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116TH CONGRESS
2D 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.
Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, 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, namely:

TITLE I

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

SALARIES AND EXPENSES

For necessary expenses of the Office of the Secretary, $126,174,000, of which not to exceed $3,360,000 shall be available for the immediate Office of the Secretary; not to exceed $1,200,000 shall be available for the immediate Office of the Deputy Secretary; not to exceed $22,210,000 shall be available for the Office of the General Counsel; not to exceed $11,797,000 shall be available for the Office of the Under Secretary of Transportation for Policy; not to exceed $16,394,000 shall be available for the Office of the Assistant Secretary for Budget and Programs; not to exceed $3,010,000 shall be available for the Office of the Assistant Secretary for Governmental Affairs; not to exceed $32,239,000 shall be available for the Office of the Assistant Secretary for Administration; not to exceed
ligation to any other program or recipient, until the final
determination of any litigation concerning such funds.

Sec. 194. None of the funds made available by this
Act shall be available to consolidate governmental affairs
activities across the Department of Transportation in the
Office of Governmental Affairs in the Office of the Sec-
retary or public affairs activities across the Department
of Transportation in the Office of Public Affairs in the
Office of the Secretary: Provided, That the operating ad-
ministrations of the Department of Transportation shall
not transfer personnel to the Office of Governmental Af-
fairs in the Office of the Secretary or the Office of Public
Affairs in the Office of the Secretary.

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

TITLE II
DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT
MANAGEMENT AND ADMINISTRATION
EXECUTIVE OFFICES

For necessary salaries and expenses for Executive Of-
fices, which shall be comprised of the offices of the Sec-
retary, Deputy Secretary, Adjudicatory Services, Congress-
sional and Intergovernmental Relations, Public Affairs,
Small and Disadvantaged Business Utilization, and the
Center for Faith-Based and Neighborhood Partnerships, $15,000,000, to remain available until September 30, 2022: Provided, That not to exceed $20,000 of the amount made available under this heading shall be available to the Secretary for official reception and representation expenses as the Secretary of Housing and Urban Development (in this title “the Secretary”) may determine: Provided further, That the Secretary shall issue the report required by House Report 114-129 not later than 30 days after the date of enactment of this Act: Provided further, that such report shall include (1) the Department’s strategy for continuing to ensure that lesbian, gay, bisexual, and transgender individuals have access to Department of Housing and Urban Development (in this title the “Department” or “HUD”) programs for which they are eligible, to be provided by the Office of Fair Housing and Equal Opportunity; and (2) the plan for disseminating this information to public housing agencies, to be provided by the Office of Public and Indian Housing: Provided further, That the amount made available under this heading for the “Office of the Secretary” shall be reduced by $10,000 for each day after the date that is 30 days after enactment of this Act that such report has not been submitted to the Congress.
ADMINISTRATIVE SUPPORT OFFICES

For necessary salaries and expenses for Administrative Support Offices, $600,000,000, to remain available until September 30, 2022: Provided, That of the amounts made available under this heading—

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

(2) not to exceed $109,044,000 shall be available for the Office of the General Counsel, of which not less than $18,700,000 shall be for the Departmental Enforcement Center;

(3) not to exceed $286,258,000 shall be available for the Office of the Assistant Secretary for Administration, of which not less than $20,000,000 shall be for modernizing the Weaver Building and space consolidation, to remain available until September 30, 2023;

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

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

(6) not less than $63,387,000 shall be available for the Office of the Chief Information Officer:
Provided further, That funds made available under this heading may be used for necessary administrative and non-administrative expenses of the Department, not otherwise provided for, including purchase of uniforms, or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; hire of passenger motor vehicles; and services as authorized by section 3109 of title 5, United States Code: Provided further, That notwithstanding any other provision of law, funds appropriated under this heading may be used for advertising and promotional activities that directly support program activities funded in this title: Provided further, That the Secretary shall provide the House and Senate Committees on Appropriations quarterly written notification regarding the status of pending congressional reports: Provided further, That the Secretary shall provide in electronic form all signed reports required by Congress: Provided further, That none of the funds made available under this heading for the Office of the Chief Financial Officer for the financial transformation initiative shall be available for obligation until after the Secretary publishes the necessary administrative requirements for amounts made available to provide enhanced or improved electrical power systems under the heading “Department of Housing and Urban Development—Community Development Fund” in Public
Law 115-123: Provided further, That only after the terms and conditions of the preceding proviso have been met, not more than 10 percent of the funds made available under this heading for the Office of the Chief Financial Officer for the financial transformation initiative may be obligated until the Secretary submits to the House and Senate Committees on Appropriations, for approval, a plan for expenditure that includes the financial and internal control capabilities to be delivered and the mission benefits to be realized, key milestones to be met, and the relationship between the proposed use of funds made available under this heading and the projected total cost and scope of the initiative.

PROGRAM OFFICES

For necessary salaries and expenses for Program Offices, $909,595,000, to remain available until September 30, 2022: Provided, That of the amounts made available under this heading—

(1) not to exceed $245,000,000 shall be available for the Office of Public and Indian Housing;

(2) not to exceed $138,290,000 shall be available for the Office of Community Planning and Development;

(3) not to exceed $400,000,000 shall be available for the Office of Housing, of which not less
than $12,300,000 shall be for the Office of Recap-
talization;

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

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

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

WORKING CAPITAL FUND

(INCLUDING TRANSFER OF FUNDS)

For the working capital fund for the Department
(“the Fund”), pursuant, in part, to section 7(f) of the De-
partment of Housing and Urban Development Act (42
U.S.C. 3535(f)), amounts transferred to the Fund under
this heading, including reimbursements pursuant to sec-
tion 7(f), shall be available only for Federal shared serv-
ices used by offices and agencies of the Department, and
for any such portion of any office or agency’s information
technology customer devices and support; talent manage-
ment; printing; records management; space renovation;
furniture; or supply services the Secretary has determined
shall be provided through the Fund, and for the oper-
atational expenses of the Fund: Provided, That amounts
from the Fund shall not be available to provide services not specifically authorized under this heading: Provided further, That upon a determination by the Secretary that any other service (or portion thereof) authorized under this heading shall be provided through the Fund, amounts made available under this title for salaries and expenses under the headings “Executive Offices”, “Administrative Support Offices”, “Program Offices”, and “Government National Mortgage Association”, for such services shall be transferred to the Fund, to remain available until expended: Provided further, That the Secretary shall notify the House and Senate Committees on Appropriations of its plans for executing such transfers at least 15 days in advance of such transfers: Provided further, That the Secretary may transfer not to exceed an additional $10,000,000, in aggregate, from all such appropriations, to be merged with the Fund and to remain available until expended for any purpose under this heading.

PUBLIC AND INDIAN HOUSING

TENANT-BASED RENTAL ASSISTANCE

For activities and assistance for the provision of tenant-based rental assistance authorized under the United States Housing Act of 1937, as amended (42 U.S.C. 1437 et seq.) (in this title “the Act”), not otherwise provided for, $25,739,312,000, to remain available until expended,
which shall be available on October 1, 2020 (in addition
to the $4,000,000,000 previously appropriated under this
heading that shall be available on October 1, 2020), and
$4,000,000,000, to remain available until expended, which
shall be available on October 1, 2021: Provided, That the
amounts made available under this heading are provided
as follows:

(1) $22,852,000,000 shall be for renewals of
expiring section 8 tenant-based annual contributions
contracts (including renewals of enhanced vouchers
under any provision of law authorizing such assist-
ance under section 8(t) of the Act and as authorized
under 613(b) of the Cranston-Gonzales National Af-
fordable Housing Act (12 U.S.C. 4125(b))) and in-
cluding renewal of other special purpose incremental
vouchers: Provided, That notwithstanding any other
provision of law, from amounts provided under this
paragraph and any carryover, the Secretary shall for
the calendar year 2021 funding cycle, provide re-
newal funding for each public housing agency based
on validated voucher management system (VMS)
leasing and cost data for the prior calendar year and
by applying an inflation factor as established by the
Secretary, by notice published in the Federal Reg-
ister, and by making any necessary adjustments for
the costs associated with the first-time renewal of
vouchers under this paragraph including tenant pro-
tection and Choice Neighborhoods vouchers: Pro-
vided further, That none of the funds provided under
this paragraph may be used to fund a total number
of unit months under lease that exceeds a public
housing agency’s authorized level of units under con-
tract, except for public housing agencies partici-
pating in the Moving to Work (in this title “MTW”)
demonstration, which shall instead be governed by
the terms and conditions of their MTW agreements:
Provided further, That the Secretary shall, to the ex-
tent necessary not to exceed the amount specified
under this paragraph (except as otherwise modified
under this paragraph), prorate each public housing
agency’s allocation otherwise established pursuant to
this paragraph: Provided further, That except as
provided in the succeeding provisos, the entire
amount specified under this paragraph (except as
otherwise modified under this paragraph) shall be
obligated to the public housing agencies based on the
allocation and pro rata method described above, and
the Secretary shall notify public housing agencies of
their annual budgets by the latter of 60 days after
enactment of this Act or March 1, 2021: Provided
further, That the Secretary may extend the notification period under the preceding proviso with the prior written approval of the House and Senate Committees on Appropriations: Provided further, That public housing agencies participating in the MTW demonstration shall be funded pursuant to their MTW agreements and shall be subject to the same pro rata adjustments under the preceding provisos: Provided further, That the Secretary may offset public housing agencies’ calendar year 2021 allocations based on the excess amounts of public housing agencies’ net restricted assets accounts, including HUD-held programmatic reserves (in accordance with VMS data in calendar year 2020 that is verifiable and complete), as determined by the Secretary: Provided further, That public housing agencies participating in the MTW demonstration shall also be subject to the offset, as determined by the Secretary, excluding amounts subject to the single fund budget authority provisions of their MTW agreements, from the agencies’ calendar year 2021 MTW funding allocation: Provided further, That the Secretary shall use any offset referred to in the preceding two provisos throughout the calendar year to prevent the termination of rental assistance for fam-
ilies as the result of insufficient funding, as determined by the Secretary, and to avoid or reduce the proration of renewal funding allocations: Provided further, That up to $100,000,000 shall be available only: (A) for adjustments in the allocations for public housing agencies, after application for an adjustment by a public housing agency that experienced a significant increase, as determined by the Secretary, in renewal costs of vouchers resulting from unforeseen circumstances or from portability under section 8(r) of the Act; (B) for vouchers that were not in use during the previous 12-month period in order to be available to meet a commitment pursuant to section 8(o)(13) of the Act; (C) for adjustments for costs associated with HUD-Veterans Affairs Supportive Housing (HUD-VASH) vouchers under section 8(o)(19) of the Act; (D) for public housing agencies that despite taking reasonable cost savings measures, as determined by the Secretary, would otherwise be required to terminate rental assistance for families as a result of insufficient funding; (E) for adjustments in the allocations for public housing agencies that (i) are leasing a lower-than-average percentage of their authorized vouchers, (ii) have low amounts of budget authority in their net restricted
assets accounts and HUD-held programmatic re-
erves, relative to other agencies, and (iii) are not
participating in the Moving to Work demonstration,
to enable such agencies to lease more vouchers; and
(F) for public housing agencies that have experi-
enced increased costs or loss of units in an area for
which the President declared a disaster under title
IV of the Robert T. Stafford Disaster Relief and
Emergency Assistance Act (42 U.S.C. 5170 et seq.):

Provided further, That the Secretary shall allocate
amounts under the preceding proviso based on need,
as determined by the Secretary;

(2) $125,000,000 shall be for section 8 rental
assistance for relocation and replacement of housing
units that are demolished or disposed of pursuant to
section 18 of the Act, conversion of section 23
projects to assistance under section 8, the family
unification program under section 8(x) of the Act,
relocation of witnesses in connection with efforts to
combat crime in public and assisted housing pursu-
ant to a request from a law enforcement or prosecu-
tion agency, enhanced vouchers under any provision
of law authorizing such assistance under section 8(t)
of the Act, Choice Neighborhood vouchers, manda-
tory and voluntary conversions, and tenant protec-
tion assistance including replacement and relocation assistance or for project-based assistance to prevent the displacement of unassisted elderly tenants currently residing in properties financed under section 202 of the Housing Act of 1959 (12 U.S.C. 1701q) between 1959 and 1974 that are refinanced pursuant to Public Law 106-569 or under the authority as provided under this Act: Provided, That when a public housing development is submitted for demolition or disposition under section 18 of the Act, the Secretary may provide section 8 rental assistance when the units pose an imminent health and safety risk to residents: Provided further, That the Secretary may only provide replacement vouchers for units that were occupied within the previous 24 months that cease to be available as assisted housing, subject only to the availability of funds: Provided further, That of the amounts provided in this paragraph, at least $5,000,000 may be available to provide tenant protection assistance, not otherwise provided under this paragraph, to residents residing in low vacancy areas and who may have to pay rents greater than 30 percent of household income, as the result of: (A) the maturity of a HUD-insured, HUD-held, or section 202 loan that requires the permis-
sion of the Secretary prior to loan prepayment; (B) the expiration of a rental assistance contract for which the tenants are not eligible for enhanced voucher or tenant protection assistance under existing law; or (C) the expiration of affordability restrictions accompanying a mortgage or preservation program administered by the Secretary: Provided further, That such tenant protection assistance made available under the preceding proviso may be provided under the authority of section 8(t) or section 8(o)(13) of the United States Housing Act of 1937 (42 U.S.C. 1437f(t), (o)(13)): Provided further, That the Secretary shall issue guidance to implement the preceding provisos, including requirements for defining eligible at-risk households within 60 days of the enactment of this Act: Provided further, That any tenant protection voucher made available from amounts provided in this paragraph shall not be re-issued by any public housing agency, except the replacement vouchers as defined by the Secretary by notice, when the initial family that received any such voucher no longer receives such voucher, and the authority for any public housing agency to issue any such voucher shall terminate: Provided further, That the Secretary may provide section 8 rental assist-
ance from amounts provided in this paragraph for units assisted under a project-based subsidy contract funded under the “Project-Based Rental Assistance” heading under this title if the owner has received a Notice of Default and the units pose an imminent health and safety risk to residents: *Provided further,*
That to the extent that the Secretary determines that such units are not feasible for continued rental assistance payments or transfer of the subsidy contract associated with such units to another project or projects and owner or owners, any remaining amounts associated with such units under such contract shall be recaptured and used to reimburse amounts used under this paragraph for rental assistance under the preceding proviso;

