficiency, or reduce the risk of
12 harm to occupants or property from natural hazards: *Pro-*
13 *vided further*, That up to 1 percent of the amounts made
14 available under this heading in this title may be trans-
15 ferred, in aggregate, to “Department of Housing and
16 Urban Development, Program Offices—Public and Indian
17 Housing” for necessary costs of administering and over-
18 seeing the obligation and expenditure of amounts under
19 this heading in this title, to remain available until Sep-
20 tember 30, 2023: *Provided further*, That such amount is
21 designated by the Congress as being for an emergency re-
22 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
23 anced Budget and Emergency Deficit Control Act of 1985.

1 COMMUNITY PLANNING AND DEVELOPMENT

2 COMMUNITY DEVELOPMENT FUND

3 (INCLUDING TRANSFER OF FUNDS)

4 For an additional amount for “Community Develop-
5 ment Fund”, \$4,000,000,000, to remain available until
6 September 30, 2022: *Provided*, That such additional
7 amount shall be subject to the provisions under this head-
8 ing in title II of this Act, except as modified by this head-
9 ing in this title: *Provided further*, That such amount made
10 available under this heading in this title shall be distrib-
11 uted pursuant to section 106 of the Housing and Commu-
12 nity Development Act of 1974 (42 U.S.C. 5306) to grant-
13 ees that received allocations pursuant to that same for-
14 mula in fiscal year 2020, and that such allocations shall
15 be made within 30 days of enactment of this Act: *Provided*
16 *further*, That not less than 10 percent of the amounts
17 made available under this heading in this title shall be
18 used for activities that improve water and energy effi-
19 ciency, or reduce the risk of harm to occupants or property
20 from natural hazards (including activities that facilitate
21 the adoption of the most recent published editions of rel-
22 evant national consensus-based codes): *Provided further*,
23 That of the amounts made available under this heading
24 in this title, up to 0.5 percent may be transferred to “De-
25 partment of Housing and Urban Development, Program

1 Offices—Community Planning and Development” for nec-
2 essary costs of administering and overseeing the obligation
3 and expenditure of amounts under this heading in this
4 title, to remain available until September 30, 2028: *Pro-*
5 *vided further*, That such amount is designated by the Con-
6 gress as being for an emergency requirement pursuant to
7 section 251(b)(2)(A)(i) of the Balanced Budget and
8 Emergency Deficit Control Act of 1985.

9 HOME INVESTMENT PARTNERSHIPS PROGRAM

10 (INCLUDING TRANSFER OF FUNDS)

11 For an additional amount for the “HOME Invest-
12 ment Partnerships Program”, as authorized under title II
13 of the Cranston-Gonzalez National Affordable Housing
14 Act, as amended, \$17,500,000,000, to remain available
15 until September 30, 2024: *Provided*, That such additional
16 amount shall be subject to the provisions under this head-
17 ing in title II of this Act, except as modified by this head-
18 ing in this title: *Provided further*, That of the amounts
19 made available under this heading in this title, the Sec-
20 retary shall use not less than \$1,750,000,000 for projects
21 eligible for amounts made available under this heading in
22 this title located in or directly benefitting areas of per-
23 sistent poverty: *Provided further*, That for purposes of the
24 preceding proviso, the term “areas of persistent poverty”
25 means (1) any county that has consistently had 20 percent

1 or more of the population living in poverty during the 30-
2 year period preceding the date of enactment of this Act,
3 as measured by the 1990 and 2000 decennial census and
4 the most recent annual Small Area Income and Poverty
5 Estimates as estimated by the Bureau of the Census, (2)
6 any census tract with a poverty rate of at least 20 percent
7 as measured by the 2014-2018 5-year data series available
8 from the American Community Survey of the Census Bu-
9 reau, or (3) any territory or possession of the United
10 States: *Provided further*, That grants awarded under the
11 preceding 2 provisos shall not be subject to a minimum
12 grant size: *Provided further*, That not less than 10 percent
13 of the amounts made available under this heading in this
14 title shall be used for activities that improve water and
15 energy efficiency, or reduce the risk of harm to occupants
16 or property from natural hazards: *Provided further*, That
17 of the amounts made available under this heading in this
18 title, up to 0.5 percent may be transferred to “Department
19 of Housing and Urban Development, Program Offices—
20 Community Planning and Development” for necessary
21 costs of administering and overseeing the obligation and
22 expenditure of amounts under this heading in this title,
23 to remain available until September 30, 2028: *Provided*
24 *further*, That such amount is designated by the Congress
25 as being for an emergency requirement pursuant to sec-

1 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
2 gency Deficit Control Act of 1985.

3 SELF-HELP AND ASSISTED HOMEOWNERSHIP

4 OPPORTUNITY PROGRAM

5 For an additional amount for the “Self-Help and As-
6 sisted Homeownership Opportunity Program”, as author-
7 ized under section 11 of the Housing Opportunity Pro-
8 gram Extension Act of 1996, as amended, \$55,000,000,
9 to remain available until September 30, 2023: *Provided*,
10 That such additional amount shall be subject to the provi-
11 sions under this heading in title II of this Act, except as
12 modified by this heading in this title: *Provided further*,
13 That of the amount provided under this heading in this
14 title, \$10,000,000 shall be made available to the Self-Help
15 Homeownership Opportunity Program: *Provided further*,
16 That of the amount provided under this heading in this
17 title, \$40,000,000 shall be made available for the second,
18 third, and fourth capacity building activities authorized
19 under section 4(a) of the HUD Demonstration Act of
20 1993 (42 U.S.C. 9816 note), of which not less than
21 \$5,000,000 shall be made available for rural capacity
22 building activities: *Provided further*, That of the amount
23 provided under this heading in this title, \$5,000,000 shall
24 be made available for capacity building by national rural
25 housing organizations: *Provided further*, That such

1 amount is designated by the Congress as being for an
2 emergency requirement pursuant to section
3 251(b)(2)(A)(i) of the Balanced Budget and Emergency
4 Deficit Control Act of 1985.

5 HOUSING PROGRAMS
6 ASSISTED HOUSING INVESTMENTS
7 (INCLUDING TRANSFER OF FUNDS)

8 For assistance to owners of properties receiving
9 project-based subsidy contracts under the United States
10 Housing Act of 1937 (42 U.S.C. 1437 et seq.),
11 \$750,000,000, to remain available until September 30,
12 2024: *Provided*, That funds provided under this heading
13 in this title shall be for competitive grants for capital im-
14 provements to such properties: *Provided further*, That not
15 less than \$250,000,000 of the grants made available
16 under this heading in this title shall be for grants for ac-
17 tivities that mitigate threats to the health and safety of
18 residents; reduce lead-based paint hazards, and other
19 housing related hazards including carbon monoxide,
20 radon, or mold; improve water and energy efficiency; or
21 reduce the risk of harm to occupants or property from
22 natural hazards: *Provided further*, That projects funded
23 with grants provided under this heading in this title must
24 comply with the requirements of subchapter IV of chapter
25 31 of title 40, United States Code: *Provided further*, That

1 such grants shall be provided through the policies, proce-
2 dures, contracts, and transactional infrastructure of the
3 authorized programs administered by the Department of
4 Housing and Urban Development, on such terms and con-
5 ditions as the Secretary of Housing and Urban Develop-
6 ment deems appropriate to ensure the maintenance and
7 preservation of the property, the continued operation and
8 maintenance of energy efficiency technologies, and the
9 timely expenditure of funds: *Provided further*, That the
10 grants shall include a financial assessment and physical
11 inspection of such property: *Provided further*, That eligible
12 owners must have at least a satisfactory management re-
13 view rating, be in substantial compliance with applicable
14 performance standards and legal requirements, and com-
15 mit to an additional period of affordability determined by
16 the Secretary, but of not fewer than 15 years: *Provided*
17 *further*, That in administering funds appropriated or oth-
18 erwise made available under this heading in this title, the
19 Secretary may waive or specify alternative requirements
20 for any provision of any statute or regulation in connection
21 with the obligation by the Secretary or the use of these
22 funds (except for requirements related to fair housing,
23 nondiscrimination, labor standards, and the environment),
24 upon a finding that such a waiver is necessary to expedite
25 or facilitate the use of such funds: *Provided further*, That

1 of the amounts made available under this heading in this
2 title, up to 0.5 percent may be transferred to “Department
3 of Housing and Urban Development, Program Offices—
4 Office of Housing” for necessary costs of administering
5 and overseeing the obligation and expenditure of amounts
6 under this heading in this title, to remain available until
7 September 30, 2028: *Provided further*, That such amount
8 is designated by the Congress as being for an emergency
9 requirement pursuant to section 251(b)(2)(A)(i) of the
10 Balanced Budget and Emergency Deficit Control Act of
11 1985.