(3) $2,154,812,000 shall be for administrative and other expenses of public housing agencies in administering the section 8 tenant-based rental assistance program, of which up to $30,000,000 shall be available to the Secretary to allocate to public housing agencies that need additional funds to administer their section 8 programs, including fees associated with section 8 tenant protection rental assistance, the administration of disaster related vouchers, HUD-VASH vouchers, and other special purpose in-
incremental vouchers: Provided, That not less than $2,124,812,000 of the amount provided in this paragraph shall be allocated to public housing agencies for the calendar year 2021 funding cycle based on section 8(q) of the Act (and related appropriation Act provisions) as in effect immediately before the enactment of the Quality Housing and Work Responsibility Act of 1998 (Public Law 105-276): Provided further, That if the amounts provided in this paragraph are insufficient to pay the amounts determined under the preceding proviso, the Secretary may decrease the amounts allocated to agencies by a uniform percentage applicable to all agencies receiving funding under this paragraph or may, to the extent necessary to provide full payment of amounts determined under the preceding proviso, utilize unobligated balances, including recaptures and carryovers, remaining from funds appropriated to the Department of Housing and Urban Development under this heading from prior fiscal years, excluding special purpose vouchers, notwithstanding the purposes for which such amounts were appropriated: Provided further, That all public housing agencies participating in the MTW demonstration shall be funded pursuant to their MTW agreements, and
shall be subject to the same uniform percentage decrease as under the preceding proviso: Provided further, That amounts provided in this paragraph shall be only for activities related to the provision of tenant-based rental assistance authorized under section 8, including related development activities;

(4) $310,000,000 shall be for the renewal of tenant-based assistance contracts under section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), including necessary administrative expenses: Provided, That administrative and other expenses of public housing agencies in administering the special purpose vouchers under this paragraph shall be funded under the same terms and be subject to the same pro rata reduction as the percent decrease for administrative and other expenses to public housing agencies under paragraph (3) of this heading: Provided further, That up to $10,000,000 shall be available only (A) for adjustments in the allocations for public housing agencies, after applications for such an adjustment by a public housing agency that experienced a significant increase, as determined by the Secretary, in Mainstream renewal costs resulting from unforeseen circumstances, and (B) for public housing agencies
that despite taking reasonable cost saving measures, as determined by the Secretary, would otherwise be required to terminate the rental assistance for Mainstream families as a result of insufficient funding: 

*Provided further,* That the Secretary shall allocate amounts under the preceding proviso based on need, as determined by the Secretary: *Provided further,* That upon turnover, section 811 special purpose vouchers funded under this heading in this or prior Acts, or under any other heading in prior Acts, shall be available for non-elderly persons with disabilities;

(5) $2,500,000 shall be for rental assistance and associated administrative fees for the Tribal HUD–VASH program to serve Native American veterans that are homeless or at-risk of homelessness living on or near a reservation or other Indian areas: *Provided,* That amounts provided in this paragraph shall be made available for renewal grants to recipients that received assistance under prior Acts under the Tribal HUD–VASH program: *Provided further,* That the Secretary may specify criteria for renewal grants, including data on the utilization of assistance reported by grant recipients: *Provided further,* That such assistance shall be administered in accordance with program requirements under the Na-
tive American Housing Assistance and Self-Deter-
mination Act of 1996 (25 U.S.C. 4101 et seq.) and
modeled after the HUD–VASH program: Provided

further, That the Secretary may waive, or specify al-
ternative requirements for, any provision of any stat-
ute or regulation that the Secretary administers in
connection with the use of amounts provided in this
paragraph (except for requirements related to fair
housing, nondiscrimination, labor standards, and the
environment), upon a finding by the Secretary that
any such waivers or alternative requirements are
necessary for the effective delivery and administra-
tion of such assistance: Provided further, That grant
recipients shall report to the Secretary on utilization
of such rental assistance and other program data, as
prescribed by the Secretary: Provided further, That
the Secretary may reallocate, as determined by the
Secretary, amounts returned or recaptured from
awards under the Tribal HUD-VASH program
under prior Acts to existing recipients under the
Tribal HUD-VASH program;

(6) $20,000,000 shall be for incremental rental
voucher assistance for use through a supported
housing program administered in conjunction with
the Department of Veterans Affairs as authorized
under section 8(o)(19) of the United States Housing
Act of 1937: Provided, That the Secretary shall
make such funding available, notwithstanding sec-
tion 203 of this title (competition provision), to pub-
lic housing agencies that partner with eligible VA
Medical Centers or other entities as designated by
the Secretary of the Department of Veterans Affairs,
based on geographical need for such assistance as
identified by the Secretary of Veterans Affairs, pub-
lic housing agency administrative performance, and
other factors as specified by the Secretary of Hous-
ing and Urban Development in consultation with the
Secretary of Veterans Affairs: Provided further, That
the Secretary of Housing and Urban Development
may waive, or specify alternative requirements for
(in consultation with the Secretary of Veterans Af-
fairs), any provision of any statute or regulation
that the Secretary of Housing and Urban Develop-
ment administers in connection with the use of
funds provided in this paragraph (except for require-
ments related to fair housing, nondiscrimination,
labor standards, and the environment), upon a find-
ing by the Secretary that any such waivers or alter-
native requirements are necessary for the effective
delivery and administration of such voucher assist-
ance: Provided further, That assistance made available under this paragraph shall continue to remain available for homeless veterans upon turnover;

(7) $25,000,000 shall be for the family unification program authorized under section 8(x) of the Act: Provided, That the amounts provided in this paragraph shall be provided as follows:

(A) $5,000,000 shall be for new incremental voucher assistance: Provided, That the assistance made available under this subparagraph shall continue to remain available for family unification upon turnover; and

(B) $20,000,000 shall be for new incremental voucher assistance to assist eligible youths as defined by such section 8(x)(2)(B): Provided, That assistance made available under this subparagraph shall continue to remain available for such eligible youths upon turnover:

Provided further, That of the total amount made available under this subparagraph, up to $10,000,000 shall be available on a noncompetitive basis to public housing agencies that partner with public child welfare agencies to identify such eligible youths, that request such assistance to timely assist such eligible youths,
and that meet any other criteria as specified by
the Secretary: Provided further, That the Sec-
retary shall review utilization of the assistance
made available under the preceding proviso, at
an interval to be determined by the Secretary,
and unutilized voucher assistance that is no
longer needed shall be recaptured by the Sec-
retary and reallocated pursuant to the pre-
ceding proviso: Provided further, That for any
public housing agency administering voucher
assistance appropriated in a prior Act under the
family unification program, or made available
and competitively selected under this para-
graph, that determines that it no longer has an
identified need for such assistance upon turn-
over, such agency shall notify the Secretary,
and the Secretary shall recapture such assist-
ance from the agency and reallocate it to any
other public housing agency or agencies based
on need for voucher assistance in connection
with such specified program or eligible youths,
as applicable; and

(8) $250,000,000 shall be for incremental rent-
al voucher assistance under section 8(o) of the
United States Housing Act of 1937 for use by indi-
individuals and families who are homeless, as defined in section 103(a) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11302(a)), at risk of homelessness, as defined in section 401(1) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11360(1)), or fleeing, or attempting to flee, domestic violence, dating violence, sexual assault, or stalking or for veterans and families that include a veteran family member: Provided, That of such amount not less than $40,000,000 shall be available for individuals and families who are fleeing, or attempting to flee, domestic violence, dating violence, sexual assault, or stalking, and not less than $40,000,000 shall be available for veterans and families that include a veteran family member: Provided further, That the Secretary shall make such funding available, notwithstanding section 203 of this title (competition provision) to public housing agencies that partner with eligible Continuums of Care or other entities as designated by the Secretary, based on geographical need of such assistance, public housing agency administrative performance, and other factors as specified by the Secretary: Provided further, That, the Secretary shall give preference to applicants that demonstrate a strategy to coordinate as-
sistance with services available in the community:

*Provided further*, That the Secretary may waive, or specify alternative requirements for, any provision or statute or regulation that the Secretary administers in connection with the use of funds made available under this paragraph (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment) upon a finding by the Secretary that any such waivers or alternative requirements are necessary for the effective delivery and administration of such voucher assistance: *Provided further*, That none of the funds provided in this paragraph may be used to require people experiencing homelessness to receive treatment or perform any other prerequisite activities as a condition for receiving shelter, housing or other services: *Provided further*, That the Secretary shall issue guidance to implement the preceding proviso.

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

**HOUSING CERTIFICATE FUND**

**(INCLUDING RESCISSIONS)**

Unobligated balances, including recaptures and carryover, remaining from funds appropriated to the Department of Housing and Urban Development under this
heading, the heading “Annual Contributions for Assisted Housing” and the heading “Project-Based Rental Assistance”, for fiscal year 2021 and prior years may be used for renewal of or amendments to section 8 project-based contracts and for performance-based contract administrators, notwithstanding the purposes for which such funds were appropriated: Provided, That any obligated balances of contract authority from fiscal year 1974 and prior fiscal years that have been terminated shall be rescinded: Provided further, That amounts heretofore recaptured, or recaptured during the current fiscal year, from section 8 project-based contracts from source years fiscal year 1975 through fiscal year 1987 are hereby rescinded, and an amount of additional new budget authority, equivalent to the amount rescinded is hereby appropriated, to remain available until expended, for the purposes set forth under this heading, in addition to amounts otherwise available.

PUBLIC HOUSING CAPITAL FUND

For the Public Housing Capital Fund Program to carry out capital and management activities for public housing agencies, as authorized under section 9 of the Act (42 U.S.C. 1437g) $3,180,000,000, to remain available until September 30, 2024: Provided, That notwithstanding any other provision of law or regulation, during fiscal year 2021, the Secretary may not delegate to any Department
official other than the Deputy Secretary and the Assistant Secretary for Public and Indian Housing any authority under paragraph (2) of section 9(j) regarding the extension of the time periods under such section: Provided further, That for purposes of such section 9(j), the term “obligate” means, with respect to amounts, that the amounts are subject to a binding agreement that will result in outlays, immediately or in the future: Provided further, That of the total amount made available under this heading, up to $23,000,000 shall be to support ongoing public housing financial and physical assessment activities: Provided further, That of the total amount made available under this heading, up to $1,000,000 shall be to support the costs of administrative and judicial receiverships: Provided further, That of the total amount provided under this heading, not to exceed $74,650,000 shall be available for the Secretary to make grants, notwithstanding section 203 of this Act, to public housing agencies for emergency capital needs including safety and security measures necessary to address crime and drug-related activity and needs resulting from unforeseen or unpreventable emergencies and natural disasters excluding Presidentially declared emergencies and natural disasters under the Robert T. Stafford Disaster Relief and Emergency Act (42 U.S.C. 5121 et seq.) occurring in fiscal year 2021, of which
$34,650,000 shall be available for public housing agencies under administrative and judicial receiverships or under the control of a Federal monitor: Provided further, That of the amount made available under the preceding proviso, not less than $20,000,000 shall be for safety and security measures: Provided further, That in addition to the amount in the preceding proviso for such safety and security measures, any amounts that remain available, after all applications received on or before September 30, 2022, for emergency capital needs have been processed, shall be allocated to public housing agencies for such safety and security measures: Provided further, That with respect to amounts made available under this heading, the limitation in section 9(g)(1) of the Act shall be applied by substituting 25 percent for the percentage specified in such section: Provided further, That the Secretary may waive the limitation in the preceding proviso to allow public housing agencies to fund activities authorized under section 9(e)(1)(C) of the Act: Provided further, That the Secretary shall notify public housing agencies requesting waivers under the preceding proviso if the request is approved or denied within 14 days of submitting the request: Provided further, That from the funds made available under this heading, the Secretary shall provide bonus awards in fiscal year 2021 to public housing agencies that
are designated high performers: Provided further, That the
Department shall notify public housing agencies of their
formula allocation within 60 days of enactment of this Act:
Provided further, That of the total amount provided under
this heading, $125,000,000 shall be for competitive grants
to public housing agencies to evaluate and reduce lead-
based paint hazards and other housing-related hazards in-
cluding carbon monoxide (including for activities sup-
porting the installation and replacement of carbon mon-
oxide alarms or of combination smoke detector-carbon
monoxide alarm devices) and mold in public housing: Pro-
vided further, That of the amounts available under the pre-
ceding proviso, not less than $25,000,000 shall be for
competitive grants to public housing agencies to evaluate
and reduce lead-based paint hazards in public housing by
carrying out the activities of risk assessments, abatement,
and interim controls (as those terms are defined in section
1004 of the Residential Lead-Based Paint Hazard Reduce-
tion Act of 1992 (42 U.S.C. 4851b)): Provided further,
That of the total amount made available under this head-
ing, up to $30,000,000 shall be available until September
30, 2023 for competitive grants to public housing agencies
(in this title “PHAs”), including agencies participating in
the MTW demonstration, for full lead service line replace-
ment, with eligibility limited to PHAs where the relevant
public water system will undergo or has recently undertaken a comprehensive water main replacement program:

Provided further, That for purposes of environmental review, a grant under the preceding three provisos shall be considered funds for projects or activities under title I of the United States Housing Act of 1937 (42 U.S.C. 1437 et seq.) for purposes of section 26 of such Act (42 U.S.C. 1437x) and shall be subject to the regulations implementing such section: Provided further, That for funds made available under the preceding four provisos, the Secretary shall allow a PHA to apply for up to 20 percent of the funds made available under the first two of such provisos and prioritize need when awarding grants: Provided further, That $5,000,000 of the amounts made available under this heading shall be for a radon testing and mitigation resident safety demonstration program (the radon demonstration) in public housing: Provided further, That the testing method, mitigation method, or action level used under the radon demonstration shall be as specified by applicable State or local law, if such law is more protective of human health or the environment than the method or level specified by the Secretary: Provided further, That $25,000,000 of the amounts made available under this heading shall be for competitive grants to pub-
lic housing agencies for the installation of automatic sprinkler systems.

PUBLIC HOUSING OPERATING FUND

For 2021 payments to public housing agencies for the operation and management of public housing, as authorized by section 9(e) of the United States Housing Act of 1937 (42 U.S.C. 1437g(e)), $4,649,000,000, to remain available until September 30, 2022: Provided, That of the total amount made available under this heading, $25,000,000 shall be available to the Secretary to allocate pursuant to a need-based application process notwithstanding section 203 of this title and not subject to the Operating Fund formula under part 990 of title 24, Code of Federal Regulations to public housing agencies that experience financial insolvency, as determined by the Secretary: Provided further, That after all such insolvency needs are met, the Secretary may distribute any remaining funds to all public housing agencies on a pro-rata basis pursuant to the Operating Fund formula under part 990 of title 24, Code of Federal Regulations.

CHOICE NEIGHBORHOODS INITIATIVE

For competitive grants under the Choice Neighborhoods Initiative (subject to section 24 of the United States Housing Act of 1937 (42 U.S.C. 1437v) unless otherwise specified under this heading), for transformation, rehabilita-
tation, and replacement housing needs of both public and
HUD-assisted housing and to transform neighborhoods of
poverty into functioning, sustainable mixed income neigh-
borhoods with appropriate services, schools, public assets,
transportation and access to jobs, $250,000,000, to re-
main available until September 30, 2023: Provided, That
grant funds may be used for resident and community serv-
ices, community development, and affordable housing
needs in the community, and for conversion of vacant or
foreclosed properties to affordable housing: Provided fur-
ther, That the use of funds made available under this
heading shall not be deemed to be for public housing not-
withstanding section 3(b)(1) of such Act: Provided further,
That grantees shall commit to an additional period of af-
fordability determined by the Secretary of not fewer than
20 years: Provided further, That grantees shall provide a
match in State, local, other Federal or private funds: Pro-
vided further, That grantees may include local govern-
ments, tribal entities, public housing agencies, and non-
profit organizations: Provided further, That for-profit de-
velopers may apply jointly with a public entity: Provided
further, That for purposes of environmental review, a
grantee shall be treated as a public housing agency under
section 26 of the United States Housing Act of 1937 (42
U.S.C. 1437x), and grants made with amounts available
under this heading shall be subject to the regulations issued by the Secretary to implement such section: Provided further, That of the amount provided under this heading, not less than $125,000,000 shall be awarded to public housing agencies: Provided further, That such grantees shall create partnerships with other local organizations, including assisted housing owners, service agencies, and resident organizations: Provided further, That the Secretary shall consult with the Secretaries of Education, Labor, Transportation, Health and Human Services, Agriculture, and Commerce, the Attorney General, and the Administrator of the Environmental Protection Agency to coordinate and leverage other appropriate Federal resources: Provided further, That not more than $5,000,000 of funds made available under this heading may be provided as grants to undertake comprehensive local planning with input from residents and the community: Provided further, That unobligated balances, including recaptures, remaining from funds appropriated under the heading “Revitalization of Severely Distressed Public Housing (HOPE VI)” in fiscal year 2011 and prior fiscal years may be used for purposes under this heading, notwithstanding the purposes for which such amounts were appropriated: Provided further, That the Secretary shall issue the Notice of Funding Availability for funds made
available under this heading not later than 90 days after enactment of this Act: *Provided further*, That the Secretary shall make grant awards not later than one year after the date of enactment of this Act in such amounts that the Secretary determines: *Provided further*, That notwithstanding section 24(o) of the United States Housing Act of 1937 (42 U.S.C. 1437v(o)), the Secretary may, until September 30, 2024, obligate any available unobligated balances made available under this heading in this or any prior Act.

**SELF-SUFFICIENCY PROGRAMS**

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

(1) $105,000,000 shall be for the Family Self-Sufficiency program to support family self-sufficiency coordinators under section 23 of the United States Housing Act of 1937 (42 U.S.C. 1437u), to promote the development of local strategies to coordinate the use of assistance under sections 8 and 9 of such Act with public and private resources, and to enable eligible families to achieve economic independence and self-sufficiency: *Provided*, That the Secretary may, by Federal Register notice, waive or
specify alternative requirements for, the requirements under subsections (b)(3), (b)(4), (b)(5), or (c)(1) of section 23 of such Act in order to facilitate the operation of a unified self-sufficiency program for individuals receiving assistance under different provisions of the Act, as determined by the Secretary: Provided further, That an owner or sponsor of a multifamily property receiving project-based rental assistance under section 8 shall be eligible to receive awards from the Secretary under this paragraph to support family self-sufficiency coordinators: Provided further, That owners or sponsors of a multifamily property receiving project-based rental assistance under section 8 may voluntarily make a Family Self-Sufficiency program available to the assisted tenants of such property in accordance with procedures established by the Secretary: Provided further, That such procedures established pursuant to the preceding proviso shall permit participating tenants to accrue escrow funds in accordance with section 23(d)(2) and shall allow owners to use funding from residual receipt accounts to hire coordinators for their own Family Self-Sufficiency program;

(2) $35,000,000 shall be for the Resident Opportunity and Self-Sufficiency program to provide
for supportive services, service coordinators, and
congregate services as authorized by section 34 of
the United States Housing Act of 1937 (42 U.S.C.
1437z–6) and the Native American Housing Assist-
4101 et seq.); and

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

retary may approve upon a finding by the Secretary

that any such waivers or alternative requirements

are necessary for the effective implementation of the

Jobs-Plus initiative as a voluntary program for resi-
dents: *Provided further,* That the Secretary shall

publish by notice in the Federal Register any waiv-
ers or alternative requirements pursuant to the pre-
ceeding proviso not later than 10 days before the ef-
f ective date of such notice: *Provided further,* That

amounts made available for the Jobs-Plus initiative
in prior acts under the heading “Public Housing
Capital Fund” that remain available or are subse-
quently recaptured shall be transferred to this ac-
count and shall be available for the purposes of this
paragraph.

NATIVE AMERICAN PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For activities and assistance authorized under title
I of the Native American Housing Assistance and Self-
4111 et seq.), title I of the Housing and Community De-
velopment Act of 1974 (42 U.S.C. 5301 et seq.) with re-
spect to Indian tribes, and related training and technical
assistance, $835,000,000, to remain available until Sep-
tember 30, 2025, unless otherwise specified: *Provided,*

That the amounts made available under this heading are
provided as follows:

(1) $646,000,000 shall be for the Native Amer-

ican Housing Block Grants program, as authorized
under title I of NAHASDA: *Provided,* That, not-
withstanding NAHASDA, to determine the amount
of the allocation under title I of such Act for each
Indian tribe, the Secretary shall apply the formula
under section 302 of such Act with the need compo-

nent based on single-race census data and with the
need component based on multi-race census data,
and the amount of the allocation for each Indian
tribe shall be the greater of the two resulting alloca-

tion amounts: *Provided further,* That the Secretary
shall notify grantees of their formula allocation not
later 60 days after the date of enactment of this
Act;

(2) $2,000,000 shall be for the cost of guaran-

teed notes and other obligations, as authorized by
title VI of NAHASDA: *Provided,* That such costs,
including the costs of modifying such notes and
other obligations, shall be as defined in section 502
of the Congressional Budget Act of 1974 (2 U.S.C.
661a): *Provided further,* That for fiscal year 2021,
the Secretary may subsidize the total principal
amount of any notes and other obligations, any part
of which is to be guaranteed, not to exceed
$61,298,904: Provided further, That any unobligated
balances, including recaptures and carryover, re-
maining from amounts appropriated for this purpose
under this heading or under the heading “Native
American Housing Block Grants” in prior Acts may
be used for costs of such guaranteed notes and other
obligations, subject to the limitation under the pre-
ceding proviso on the total principal amount of such
notes and obligations that may be guaranteed;

(3) $110,000,000 shall be for competitive
grants under the Native American Housing Block
Grants program, as authorized under title I of
NAHASDA: Provided, That the Secretary shall obli-
gate this additional amount for competitive grants to
eligible recipients authorized under NAHASDA that
apply for funds: Provided further, That in awarding
this additional amount, the Secretary shall consider
need and administrative capacity and shall give pri-
ority to projects that will spur construction and re-
habilitation: Provided further, That a grant funded
pursuant to this paragraph shall be in an amount
not less than $500,000 and not greater than
$10,000,000: Provided further, That up to 1 percent of the amounts made available in this paragraph may be transferred, in aggregate, to “Program Offices—Public and Indian Housing” for necessary costs of administering and overseeing the obligation and expenditure of this additional amount and of additional amounts made available in prior fiscal years, to remain available until September 30, 2026: Provided further, That any amounts transferred pursuant to the preceding proviso in prior Acts may also be used for the purposes described in the preceding proviso;

(4) $70,000,000 shall be for grants to Indian tribes for carrying out the Indian Community Development Block Grant program under title I of the Housing and Community Development Act of 1974, notwithstanding section 106(a)(1) of such Act, of which, notwithstanding any other provision of law (including section 203 of this Act), up to $4,000,000 may be used for emergencies that constitute imminent threats to health and safety: Provided, That not to exceed 20 percent of any grant made with amounts made available in this paragraph shall be expended for planning and management development and administration: Provided further, That amounts
made available in this paragraph shall remain available until September 30, 2023; and

(5) $7,000,000 shall be for providing training and technical assistance to Indian tribes, Indian housing authorities, and tribally designated housing entities to support the inspection of Indian housing units, for contract expertise, and for training and technical assistance related to amounts made available under this heading and other headings in this Act for the needs of Native American families and Indian country: Provided, That of the amounts made available in this paragraph, not less than $2,000,000 shall be for a national organization as authorized under section 703 of NAHASDA (25 U.S.C. 4212): Provided further, That amounts made available in this paragraph may be used, contracted, or competed as determined by the Secretary: Provided further, That notwithstanding chapter 63 of title 31, United States Code (commonly known as the Federal Grant and Cooperative Agreements Act of 1977), the amounts made available in this paragraph may be used by the Secretary to enter into cooperative agreements with public and private organizations, agencies, institutions, and other technical assistance providers to support the administration of
negotiated rulemaking under section 106 of
NAHASDA (25 U.S.C. 4116), the administration of
the allocation formula under section 302 of
NAHASDA (25 U.S.C. 4152), and the administra-
tion of performance tracking and reporting under

INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM
ACCOUNT

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

NATIVE HAWAIIAN HOUSING BLOCK GRANT

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

COMMUNITY PLANNING AND DEVELOPMENT

HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

For carrying out the Housing Opportunities for Per-
sons with AIDS program, as authorized by the AIDS
Housing Opportunity Act (42 U.S.C. 12901 et seq.),
$430,000,000, to remain available until September 30,
2022, except that amounts allocated pursuant to section
854(c)(5) of such Act shall remain available until Sep-
tember 30, 2023: Provided, That the Secretary shall renew
all expiring contracts for permanent supportive housing that initially were funded under section 854(e)(5) of such Act from funds made available under this heading in fiscal year 2010 and prior fiscal years that meet all program requirements before awarding funds for new contracts under such section: Provided further, That the Department shall notify grantees of their formula allocation within 60 days of enactment of this Act.

COMMUNITY DEVELOPMENT FUND

For carrying out the community development block grant program under title I of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5301 et seq.) (in this heading “the Act”), $3,525,000,000, to remain available until September 30, 2023, unless otherwise specified: Provided, That unless explicitly provided for under this heading, not to exceed 20 percent of any grant made with funds made available under this heading shall be expended for planning and management development and administration: Provided further, That a metropolitan city, urban county, unit of general local government, or insular area that directly or indirectly receives funds under this heading may not sell, trade, or otherwise transfer all or any portion of such funds to another such entity in exchange for any other funds, credits, or non-Federal considerations, but shall use such funds for activi-
ties eligible under title I of the Act: Provided further, That notwithstanding section 105(e)(1) of the Act, no funds made available under this heading may be provided to a for-profit entity for an economic development project under section 105(a)(17) unless such project has been evaluated and selected in accordance with guidelines required under subsection (e)(2) of section 105: Provided further, That of the total amount provided under this heading, $25,000,000 shall be for activities authorized under section 8071 of the SUPPORT for Patients and Communities Act (Public Law 115-271): Provided further, That the funds allocated pursuant to the preceding proviso shall not adversely affect the amount of any formula assistance received by a State under this heading: Provided further, That the Secretary shall allocate the funds for such activities based on the percentages shown in Table 1 of the Notice establishing the funding formula published in Volume 84 of the Federal Register, on page 16027 (April 17, 2019): Provided further, That the Department of Housing and Urban Development shall notify grantees of their formula allocation within 60 days of enactment of this Act: Provided further, That the Office of the Chief Financial Officer of the Department of Housing and Urban Development and the Office of Management and Budget shall submit reports and accompanying briefings
no less frequently than monthly, on the status of funds appropriated under this heading in Public Law 115-123, to include the information specified in the report accompanying this Act: Provided further, That, notwithstanding any other provision of law, amounts made available under this heading in Public Law 115-123 shall hereafter be exempt from apportionment under chapter 15 of title 31, United States Code: Provided further, That amounts repurposed pursuant to the preceding proviso that were previously designated by the Congress as an emergency requirement pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985 are designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

COMMUNITY DEVELOPMENT LOAN GUARANTEES PROGRAM ACCOUNT

Subject to section 502 of the Congressional Budget Act of 1974 (2 U.S.C. 661a), during fiscal year 2021, commitments to guarantee loans under section 108 of the Housing and Community Development Act of 1974 (42 U.S.C. 5308), any part of which is guaranteed, shall not exceed a total principal amount of $300,000,000, notwithstanding any aggregate limitation on outstanding obligations guaranteed in subsection (k) of such section 108:
Provided, That the Secretary shall collect fees from borrowers, notwithstanding subsection (m) of such section 108, to result in a credit subsidy cost of zero for guaranteeing such loans, and any such fees shall be collected in accordance with section 502(7) of the Congressional Budget Act of 1974: Provided further, That such commitment authority funded by fees may be used to guarantee, or make commitments to guarantee, notes or other obligations issued by any State on behalf of non-entitlement communities in the State in accordance with the requirements of such section 108: Provided further, That any State receiving such a guarantee or commitment under the preceding proviso shall distribute all funds subject to such guarantee to the units of general local government in non-entitlement areas that received the commitment.

HOME INVESTMENT PARTNERSHIPS PROGRAM

For the HOME Investment Partnerships program, as authorized under title II of the Cranston-Gonzalez National Affordable Housing Act, as amended (42 U.S.C. 12721 et seq.), $1,700,000,000, to remain available until September 30, 2024: Provided, That notwithstanding the amount made available under this heading, the threshold reduction requirements in sections 216(10) and 217(b)(4) of such Act shall not apply to allocations of such amount: Provided further, That the Department shall notify grant-
ees of their formula allocations within 60 days after enactment of this Act: Provided further, That section 218(g) of such Act (42 U.S.C. 12748(g)) shall not apply with respect to the right of a jurisdiction to draw funds from its HOME Investment Trust Fund that otherwise expired or would expire in 2016, 2017, 2018, 2019, 2020, 2021, 2022, or 2023 under that section: Provided further, That section 231(b) of such Act (42 U.S.C. 12771(b)) shall not apply to any uninvested funds that otherwise were deducted or would be deducted from the line of credit in the participating jurisdiction’s HOME Investment Trust Fund in 2018, 2019, 2020, 2021, 2022, or 2023 under that section.

SELF-HELP AND ASSISTED HOMEOWNERSHIP OPPORTUNITY PROGRAM

For the Self-Help and Assisted Homeownership Opportunity Program, as authorized under section 11 of the Housing Opportunity Program Extension Act of 1996 (42 U.S.C. 12805 note), $60,000,000, to remain available until September 30, 2023: Provided, That of the total amount made available under this heading, $10,000,000 shall be for the Self-Help Homeownership Opportunity Program as authorized under such section 11: Provided further, That of the total amount made available under this heading, $45,000,000 shall be for the second, third,
and fourth capacity building entities specified in section 4(a) of the HUD Demonstration Act of 1993 (42 U.S.C. 9816 note), of which not less than $5,000,000 shall be for rural capacity building activities: Provided further, That of the total amount made available under this heading, $5,000,000 shall be for capacity building by national rural housing organizations having experience assessing national rural conditions and providing financing, training, technical assistance, information, and research to local nonprofit organizations, local governments, and Indian Tribes serving high need rural communities.

HOMELESS ASSISTANCE GRANTS

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

(1) not less than $290,000,000 shall be for the Emergency Solutions Grants program authorized under subtitle B of such title IV (42 U.S.C. 11371 et seq.): Provided further, That the Department shall notify grantees of their formula allocation from amounts allocated (which may represent initial or final amounts allocated) for the Emergency Solu-
tions Grant program not later than 60 days after enactment of this Act;

(2) not less than $2,586,000,000 shall be for the Continuum of Care program authorized under subtitle C of such title IV (42 U.S.C. 11381 et seq.) and the Rural Housing Stability Assistance programs authorized under subtitle D of such title IV (42 U.S.C. 11408): Provided further, That the Secretary shall prioritize funding under the Continuum of Care program to continuums of care that have demonstrated a capacity to reallocate funding from lower performing projects to higher performing projects: Provided further, That the Secretary shall provide incentives to create projects that coordinate with housing providers and healthcare organizations to provide permanent supportive housing and rapid re-housing services: Provided further, That amounts made available for the Continuum of Care program under this heading in this and prior Acts may be used to competitively or non-competitively renew or replace grants for youth homeless demonstration projects under the Continuum of Care program, notwithstanding any conflict with the requirements of the Continuum of Care program;
(3) up to $75,000,000 shall be for grants for rapid re-housing projects and supportive service projects providing coordinated entry, and for eligible activities the Secretary determines to be critical in order to assist survivors of domestic violence, dating violence, sexual assault, or stalking, except that the Secretary may make additional grants for such projects and purposes from amounts made available for such Continuum of Care program: Provided further, That such projects shall be eligible for renewal under the Continuum of Care program subject to the same terms and conditions as other renewal applicants;

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

(5) up to $82,000,000 shall be for grants for projects awarded to communities for the purpose of providing housing and services to unaccompanied youth who are homeless, as defined in section 103(a)(6) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11302(a)(6)) or any other Federal statute, except that the Secretary may make additional grants for such projects and purposes from amounts made available for such Continuum of Care program;
(6) up to $70,000,000 shall be for Youth Homelessness Systems Planning Grants to support Continuum of Care communities in modernizing youth homelessness responses through systems change and capacity building:

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

(8) $250,000,000 shall be for projects to reduce unsheltered homelessness: Provided further, That in making awards with the amounts provided in this paragraph, the Secretary shall give priority to projects located in areas with high numbers or rates of unsheltered homeless or high rates of increase in the number of unsheltered homeless: Provided further, That the Secretary shall provide incentives to establish projects that coordinate with housing providers, healthcare organizations and social service providers to reduce unsheltered homelessness: Provided further, That none of the funds provided in
this paragraph may be used to require people experiencing homelessness to receive treatment or perform any other prerequisite activities as a condition for receiving shelter, housing or other services;

(9) $25,000,000 shall be for competitive grants to nonprofit or governmental entities to provide legal assistance (including assistance related to pretrial activities, trial activities, post-trial activities and alternative dispute resolution) at no cost to eligible low-income tenants at risk of or subject to eviction:

Provided further, That in awarding grants under the preceding proviso, the Secretary shall give preference to applicants that will use funds to provide services for residents of census tracts with high rates of eviction, have experience providing no-cost legal assistance to low-income individuals, including those with limited English proficiency or disabilities, and have sufficient capacity to administer such assistance:

Provided further, That the Secretary shall ensure, to the extent practicable, that the proportion of eligible tenants living in rural areas who will receive legal assistance with grants funds made available under this section is not less than the overall proportion of eligible tenants who live in rural areas; and
(10) $20,000,000 shall be for providing technical assistance as authorized under section 405 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11361b):

Provided further, That youth aged 24 and under seeking assistance under this heading shall not be required to provide third party documentation to establish their eligibility under subsection (a) or (b) of section 103 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11302) to receive services: Provided further, That unaccompanied youth aged 24 and under or families headed by youth aged 24 and under who are living in unsafe situations may be served by youth-serving providers funded under this heading: Provided further, That for all matching funds requirements applicable to funds made available under this heading for this fiscal year and prior fiscal years, a grantee may use (or could have used) as a source of match funds other funds administered by the Secretary and other Federal agencies unless there is (or was) a specific statutory prohibition on any such use of any such funds: Provided further, That none of the funds made available under this heading shall be available to provide funding for new projects, except for projects created through reallocation, unless the Secretary determines that the Continuum of Care has demonstrated that projects are evaluated and
ranked based on the degree to which they improve the
Continuum of Care’s system performance: Provided fur-
ther, That any unobligated amounts remaining from funds
made available under this heading in fiscal year 2012 and
prior years for project-based rental assistance for rehabili-
tation projects with 10-year grant terms may be used for
purposes under this heading, notwithstanding the pur-
poses for which such funds were appropriated: Provided
further, That all balances for Shelter Plus Care renewals
previously funded from the Shelter Plus Care Renewal ac-
count and transferred to this account shall be available,
if recaptured, for Continuum of Care renewals in fiscal
year 2021: Provided further, That when awarding funds
under the Continuum of Care program, the Secretary shall
not deviate from the Fiscal Year 2018 Notice of Funding
Availability with respect to the tier 2 funding process, the
Continuum of Care application scoring, and, for new
projects, the project quality threshold requirements, ex-
cept as otherwise provided under this Act or as necessary
to award all available funds or consider the most recent
data from each Continuum of Care: Provided further, That
unobligated balances, including recaptures and carryover,
remaining from funds transferred to or appropriated
under this heading shall be available for the current pur-
poses authorized under this heading in addition to the pur-
poses for which such funds originally were appropriated.

HOUSING PROGRAMS

PROJECT-BASED RENTAL ASSISTANCE

For activities and assistance for the provision of
project-based subsidy contracts under the United States
Housing Act of 1937 (42 U.S.C. 1437 et seq.) (in this
heading “the Act”), not otherwise provided for,
$13,051,000,000, to remain available until expended,
which shall be available on October 1, 2020 (in addition
to the $400,000,000 previously appropriated under this
heading that became available October 1, 2020), and
$400,000,000, to remain available until expended, which
shall be available on October 1, 2021: Provided, That the
amounts made available under this heading shall be for
expiring or terminating section 8 project-based subsidy
contracts (including section 8 moderate rehabilitation con-
tracts), for amendments to section 8 project-based subsidy
contracts (including section 8 moderate rehabilitation con-
tracts), for contracts entered into pursuant to section 441
of the McKinney-Vento Homeless Assistance Act (42
U.S.C. 11401), for renewal of section 8 contracts for units
in projects that are subject to approved plans of action
under the Emergency Low Income Housing Preservation
Act of 1987 or the Low-Income Housing Preservation and
Resident Homeownership Act of 1990, and for administrative and other expenses associated with project-based activities and assistance funded under this heading: Provided further, That of the total amounts made available under this heading, not to exceed $350,000,000 shall be for performance-based contract administrators or contractors for section 8 project-based assistance, as such term is defined in subsection (f) of such section: Provided further, That the Secretary may also use such amounts provided in the preceding proviso for performance-based contract administrators or contractors for the administration of: (1) interest reduction payments pursuant to section 236(a) of the National Housing Act (12 U.S.C. 1715z–1(a)); (2) rent supplement payments pursuant to section 101 of the Housing and Urban Development Act of 1965 (12 U.S.C. 1701s); (3) rental assistance payments under section 236(f)(2) of the National Housing Act (12 U.S.C. 1715z–1(f)(2)); (4) project rental assistance contracts for housing for the elderly under section 202(c)(2) of the Housing Act of 1959 (12 U.S.C. 1701(c)(2)); (5) project rental assistance contracts for supportive housing for persons with disabilities under section 811(d)(2) of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013(d)(2)); (6) project assistance contracts pursuant to section 202(h) of the Housing Act of 1959 (12 U.S.C.
1701q(h)); and (7) loans under section 202 of the Housing Act of 1959 (12 U.S.C. 1701q): *Provided further,* That amounts recaptured under this heading, the heading “Annual Contributions for Assisted Housing”, or the heading “Housing Certificate Fund”, may be used for renewals of or amendments to section 8 project-based assistance contracts or for performance-based contract administrators or contractors, notwithstanding the purposes for which such amounts were appropriated: *Provided further,* That, notwithstanding any other provision of law, upon the request of the Secretary, project funds that are held in residual receipts accounts for any project subject to a section 8 project-based Housing Assistance Payments contract that authorizes the Department or a housing finance agency to require that surplus project funds be deposited in an interest-bearing residual receipts account and that are in excess of an amount to be determined by the Secretary, shall be recaptured for use under this heading and shall be available until expended.

**HOUSING FOR THE ELDERLY**

For capital advances, including amendments to capital advance contracts, for housing for the elderly, as authorized by section 202 of the Housing Act of 1959 (12 U.S.C. 1701q), for project rental assistance for the elderly under section 202(c)(2) of such Act, including amend-
ments to contracts for such assistance and renewal of expiring contracts for such assistance for up to a 1-year term, for senior preservation rental assistance contracts, including renewals, as authorized by section 811(e) of the American Homeownership and Economic Opportunity Act of 2000 (12 U.S.C. 1701q note), and for supportive services associated with the housing, $893,000,000 to remain available until September 30, 2024: Provided, That of the amount made available under this heading, up to $110,000,000 shall be for service coordinators and the continuation of existing congregate service grants for residents of assisted housing projects: Provided further, That amounts made available under this heading shall be available for Real Estate Assessment Center inspections and inspection-related activities associated with section 202 projects: Provided further, That the Secretary may waive the provisions of section 202 governing the terms and conditions of project rental assistance, except that the initial contract term for such assistance shall not exceed 5 years in duration: Provided further, That upon request of the Secretary, project funds that are held in residual receipts accounts for any project subject to a section 202 project rental assistance contract, and that upon termination of such contract are in excess of an amount to be determined by the Secretary, shall be recaptured for use for the pur-
poses authorized under this heading and shall remain available until September 30, 2024: Provided further, That unobligated balances, including recaptures and carryover, remaining from funds transferred to or made available under this heading shall be available for the purposes authorized under this heading in addition to the purposes for which such funds originally were appropriated: Provided further, That of the total amount made available under this heading, up to $14,000,000 shall be used by the Secretary to continue demonstration programs to test housing with services models for the elderly that demonstrate the potential to delay or avoid the need for nursing home care: Provided further, That of the total amount made available under this heading, up to $10,000,000 shall be used to expand the supply of intergenerational dwelling units (as such term is defined in section 202 of the Legacy Act of 2003 (12 U.S.C. 1701q note)) for elderly caregivers raising children.

HOUSING FOR PERSONS WITH DISABILITIES

For capital advances, including amendments to capital advance contracts, for supportive housing for persons with disabilities, as authorized by section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), for project rental assistance for supportive housing for persons with disabilities under section
811(d)(2) of such Act, for project assistance contracts pursuant to subsection (h) of section 202 of the Housing Act of 1959, as added by section 205(a) of the Housing and Community Development Amendments of 1978 (Public Law 95-557: 92 Stat. 2090), including amendments to contracts for such assistance and renewal of expiring contracts for such assistance for up to a 1-year term, for project rental assistance to State housing finance agencies and other appropriate entities as authorized under section 811(b)(3) of the Cranston-Gonzalez National Affordable Housing Act, and for supportive services associated with the housing for persons with disabilities as authorized by section 811(b)(1) of such Act, $227,000,000, to remain available until September 30, 2024: Provided, That amounts made available under this heading shall be available for Real Estate Assessment Center inspections and inspection-related activities associated with section 811 projects: Provided further, That, upon the request of the Secretary, project funds that are held in residual receipts accounts for any project subject to a section 811 project rental assistance contract, and that upon termination of such contract are in excess of an amount to be determined by the Secretary, shall be recaptured for use for the purposes authorized under this heading and shall remain available until September 30, 2024: Provided further, That
unobligated balances, including recaptures and carryover, remaining from funds transferred to or appropriated under this heading shall be used for the purposes authorized under this heading in addition to the purposes for which such funds originally were appropriated.

HOUSING COUNSELING ASSISTANCE

For contracts, grants, and other assistance, excluding loans, as authorized under section 106 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701x), $75,000,000, to remain available until September 30, 2022, of which up to $4,500,000 shall be for administrative contract services: Provided, That grants using amounts made available under this heading shall be awarded within 180 days of enactment of this Act: Provided further, That funds shall be used for providing counseling and advice to tenants and homeowners, current and prospective, with respect to property maintenance, financial management and literacy, foreclosure and eviction mitigation, and such other matters as may be appropriate to assist them in improving their housing conditions, meeting their financial needs, and fulfilling the responsibilities of tenancy or homeownership; for program administration; and for housing counselor training: Provided further, That amounts made available under this heading may be used to purchase equipment and technology to deliver services
through use of the Internet or other electronic or virtual means in response to the public health emergency related to the Coronavirus Disease 2019 (COVID-19) pandemic: Provided further, That for purposes of providing such grants from amounts made available under this heading, the Secretary may enter into multiyear agreements, as appropriate, subject to the availability of annual appropriations.

PAYMENT TO MANUFACTURED HOUSING FEES TRUST FUND

For necessary expenses as authorized by the National Manufactured Housing Construction and Safety Standards Act of 1974 (42 U.S.C. 5401 et seq.), up to $13,000,000, to remain available until expended, of which $13,000,000 shall be derived from the Manufactured Housing Fees Trust Fund (established under section 620(e) of such Act (42 U.S.C. 5419(e)): Provided, That not to exceed the total amount appropriated under this heading shall be available from the general fund of the Treasury to the extent necessary to incur obligations and make expenditures pending the receipt of collections to the Fund pursuant to section 620 of such Act: Provided further, That the amount made available under this heading from the general fund shall be reduced as such collections are received during fiscal year 2021 so as to result in a
final fiscal year 2021 appropriation from the general fund estimated at zero, and fees pursuant to such section 620 shall be modified as necessary to ensure such a final fiscal year 2021 appropriation: Provided further, That the Secretary shall issue a final rule to complete rulemaking initiated by the proposed rule entitled “Manufactured Housing Program: Minimum Payments to the States” published in the Federal Register on December 16, 2016 (81 Fed. Reg. 91083): Provided further, That for the dispute resolution and installation programs, the Secretary may assess and collect fees from any program participant: Provided further, That such collections shall be deposited into the Trust Fund, and the Secretary, as provided herein, may use such collections, as well as fees collected under section 620 of such Act, for necessary expenses of such Act: Provided further, That, notwithstanding the requirements of section 620 of such Act, the Secretary may carry out responsibilities of the Secretary under such Act through the use of approved service providers that are paid directly by the recipients of their services.

FEDERAL HOUSING ADMINISTRATION

MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

New commitments to guarantee single family loans insured under the Mutual Mortgage Insurance Fund (established under section 202(a) of the National Housing
Act (12 U.S.C. 1708(a)) shall not exceed $400,000,000,000 in aggregate loan principal, to remain available until September 30, 2022: Provided, That during fiscal year 2021, obligations to make direct loans to carry out the purposes of section 204(g) of the National Housing Act (12 U.S.C. 1710(g)) shall not exceed $1,000,000: Provided further, That the amount in the preceding proviso shall be for loans to nonprofit and governmental entities in connection with sales of single family real properties owned by the Secretary and formerly insured under the Mutual Mortgage Insurance Fund: Provided further, that for administrative contract expenses of the Federal Housing Administration, $130,000,000, to remain available until September 30, 2022: Provided further, That to the extent guaranteed loan commitments exceed $200,000,000,000 on or before April 1, 2021, an additional $1,400 for administrative contract expenses shall be available for each $1,000,000 in additional guaranteed loan commitments (including a pro rata amount for any amount below $1,000,000), but in no case shall funds made available by this proviso exceed $30,000,000: Provided further, That notwithstanding the limitation in the first sentence of section 255(g) of the National Housing Act (12 U.S.C. 1715z–20(g)), during fiscal year 2021 the Secretary may insure and enter into new commitments to
insure mortgages under section 255 of such Act only to
the extent that the net credit subsidy cost for such insur-
ance does not exceed zero: *Provided further*, That for fiscal
year 2021, the Secretary shall not take any action against
a lender solely on the basis of compare ratios that have
been adversely affected by defaults on mortgages secured
by properties in areas where a major disaster was declared
in 2017 or 2018 pursuant to the Robert T. Stafford Dis-
aster Relief and Emergency Assistance Act (42 U.S.C.
5121 et seq.).

**GENERAL AND SPECIAL RISK PROGRAM ACCOUNT**

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

GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN

GUARANTEE PROGRAM ACCOUNT

New commitments to issue guarantees to carry out the purposes of section 306(g) of the National Housing Act, as amended (12 U.S.C. 1721(g)), shall not exceed $1,500,000,000,000 in aggregate principal, to remain available until September 30, 2022: Provided, That $55,500,000, to remain available until September 30, 2022, shall be for necessary salaries and expenses of the Office of Government National Mortgage Association: Provided further, That to the extent that guaranteed loan commitments exceed $155,000,000,000 on or before April 1, 2021, an additional $100 for necessary salaries and expenses shall be available until expended for each $1,000,000 in additional guaranteed loan commitments (including a pro rata amount for any amount below $1,000,000), but in no case shall funds made available by this proviso exceed $3,000,000: Provided further, That receipts from Commitment and Multiclass fees collected pursuant to title III of the National Housing Act (12 U.S.C. 1716 et seq.) shall be credited as offsetting collections to this account.
POLICY DEVELOPMENT AND RESEARCH

RESEARCH AND TECHNOLOGY

For contracts, grants, and necessary expenses of programs of research and studies relating to housing and urban problems, not otherwise provided for, as authorized by title V of the Housing and Urban Development Act of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying out the functions of the Secretary of Housing and Urban Development under section 1(a)(1)(i) of Reorganization Plan No. 2 of 1968, and for technical assistance, $118,000,000, to remain available until September 30, 2022: Provided, That with respect to amounts made available under this heading, notwithstanding section 203 of this title, the Secretary may enter into cooperative agreements with philanthropic entities, other Federal agencies, State or local governments and their agencies, Indian tribes, tribally designated housing entities, or colleges or universities for research projects: Provided further, That with respect to the preceding proviso, such partners to the cooperative agreements shall contribute at least a 50 percent match toward the cost of the project: Provided further, That for non-competitive agreements entered into in accordance with the preceding two provisos, the Secretary shall comply with section 2(b) of the Federal Funding Accountability 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
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.

FAIR HOUSING AND EQUAL OPPORTUNITY

FAIR HOUSING ACTIVITIES

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
Training Academy, and may use such funds to develop online courses and provide such training: Provided further, That none of the funds made available under this heading may be used to lobby the executive or legislative branches of the Federal Government in connection with a specific contract, grant, or loan: Provided further, That of the funds made available under this heading, $350,000 shall be available to the Secretary for the creation and promotion of translated materials and other programs that support the assistance of persons with limited English proficiency in utilizing the services provided by the Department of Housing and Urban Development.

OFFICE OF LEAD HAZARD CONTROL AND HEALTHY HOMES

LEAD HAZARD REDUCTION

(INCLUDING TRANSFER OF FUNDS)

For the Lead Hazard Reduction Program, as authorized by section 1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 (42 U.S.C. 4852), $340,000,000, to remain available until September 30, 2023, of which $70,000,000 shall be for the Healthy Homes Initiative, pursuant to sections 501 and 502 of the Housing and Urban Development Act of 1970 (42 U.S.C. 1701z-1, 1701z-2), which shall include research, studies, testing, and demonstration efforts, including education
and outreach concerning lead-based paint poisoning and other housing related diseases and hazards: Provided,

That for purposes of environmental review, pursuant to the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) and other provisions of law that further the purposes of such Act, a grant under the Healthy Homes Initiative, or the Lead Technical Studies program under this heading or under prior appropriations Acts for such purposes under this heading, shall be considered to be funds for a special project for purposes of section 305(c) of the Multifamily Housing Property Disposition Reform Act of 1994 (42 U.S.C. 3547(c)): Provided further, That not less than $95,000,000 of the amounts made available under this heading for the award of grants pursuant to section 1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 shall be provided to areas with the highest lead-based paint abatement needs: Provided further, That of the amounts made available for the Healthy Homes Initiative, $5,000,000 shall be for the implementation of projects in up to 5 communities that are served by both the Healthy Homes Initiative and the Department of Energy Weatherization Assistance Program to demonstrate whether the coordination of Healthy Homes remediation activities with weatherization activities achieves cost savings and better outcomes in improving the safety
and quality of homes: Provided further, That $30,000,000 of the amounts made available under this heading shall be for a lead risk assessment demonstration for public housing agencies to conduct lead hazard screenings or lead risk assessments during housing quality standards inspections of units in which a family receiving assistance under section 8(o) of the U.S. Housing Act of 1937 (42 U.S.C. 1437f(o)) resides or expects to reside, and has or expects to have a child under age 6 residing in the unit, while preserving rental housing availability and affordability: Provided further, That each applicant shall certify adequate capacity that is acceptable to the Secretary to carry out the proposed use of funds pursuant to a notice of funding availability: Provided further, That amounts made available under this heading in this or prior appropriations Acts, still remaining available, may be used for any purpose under this heading notwithstanding the purpose for which such amounts were appropriated if a program competition is undersubscribed and there are other program competitions under this heading that are oversubscribed: Provided further, That up to $2,000,000 of the amounts made available under this heading may be transferred to the heading “Policy Development and Research” for the purposes of conducting research and studies and for use
in accordance with the provisos under that heading for
non-competitive agreements.

CYBERSECURITY AND INFORMATION TECHNOLOGY FUND
(INCLUDING TRANSFER OF FUNDS)

For the mitigation against the exploitation of information technology systems and personal identifiable information and for the development, modernization, and enhancement of, modifications to, and infrastructure for Department-wide and program-specific information technology systems, for the continuing operation and maintenance of both Department-wide and program-specific information systems, and for program-related maintenance activities, $293,000,000, of which $269,800,000 shall remain available until September 30, 2022, $20,000,000 shall remain available until September 30, 2023, and $3,200,000 shall remain available until September 30, 2024: Provided, That any amounts transferred to this Fund under this Act shall remain available until expended: Provided further, That any amounts transferred to this Fund from amounts appropriated by previously enacted appropriations Acts may be used for the purposes specified under this Fund, in addition to any other information technology purposes for which such amounts were appropriated: Provided further, That not more than 10 percent of the funds made available under this heading for devel-
opment, modernization and enhancement may be obligated until the Secretary submits a performance plan to the House and Senate Committees on Appropriations for approval.

Office of Inspector General

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

General Provisions—Department of Housing and Urban Development

(including transfer of funds)

(including rescissions)

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

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

SEC. 203. Except as explicitly provided in law, any
grant, cooperative agreement or other assistance made
pursuant to title II of this Act shall be made on a competi-
tive basis and in accordance with section 102 of the De-
partment of Housing and Urban Development Reform Act

SEC. 204. Funds of the Department of Housing and
Urban Development subject to chapter 91 of title 31,
United States Code, commonly known as the Government
Corporation Control Act, shall be available, without regard
to the limitations on administrative expenses, for legal
services on a contract or fee basis, and for utilizing and
making payment for services and facilities of the Federal
National Mortgage Association, Government National
Mortgage Association, Federal Home Loan Mortgage Cor-
poration, Federal Financing Bank, Federal Reserve banks
or any member thereof, Federal Home Loan banks, and
any insured bank within the meaning of the Federal De-
posit Insurance Act (12 U.S.C. 1811 et seq.).

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

Sec. 206. Corporations and agencies of the Depart-
ment of Housing and Urban Development that are subject
to chapter 91 of title 31, United States Code, commonly
known as the Government Corporation Control Act, are
hereby authorized to make such expenditures, within the
limits of funds and borrowing authority available to each
such corporation or agency and in accordance with law,
and to make such contracts and commitments without re-
gard to fiscal year limitations as provided by section 9104
of title 31 as may be necessary in carrying out the pro-
grams set forth in the budget for 2021 for such corporation or agency except as hereinafter provided: *Provided,*

That collections of these corporations and agencies may be used for new loan or mortgage purchase commitments only to the extent expressly provided for in this Act (unless such loans are in support of other forms of assistance provided for in this or prior appropriations Acts), except that this proviso shall not apply to the mortgage insurance or guaranty operations of such corporations, or to loans or mortgage purchases that are necessary to protect the financial interest of the United States Government.

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

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

**Sec. 209.** (a) Notwithstanding any other provision of law, subject to the conditions under this section, for
fiscal years 2021 and 2022, the Secretary may authorize
the transfer of some or all project-based assistance, debt
held or insured by the Secretary and statutorily required
low-income and very low-income use restrictions if any, as-
associated with one or more multifamily housing project or
projects to another multifamily housing project or
projects.

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

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

(1) NUMBER AND BEDROOM SIZE OF UNITS.—

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

(B) For unoccupied units in the transferring project, the Secretary may authorize a reduction in the number of dwelling units in the receiving project or projects to allow for a reconfiguration of bedroom sizes to meet current market demands, as determined by the Secretary and provided there is no increase in the project-based assistance budget authority.

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

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

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

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

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

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

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

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

(d) For purposes of this section—

(1) the terms “low-income” and “very low-income” shall have the meanings provided by the statute and/or regulations governing the program under which the project is insured or assisted;

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

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

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

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

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

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

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

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

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

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

(C) rent supplement payments under section 101 of the Housing and Urban Development Act of 1965 (12 U.S.C. 1701s);

(D) interest reduction payments under section 236 and/or additional assistance payments under section 236(f)(2) of the National Housing Act (12 U.S.C. 1715z–(f)(2));
(E) assistance payments made under section 202(e)(2) of the Housing Act of 1959 (12 U.S.C. 1701q(e)(2)); and

(F) assistance payments made under section 811(d)(2) of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013(d)(2));

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

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

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

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

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

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

(2) is under 24 years of age;

(3) is not a veteran;

(4) is unmarried;

(5) does not have a dependent child;

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

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

(8) is not otherwise individually eligible, or has parents who, individually or jointly, are not eligible, to receive assistance under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f).
(b) For purposes of determining the eligibility of a
person to receive assistance under section 8 of the United
States Housing Act of 1937 (42 U.S.C. 1437f), any finan-
cial assistance (in excess of amounts received for tuition
and any other required fees and charges) that an indi-
vidual receives under the Higher Education Act of 1965
(20 U.S.C. 1001 et seq.), from private sources, or from
an institution of higher education (as defined under sec-
1002)), shall be considered income to that individual, ex-
cept for a person over the age of 23 with dependent chil-
dren.

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

Sec. 212. Notwithstanding any other provision of
law, in fiscal year 2021, in managing and disposing of any
multifamily property that is owned or has a mortgage held
by the Secretary of Housing and Urban Development, and
during the process of foreclosure on any property with a
contract for rental assistance payments under section 8
of the United States Housing Act of 1937 (42 U.S.C. 1437f) or any other Federal programs, the Secretary shall maintain any rental assistance payments under section 8 of the United States Housing Act of 1937 and other programs that are attached to any dwelling units in the property. To the extent the Secretary determines, in consultation with the tenants and the local government that such a multifamily property owned or having a mortgage held by the Secretary is not feasible for continued rental assistance payments under such section 8 or other programs, based on consideration of (1) the costs of rehabilitating and operating the property and all available Federal, State, and local resources, including rent adjustments under section 524 of the Multifamily Assisted Housing Reform and Affordability Act of 1997 ("MAHRAA") (42 U.S.C. 1437f note), and (2) environmental conditions that cannot be remedied in a cost-effective fashion, the Secretary may, in consultation with the tenants of that property, contract for project-based rental assistance payments with an owner or owners of other existing housing properties, or provide other rental assistance. The Secretary shall also take appropriate steps to ensure that project-based contracts remain in effect prior to foreclosure, subject to the exercise of contractual abatement remedies to assist relocation of tenants for imminent major threats to
health and safety after written notice to and informed consent of the affected tenants and use of other available remedies, such as partial abatements or receivership. After disposition of any multifamily property described in this section, the contract and allowable rent levels on such properties shall be subject to the requirements under section 524 of MAHRAA.

SEC. 213. Public housing agencies that own and operate 400 or fewer public housing units may elect to be exempt from any asset management requirement imposed by the Secretary in connection with the operating fund rule: Provided, That an agency seeking a discontinuance of a reduction of subsidy under the operating fund formula shall not be exempt from asset management requirements.

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

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

Sec. 216. The Secretary shall, for fiscal year 2021,
notify the public through the Federal Register and other
means, as determined appropriate, of the issuance of a no-
tice of the availability of assistance or notice of funding
availability (NOFA) for any program or discretionary
fund administered by the Secretary that is to be competi-
tively awarded. Notwithstanding any other provision of
law, for fiscal year 2021, the Secretary may make the
NOFA available only on the Internet at the appropriate
Government web site or through other electronic media,
as determined by the Secretary.

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

SEC. 218. (a)(1) Except as provided in paragraph
(2), the Secretary may transfer up to 10 percent or
$5,000,000, whichever is less, of funds appropriated for
any office under the headings “Administrative Support
Offices” or “Program Offices” to any other such office
under such heading: Provided, That no appropriation for
any such office or account shall be increased or decreased
by more than 10 percent or $5,000,000, whichever is less,
without prior written approval of the House and Senate
Committees on Appropriations: Provided further, That the
Secretary shall provide notification to such Committees
not less than 3 business days in advance of any such
transfers under this section up to 10 percent or
$5,000,000, whichever is less.
(2) The authority under paragraph (1) to transfer funds shall not apply to the Office of Fair Housing and Equal Opportunity, the Office of Lead Hazard Control and Healthy Homes, or the Office of Departmental Equal Employment Opportunity.

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

SEC. 219. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary, and comply with any standards under applicable State or local laws, rules, ordinances, or regulations relating to the physical condition of any property covered under a housing assistance payment contract.

(b) The Secretary shall take action under subsection (c) when a multifamily housing project with a contract
under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) or a contract for similar project-based assistance—

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

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

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

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

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

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

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

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

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

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

(F) pursue exclusionary sanctions, including
suspensions or debarments from Federal programs;
(G) seek judicial appointment of a receiver to manage the property and cure all project deficiencies or seek a judicial order of specific performance requiring the owner to cure all project deficiencies;

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

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

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

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

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

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

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

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

(3) any administrative or legislative rec-
ommendations to further improve the living condi-
tions at properties covered under a housing assistance payment contract.

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

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

SEC. 221. None of the funds made available by this Act and provided to the Department of Housing and Urban Development may be used to make a grant award unless the Secretary notifies the House and Senate Committees on Appropriations not less than 3 full business days before any project, State, locality, housing authority, tribe, nonprofit organization, or other entity selected to
receive a grant award is announced by the Department or its offices.

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

SEC. 223. None of the funds made available by this Act shall be used by the Federal Housing Administration, the Government National Mortgage Administration, or the Department of Housing and Urban Development to insure, securitize, or establish a Federal guarantee of any mortgage or mortgage backed security that refines or otherwise replaces a mortgage that has been subject to eminent domain condemnation or seizure, by a State, municipality, or any other political subdivision of a State.

SEC. 224. None of the funds made available by this Act may be used to terminate the status of a unit of general local government as a metropolitan city (as defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302)) with respect to grants under section 106 of such Act (42 U.S.C. 5306).

SEC. 225. Amounts made available by this Act that are appropriated, allocated, advanced on a reimbursable basis, or transferred to the Office of Policy Development and Research of the Department of Housing and Urban Development and functions thereof, for research, evalua-
tion, or statistical purposes, and that are unexpended at the time of completion of a contract, grant, or cooperative agreement, may be deobligated and shall immediately become available and may be reobligated in that fiscal year or the subsequent fiscal year for the research, evaluation, or statistical purposes for which the amounts are made available to that Office subject to reprogramming requirements in section 405 of this Act.

Sec. 226. Funds made available by this title under the heading “Homeless Assistance Grants” may be used by the Secretary to participate in Performance Partnership Pilots authorized under section 526 of division H of Public Law 113–76 (42 U.S.C. 12301 note), section 524 of division G of Public Law 113–235, section 525 of division H of Public Law 114–113, section 525 of division H of Public Law 115–31, section 525 of division H of Public Law 115–141, section 524 of division B of Public Law 115–245, and such authorities as are enacted for Performance Partnership Pilots in an appropriations Act for fiscal year 2021: Provided, That such participation shall be limited to not more than 10 continuums of care and housing activities to improve outcomes for disconnected youth.

Sec. 227. In this fiscal year and in each fiscal year thereafter, with respect to grant amounts awarded for the
Continuum of Care (CoC) program authorized under subtitle C of title IV of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11381 et seq.) with amounts made available under the heading “Homeless Assistance Grants”, costs paid by program income of grant recipients may be counted toward meeting the recipient’s matching requirements, provided the costs are eligible CoC costs that supplement the recipient’s CoC program.

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

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

SEC. 229. None of the funds made available by this Act may be used by the Department of Housing and Urban Development to direct a grantee to undertake specific changes to existing zoning laws as part of carrying out the final rule entitled “Affirmatively Furthering Fair
Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the notice entitled “Affirmatively Furthering Fair Housing Assessment Tool” (79 Fed. Reg. 57949 (September 26, 2014)).

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

SEC. 231. None of the funds made available by this Act may be used to establish and apply review criteria, including rating factors or preference points, for participation in or coordination with EnVision Centers, in the evaluation, selection, and award of any funds made available and requiring competitive selection under this Act, except with respect to any such funds otherwise authorized for EnVision Center purposes under this Act.

SEC. 232. None of the funds made available by this Act or any prior Act may be used to require or enforce any changes to the terms and conditions of the public housing annual contributions contract between the Secretary and any public housing agency, as such contract was in effect as of December 31, 2017, unless such changes are mutually agreed upon by the Secretary and such agency: Provided, That such agreement by an agency may be indi-
cated only by a written amendment to the terms and conditions containing the duly authorized signature of its chief executive: Provided further, That the Secretary may not withhold funds to compel such agreement by an agency which certifies to its compliance with its contract.

SEC. 233. Any public housing agency designated as a Moving to Work agency pursuant to section 239 of division L of Public Law 114–113 (42 U.S.C. 1437f note; 129 Stat. 2897) may, upon such designation, use funds (except for special purpose funding, including special purpose vouchers) previously allocated to any such public housing agency under section 8 or 9 of the United States Housing Act of 1937, including any reserve funds held by the public housing agency or funds held by the Department of Housing and Urban Development, pursuant to the authority for use of section 8 or 9 funding provided under such section and section 204 of title II of the Departments of Veterans Affairs and Housing and Urban Development and Independent Agencies Appropriations Act, 1996 (Public Law 104–134; 110 Stat. 1321-28), notwithstanding the purposes for which such funds were appropriated.

SEC. 234. None of the amounts made available by this Act, by Public Law 116-94, or by Public Law 116–6 may be used to prohibit any public housing agency under
receivership or the direction of a Federal monitor from applying for, receiving, or using funds made available under the heading “Public Housing Capital Fund” for competitive grants to evaluate and reduce lead-based paint hazards in this Act or that remain available and not awarded from prior Acts, or be used to prohibit a public housing agency from using such funds to carry out any required work pursuant to a settlement agreement, consent decree, voluntary agreement, or similar document for a violation of the Lead Safe Housing or Lead Disclosure Rules.

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

Sec. 236. Notwithstanding any other provision of law, the notice issued by the Department of Housing and Urban Development on February 20, 2015, and entitled
“Appropriate Placement for Transgender Persons in Single-Sex Emergency Shelters and Other Facilities” (Notice CPD-15-02) shall have the force and effect of law.

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

SEC. 238. There are hereby rescinded, from funds appropriated under the heading “Department of Housing and Urban Development—Housing Programs—Rental Housing Assistance”—

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

(b) any funds remaining from amounts appropriated under such heading in the prior fiscal year.
SEC. 239. Amounts made available under the heading “Department of Housing and Urban Development—Community Planning and Development—Community Development Fund” in chapter 9 of title X of the Disaster Relief Appropriations Act, 2013 (Public Law 113-2, division A; 127 Stat. 36) shall remain available through September 30, 2025 for the liquidation of valid obligations of such funding.

This title may be cited as the “Department of Housing and Urban Development Appropriations Act, 2021”.

TITLE III

RELATED AGENCIES

ACCESS BOARD

SALARIES AND EXPENSES

For expenses necessary for the Access Board, as authorized by section 502 of the Rehabilitation Act of 1973 (29 U.S.C. 792), $9,200,000: Provided, That, notwithstanding any other provision of law, there may be credited to this appropriation funds received for publications and training expenses.

FEDERAL MARITIME COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Federal Maritime Commission as authorized by section 201(d) of the Merchant Marine Act, 1936 (46 U.S.C. 307), including serv-
ices as authorized by section 3109 of title 5, United States Code; hire of passenger motor vehicles as authorized by section 1343(b) of title 31, United States Code; and uniforms or allowances therefore, as authorized by sections 5901 and 5902 of title 5, United States Code, $29,800,000: Provided, That not to exceed $5,000 shall be for official reception and representation expenses. National Railroad Passenger Corporation Office of Inspector General Salaries and Expenses For necessary expenses of the Office of Inspector General for the National Railroad Passenger Corporation to carry out the provisions of the Inspector General Act of 1978 (5 U.S.C. App. 3), $26,248,000: Provided, That the Inspector General shall have all necessary authority, in carrying out the duties specified in such Act, to investigate allegations of fraud, including false statements to the Government under section 1001 of title 18, United States Code, by any person or entity that is subject to regulation by the National Railroad Passenger Corporation: Provided further, That the Inspector General may enter into contracts and other arrangements for audits, studies, analyses, and other services with public agencies and with private persons, subject to the applicable laws and regulations that govern the obtaining of such services.
within the National Railroad Passenger Corporation: *Provided further*, That the Inspector General may select, appoint, and employ such officers and employees as may be necessary for carrying out the functions, powers, and duties of the Office of Inspector General, subject to the applicable laws and regulations that govern such selections, appointments, and employment within the National Railroad Passenger Corporation: *Provided further*, That concurrent with the President’s budget request for fiscal year 2022, the Inspector General shall submit to the House and Senate Committees on Appropriations a budget request for fiscal year 2022 in similar format and substance to budget requests submitted by executive agencies of the Federal Government.

**NATIONAL TRANSPORTATION SAFETY BOARD**

**SALARIES AND EXPENSES**

For necessary expenses of the National Transportation Safety Board, including hire of passenger motor vehicles and aircraft; services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for a GS–15; uniforms, or allowances therefor, as authorized by law (5 U.S.C. 5901–5902), $118,400,000, of which not to exceed $2,000 may be used for official reception and representation expenses. The amounts made available to the National
Transportation Safety Board in this Act include amounts necessary to make lease payments on an obligation incurred in fiscal year 2001 for a capital lease.

**NEIGHBORHOOD REINVESTMENT CORPORATION**

**PAYMENT TO THE NEIGHBORHOOD REINVESTMENT CORPORATION**

For payment to the Neighborhood Reinvestment Corporation for use in neighborhood reinvestment activities, as authorized by the Neighborhood Reinvestment Corporation Act (42 U.S.C. 8101-8107), $208,500,000, of which $5,000,000 shall be for a multi-family rental housing program: *Provided,* That of the total amount made available under this heading, $25,000,000 shall be for competitive grants to: redevelop abandoned or distressed properties; provide homeownership and financing assistance to households with income of not more than 120 percent of the area median income; purchase properties that are abandoned or distressed to sell, rent, or redevelop; establish or operate land banks to acquire, redevelop, or sell properties that are abandoned or distressed; demolish abandoned or distressed structures, as part of a redevelopment effort to increase affordable rental and owner-occupied housing; or engage in community development activities in areas with high rates of abandoned or distressed properties.
SURFACE TRANSPORTATION BOARD

SALARIES AND EXPENSES

For necessary expenses of the Surface Transportation Board, including services authorized by section 3109 of title 5, United States Code, $37,500,000: Provided, That, notwithstanding any other provision of law, not to exceed $1,250,000 from fees established by the Surface Transportation Board shall be credited to this appropriation as offsetting collections and used for necessary and authorized expenses under this heading: Provided further, That the amounts made available under this heading from the general fund shall be reduced on a dollar-for-dollar basis as such offsetting collections are received during fiscal year 2021, to result in a final appropriation from the general fund estimated at not more than $36,250,000.

UNITED STATES INTERAGENCY COUNCIL ON HOMELESSNESS

OPERATING EXPENSES

For necessary expenses (including payment of salaries, authorized travel, hire of passenger motor vehicles, and rental of conference rooms) of the United States Interagency Council on Homelessness in carrying out the functions pursuant to title II of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11311 et. seq.), as amended, $3,800,000, to remain available until September
30, 2022: Provided, That not more than $15,000 may be used for travel expenses by the Executive Director: Provided further, That the Executive Director may not engage in any official travel except for travel paid out of such amounts: Provided further, That no funds may be used to promote homelessness interventions unless those interventions include support for evidence-based interventions including the Housing First model and Permanent Supportive Housing.

TITLE IV

GENERAL PROVISIONS—THIS ACT

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

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

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

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

(1) does not meet identified needs for knowledge, skills, and abilities bearing directly upon the performance of official duties;

(2) contains elements likely to induce high levels of emotional response or psychological stress in some participants;

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

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

(5) is offensive to, or designed to change, participants’ personal values or lifestyle outside the workplace.
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(b) Nothing in this section shall prohibit, restrict, or 
otherwise preclude an agency from conducting training 
bearing directly upon the performance of official duties. 

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

(1) creates a new program; 

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

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

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

(5) augments existing programs, projects, or ac-
tivities in excess of $5,000,000 or 10 percent, which-
ever is less;
(6) reduces existing programs, projects, or activities by $5,000,000 or 10 percent, whichever is less; or

(7) creates, reorganizes, or restructures a branch, division, office, bureau, board, commission, agency, administration, or department different from the budget justifications submitted to the Committees on Appropriations or the table accompanying the report accompanying this Act, whichever is more detailed, unless prior approval is received from the House and Senate Committees on Appropriations:

Provided, That not later than 60 days after the date of enactment of this Act, each agency funded by this Act shall submit a report to the Committees on Appropriations of the Senate and of the House of Representatives to establish the baseline for application of reprogramming and transfer authorities for the current fiscal year: Provided further, That the report shall include—

(A) a table for each appropriation with a separate column to display the prior year enacted level, the President’s budget request, adjustments made by Congress, adjustments due to enacted rescissions, if appropriate, and the fiscal year enacted level;
(B) a delineation in the table for each appropriation and its respective prior year enacted level by object class and program, project, and activity as detailed in this Act, the table accompanying the report accompanying this Act, accompanying reports of the House and Senate Committee on Appropriations, or in the budget appendix for the respective appropriations, whichever is more detailed, and shall apply to all items for which a dollar amount is specified and to all programs for which new budget (obligational) authority is provided, as well as to discretionary grants and discretionary grant allocations; and

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

Sec. 406. Except as otherwise specifically provided by law, not to exceed 50 percent of unobligated balances remaining available at the end of fiscal year 2021 from appropriations made available for salaries and expenses for fiscal year 2021 in this Act, shall remain available through September 30, 2022, for each such account for the purposes authorized: Provided, That a request shall be submitted to the House and Senate Committees on Appropriations for approval prior to the expenditure of such
funds: Provided further, That these requests shall be made in compliance with reprogramming guidelines under section 405 of this Act.

Sec. 407. No funds in this Act may be used to support any Federal, State, or local projects that seek to use the power of eminent domain, unless eminent domain is employed only for a public use: Provided, That for purposes of this section, public use shall not be construed to include economic development that primarily benefits private entities: Provided further, That any use of funds for mass transit, railroad, airport, seaport or highway projects, as well as utility projects which benefit or serve the general public (including energy-related, communication-related, water-related and wastewater-related infrastructure), other structures designated for use by the general public or which have other common-carrier or public-utility functions that serve the general public and are subject to regulation and oversight by the government, and projects for the removal of an immediate threat to public health and safety or brownfields as defined in the Small Business Liability Relief and Brownfields Revitalization Act (Public Law 107–118) shall be considered a public use for purposes of eminent domain.

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

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

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

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

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

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

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

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

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

\textbf{SEC. 416.} None of the funds made available by this
Act may be used by the Department of Transportation,
the Department of Housing and Urban Development, or
any other Federal agency to lease or purchase new light
duty vehicles for any executive fleet, or for an agency’s
fleet inventory, except in accordance with Presidential
Sec. 417. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

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

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

(b) A department or agency covered by this section shall provide its Inspector General with access to all such records, documents, and other materials in a timely manner.
(c) Each Inspector General shall ensure compliance with statutory limitations on disclosure relevant to the information provided by the establishment over which that Inspector General has responsibilities under the Inspector General Act of 1978 (5 U.S.C. App.).

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

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

SEC. 420. None of the funds made available by this Act may be used in contravention of section 2635.702 of title 5, Code of Federal Regulations.
For an additional amount for “National Infrastructure Investments”, $3,000,000,000, to remain available until September 30, 2022: Provided, That such additional amount shall be subject to the provisions under this heading in title I of this Act, except as modified by this heading in this title: Provided further, That of the amounts made available under this heading in this title, the Secretary shall use an amount not less than $60,000,000 for the planning, preparation, or design of projects eligible for amounts made available under this heading in this title, with an emphasis on transit, transit oriented development, and multimodal projects: Provided further, That grants awarded under the preceding proviso shall not be subject to a minimum grant size: Provided further, That of the amounts made available under this heading in this title, the Secretary shall use an amount not less than $300,000,000 for eligible projects located in or to directly benefit areas of persistent poverty: Provided further, That a grant award under this heading in this title shall be not
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

PUBLIC AND INDIAN HOUSING

PUBLIC HOUSING CAPITAL FUND

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for the “Public Housing Capital Fund” to carry out capital and management activities for public housing agencies, as authorized under section 9 of the United States Housing Act of 1937 (42 U.S.C. 1437g), $24,250,000,000, to remain available until September 30, 2022: Provided, That such additional amount shall be subject to the provisions under this heading in title II of this Act, except as modified by this heading in this title: Provided further, That $19,000,000,000 of the funds provided under this heading in this title shall be distributed under the same formula used for amounts made available for the Capital Fund for fiscal year 2021: Provided further, That $2,500,000,000 of the funds provided under this heading in this title shall be awarded by competition for activities that improve water and energy efficiency, or reduce the risk of harm to occupants or property from natural hazards: Provided further, That $2,750,000,000 of the funds provided under this heading in this title shall be awarded by competition for activities that mitigate threats to the health and safety of residents,
or reduce lead-based paint hazards and other housing related hazards, including carbon monoxide, radon, or mold:

*Provided further,* That in administering funds appropriated or otherwise made available under this heading in this title, the Secretary may waive or specify alternative requirements for any provision of any statute or regulation in connection with the obligation by the Secretary or the use of these funds (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding that such a waiver is necessary to expedite or facilitate the use of such funds: *Provided further,* That up to 0.5 percent of the amounts made available under this heading in this title may be transferred, in aggregate, to “Department of Housing and Urban Development, Program Offices—Public and Indian Housing” to supplement existing resources for the necessary costs of administering and overseeing the obligation and expenditure of these amounts, to remain available until September 30, 2024: *Provided further,* That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
CHOICE NEIGHBORHOODS INITIATIVE

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for the “Choice Neighborhoods Initiative”, $300,000,000, to remain available until September 30, 2022: Provided, That such additional amount shall be subject to the provisions under this heading in title II of this Act, except as modified by this heading in this title: Provided further, That not less than 10 percent of the amounts made available under this heading in this title shall be used for activities that improve water and energy efficiency, or reduce the risk of harm to occupants or property from natural hazards: Provided further, That all construction, rehabilitation, and related activities funded under this heading in this title shall comply with the latest published editions of relevant national consensus-based codes and specifications and standards referenced therein, except that nothing in this section shall be construed to prohibit a grantee from requiring higher standards: Provided further, That the term “latest published editions” means, with respect to relevant national consensus-based codes, and specifications and standards referenced therein, the two most recent published editions, including, if any, amendments made by State, local, tribal, or territorial governments during the adoption process, that incorporate the latest natural hazard-resistant de-
signs and establish criteria for the design, construction, and maintenance of structures and facilities that may be eligible for assistance under this section for the purposes of protecting the health, safety, and general welfare of a buildings’ users against disasters: Provided further, That up to 0.5 percent of the amounts made available under this heading in this title may be transferred, in aggregate, to “Department of Housing and Urban Development, Program Offices—Public and Indian Housing” to supplement existing resources for the necessary costs of administering and overseeing the obligation and expenditure of amounts under this heading in this title, to remain available until September 30, 2024: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIVE AMERICAN PROGRAMS
(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Native American Programs”, $1,000,000,000, to remain available until September 30, 2022, unless otherwise specified, for activities and assistance authorized under title I of the Native American Housing Assistance and Self-Determination Act of 1996 (“NAHASDA”) (25 U.S.C. 4111 et seq.) and title
I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) with respect to Indian tribes: Provided, That the amounts made available under this heading in this title are provided as follows:

(1) $400,000,000 shall be for the Native American Housing Block Grants program, as authorized under title I of NAHASDA: Provided, That amounts made available in this paragraph shall be distributed according to the same funding formula used in fiscal year 2021: Provided further, That the amounts distributed through such formula shall be used for new construction, acquisition, rehabilitation, and infrastructure development: Provided further, That in selecting projects to be funded, grantees shall give priority to projects for which contracts can be awarded within 180 days from the date that amounts are made available to the grantees: Provided further, That the Secretary shall notify grantees of their formula allocation not later than 60 days after the date of enactment of this Act: Provided further, That the Secretary shall obligate amounts allocated by formula not later than 120 days after the date of enactment of this Act;

(2) $350,000,000 shall be for competitive grants under the Native American Housing Block
Grants program, as authorized under title I of NAHASDA: *Provided*, That the Secretary shall obligate this additional amount for competitive grants to eligible recipients authorized under NAHASDA that apply for funds: *Provided further*, That in awarding this additional amount, the Secretary shall consider need and administrative capacity and shall give priority to projects that will spur construction and rehabilitation: *Provided further*, That a grant funded pursuant to this paragraph shall be in an amount not less than $500,000 and not greater than $20,000,000: *Provided further*, That recipients of amounts made available in this paragraph shall obligate 100 percent of such amounts within 1 year of the date amounts are made available to a recipient, expend at least 50 percent of such amounts within 2 years of the date on which amounts become available to such recipients for obligation, and expend 100 percent of such amounts within 3 years of such date: *Provided further*, That the Secretary shall issue a Notice of Funding Availability for amounts made available in this paragraph not later than 60 days after the date of enactment of this Act: *Provided further*, That such Notice of Funding Availability shall require application submissions 90 days after
the publishing of such Notice: Provided further, That
of the applications submitted under the preceding 2
provisos, the Secretary shall make grants not later
than 270 days after the date of enactment of this
Act; and

(3) $250,000,000 shall be for grants to Indian
tribes for carrying out the Indian Community Devel-
opment Block Grant program under title I of the
Housing and Community Development Act of 1974,
notwithstanding section 106(a)(1) of such Act: Pro-
vided, That not to exceed 20 percent of any grant
made with amounts made available in this para-
graph shall be expended for planning and manage-
ment development and administration: Provided fur-
ther, That the Secretary shall issue a Notice of
Funding Availability for amounts made available in
this paragraph not later than 180 days after the
date of enactment of this Act: Provided further, That
such Notice of Funding Availability shall require ap-
lication submissions 90 days after the publishing of
such Notice: Provided further, That of the applica-
tions submitted under the preceding 2 provisos, the
Secretary shall make grants not later than 390 days
after the date of enactment of this Act:
Provided further, That the Secretary may waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the use of amounts made available under this heading in this title (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary to expedite or facilitate the use of such amounts: Provided further, That not less than 10 percent of the amounts made available under this heading in this title shall be used for activities that improve water and energy efficiency, or reduce the risk of harm to occupants or property from natural hazards: Provided further, That up to 1 percent of the amounts made available in paragraphs (2) and (3) under this heading in this title may be transferred, in aggregate, to “Department of Housing and Urban Development, Program Offices—Public and Indian Housing” for necessary costs of administering and overseeing the obligation and expenditure of such amounts, to remain available until September 30, 2023: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
For an additional amount for the “Native Hawaiian Housing Block Grant” program, $20,000,000, to remain available until September 30, 2022: Provided, That such additional amount shall be subject to the provisions under this heading in title II of this Act, except as modified by this heading in this title: Provided further, That not less than 10 percent of the amounts made available under this heading in this title shall be used for activities that improve water and energy efficiency, or reduce the risk of harm to occupants or property from natural hazards: Provided further, That up to 1 percent of the amounts made available under this heading in this title may be transferred, in aggregate, to “Department of Housing and Urban Development, Program Offices—Public and Indian Housing” for necessary costs of administering and overseeing the obligation and expenditure of amounts under this heading in this title, to remain available until September 30, 2023: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT FUND

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Community Development Fund”, $4,000,000,000, to remain available until September 30, 2022: Provided, That such additional amount shall be subject to the provisions under this heading in title II of this Act, except as modified by this heading in this title: Provided further, That such amount made available under this heading in this title shall be distributed pursuant to section 106 of the Housing and Community Development Act of 1974 (42 U.S.C. 5306) to grantees that received allocations pursuant to that same formula in fiscal year 2020, and that such allocations shall be made within 30 days of enactment of this Act: Provided further, That not less than 10 percent of the amounts made available under this heading in this title shall be used for activities that improve water and energy efficiency, or reduce the risk of harm to occupants or property from natural hazards (including activities that facilitate the adoption of the most recent published editions of relevant national consensus-based codes): Provided further, That of the amounts made available under this heading in this title, up to 0.5 percent may be transferred to “Department of Housing and Urban Development, Program
Offices—Community Planning and Development” for necessary costs of administering and overseeing the obligation and expenditure of amounts under this heading in this title, to remain available until September 30, 2028: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

HOME INVESTMENT PARTNERSHIPS PROGRAM
(INCLUDING TRANSFER OF FUNDS)

For an additional amount for the “HOME Investment Partnerships Program”, as authorized under title II of the Cranston-Gonzalez National Affordable Housing Act, as amended, $17,500,000,000, to remain available until September 30, 2024: Provided, That such additional amount shall be subject to the provisions under this heading in title II of this Act, except as modified by this heading in this title: Provided further, That of the amounts made available under this heading in this title, the Secretary shall use not less than $1,750,000,000 for projects eligible for amounts made available under this heading in this title located in or directly benefitting areas of persistent poverty: Provided further, That for purposes of the preceding proviso, the term “areas of persistent poverty” means (1) any county that has consistently had 20 percent
or more of the population living in poverty during the 30-
year period preceding the date of enactment of this Act,
as measured by the 1990 and 2000 decennial census and
the most recent annual Small Area Income and Poverty
Estimates as estimated by the Bureau of the Census, (2)
any census tract with a poverty rate of at least 20 percent
as measured by the 2014-2018 5-year data series available
from the American Community Survey of the Census Bu-
reau, or (3) any territory or possession of the United
States: Provided further, That grants awarded under the
preceeding 2 provisos shall not be subject to a minimum
grant size: Provided further, That not less than 10 percent
of the amounts made available under this heading in this
title shall be used for activities that improve water and
energy efficiency, or reduce the risk of harm to occupants
or property from natural hazards: Provided further, That
of the amounts made available under this heading in this
title, up to 0.5 percent may be transferred to “Department
of Housing and Urban Development, Program Offices—
Community Planning and Development” for necessary
costs of administering and overseeing the obligation and
expenditure of amounts under this heading in this title,
to remain available until September 30, 2028: Provided
further, That such amount is designated by the Congress
as being for an emergency requirement pursuant to sec-

SELF-HELP AND ASSISTED HOMEOWNERSHIP
OPPORTUNITY PROGRAM

For an additional amount for the “Self-Help and Assisted Homeownership Opportunity Program”, as authorized under section 11 of the Housing Opportunity Program Extension Act of 1996, as amended, $55,000,000, to remain available until September 30, 2023: Provided,

That such additional amount shall be subject to the provisions under this heading in title II of this Act, except as modified by this heading in this title: Provided further,

That of the amount provided under this heading in this title, $10,000,000 shall be made available to the Self-Help Homeownership Opportunity Program: Provided further,

That of the amount provided under this heading in this title, $40,000,000 shall be made available for the second, third, and fourth capacity building activities authorized under section 4(a) of the HUD Demonstration Act of 1993 (42 U.S.C. 9816 note), of which not less than $5,000,000 shall be made available for rural capacity building activities: Provided further, That of the amount provided under this heading in this title, $5,000,000 shall be made available for capacity building by national rural housing organizations: Provided further, That such
amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

HOUSING PROGRAMS

ASSISTED HOUSING INVESTMENTS

(INCLUDING TRANSFER OF FUNDS)

For assistance to owners of properties receiving project-based subsidy contracts under the United States Housing Act of 1937 (42 U.S.C. 1437 et seq.), $750,000,000, to remain available until September 30, 2024: Provided, That funds provided under this heading in this title shall be for competitive grants for capital improvements to such properties: Provided further, That not less than $250,000,000 of the grants made available under this heading in this title shall be for grants for activities that mitigate threats to the health and safety of residents; reduce lead-based paint hazards, and other housing related hazards including carbon monoxide, radon, or mold; improve water and energy efficiency; or reduce the risk of harm to occupants or property from natural hazards: Provided further, That projects funded with grants provided under this heading in this title must comply with the requirements of subchapter IV of chapter 31 of title 40, United States Code: Provided further, That
such grants shall be provided through the policies, procedures, contracts, and transactional infrastructure of the authorized programs administered by the Department of Housing and Urban Development, on such terms and conditions as the Secretary of Housing and Urban Development deems appropriate to ensure the maintenance and preservation of the property, the continued operation and maintenance of energy efficiency technologies, and the timely expenditure of funds: 

Provided further, That the grants shall include a financial assessment and physical inspection of such property: 

Provided further, That eligible owners must have at least a satisfactory management review rating, be in substantial compliance with applicable performance standards and legal requirements, and commit to an additional period of affordability determined by the Secretary, but of not fewer than 15 years: 

Provided further, That in administering funds appropriated or otherwise made available under this heading in this title, the Secretary may waive or specify alternative requirements for any provision of any statute or regulation in connection with the obligation by the Secretary or the use of these funds (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding that such a waiver is necessary to expedite or facilitate the use of such funds: 

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

HOUSING FOR THE ELDERLY

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for assistance for “Housing for the Elderly” as authorized by section 202 of the Housing Act of 1959, as amended, $750,000,000, to remain available until September 30, 2024, for use for capital advances under section 202(c)(1) of such Act and for project rental assistance under section 202(c)(2) of such Act in connection with such advances, including amendments to contracts for such assistance, but not including renewal of expiring contracts for such assistance: Provided, That such additional amount shall be subject to the provisions under this heading in title II of this Act, except as modified by this heading in this title: Provided further,
That not less than 10 percent of the amounts made available under this heading in this title shall be used for activities that improve water and energy efficiency, or reduce the risk of harm to occupants or property from natural hazards: Provided further, That of the amounts made available under this heading in this title, up to 0.5 percent may be transferred to “Department of Housing and Urban Development, Program Offices—Office of Housing” for necessary costs of administering and overseeing the obligation and expenditure of amounts under this heading in this title, to remain available until September 30, 2028: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

HOUSING FOR PERSONS WITH DISABILITIES

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Housing for Persons with Disabilities”, for assistance for supportive housing for persons with disabilities, as authorized by section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), $179,000,000, to remain available until September 30, 2024, to provide for additional capital advances and project rental assistance for supportive housing for persons with disabilities under section
811(b)(2) of such Act: Provided, That such additional amount shall be subject to the provisions under this heading in title II of this Act, except as modified by this heading in this title: Provided further, That not less than 10 percent of the amounts made available under this heading in this title shall be used for activities that improve water and energy efficiency, or reduce the risk of harm to occupants or property from natural hazards: Provided further, That of the amounts made available under this heading in this title, up to 0.5 percent may be transferred to “Department of Housing and Urban Development, Program Offices—Office of Housing” for necessary costs of administering and overseeing the obligation and expenditure of amounts under this heading in this title, to remain available until September 30, 2028: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OFFICE OF LEAD HAZARD CONTROL AND HEALTHY HOMES

LEAD HAZARD REDUCTION

For an additional amount for the “Lead Hazard Reduction Program”, as authorized by section 1011 of the Residential Lead-Based Paint Hazard Reduction Act of
1992, $100,000,000, to remain available until September 30, 2023, of which $25,000,000 shall be for the Healthy Homes Initiative, pursuant to sections 501 and 502 of the Housing and Urban Development Act of 1970: Provided, That such additional amount shall be subject to the provisions under this heading in title II of this Act, except as modified by this heading in this title: Provided further, That not less than $40,000,000 of the amounts made available under this heading in this title for the award of grants pursuant to section 1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 shall be provided to areas with the highest lead-based paint abatement needs: Provided further, That not less than $10,000,000 of the amounts made available under this heading in this title for the Healthy Homes Initiative, the Secretary shall give priority to applicants who have partnerships with grantees of the Department of Energy’s Weatherization Assistance Program: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Cybersecurity and Information Technology Fund

For an additional amount for “Cybersecurity and Information Technology Fund”, $100,000,000, to remain
available until September 30, 2023: Provided, That the amount made available under this heading in this title shall be for the development, modernization, and enhancement of, modifications to, and infrastructure for cybersecurity support, operations, controls, and documentation; multifamily housing IT modernization; and resolving open Office of Inspector General and Government Accountability Office recommendations: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OFFICE OF INSPECTOR GENERAL

For an additional amount for the necessary salaries and expenses of the “Office of Inspector General” in carrying out the Inspector General Act of 1978, as amended, $7,500,000, to remain available until expended: Provided, That the Inspector General shall have independent authority over all personnel issues within this office: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
RELATED AGENCY

NEIGHBORHOOD REINVESTMENT CORPORATION

PAYMENT TO THE NEIGHBORHOOD REINVESTMENT CORPORATION

For an additional payment to the “Neighborhood Reinvestment Corporation” for use in neighborhood reinvestment activities, as authorized by the Neighborhood Reinvestment Corporation Act (42 U.S.C. 8101-8107), $300,000,000 to remain available until expended, for grants to its charter member organization and affiliated capital corporations for neighborhood reinvestment activities intended to spur economic stabilization and recovery, including: construction of affordable single-family and multifamily housing, rehabilitation of existing single-family and multifamily housing, activities that improve water and energy efficiency, or reduce the risk of harm to occupants or property from natural hazards, rental assistance, housing counseling, and support to ongoing economic development efforts: Provided, That such additional amount shall be subject to the provisions under this heading in title III of this Act, except as modified by this heading in this title: Provided further, That of the total amount made available under this heading in this title, up to $1,500,000 may be used for associated administrative expenses for the Neighborhood Reinvestment Corporation to
carry out activities provided under this heading in this title: Provided further, That not less than 10 percent of the amounts made available under this heading in this title shall be used for activities that improve water and energy efficiency, or reduce the risk of harm to occupants or property from natural hazards: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

GENERAL PROVISIONS—ADDITIONAL INFRASTRUCTURE INVESTMENTS

Sec. 501. (a) Notwithstanding any other provision of law and in a manner consistent with other provisions in this title, all laborers and mechanics employed by contractors and subcontractors on projects funded directly by or assisted in whole or in part by and through the Federal Government pursuant to this title shall be paid wages at rates not less than those prevailing on projects of a character similar in the locality as determined by the Secretary of Labor in accordance with subchapter IV of chapter 31 of title 40, United States Code. With respect to the labor standards specified in this section, the Secretary of Labor shall have the authority and functions set forth in Reorganization Plan Numbered 14 of 1950 (64 Stat. 1267; 5
(b) Subsection (a) shall not apply to tribal contracts entered into by the Department of Housing and Urban Development with amounts made available under the headings “Native American Programs” and “Native Hawaiian Housing Block Grant” in this title.

c) The amounts provided by this section are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Sec. 502. For amounts made available in this title under the headings “Northeast Corridor Grants to the National Railroad Passenger Corporation” and “National Network Grants to the National Railroad Passenger Corporation”, the Secretary of Transportation may not waive the requirements under section 24312 of title 49, United States Code, and section 24305(f) of title 49, United States Code: Provided, That for amounts made available in this title under such headings the Secretary shall require the National Railroad Passenger Corporation to comply with the Railway Retirement Act of 1974 (45 U.S.C. 231 et seq.), the Railway Labor Act (45 U.S.C. 151 et seq.), and the Railroad Unemployment Insurance Act (45 U.S.C. 351 et seq.): Provided further, That the
amounts made available in this title under such headings shall be used by the National Railroad Passenger Corporation to prevent employee furloughs: Provided further, That none of the funds made available in this title under such headings may be used by the National Railroad Passenger Corporation to reduce the frequency of rail service on any long-distance route or State-supported route (as such terms are defined in section 24102 of title 49, United States Code) below frequencies for such routes in fiscal year 2019, except in an emergency, during maintenance or construction outages impacting such routes, or at the request of the State or States supporting such State-supported routes.

This Act may be cited as the "Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2021".
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.

[Report No. 116– ]


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

H. R.

116TH CONGRESS
2D SESSION

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