12 HOUSING FOR THE ELDERLY

13 (INCLUDING TRANSFER OF FUNDS)

14 For an additional amount for assistance for “Hous-
15 ing for the Elderly” as authorized by section 202 of the
16 Housing Act of 1959, as amended, \$750,000,000, to re-
17 main available until September 30, 2024, for use for cap-
18 ital advances under section 202(c)(1) of such Act and for
19 project rental assistance under section 202(c)(2) of such
20 Act in connection with such advances, including amend-
21 ments to contracts for such assistance, but not including
22 renewal of expiring contracts for such assistance: *Pro-*
23 *vided*, That such additional amount shall be subject to the
24 provisions under this heading in title II of this Act, except
25 as modified by this heading in this title: *Provided further*,

1 That not less than 10 percent of the amounts made avail-
2 able under this heading in this title shall be used for activi-
3 ties that improve water and energy efficiency, or reduce
4 the risk of harm to occupants or property from natural
5 hazards: *Provided further*, That of the amounts made
6 available under this heading in this title, up to 0.5 percent
7 may be transferred to “Department of Housing and
8 Urban Development, Program Offices—Office of Hous-
9 ing” for necessary costs of administering and overseeing
10 the obligation and expenditure of amounts under this
11 heading in this title, to remain available until September
12 30, 2028: *Provided further*, That such amount is des-
13 ignated by the Congress as being for an emergency re-
14 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
15 anced Budget and Emergency Deficit Control Act of 1985.

16 HOUSING FOR PERSONS WITH DISABILITIES

17 (INCLUDING TRANSFER OF FUNDS)

18 For an additional amount for “Housing for Persons
19 with Disabilities”, for assistance for supportive housing
20 for persons with disabilities, as authorized by section 811
21 of the Cranston-Gonzalez National Affordable Housing
22 Act (42 U.S.C. 8013), \$179,000,000, to remain available
23 until September 30, 2024, to provide for additional capital
24 advances and project rental assistance for supportive
25 housing for persons with disabilities under section

1 811(b)(2) of such Act: *Provided*, That such additional
2 amount shall be subject to the provisions under this head-
3 ing in title II of this Act, except as modified by this head-
4 ing in this title: *Provided further*, That not less than 10
5 percent of the amounts made available under this heading
6 in this title shall be used for activities that improve water
7 and energy efficiency, or reduce the risk of harm to occu-
8 pants or property from natural hazards: *Provided further*,
9 That of the amounts made available under this heading
10 in this title, up to 0.5 percent may be transferred to “De-
11 partment of Housing and Urban Development, Program
12 Offices—Office of Housing” for necessary costs of admin-
13 istering and overseeing the obligation and expenditure of
14 amounts under this heading in this title, to remain avail-
15 able until September 30, 2028: *Provided further*, That
16 such amount is designated by the Congress as being for
17 an emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

21 HOMES

22 LEAD HAZARD REDUCTION

23 For an additional amount for the “Lead Hazard Re-
24 duction Program”, as authorized by section 1011 of the
25 Residential Lead-Based Paint Hazard Reduction Act of

1 1992, \$100,000,000, to remain available until September
2 30, 2023, of which \$25,000,000 shall be for the Healthy
3 Homes Initiative, pursuant to sections 501 and 502 of the
4 Housing and Urban Development Act of 1970: *Provided*,
5 That such additional amount shall be subject to the provi-
6 sions under this heading in title II of this Act, except as
7 modified by this heading in this title: *Provided further*,
8 That not less than \$40,000,000 of the amounts made
9 available under this heading in this title for the award of
10 grants pursuant to section 1011 of the Residential Lead-
11 Based Paint Hazard Reduction Act of 1992 shall be pro-
12 vided to areas with the highest lead-based paint abatement
13 needs: *Provided further*, That not less than \$10,000,000
14 of the amounts made available under this heading in this
15 title for the Healthy Homes Initiative, the Secretary shall
16 give priority to applicants who have partnerships with
17 grantees of the Department of Energy’s Weatherization
18 Assistance Program: *Provided further*, That such amount
19 is designated by the Congress as being for an emergency
20 requirement pursuant to section 251(b)(2)(A)(i) of the
21 Balanced Budget and Emergency Deficit Control Act of
22 1985.

23 CYBERSECURITY AND INFORMATION TECHNOLOGY FUND

24 For an additional amount for “Cybersecurity and In-
25 formation Technology Fund”, \$100,000,000, to remain

1 available until September 30, 2023: *Provided*, That the
2 amount made available under this heading in this title
3 shall be for the development, modernization, and enhance-
4 ment of, modifications to, and infrastructure for cyberse-
5 curity support, operations, controls, and documentation;
6 multifamily housing IT modernization; and resolving open
7 Office of Inspector General and Government Account-
8 ability Office recommendations: *Provided further*, That
9 such amount is designated by the Congress as being for
10 an emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 OFFICE OF INSPECTOR GENERAL

14 For an additional amount for the necessary salaries
15 and expenses of the “Office of Inspector General” in car-
16 rying out the Inspector General Act of 1978, as amended,
17 \$7,500,000, to remain available until expended: *Provided*,
18 That the Inspector General shall have independent author-
19 ity over all personnel issues within this office: *Provided*
20 *further*, That such amount is designated by the Congress
21 as being for an emergency requirement pursuant to sec-
22 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
23 gency Deficit Control Act of 1985.

1 carry out activities provided under this heading in this
2 title: *Provided further*, That not less than 10 percent of
3 the amounts made available under this heading in this title
4 shall be used for activities that improve water and energy
5 efficiency, or reduce the risk of harm to occupants or prop-
6 erty from natural hazards: *Provided further*, That such
7 amount is designated by the Congress as being for an
8 emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 GENERAL PROVISIONS—ADDITIONAL INFRASTRUCTURE

12 INVESTMENTS

13 SEC. 501. (a) Notwithstanding any other provision
14 of law and in a manner consistent with other provisions
15 in this title, all laborers and mechanics employed by con-
16 tractors and subcontractors on projects funded directly by
17 or assisted in whole or in part by and through the Federal
18 Government pursuant to this title shall be paid wages at
19 rates not less than those prevailing on projects of a char-
20 acter similar in the locality as determined by the Secretary
21 of Labor in accordance with subchapter IV of chapter 31
22 of title 40, United States Code. With respect to the labor
23 standards specified in this section, the Secretary of Labor
24 shall have the authority and functions set forth in Reorga-
25 nization Plan Numbered 14 of 1950 (64 Stat. 1267; 5

1 U.S.C. App.) and section 63145 of title 40, United States
2 Code.

3 (b) Subsection (a) shall not apply to tribal contracts
4 entered into by the Department of Housing and Urban
5 Development with amounts made available under the
6 headings “Native American Programs” and “Native Ha-
7 waiian Housing Block Grant” in this title.

8 (c) The amounts provided by this section are des-
9 ignated by the Congress as being for an emergency re-
10 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
11 anced Budget and Emergency Deficit Control Act of 1985.

12 SEC. 502. For amounts made available in this title
13 under the headings “Northeast Corridor Grants to the Na-
14 tional Railroad Passenger Corporation” and “National
15 Network Grants to the National Railroad Passenger Cor-
16 poration”, the Secretary of Transportation may not waive
17 the requirements under section 24312 of title 49, United
18 States Code, and section 24305(f) of title 49, United
19 States Code: *Provided*, That for amounts made available
20 in this title under such headings the Secretary shall re-
21 quire the National Railroad Passenger Corporation to
22 comply with the Railway Retirement Act of 1974 (45
23 U.S.C. 231 et seq.), the Railway Labor Act (45 U.S.C.
24 151 et seq.), and the Railroad Unemployment Insurance
25 Act (45 U.S.C. 351 et seq.): *Provided further*, That the

1 amounts made available in this title under such headings
2 shall be used by the National Railroad Passenger Corpora-
3 tion to prevent employee furloughs: *Provided further*, That
4 none of the funds made available in this title under such
5 headings may be used by the National Railroad Passenger
6 Corporation to reduce the frequency of rail service on any
7 long-distance route or State-supported route (as such
8 terms are defined in section 24102 of title 49, United
9 States Code) below frequencies for such routes in fiscal
10 year 2019, except in an emergency, during maintenance
11 or construction outages impacting such routes, or at the
12 request of the State or States supporting such State-sup-
13 ported routes.

14 This Act may be cited as the “Transportation, Hous-
15 ing and Urban Development, and Related Agencies Appro-
16 priations Act, 2021”.

H:\XML\FY21\FY2021 THUD SUB.XML

[FULL COMMITTEE PRINT]

Union Calendar No. _____

116TH CONGRESS
2^D SESSION

H. R. _____

[Report No. 116-_____] _____

A BILL

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2021, and for other purposes.

, 2020

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed