

AUGUST 16, 2017

**RULES COMMITTEE PRINT 115-31**

**TEXT OF “INTERIOR AND ENVIRONMENT, AGRICULTURE AND RURAL DEVELOPMENT, COMMERCE, JUSTICE, SCIENCE, FINANCIAL SERVICES AND GENERAL GOVERNMENT, HOMELAND SECURITY, LABOR, HEALTH AND HUMAN SERVICES, EDUCATION, STATE AND FOREIGN OPERATIONS, AND TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT APPROPRIATIONS ACT, 2018”**

[showing the text of H.R. 3354, H.R. 3268, H.R. 3267, H.R. 3280, H.R. 3355, H.R. 3358, H.R. 3362, and H.R. 3353 as reported by the Committee on Appropriations with modifications.]

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Interior and Environ-  
3 ment, Agriculture and Rural Development, Commerce,  
4 Justice, Science, Financial Services and General Govern-  
5 ment, Homeland Security, Labor, Health and Human  
6 Services, Education, State and Foreign Operations, and  
7 Transportation, Housing and Urban Development Appro-  
8 priations Act, 2018”.

1 **SEC. 2. ADDITIONAL REFERENCE.**

2 This Act may also be referred to as the “Make Amer-  
3 ica Secure and Prosperous Appropriations Act, 2018”.

4 **DIVISION A—DEPARTMENT OF THE INTE-**  
5 **RIOR, ENVIRONMENT, AND RELATED**  
6 **AGENCIES APPROPRIATIONS ACT, 2018**

7 The following sums are appropriated, out of any  
8 money in the Treasury not otherwise appropriated, for the  
9 Department of the Interior, environment, and related  
10 agencies for the fiscal year ending September 30, 2018,  
11 and for other purposes, namely:

12 TITLE I

13 DEPARTMENT OF THE INTERIOR

14 BUREAU OF LAND MANAGEMENT

15 MANAGEMENT OF LANDS AND RESOURCES

16 For necessary expenses for protection, use, improve-  
17 ment, development, disposal, cadastral surveying, classi-  
18 fication, acquisition of easements and other interests in  
19 lands, and performance of other functions, including main-  
20 tenance of facilities, as authorized by law, in the manage-  
21 ment of lands and their resources under the jurisdiction  
22 of the Bureau of Land Management, including the general  
23 administration of the Bureau, and assessment of mineral  
24 potential of public lands pursuant to section 1010(a) of  
25 Public Law 96–487 (16 U.S.C. 3150(a)), \$1,074,503,000,  
26 to remain available until expended, including all such

1 This division may be cited as the “Department of  
2 State, Foreign Operations, and Related Programs Approp-  
3 riations Act, 2018”.

4 **DIVISION H—TRANSPORTATION, HOUSING**  
5 **AND URBAN DEVELOPMENT, AND RE-**  
6 **LATED AGENCIES APPROPRIATIONS**  
7 **ACT, 2018**

8 The following sums are appropriated, out of any  
9 money in the Treasury not otherwise appropriated, for the  
10 Departments of Transportation, and Housing and Urban  
11 Development, and related agencies for the fiscal year end-  
12 ing September 30, 2018, and for other purposes, namely:

13 TITLE I

14 DEPARTMENT OF TRANSPORTATION

15 OFFICE OF THE SECRETARY

16 SALARIES AND EXPENSES

17 For necessary expenses of the Office of the Secretary,  
18 \$108,899,000, of which not to exceed \$2,758,000 shall be  
19 available for the immediate Office of the Secretary; not  
20 to exceed \$1,040,000 shall be available for the immediate  
21 Office of the Deputy Secretary; not to exceed \$20,772,000  
22 shall be available for the Office of the General Counsel;  
23 not to exceed \$10,033,000 shall be available for the Office  
24 of the Under Secretary of Transportation for Policy; not  
25 to exceed \$14,019,000 shall be available for the Office of

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

6 For necessary salaries and expenses for Executive Of-  
7 fices, which shall be comprised of the offices of the Sec-  
8 retary, Deputy Secretary, Adjudicatory Services, Congres-  
9 sional and Intergovernmental Relations, Public Affairs,  
10 Small and Disadvantaged Business Utilization, and the  
11 Center for Faith-Based and Neighborhood Partnerships,  
12 \$14,708,000: *Provided*, That not to exceed \$25,000 of the  
13 amount made available under this heading shall be avail-  
14 able to the Secretary for official reception and representa-  
15 tion expenses as the Secretary may determine.

16 ADMINISTRATIVE SUPPORT OFFICES  
17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary salaries and expenses for Administra-  
19 tive Support Offices, \$518,303,000, of which \$10,762,000  
20 shall be available for, including the establishment of, the  
21 Office of the Chief Operations Officer; \$50,340,000 shall  
22 be available for the Office of the Chief Financial Officer;  
23 \$92,006,000 shall be available for the Office of the Gen-  
24 eral Counsel; \$205,873,000 shall be available for the Of-  
25 fice of Administration; \$38,245,000 shall be available for

1 the Office of the Chief Human Capital Officer;  
2 \$49,588,000 shall be available for the Office of Field Pol-  
3 icy and Management; \$19,065,000 shall be available for  
4 the Office of the Chief Procurement Officer; \$3,570,000  
5 shall be available for the Office of Departmental Equal  
6 Employment Opportunity; \$4,975,000 shall be available  
7 for the Office of Strategic Planning and Management; and  
8 \$43,879,000 shall be available for the Office of the Chief  
9 Information Officer: *Provided*, That funds provided under  
10 this heading may be used for necessary administrative and  
11 non-administrative expenses of the Department of Hous-  
12 ing and Urban Development, not otherwise provided for,  
13 including purchase of uniforms, or allowances therefor, as  
14 authorized by 5 U.S.C. 5901–5902; hire of passenger  
15 motor vehicles; and services as authorized by 5 U.S.C.  
16 3109: *Provided further*, That notwithstanding any other  
17 provision of law, funds appropriated under this heading  
18 may be used for advertising and promotional activities  
19 that directly support program activities funded in this  
20 title: *Provided further*, That in addition to the transfer au-  
21 thority under section 221 of this Act, of the amount ap-  
22 propriated for the Office of the Chief Operations Officer  
23 under this heading, the Secretary may transfer up to  
24 \$10,000,000 to the heading “Information Technology  
25 Fund”: *Provided further*, That the Secretary shall provide

1 the House and Senate Committees on Appropriations  
2 quarterly written notification regarding the status of  
3 pending congressional reports: *Provided further*, That the  
4 Secretary shall provide in electronic form all signed re-  
5 ports required by Congress.

6 PROGRAM OFFICE SALARIES AND EXPENSES

7 PUBLIC AND INDIAN HOUSING

8 For necessary salaries and expenses of the Office of  
9 Public and Indian Housing, \$216,633,000.

10 COMMUNITY PLANNING AND DEVELOPMENT

11 For necessary salaries and expenses of the Office of  
12 Community Planning and Development, \$107,554,000.

13 HOUSING

14 For necessary salaries and expenses of the Office of  
15 Housing, \$392,000,000.

16 POLICY DEVELOPMENT AND RESEARCH

17 For necessary salaries and expenses of the Office of  
18 Policy Development and Research, \$24,065,000.

19 FAIR HOUSING AND EQUAL OPPORTUNITY

20 For necessary salaries and expenses of the Office of  
21 Fair Housing and Equal Opportunity, \$69,808,000.

22 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

23 HOMES

24 For necessary salaries and expenses of the Office of  
25 Lead Hazard Control and Healthy Homes, \$7,600,000.

## 1 WORKING CAPITAL FUND

## 2 (INCLUDING TRANSFER OF FUNDS)

3 For the working capital fund for the Department of  
4 Housing and Urban Development (referred to in this para-  
5 graph as the “Fund”), pursuant, in part, to section 7(f)  
6 of the Department of Housing and Urban Development  
7 Act (42 U.S.C. 3535(f)), amounts transferred to the Fund  
8 under this heading shall be available for Federal shared  
9 services used by offices and agencies of the Department,  
10 and for such portion of any office or agency’s printing,  
11 records management, space renovation, furniture, supply  
12 services, or other shared services as the Secretary deter-  
13 mines shall be derived from centralized sources made  
14 available by the Department to all offices and agencies and  
15 funded through the Fund: *Provided*, That of the amounts  
16 made available in this title for salaries and expenses under  
17 the headings “Executive Offices”, “Administrative Sup-  
18 port Offices”, “Program Office Salaries and Expenses”,  
19 and “Government National Mortgage Association”, the  
20 Secretary shall transfer to the Fund such amounts, to re-  
21 main available until expended, as are necessary to fund  
22 services, specified in the matter preceding the first pro-  
23 viso, for which the appropriation would otherwise have  
24 been available, and may transfer not to exceed an addi-  
25 tional \$5,000,000, in aggregate, from all such appropria-

1 tions, to be merged with the Fund and to remain available  
2 until expended for use for any office or agency: *Provided*  
3 *further*, That amounts in the Fund shall be the only  
4 amounts available to each office or agency of the Depart-  
5 ment for the services, or portion of services, specified in  
6 the matter preceding the first proviso: *Provided further*,  
7 That with respect to the Fund, the authorities and condi-  
8 tions under this heading shall supplement the authorities  
9 and conditions provided under section 7(f): *Provided fur-*  
10 *ther*, That up to \$6,550,000 in the Fund may be available  
11 for the management reporting initiative to improve the ef-  
12 fectiveness of enterprise data governance, analysis, and re-  
13 porting, including information technology investments to  
14 make such improvements: *Provided further*, That to carry  
15 out the previous proviso, the Secretary shall transfer any  
16 amounts for related information technology investments to  
17 the heading “Information Technology Fund”.

18 PUBLIC AND INDIAN HOUSING  
19 TENANT-BASED RENTAL ASSISTANCE  
20 (INCLUDING TRANSFER OF FUNDS)

21 For activities and assistance for the provision of ten-  
22 ant-based rental assistance authorized under the United  
23 States Housing Act of 1937, as amended (42 U.S.C. 1437  
24 et seq.) (“the Act” herein), not otherwise provided for,  
25 \$16,486,725,000, to remain available until expended, shall



1 be available on October 1, 2017 (in addition to the  
2 \$4,000,000,000 previously appropriated under this head-  
3 ing that shall be available on October 1, 2017), and  
4 \$4,000,000,000, to remain available until expended, shall  
5 be available on October 1, 2018: *Provided*, That the  
6 amounts made available under this heading are provided  
7 as follows:

8           (1) \$18,709,725,000 shall be available for re-  
9           newals of expiring section 8 tenant-based annual  
10           contributions contracts (including renewals of en-  
11           hanced vouchers under any provision of law author-  
12           izing such assistance under section 8(t) of the Act)  
13           and including renewal of other special purpose incre-  
14           mental vouchers: *Provided*, That notwithstanding  
15           any other provision of law, from amounts provided  
16           under this paragraph and any carryover, the Sec-  
17           retary for the calendar year 2018 funding cycle shall  
18           provide renewal funding for each public housing  
19           agency based on validated voucher management sys-  
20           tem (VMS) leasing and cost data for the prior cal-  
21           endar year and by applying an inflation factor as es-  
22           tablished by the Secretary, by notice published in  
23           the Federal Register, and by making any necessary  
24           adjustments for the costs associated with the first-  
25           time renewal of vouchers under this paragraph in-

1 cluding tenant protection, HOPE VI, and Choice  
2 Neighborhoods vouchers: *Provided further*, That  
3 none of the funds provided under this paragraph  
4 may be used to fund a total number of unit months  
5 under lease which exceeds a public housing agency's  
6 authorized level of units under contract, except for  
7 public housing agencies participating in the MTW  
8 demonstration, which are instead governed by the  
9 terms and conditions of their MTW agreements:  
10 *Provided further*, That the Secretary shall, to the ex-  
11 tent necessary to stay within the amount specified  
12 under this paragraph (except as otherwise modified  
13 under this paragraph), prorate each public housing  
14 agency's allocation otherwise established pursuant to  
15 this paragraph: *Provided further*, That except as  
16 provided in the following provisos, the entire amount  
17 specified under this paragraph (except as otherwise  
18 modified under this paragraph) shall be obligated to  
19 the public housing agencies based on the allocation  
20 and pro rata method described above, and the Sec-  
21 retary shall notify public housing agencies of their  
22 annual budget by the later of 60 days after enact-  
23 ment of this Act or March 1, 2018: *Provided further*,  
24 That the Secretary may extend the notification pe-  
25 riod with the prior written approval of the House

1 and Senate Committees on Appropriations: *Provided*  
2 *further*, That public housing agencies participating  
3 in the MTW demonstration shall be funded pursuant  
4 to their MTW agreements and in accordance with  
5 the requirements of the MTW program and shall be  
6 subject to the same pro rata adjustments under the  
7 previous provisos: *Provided further*, That the Sec-  
8 retary may offset public housing agencies' calendar  
9 year 2018 allocations based on the excess amounts  
10 of public housing agencies' net restricted assets ac-  
11 counts, including HUD held programmatic reserves  
12 (in accordance with VMS data in calendar year 2017  
13 that is verifiable and complete), as determined by  
14 the Secretary: *Provided further*, That public housing  
15 agencies participating in the MTW demonstration  
16 shall also be subject to the offset, as determined by  
17 the Secretary from the agencies' calendar year 2018  
18 MTW funding allocation: *Provided further*, That the  
19 Secretary shall use any offset referred to in the pre-  
20 vious two provisos throughout the calendar year to  
21 prevent the termination of rental assistance for fam-  
22 ilies as the result of insufficient funding, as deter-  
23 mined by the Secretary, and to avoid or reduce the  
24 proration of renewal funding allocations: *Provided*  
25 *further*, That up to \$100,000,000 shall be available

1           only: (1) for adjustments in the allocations for public  
2           housing agencies, after application for an adjust-  
3           ment by a public housing agency that experienced a  
4           significant increase, as determined by the Secretary,  
5           in renewal costs of vouchers resulting from unfore-  
6           seen circumstances or from portability under section  
7           8(r) of the Act; (2) for vouchers that were not in use  
8           during the previous 12-month period in order to be  
9           available to meet a commitment pursuant to section  
10          8(o)(13) of the Act; (3) for adjustments for costs as-  
11          sociated with HUD-Veterans Affairs Supportive  
12          Housing (HUD-VASH) vouchers; and (4) for public  
13          housing agencies that despite taking reasonable cost  
14          savings measures, as determined by the Secretary,  
15          would otherwise be required to terminate rental as-  
16          sistance for families as a result of insufficient fund-  
17          ing: *Provided further*, That the Secretary shall allo-  
18          cate amounts under the previous proviso based on  
19          need, as determined by the Secretary;

20                 (2) \$60,000,000 shall be for section 8 rental as-  
21                 sistance for relocation and replacement of housing  
22                 units that are demolished or disposed of pursuant to  
23                 section 18 of the Act, conversion of section 23  
24                 projects to assistance under section 8, the family  
25                 unification program under section 8(x) of the Act,

1 relocation of witnesses in connection with efforts to  
2 combat crime in public and assisted housing pursu-  
3 ant to a request from a law enforcement or prosecu-  
4 tion agency, enhanced vouchers under any provision  
5 of law authorizing such assistance under section 8(t)  
6 of the Act, HOPE VI and Choice Neighborhood  
7 vouchers, mandatory and voluntary conversions, and  
8 tenant protection assistance including replacement  
9 and relocation assistance or for project-based assist-  
10 ance to prevent the displacement of unassisted elder-  
11 ly tenants currently residing in section 202 prop-  
12 erties financed between 1959 and 1974 that are reffi-  
13 nanced pursuant to Public Law 106–569, as amend-  
14 ed, or under the authority as provided under this  
15 Act: *Provided*, That when a public housing develop-  
16 ment is submitted for demolition or disposition  
17 under section 18 of the Act, the Secretary may pro-  
18 vide section 8 rental assistance when the units pose  
19 an imminent health and safety risk to residents:  
20 *Provided further*, That the Secretary may only pro-  
21 vide replacement vouchers for units that were occu-  
22 pied within the previous 24 months that cease to be  
23 available as assisted housing, subject only to the  
24 availability of funds: *Provided further*, That of the  
25 amounts made available under this paragraph,

1       \$5,000,000 may be available to provide tenant pro-  
2       tection assistance, not otherwise provided under this  
3       paragraph, to residents residing in low vacancy  
4       areas and who may have to pay rents greater than  
5       30 percent of household income, as the result of: (A)  
6       the maturity of a HUD-insured, HUD-held or sec-  
7       tion 202 loan that requires the permission of the  
8       Secretary prior to loan prepayment; (B) the expira-  
9       tion of a rental assistance contract for which the  
10      tenants are not eligible for enhanced voucher or ten-  
11      ant protection assistance under existing law; or (C)  
12      the expiration of affordability restrictions accom-  
13      panying a mortgage or preservation program admin-  
14      istered by the Secretary: *Provided further*, That such  
15      tenant protection assistance made available under  
16      the previous proviso may be provided under the au-  
17      thority of section 8(t) or section 8(o)(13) of the  
18      United States Housing Act of 1937 (42 U.S.C.  
19      1437f(t)): *Provided further*, That any tenant protec-  
20      tion voucher made available from amounts under  
21      this paragraph shall not be reissued by any public  
22      housing agency, except the replacement vouchers as  
23      defined by the Secretary by notice, when the initial  
24      family that received any such voucher no longer re-  
25      ceives such voucher, and the authority for any public

1 housing agency to issue any such voucher shall cease  
2 to exist: *Provided further*, That the Secretary may  
3 provide section 8 rental assistance from amounts  
4 made available under this paragraph for units as-  
5 sisted under a project-based subsidy contract funded  
6 under the “Project-Based Rental Assistance” head-  
7 ing under this title where the owner has received a  
8 Notice of Default and the units pose an imminent  
9 health and safety risk to residents: *Provided further*,  
10 That to the extent that the Secretary determines  
11 that such units are not feasible for continued rental  
12 assistance payments or transfer of the subsidy con-  
13 tract associated with such units to another project  
14 or projects and owner or owners, any remaining  
15 amounts associated with such units under such con-  
16 tract shall be recaptured and used to reimburse  
17 amounts used under this paragraph for rental assist-  
18 ance under the preceding proviso;

19 (3) \$1,550,000,000 shall be for administrative  
20 and other expenses of public housing agencies in ad-  
21 ministering the section 8 tenant-based rental assist-  
22 ance program, of which up to \$10,000,000 shall be  
23 available to the Secretary to allocate to public hous-  
24 ing agencies that need additional funds to admin-  
25 ister their section 8 programs, including fees associ-

1       ated with section 8 tenant protection rental assist-  
2       ance, the administration of disaster related vouchers,  
3       Veterans Affairs Supportive Housing vouchers, and  
4       other special purpose incremental vouchers: *Pro-*  
5       *vided*, That no less than \$1,540,000,000 of the  
6       amount provided in this paragraph shall be allocated  
7       to public housing agencies for the calendar year  
8       2018 funding cycle based on section 8(q) of the Act  
9       (and related Appropriation Act provisions) as in ef-  
10      fect immediately before the enactment of the Quality  
11      Housing and Work Responsibility Act of 1998 (Pub-  
12      lic Law 105–276): *Provided further*, That if the  
13      amounts made available under this paragraph are  
14      insufficient to pay the amounts determined under  
15      the previous proviso, the Secretary may decrease the  
16      amounts allocated to agencies by a uniform percent-  
17      age applicable to all agencies receiving funding  
18      under this paragraph or may, to the extent nec-  
19      essary to provide full payment of amounts deter-  
20      mined under the previous proviso, utilize unobligated  
21      balances, including recaptures and carryovers, re-  
22      maining from funds appropriated to the Department  
23      of Housing and Urban Development under this  
24      heading from prior fiscal years, excluding special  
25      purpose vouchers, notwithstanding the purposes for



1       which such amounts were appropriated: *Provided*  
2       *further*, That all public housing agencies partici-  
3       pating in the MTW demonstration shall be funded  
4       pursuant to their MTW agreements, and in accord-  
5       ance with the requirements of the MTW program  
6       and shall be subject to the same uniform percentage  
7       decrease as under the previous proviso: *Provided fur-*  
8       *ther*, That amounts provided under this paragraph  
9       shall be only for activities related to the provision of  
10      tenant-based rental assistance authorized under sec-  
11      tion 8, including related development activities;

12           (4) \$150,000,000 for the renewal of tenant-  
13      based assistance contracts under section 811 of the  
14      Cranston-Gonzalez National Affordable Housing Act  
15      (42 U.S.C. 8013), including necessary administra-  
16      tive expenses: *Provided*, That administrative and  
17      other expenses of public housing agencies in admin-  
18      istering the special purpose vouchers in this para-  
19      graph shall be funded under the same terms and be  
20      subject to the same pro rata reduction as the per-  
21      cent decrease for administrative and other expenses  
22      to public housing agencies under paragraph (3) of  
23      this heading: *Provided further*, That any amounts  
24      provided under this paragraph in this Act or prior  
25      Acts, remaining available after funding renewals and

1 administrative expenses under this paragraph, shall  
2 be available for incremental tenant-based assistance  
3 contracts under such section 811, including nec-  
4 essary administrative expenses;

5 (5) the Secretary shall separately track all spe-  
6 cial purpose vouchers funded under this heading, in-  
7 cluding the renewal, from amounts provided under  
8 paragraph (1) under this heading, of HUD-VASH  
9 vouchers, funded under this heading in prior Acts to  
10 address veterans' homelessness, of no less than  
11 \$577,000,000;

12 (6) \$7,000,000 shall be for renewal grants, in-  
13 cluding rental assistance and associated administra-  
14 tive fees for Tribal HUD-VA Supportive Housing to  
15 serve Native American veterans that are homeless or  
16 at-risk of homelessness living on or near a reserva-  
17 tion or Indian areas: *Provided*, That such amount  
18 shall be made available for renewal grants to the re-  
19 cipients that received assistance under the rental as-  
20 sistance and supportive housing demonstration pro-  
21 gram for Native American veterans authorized under  
22 the heading "Tenant-Based Rental Assistance" in  
23 title II of division K of the Consolidated and Fur-  
24 ther Continuing Appropriations Act, 2015 (Public  
25 Law 113-235, 128 Stat. 2733): *Provided further*,

1       That the Secretary shall be authorized to specify cri-  
2       teria for renewal grants, including data on the utili-  
3       zation of assistance reported by grant recipients  
4       under the demonstration program: *Provided further,*  
5       That renewal grants under this paragraph shall be  
6       administered by block grant recipients in accordance  
7       with program requirements under the Native Amer-  
8       ican Housing Assistance and Self-Determination Act  
9       of 1996: *Provided further,* That assistance under  
10      this paragraph shall be modeled after, with nec-  
11      essary and appropriate adjustments for Native  
12      American grant recipients and veterans, the rental  
13      assistance and supportive housing program known  
14      as HUD–VASH program, including administration  
15      in conjunction with the Department of Veterans Af-  
16      fairs and overall implementation of section 8(o)(19)  
17      of the United States Housing Act of 1937: *Provided*  
18      *further,* That the Secretary of Housing and Urban  
19      Development may waive, or specify alternative re-  
20      quirements for any provision of any statute or regu-  
21      lation that the Secretary administers in connection  
22      with the use of funds made available under this  
23      paragraph (except requirements related to fair hous-  
24      ing, nondiscrimination, labor standards, and the en-  
25      vironment), upon a finding by the Secretary that

1 any such waiver or alternative requirements are nec-  
2 essary for the effective delivery and administration  
3 of such assistance: *Provided further*, That grant re-  
4 cipients shall report to the Secretary on utilization  
5 of such rental assistance and other program data, as  
6 prescribed by the Secretary and;

7 (7) \$10,000,000 shall be available to support  
8 modernization of public housing agency (PHA) in-  
9 formation technology systems with respect to admin-  
10 istration of program data and funding provided  
11 under this heading, including related expenses; Pro-  
12 vided, That the Secretary may transfer up to  
13 \$10,000,000 of the amounts provided under this  
14 paragraph to the “Public Housing Capital Fund”  
15 heading under this title to support modernization of  
16 PHA information technology systems with respect to  
17 administration of program data and funding under  
18 such heading, including related expenses.

19 HOUSING CERTIFICATE FUND

20 (INCLUDING RESCISSIONS)

21 Unobligated balances, including recaptures and car-  
22 ryover, remaining from funds appropriated to the Depart-  
23 ment of Housing and Urban Development under this  
24 heading, the heading “Annual Contributions for Assisted  
25 Housing” and the heading “Project-Based Rental Assist-

1 ance”, for fiscal year 2018 and prior years may be used  
2 for renewal of or amendments to section 8 project-based  
3 contracts and for performance-based contract administra-  
4 tors, notwithstanding the purposes for which such funds  
5 were appropriated: *Provided*, That any obligated balances  
6 of contract authority from fiscal year 1974 and prior that  
7 have been terminated shall be rescinded: *Provided further*,  
8 That amounts heretofore recaptured, or recaptured during  
9 the current fiscal year, from section 8 project-based con-  
10 tracts from source years fiscal year 1975 through fiscal  
11 year 1987 are hereby rescinded, and an amount of addi-  
12 tional new budget authority, equivalent to the amount re-  
13 scinded is hereby appropriated, to remain available until  
14 expended, for the purposes set forth under this heading,  
15 in addition to amounts otherwise available.

16 PUBLIC HOUSING CAPITAL FUND

17 For the Public Housing Capital Fund Program to  
18 carry out capital and management activities for public  
19 housing agencies, as authorized under section 9 of the  
20 United States Housing Act of 1937 (42 U.S.C. 1437g)  
21 (the “Act”) \$1,850,000,000, to remain available until  
22 September 30, 2021: *Provided*, That notwithstanding any  
23 other provision of law or regulation, during fiscal year  
24 2018, the Secretary of Housing and Urban Development  
25 may not delegate to any Department official other than

1 the Deputy Secretary and the Assistant Secretary for  
2 Public and Indian Housing any authority under paragraph  
3 (2) of section 9(j) regarding the extension of the time peri-  
4 ods under such section: *Provided further*, That for pur-  
5 poses of such section 9(j), the term “obligate” means, with  
6 respect to amounts, that the amounts are subject to a  
7 binding agreement that will result in outlays, immediately  
8 or in the future: *Provided further*, That up to \$8,300,000  
9 shall be to support ongoing public housing financial and  
10 physical assessment activities: *Provided further*, That up  
11 to \$1,000,000 shall be to support the costs of administra-  
12 tive and judicial receiverships: *Provided further*, That of  
13 the total amount provided under this heading, not to ex-  
14 ceed \$20,000,000 shall be available for the Secretary to  
15 make grants, notwithstanding section 203 of this Act, to  
16 public housing agencies for emergency capital needs in-  
17 cluding safety and security measures necessary to address  
18 crime and drug-related activity as well as needs resulting  
19 from unforeseen or unpreventable emergencies and nat-  
20 ural disasters excluding Presidentially declared emer-  
21 gencies and natural disasters under the Robert T. Stafford  
22 Disaster Relief and Emergency Act (42 U.S.C. 5121 et  
23 seq.) occurring in fiscal year 2018: *Provided further*, That  
24 of the amount made available under the previous proviso,  
25 not less than \$5,000,000 shall be for safety and security

1 measures: *Provided further*, That of the total amount pro-  
2 vided under this heading \$35,000,000 shall be for sup-  
3 portive services, service coordinator and congregate serv-  
4 ices as authorized by section 34 of the Act (42 U.S.C.  
5 1437z-6) and the Native American Housing Assistance  
6 and Self-Determination Act of 1996 (25 U.S.C. 4101 et  
7 seq.): *Provided further*, That of the total amount made  
8 available under this heading, up to \$15,000,000 shall be  
9 for a Jobs-Plus initiative modeled after the Jobs-Plus  
10 demonstration: *Provided further*, That funding provided  
11 under the previous proviso shall be available for competi-  
12 tive grants to partnerships between public housing au-  
13 thorities, local workforce investment boards established  
14 under section 117 of the Workforce Investment Act of  
15 1998, and other agencies and organizations that provide  
16 support to help public housing residents obtain employ-  
17 ment and increase earnings: *Provided further*, That appli-  
18 cants must demonstrate the ability to provide services to  
19 residents, partner with workforce investment boards, and  
20 leverage service dollars: *Provided further*, That the Sec-  
21 retary may allow public housing agencies to request ex-  
22 emptions from rent and income limitation requirements  
23 under sections 3 and 6 of the United States Housing Act  
24 of 1937 as necessary to implement the Jobs-Plus program,  
25 on such terms and conditions as the Secretary may ap-

1 prove upon a finding by the Secretary that any such waiv-  
2 ers or alternative requirements are necessary for the effec-  
3 tive implementation of the Jobs-Plus initiative as a vol-  
4 untary program for residents: *Provided further*, That the  
5 Secretary shall publish by notice in the Federal Register  
6 any waivers or alternative requirements pursuant to the  
7 preceding proviso no later than 10 days before the effec-  
8 tive date of such notice: *Provided further*, That for funds  
9 provided under this heading, the limitation in section  
10 9(g)(1) of the Act shall be 25 percent: *Provided further*,  
11 That the Secretary may waive the limitation in the pre-  
12 vious proviso to allow public housing agencies to fund ac-  
13 tivities authorized under section 9(e)(1)(C) of the Act:  
14 *Provided further*, That the Secretary shall notify public  
15 housing agencies requesting waivers under the previous  
16 proviso if the request is approved or denied within 14 days  
17 of submitting the request: *Provided further*, That from the  
18 funds made available under this heading, the Secretary  
19 shall provide bonus awards in fiscal year 2018 to public  
20 housing agencies that are designated high performers:  
21 *Provided further*, That the Department shall notify public  
22 housing agencies of their formula allocation within 60  
23 days of enactment of this Act.



## 1 PUBLIC HOUSING OPERATING FUND

2 For 2018 payments to public housing agencies for the  
3 operation and management of public housing, as author-  
4 ized by section 9(e) of the United States Housing Act of  
5 1937 (42 U.S.C. 1437g(e)), \$4,400,000,000, to remain  
6 available until September 30, 2019.

## 7 CHOICE NEIGHBORHOODS INITIATIVE

8 For competitive grants under the Choice Neighbor-  
9 hoods Initiative (subject to section 24 of the United States  
10 Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise  
11 specified under this heading), for transformation, rehabili-  
12 tation, and replacement housing needs of both public and  
13 HUD-assisted housing and to transform neighborhoods of  
14 poverty into functioning, sustainable mixed income neigh-  
15 borhoods with appropriate services, schools, public assets,  
16 transportation and access to jobs, \$20,000,000, to remain  
17 available until September 30, 2020: *Provided*, That grant  
18 funds may be used for resident and community services,  
19 community development, and affordable housing needs in  
20 the community, and for conversion of vacant or foreclosed  
21 properties to affordable housing: *Provided further*, That  
22 the use of funds made available under this heading shall  
23 not be deemed to be public housing notwithstanding sec-  
24 tion 3(b)(1) of such Act: *Provided further*, That grantees  
25 shall commit to an additional period of affordability deter-

1 mined by the Secretary of not fewer than 20 years: *Pro-*  
2 *vided further*, That grantees shall provide a match in  
3 State, local, other Federal or private funds: *Provided fur-*  
4 *ther*, That grantees may include local governments, tribal  
5 entities, public housing authorities, and nonprofits: *Pro-*  
6 *vided further*, That for-profit developers may apply jointly  
7 with a public entity: *Provided further*, That for purposes  
8 of environmental review, a grantee shall be treated as a  
9 public housing agency under section 26 of the United  
10 States Housing Act of 1937 (42 U.S.C. 1437x), and  
11 grants under this heading shall be subject to the regula-  
12 tions issued by the Secretary to implement such section:  
13 *Provided further*, That of the amount provided, not less  
14 than \$10,000,000 shall be awarded to public housing  
15 agencies: *Provided further*, That such grantees shall create  
16 partnerships with other local organizations including as-  
17 sisted housing owners, service agencies, and resident orga-  
18 nizations: *Provided further*, That the Secretary shall con-  
19 sult with the Secretaries of Education, Labor, Transpor-  
20 tation, Health and Human Services, Agriculture, and  
21 Commerce, the Attorney General, and the Administrator  
22 of the Environmental Protection Agency to coordinate and  
23 leverage other appropriate Federal resources: *Provided*  
24 *further*, That no more than \$1,000,000 of funds made  
25 available under this heading may be provided as grants

1 to undertake comprehensive local planning with input  
2 from residents and the community: *Provided further*, That  
3 unobligated balances, including recaptures, remaining  
4 from funds appropriated under the heading “Revitaliza-  
5 tion of Severely Distressed Public Housing (HOPE VI)”  
6 in fiscal year 2011 and prior fiscal years may be used for  
7 purposes under this heading, notwithstanding the pur-  
8 poses for which such amounts were appropriated.

9 **FAMILY SELF-SUFFICIENCY**

10 For the Family Self-Sufficiency program to support  
11 family self-sufficiency coordinators under section 23 of the  
12 United States Housing Act of 1937, to promote the devel-  
13 opment of local strategies to coordinate the use of assist-  
14 ance under sections 8(o) and 9 of such Act with public  
15 and private resources, and enable eligible families to  
16 achieve economic independence and self-sufficiency,  
17 \$75,000,000, to remain available until September 30,  
18 2019: *Provided*, That the Secretary may, by Federal Reg-  
19 ister notice, waive or specify alternative requirements  
20 under sections b(3), b(4), b(5), or c(1) of section 23 of  
21 such Act in order to facilitate the operation of a unified  
22 self-sufficiency program for individuals receiving assist-  
23 ance under different provisions of the Act, as determined  
24 by the Secretary: *Provided further*, That owners of a pri-  
25 vately owned multifamily property with a section 8 con-

1 tract may voluntarily make a Family Self-Sufficiency pro-  
2 gram available to the assisted tenants of such property  
3 in accordance with procedures established by the Sec-  
4 retary: *Provided further*, That such procedures established  
5 pursuant to the previous proviso shall permit participating  
6 tenants to accerue escrow funds in accordance with section  
7 23(d)(2) and shall allow owners to use funding from resid-  
8 ual receipt accounts to hire coordinators for their own  
9 Family Self-Sufficiency program.

10 NATIVE AMERICAN HOUSING BLOCK GRANTS

11 For the Native American Housing Block Grants pro-  
12 gram, as authorized under title I of the Native American  
13 Housing Assistance and Self-Determination Act of 1996  
14 (NAHASDA) (25 U.S.C. 4111 et seq.), \$654,000,000, to  
15 remain available until September 30, 2022: *Provided*,  
16 That, notwithstanding NAHASDA, to determine the  
17 amount of the allocation under title I of such Act for each  
18 Indian tribe, the Secretary shall apply the formula under  
19 section 302 of such Act with the need component based  
20 on single-race census data and with the need component  
21 based on multi-race census data, and the amount of the  
22 allocation for each Indian tribe shall be the greater of the  
23 two resulting allocation amounts: *Provided further*, That  
24 of the amounts made available under this heading,  
25 \$3,500,000 shall be contracted for assistance for national

1 or regional organizations representing Native American  
2 housing interests for providing training and technical as-  
3 sistance to Indian housing authorities and tribally des-  
4 igned housing entities as authorized under NAHASDA:  
5 *Provided further*, That of the funds made available under  
6 the previous proviso, not less than \$2,000,000 shall be  
7 made available for a national organization as authorized  
8 under section 703 of NAHASDA (25 U.S.C. 4212): *Pro-*  
9 *vided further*, That of the amounts made available under  
10 this heading, \$3,500,000 shall be to support the inspection  
11 of Indian housing units, contract expertise, training, and  
12 technical assistance related to funding provided under this  
13 heading and other headings under this Act for the needs  
14 of Native American families and Indian country: *Provided*  
15 *further*, That of the amount provided under this heading,  
16 \$2,000,000 shall be made available for the cost of guaran-  
17 teed notes and other obligations, as authorized by title VI  
18 of NAHASDA: *Provided further*, That such costs, includ-  
19 ing the costs of modifying such notes and other obliga-  
20 tions, shall be as defined in section 502 of the Congres-  
21 sional Budget Act of 1974, as amended: *Provided further*,  
22 That these funds are available to subsidize the total prin-  
23 cipal amount of any notes and other obligations, any part  
24 of which is to be guaranteed, not to exceed \$17,391,304:  
25 *Provided further*, That the Department will notify grantees

1 of their formula allocation within 60 days of the date of  
2 enactment of this Act: *Provided further*, That notwith-  
3 standing section 302(d) of NAHASDA, if on the date of  
4 enactment of this Act, a recipient's total amount of  
5 undisbursed block grant funds in the Department's line  
6 of credit control system is greater than the sum of its prior  
7 3 years' initial formula allocation calculations, the Sec-  
8 retary shall adjust that recipient's formula allocation that  
9 it would otherwise receive down by the difference between  
10 its total amount of undisbursed block grant funds in the  
11 Department's line of credit control system on the date of  
12 enactment of this Act, and the sum of its prior 3 years'  
13 initial formula allocation calculations: *Provided further*,  
14 That grant amounts not allocated to a recipient pursuant  
15 to the previous proviso shall be allocated under the need  
16 component of the formula proportionately among all other  
17 Indian tribes not subject to an adjustment under such pro-  
18 viso: *Provided further*, That the second proviso shall not  
19 apply to any Indian tribe that would otherwise receive a  
20 formula allocation of less than \$5,000,000: *Provided fur-*  
21 *ther*, That to take effect, the three previous provisos do  
22 not require issuance or amendment of any regulation, shall  
23 not be subject to a formula challenge by an Indian tribe,  
24 and shall not be construed to confer hearing rights under

1 any section of NAHASDA or its implementing regula-  
2 tions.

3 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

4 ACCOUNT

5 For the cost of guaranteed loans, as authorized by  
6 section 184 of the Housing and Community Development  
7 Act of 1992 (12 U.S.C. 1715z–13a), \$5,500,000, to re-  
8 main available until expended: *Provided*, That such costs,  
9 including the costs of modifying such loans, shall be as  
10 defined in section 502 of the Congressional Budget Act  
11 of 1974: *Provided further*, That these funds are available  
12 to subsidize total loan principal, any part of which is to  
13 be guaranteed, up to \$1,486,486,486, to remain available  
14 until expended: *Provided further*, That up to \$750,000 of  
15 this amount may be for administrative contract expenses  
16 including management processes and systems to carry out  
17 the loan guarantee program: *Provided further*, That an ad-  
18 ditional \$1,727,000 shall be available until expended for  
19 such costs of guaranteed loans authorized under such sec-  
20 tion 184 issued to tribes and Indian housing authorities  
21 for the construction of rental housing for law enforcement,  
22 healthcare, educational, technical and other skilled work-  
23 ers: *Provided further*, That the funds specified in the pre-  
24 vious proviso are available to subsidize total loan principal,  
25 any part of which is to be guaranteed, up to \$466,756,757

1 to remain available until expended: *Provided further*, That  
2 the Secretary may specify any additional program require-  
3 ments with respect to the previous two provisos through  
4 publication of a Mortgagee Letter or Notice.

5

6 COMMUNITY PLANNING AND DEVELOPMENT

7 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

8 For carrying out the Housing Opportunities for Per-  
9 sons with AIDS program, as authorized by the AIDS  
10 Housing Opportunity Act (42 U.S.C. 12901 et seq.),  
11 \$356,000,000, to remain available until September 30,  
12 2019, except that amounts allocated pursuant to section  
13 854(c)(5) of such Act shall remain available until Sep-  
14 tember 30, 2020: *Provided*, That the Secretary shall renew  
15 all expiring contracts for permanent supportive housing  
16 that initially were funded under section 854(c)(5) of such  
17 Act from funds made available under this heading in fiscal  
18 year 2010 and prior fiscal years that meet all program  
19 requirements before awarding funds for new contracts  
20 under such section: *Provided further*, That the Depart-  
21 ment shall notify grantees of their formula allocation with-  
22 in 60 days of enactment of this Act.

23

COMMUNITY DEVELOPMENT FUND

24 For assistance to units of State and local govern-  
25 ment, and to other entities, for economic and community



1 development activities, and for other purposes,  
2 \$2,960,000,000, to remain available until September 30,  
3 2020, unless otherwise specified: *Provided*, That of the  
4 total amount provided, \$2,900,000,000 is for carrying out  
5 the community development block grant program under  
6 title I of the Housing and Community Development Act  
7 of 1974, as amended (“the Act” herein) (42 U.S.C. 5301  
8 et seq.): *Provided further*, That unless explicitly provided  
9 for under this heading, not to exceed 20 percent of any  
10 grant made with funds appropriated under this heading  
11 shall be expended for planning and management develop-  
12 ment and administration: *Provided further*, That a metro-  
13 politan city, urban county, unit of general local govern-  
14 ment, or Indian tribe, or insular area that directly or indi-  
15 rectly receives funds under this heading may not sell,  
16 trade, or otherwise transfer all or any portion of such  
17 funds to another such entity in exchange for any other  
18 funds, credits or non-Federal considerations, but must use  
19 such funds for activities eligible under title I of the Act:  
20 *Provided further*, That notwithstanding section 105(e)(1)  
21 of the Act, no funds provided under this heading may be  
22 provided to a for-profit entity for an economic develop-  
23 ment project under section 105(a)(17) unless such project  
24 has been evaluated and selected in accordance with guide-  
25 lines required under subparagraph (e)(2): *Provided fur-*

1 *ther*, That the Department shall notify grantees of their  
2 formula allocation within 60 days of enactment of this Act:  
3 *Provided further*, That of the total amount provided under  
4 this heading \$60,000,000 shall be for grants to Indian  
5 tribes notwithstanding section 106(a)(1) of such Act, of  
6 which, notwithstanding any other provision of law (includ-  
7 ing section 203 of this Act), up to \$4,000,000 may be  
8 used for emergencies that constitute imminent threats to  
9 health and safety.

10 COMMUNITY DEVELOPMENT LOAN GUARANTEES

11 PROGRAM ACCOUNT

12 Subject to section 502 of the Congressional Budget  
13 Act of 1974, during fiscal year 2018, commitments to  
14 guarantee loans under section 108 of the Housing and  
15 Community Development Act of 1974 (42 U.S.C. 5308),  
16 any part of which is guaranteed, shall not exceed a total  
17 principal amount of \$300,000,000, notwithstanding any  
18 aggregate limitation on outstanding obligations guaran-  
19 teed in subsection (k) of such section 108: *Provided*, That  
20 the Secretary shall collect fees from borrowers, notwith-  
21 standing subsection (m) of such section 108, to result in  
22 a credit subsidy cost of zero for guaranteeing such loans,  
23 and any such fees shall be collected in accordance with  
24 section 502(7) of the Congressional Budget Act of 1974.

## 1 HOME INVESTMENT PARTNERSHIPS PROGRAM

2 For the HOME Investment Partnerships program, as  
3 authorized under title II of the Cranston-Gonzalez Na-  
4 tional Affordable Housing Act, as amended,  
5 \$850,000,000, to remain available until September 30,  
6 2021: *Provided*, That notwithstanding the amount made  
7 available under this heading, the threshold reduction re-  
8 quirements in sections 216(10) and 217(b)(4) of such Act  
9 shall not apply to allocations of such amount: *Provided*  
10 *further*, That the requirements under provisos 2 through  
11 6 under this heading for fiscal year 2012 and such re-  
12 quirements applicable pursuant to the “Full-Year Con-  
13 tinuing Appropriations Act, 2013”, shall not apply to any  
14 project to which funds were committed on or after August  
15 23, 2013, but such projects shall instead be governed by  
16 the Final Rule titled “Home Investment Partnerships  
17 Program; Improving Performance and Accountability; Up-  
18 dating Property Standards” which became effective on  
19 such date: *Provided further*, That the Department shall  
20 notify grantees of their formula allocation within 60 days  
21 of enactment of this Act.

## 22 SELF-HELP AND ASSISTED HOMEOWNERSHIP

## 23 OPPORTUNITY PROGRAM

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

1 Housing Opportunity Program Extension Act of 1996, as  
2 amended, \$45,000,000, to remain available until Sep-  
3 tember 30, 2020: *Provided*, That of the total amount pro-  
4 vided under this heading, \$10,000,000 shall be made  
5 available to the Self-Help and Assisted Homeownership  
6 Opportunity Program as authorized under section 11 of  
7 the Housing Opportunity Program Extension Act of 1996,  
8 as amended: *Provided further*, That of the total amount  
9 provided under this heading, \$30,000,000 shall be made  
10 available for the second, third, and fourth capacity build-  
11 ing activities authorized under section 4(a) of the HUD  
12 Demonstration Act of 1993 (42 U.S.C. 9816 note), of  
13 which not less than \$5,000,000 shall be made available  
14 for rural capacity building activities: *Provided further*,  
15 That of the total amount provided under this heading,  
16 \$5,000,000 shall be made available for capacity building  
17 by national rural housing organizations with experience  
18 assessing national rural conditions and providing financ-  
19 ing, training, technical assistance, information, and re-  
20 search to local nonprofits, local governments and Indian  
21 Tribes serving high need rural communities.

22 HOMELESS ASSISTANCE GRANTS

23 For the Emergency Solutions Grants program as au-  
24 thorized under subtitle B of title IV of the McKinney-  
25 Vento Homeless Assistance Act, as amended; the Con-

1 tinuum of Care program as authorized under subtitle C  
2 of title IV of such Act; and the Rural Housing Stability  
3 Assistance program as authorized under subtitle D of title  
4 IV of such Act, \$2,383,000,000, to remain available until  
5 September 30, 2020: *Provided*, That any rental assistance  
6 amounts that are recaptured under such Continuum of  
7 Care program shall remain available until expended: *Pro-*  
8 *vided further*, That not less than \$270,000,000 of the  
9 funds appropriated under this heading shall be available  
10 for such Emergency Solutions Grants program: *Provided*  
11 *further*, That not less than \$2,106,000,000 of the funds  
12 appropriated under this heading shall be available for such  
13 Continuum of Care and Rural Housing Stability Assist-  
14 ance programs: *Provided further*, That up to \$7,000,000  
15 of the funds appropriated under this heading shall be  
16 available for the national homeless data analysis project:  
17 *Provided further*, That all funds awarded for supportive  
18 services under the Continuum of Care program and the  
19 Rural Housing Stability Assistance program shall be  
20 matched by not less than 25 percent in cash or in kind  
21 by each grantee: *Provided further*, That for all match re-  
22 quirements applicable to funds made available under this  
23 heading for this fiscal year and prior years, a grantee may  
24 use (or could have used) as a source of match funds other  
25 funds administered by the Secretary and other Federal

1 agencies unless there is (or was) a specific statutory prohi-  
2 bition on any such use of any such funds: *Provided further,*  
3 That the Secretary shall collect system performance meas-  
4 ures for each continuum of care, and that relative to fiscal  
5 year 2015, under the Continuum of Care competition with  
6 respect to funds made available under this heading, the  
7 Secretary shall base an increasing share of the score on  
8 performance criteria: *Provided further,* That none of the  
9 funds provided under this heading shall be available to  
10 provide funding for new projects, except for projects cre-  
11 ated through reallocation, unless the Secretary determines  
12 that the continuum of care has demonstrated that projects  
13 are evaluated and ranked based on the degree to which  
14 they improve the continuum of care's system performance:  
15 *Provided further,* That the Secretary shall prioritize fund-  
16 ing under the Continuum of Care program to continuums  
17 of care that have demonstrated a capacity to reallocate  
18 funding from lower performing projects to higher per-  
19 forming projects: *Provided further,* That all awards of as-  
20 sistance under this heading shall be required to coordinate  
21 and integrate homeless programs with other mainstream  
22 health, social services, and employment programs for  
23 which homeless populations may be eligible: *Provided fur-*  
24 *ther,* That any unobligated amounts remaining from funds  
25 appropriated under this heading in fiscal year 2012 and

1 prior years for project-based rental assistance for rehabili-  
2 tation projects with 10-year grant terms may be used for  
3 purposes under this heading, notwithstanding the pur-  
4 poses for which such funds were appropriated: *Provided*  
5 *further*, That all balances for Shelter Plus Care renewals  
6 previously funded from the Shelter Plus Care Renewal ac-  
7 count and transferred to this account shall be available,  
8 if recaptured, for Continuum of Care renewals in fiscal  
9 year 2018: *Provided further*, That the Department shall  
10 notify grantees of their formula allocation from amounts  
11 allocated (which may represent initial or final amounts al-  
12 located) for the Emergency Solutions Grant program with-  
13 in 60 days of enactment of this Act: *Provided further*, That  
14 youth aged 24 and under seeking assistance under this  
15 heading shall not be required to provide third party docu-  
16 mentation to establish their eligibility under 42 U.S.C.  
17 11302(a) or (b) to receive services: *Provided further*, That  
18 unaccompanied youth aged 24 and under or families head-  
19 ed by youth aged 24 and under who are living in unsafe  
20 situations may be served by youth-serving providers fund-  
21 ed under this heading.

## 22 HOUSING PROGRAMS

### 23 PROJECT-BASED RENTAL ASSISTANCE

24 For activities and assistance for the provision of  
25 project-based subsidy contracts under the United States

1 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the  
2 Act”), not otherwise provided for, \$10,682,000,000, to re-  
3 main available until expended, shall be available on Octo-  
4 ber 1, 2017 (in addition to the \$400,000,000 previously  
5 appropriated under this heading that became available Oc-  
6 tober 1, 2017), and \$400,000,000, to remain available  
7 until expended, shall be available on October 1, 2018: *Pro-*  
8 *vided*, That the amounts made available under this head-  
9 ing shall be available for expiring or terminating section  
10 8 project-based subsidy contracts (including section 8  
11 moderate rehabilitation contracts), for amendments to sec-  
12 tion 8 project-based subsidy contracts (including section  
13 8 moderate rehabilitation contracts), for contracts entered  
14 into pursuant to section 441 of the McKinney-Vento  
15 Homeless Assistance Act (42 U.S.C. 11401), for renewal  
16 of section 8 contracts for units in projects that are subject  
17 to approved plans of action under the Emergency Low In-  
18 come Housing Preservation Act of 1987 or the Low-In-  
19 come Housing Preservation and Resident Homeownership  
20 Act of 1990, and for administrative and other expenses  
21 associated with project-based activities and assistance  
22 funded under this paragraph: *Provided further*, That  
23 amounts recaptured under this heading, the heading “An-  
24 nual Contributions for Assisted Housing”, or the heading  
25 “Housing Certificate Fund”, may be used for renewals of



1 or amendments to section 8 project-based contracts, not-  
2 withstanding the purposes for which such amounts were  
3 appropriated: *Provided further*, That, notwithstanding any  
4 other provision of law, upon the request of the Secretary  
5 of Housing and Urban Development, project funds that  
6 are held in residual receipts accounts for any project sub-  
7 ject to a section 8 project-based Housing Assistance Pay-  
8 ments contract that authorizes HUD or a Housing Fi-  
9 nance Agency to require that surplus project funds be de-  
10 posited in an interest-bearing residual receipts account  
11 and that are in excess of an amount to be determined by  
12 the Secretary, shall be remitted to the Department and  
13 deposited in this account, to be available until expended:  
14 *Provided further*, That amounts deposited pursuant to the  
15 previous proviso shall be available in addition to the  
16 amount otherwise provided by this heading for uses au-  
17 thorized under this heading.

18 HOUSING FOR THE ELDERLY

19 For amendments to capital advance contracts, for  
20 housing for the elderly, as authorized by section 202 of  
21 the Housing Act of 1959, as amended, and for project  
22 rental assistance for the elderly under section 202(e)(2)  
23 of such Act, including amendments to contracts for such  
24 assistance and renewal of expiring contracts for such as-  
25 sistance for up to a 1-year term, and for senior preserva-

1 tion rental assistance contracts, including renewals, as au-  
2 thorized by section 811(e) of the American Housing and  
3 Economic Opportunity Act of 2000, as amended, and for  
4 supportive services associated with the housing,  
5 \$573,000,000 to remain available until September 30,  
6 2021: *Provided*, That of the amount provided under this  
7 heading, up to \$90,000,000 shall be for service coordina-  
8 tors and the continuation of existing congregate service  
9 grants for residents of assisted housing projects: *Provided*  
10 *further*, That amounts under this heading shall be avail-  
11 able for Real Estate Assessment Center inspections and  
12 inspection-related activities associated with section 202  
13 projects: *Provided further*, That the Secretary may waive  
14 the provisions of section 202 governing the terms and con-  
15 ditions of project rental assistance, except that the initial  
16 contract term for such assistance shall not exceed 5 years  
17 in duration: *Provided further*, That upon request of the  
18 Secretary of Housing and Urban Development, project  
19 funds that are held in residual receipts accounts for any  
20 project subject to a section 202 project rental assistance  
21 contract, and that upon termination of such contract are  
22 in excess of an amount to be determined by the Secretary,  
23 shall be remitted to the Department and deposited in this  
24 account, to be available until September 30, 2021: *Pro-*  
25 *vided further*, That amounts deposited in this account pur-

1 suant to the previous proviso shall be available, in addition  
2 to the amounts otherwise provided by this heading, for  
3 amendments and renewals: *Provided further*, That unobli-  
4 gated balances, including recaptures and carryover, re-  
5 maining from funds transferred to or appropriated under  
6 this heading shall be available for amendments and renew-  
7 als notwithstanding the purposes for which such funds  
8 originally were appropriated.

9 HOUSING FOR PERSONS WITH DISABILITIES

10 For amendments to capital advance contracts for  
11 supportive housing for persons with disabilities, as author-  
12 ized by section 811 of the Cranston-Gonzalez National Af-  
13 fordable Housing Act (42 U.S.C. 8013), as amended, and  
14 for project rental assistance for supportive housing for  
15 persons with disabilities under section 811(d)(2) of such  
16 Act and for project assistance contracts pursuant to sec-  
17 tion 202(h) of the Housing Act of 1959 (Public Law 86-  
18 372; 73 Stat. 667), including amendments to contracts for  
19 such assistance and renewal of expiring contracts for such  
20 assistance for up to a 1-year term, for project rental as-  
21 sistance to State housing finance agencies and other ap-  
22 propriate entities as authorized under section 811(b)(3)  
23 of the Cranston-Gonzalez National Housing Act, and for  
24 supportive services associated with the housing for persons  
25 with disabilities as authorized by section 811(b)(1) of such

1 Act, \$147,000,000, to remain available until September  
2 30, 2021: *Provided*, That amounts made available under  
3 this heading shall be available for Real Estate Assessment  
4 Center inspections and inspection-related activities associ-  
5 ated with section 811 projects: *Provided further*, That, in  
6 this fiscal year, upon the request of the Secretary of Hous-  
7 ing and Urban Development, project funds that are held  
8 in residual receipts accounts for any project subject to a  
9 section 811 project rental assistance contract and that  
10 upon termination of such contract are in excess of an  
11 amount to be determined by the Secretary shall be remit-  
12 ted to the Department and deposited in this account, to  
13 be available until September 30, 2021: *Provided further*,  
14 That amounts deposited in this account pursuant to the  
15 previous proviso shall be available in addition to the  
16 amounts otherwise provided by this heading for amend-  
17 ments and renewals: *Provided further*, That unobligated  
18 balances, including recaptures and carryover, remaining  
19 from funds transferred to or appropriated under this  
20 heading shall be used for amendments and renewals not-  
21 withstanding the purposes for which such funds originally  
22 were appropriated.

23 HOUSING COUNSELING ASSISTANCE

24 For contracts, grants, and other assistance excluding  
25 loans, as authorized under section 106 of the Housing and

1 Urban Development Act of 1968, as amended,  
2 \$50,000,000, to remain available until September 30,  
3 2019, including up to \$4,500,000 for administrative con-  
4 tract services: *Provided*, That grants made available from  
5 amounts provided under this heading shall be awarded  
6 within 180 days of enactment of this Act: *Provided further*,  
7 That funds shall be used for providing counseling and ad-  
8 vice to tenants and homeowners, both current and pro-  
9 spective, with respect to property maintenance, financial  
10 management/literacy, and such other matters as may be  
11 appropriate to assist them in improving their housing con-  
12 ditions, meeting their financial needs, and fulfilling the re-  
13 sponsibilities of tenancy or homeownership; for program  
14 administration; and for housing counselor training: *Pro-*  
15 *vided further*, That for purposes of providing such grants  
16 from amounts provided under this heading, the Secretary  
17 may enter into multiyear agreements as appropriate, sub-  
18 ject to the availability of annual appropriations.

19 RENTAL HOUSING ASSISTANCE

20 For amendments to contracts under section 101 of  
21 the Housing and Urban Development Act of 1965 (12  
22 U.S.C. 1701s) and section 236(f)(2) of the National  
23 Housing Act (12 U.S.C. 1715z-1) in State-aided, non-  
24 insured rental housing projects, \$14,000,000, to remain  
25 available until expended: *Provided*, That such amount, to-

1 gether with unobligated balances from recaptured  
2 amounts appropriated prior to fiscal year 2006 from ter-  
3 minated contracts under such sections of law, and any un-  
4 obligated balances, including recaptures and carryover, re-  
5 maining from funds appropriated under this heading after  
6 fiscal year 2005, shall also be available for extensions of  
7 up to one year for expiring contracts under such sections  
8 of law.

9 PAYMENT TO MANUFACTURED HOUSING FEES TRUST

10 FUND

11 For necessary expenses as authorized by the National  
12 Manufactured Housing Construction and Safety Stand-  
13 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to  
14 \$11,000,000, to remain available until expended, of which  
15 \$11,000,000 is to be derived from the Manufactured  
16 Housing Fees Trust Fund: *Provided*, That not to exceed  
17 the total amount appropriated under this heading shall be  
18 available from the general fund of the Treasury to the ex-  
19 tent necessary to incur obligations and make expenditures  
20 pending the receipt of collections to the Fund pursuant  
21 to section 620 of such Act: *Provided further*, That the  
22 amount made available under this heading from the gen-  
23 eral fund shall be reduced as such collections are received  
24 during fiscal year 2018 so as to result in a final fiscal  
25 year 2018 appropriation from the general fund estimated

1 at zero, and fees pursuant to such section 620 shall be  
2 modified as necessary to ensure such a final fiscal year  
3 2018 appropriation: *Provided further*, That for the dispute  
4 resolution and installation programs, the Secretary of  
5 Housing and Urban Development may assess and collect  
6 fees from any program participant: *Provided further*, That  
7 such collections shall be deposited into the Fund, and the  
8 Secretary, as provided herein, may use such collections,  
9 as well as fees collected under section 620, for necessary  
10 expenses of such Act: *Provided further*, That, notwith-  
11 standing the requirements of section 620 of such Act, the  
12 Secretary may carry out responsibilities of the Secretary  
13 under such Act through the use of approved service pro-  
14 viders that are paid directly by the recipients of their serv-  
15 ices.

16 FEDERAL HOUSING ADMINISTRATION  
17 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT  
18 New commitments to guarantee single family loans  
19 insured under the Mutual Mortgage Insurance Fund shall  
20 not exceed \$400,000,000,000, to remain available until  
21 September 30, 2019: *Provided*, That during fiscal year  
22 2018, obligations to make direct loans to carry out the  
23 purposes of section 204(g) of the National Housing Act,  
24 as amended, shall not exceed \$5,000,000: *Provided fur-*  
25 *ther*, That the foregoing amount in the previous proviso

1 shall be for loans to nonprofit and governmental entities  
2 in connection with sales of single family real properties  
3 owned by the Secretary and formerly insured under the  
4 Mutual Mortgage Insurance Fund: *Provided further*, That  
5 for administrative contract expenses of the Federal Hous-  
6 ing Administration, \$135,000,000, to remain available  
7 until September 30, 2019: *Provided further*, That to the  
8 extent guaranteed loan commitments exceed  
9 \$200,000,000,000 on or before April 1, 2018, an addi-  
10 tional \$1,400 for administrative contract expenses shall be  
11 available for each \$1,000,000 in additional guaranteed  
12 loan commitments (including a pro rata amount for any  
13 amount below \$1,000,000), but in no case shall funds  
14 made available by this proviso exceed \$30,000,000: *Pro-*  
15 *vided further*, That during fiscal year 2018 the Secretary  
16 may insure and enter into new commitments to insure  
17 mortgages under section 255 of the National Housing Act  
18 only to the extent that the net credit subsidy cost for such  
19 insurance does not exceed zero.

20 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

21 New commitments to guarantee loans insured under  
22 the General and Special Risk Insurance Funds, as author-  
23 ized by sections 238 and 519 of the National Housing Act  
24 (12 U.S.C. 1715z-3 and 1735c), shall not exceed  
25 \$30,000,000,000 in total loan principal, any part of which



1 is to be guaranteed, to remain available until September  
2 30, 2019: *Provided*, That during fiscal year 2018, gross  
3 obligations for the principal amount of direct loans, as au-  
4 thorized by sections 204(g), 207(l), 238, and 519(a) of  
5 the National Housing Act, shall not exceed \$5,000,000,  
6 which shall be for loans to nonprofit and governmental en-  
7 tities in connection with the sale of single family real prop-  
8 erties owned by the Secretary and formerly insured under  
9 such Act.

10 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION  
11 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN  
12 GUARANTEE PROGRAM ACCOUNT

13 New commitments to issue guarantees to carry out  
14 the purposes of section 306 of the National Housing Act,  
15 as amended (12 U.S.C. 1721(g)), shall not exceed  
16 \$500,000,000,000, to remain available until September  
17 30, 2019: *Provided*, That \$25,400,000 shall be available  
18 for necessary salaries and expenses of the Office of Gov-  
19 ernment National Mortgage Association: *Provided further*,  
20 That to the extent that guaranteed loan commitments ex-  
21 ceed \$155,000,000,000 on or before April 1, 2018, an ad-  
22 ditional \$100 for necessary salaries and expenses shall be  
23 available until expended for each \$1,000,000 in additional  
24 guaranteed loan commitments (including a pro rata  
25 amount for any amount below \$1,000,000), but in no case

1 shall funds made available by this proviso exceed  
2 \$3,000,000: *Provided further*, That receipts from Commit-  
3 ment and Multiclass fees collected pursuant to title III of  
4 the National Housing Act, as amended, shall be credited  
5 as offsetting collections to this account.

6 POLICY DEVELOPMENT AND RESEARCH

7 RESEARCH AND TECHNOLOGY

8 For contracts, grants, and necessary expenses of pro-  
9 grams of research and studies relating to housing and  
10 urban problems, not otherwise provided for, as authorized  
11 by title V of the Housing and Urban Development Act  
12 of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying  
13 out the functions of the Secretary of Housing and Urban  
14 Development under section 1(a)(1)(i) of Reorganization  
15 Plan No. 2 of 1968, and for technical assistance,  
16 \$85,000,000, to remain available until September 30,  
17 2019: *Provided*, That with respect to amounts made avail-  
18 able under this heading, notwithstanding section 203 of  
19 this title, the Secretary may enter into cooperative agree-  
20 ments funded with philanthropic entities, other Federal  
21 agencies, or State or local governments and their agencies  
22 for research projects: *Provided further*, That with respect  
23 to the previous proviso, such partners to the cooperative  
24 agreements must contribute at least a 50 percent match  
25 toward the cost of the project: *Provided further*, That for

1 non-competitive agreements entered into in accordance  
2 with the previous two provisos, the Secretary of Housing  
3 and Urban Development shall comply with section 2(b) of  
4 the Federal Funding Accountability and Transparency  
5 Act of 2006 (Public Law 109–282, 31 U.S.C. note) in lieu  
6 of compliance with section 102(a)(4)(C) with respect to  
7 documentation of award decisions: *Provided further*, That  
8 prior to obligation of technical assistance funding, the Sec-  
9 retary shall submit a plan, for approval, to the House and  
10 Senate Committees on Appropriations on how it will allo-  
11 cate funding for this activity.

12           FAIR HOUSING AND EQUAL OPPORTUNITY

13                   FAIR HOUSING ACTIVITIES

14       For contracts, grants, and other assistance, not oth-  
15 erwise provided for, as authorized by title VIII of the Civil  
16 Rights Act of 1968, as amended by the Fair Housing  
17 Amendments Act of 1988, and section 561 of the Housing  
18 and Community Development Act of 1987, as amended,  
19 \$65,300,000, to remain available until September 30,  
20 2019: *Provided*, That notwithstanding 31 U.S.C. 3302,  
21 the Secretary may assess and collect fees to cover the costs  
22 of the Fair Housing Training Academy, and may use such  
23 funds to provide such training: *Provided further*, That no  
24 funds made available under this heading shall be used to  
25 lobby the executive or legislative branches of the Federal

1 Government in connection with a specific contract, grant,  
2 or loan: *Provided further*, That of the funds made available  
3 under this heading, \$300,000 shall be available to the Sec-  
4 retary of Housing and Urban Development for the cre-  
5 ation and promotion of translated materials and other pro-  
6 grams that support the assistance of persons with limited  
7 English proficiency in utilizing the services provided by  
8 the Department of Housing and Urban Development.

9 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

10 HOMES

11 LEAD HAZARD REDUCTION

12 For the Lead Hazard Reduction Program, as author-  
13 ized by section 1011 of the Residential Lead-Based Paint  
14 Hazard Reduction Act of 1992, \$130,000,000, to remain  
15 available until September 30, 2019, of which \$25,000,000  
16 shall be for the Healthy Homes Initiative, pursuant to sec-  
17 tions 501 and 502 of the Housing and Urban Develop-  
18 ment Act of 1970, that shall include research, studies,  
19 testing, and demonstration efforts, including education  
20 and outreach concerning lead-based paint poisoning and  
21 other housing-related diseases and hazards: *Provided*,  
22 That for purposes of environmental review, pursuant to  
23 the National Environmental Policy Act of 1969 (42 U.S.C.  
24 4321 et seq.) and other provisions of the law that further  
25 the purposes of such Act, a grant under the Healthy

1 Homes Initiative, or the Lead Technical Studies program  
2 under this heading or under prior appropriations Acts for  
3 such purposes under this heading, shall be considered to  
4 be funds for a special project for purposes of section  
5 305(c) of the Multifamily Housing Property Disposition  
6 Reform Act of 1994: *Provided further*, That of the total  
7 amount made available under this heading, \$50,000,000  
8 shall be made available on a competitive basis for areas  
9 with the highest lead-based paint abatement needs: *Pro-*  
10 *vided further*, That each recipient of funds provided under  
11 the previous proviso shall contribute an amount not less  
12 than 25 percent of the total: *Provided further*, That each  
13 applicant shall certify adequate capacity that is acceptable  
14 to the Secretary to carry out the proposed use of funds  
15 pursuant to a notice of funding availability: *Provided fur-*  
16 *ther*, That amounts made available under this heading in  
17 this or prior appropriations Acts, and that still remain  
18 available, may be used for any purpose under this heading  
19 notwithstanding the purpose for which such amounts were  
20 appropriated if a program competition is undersubscribed  
21 and there are other program competitions under this head-  
22 ing that are oversubscribed.

23 INFORMATION TECHNOLOGY FUND

24 For the development of, modifications to, and infra-  
25 structure for Department-wide and program-specific infor-

1 mation technology systems, for the continuing operation  
2 and maintenance of both Department-wide and program-  
3 specific information systems, and for program-related  
4 maintenance activities, \$150,000,000 shall remain avail-  
5 able until September 30, 2019: *Provided*, That any  
6 amounts transferred to this Fund under this Act shall re-  
7 main available until expended: *Provided further*, That any  
8 amounts transferred to this Fund from amounts appro-  
9 priated by previously enacted appropriations Acts may be  
10 used for the purposes specified under this Fund, in addi-  
11 tion to any other information technology purposes for  
12 which such amounts were appropriated.

13 OFFICE OF INSPECTOR GENERAL

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

19 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND  
20 URBAN DEVELOPMENT

21 (INCLUDING TRANSFER OF FUNDS)

22 (INCLUDING RESCISSION)

23 SEC. 201. Fifty percent of the amounts of budget au-  
24 thority, or in lieu thereof 50 percent of the cash amounts  
25 associated with such budget authority, that are recaptured

1 from projects described in section 1012(a) of the Stewart  
2 B. McKinney Homeless Assistance Amendments Act of  
3 1988 (42 U.S.C. 1437f note) shall be rescinded or in the  
4 case of cash, shall be remitted to the Treasury, and such  
5 amounts of budget authority or cash recaptured and not  
6 rescinded or remitted to the Treasury shall be used by  
7 State housing finance agencies or local governments or  
8 local housing agencies with projects approved by the Sec-  
9 retary of Housing and Urban Development for which set-  
10 tlement occurred after January 1, 1992, in accordance  
11 with such section. Notwithstanding the previous sentence,  
12 the Secretary may award up to 15 percent of the budget  
13 authority or cash recaptured and not rescinded or remitted  
14 to the Treasury to provide project owners with incentives  
15 to refinance their project at a lower interest rate.

16 SEC. 202. None of the amounts made available under  
17 this Act may be used during fiscal year 2018 to investigate  
18 or prosecute under the Fair Housing Act any otherwise  
19 lawful activity engaged in by one or more persons, includ-  
20 ing the filing or maintaining of a nonfrivolous legal action,  
21 that is engaged in solely for the purpose of achieving or  
22 preventing action by a Government official or entity, or  
23 a court of competent jurisdiction.

24 SEC. 203. Except as explicitly provided in law, any  
25 grant, cooperative agreement or other assistance made

1 pursuant to title II of this Act shall be made on a competi-  
2 tive basis and in accordance with section 102 of the De-  
3 partment of Housing and Urban Development Reform Act  
4 of 1989 (42 U.S.C. 3545).

5       SEC. 204. Funds of the Department of Housing and  
6 Urban Development subject to the Government Corpora-  
7 tion Control Act or section 402 of the Housing Act of  
8 1950 shall be available, without regard to the limitations  
9 on administrative expenses, for legal services on a contract  
10 or fee basis, and for utilizing and making payment for  
11 services and facilities of the Federal National Mortgage  
12 Association, Government National Mortgage Association,  
13 Federal Home Loan Mortgage Corporation, Federal Fi-  
14 nancing Bank, Federal Reserve banks or any member  
15 thereof, Federal Home Loan banks, and any insured bank  
16 within the meaning of the Federal Deposit Insurance Cor-  
17 poration Act, as amended (12 U.S.C. 1811-1).

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

24       SEC. 206. Corporations and agencies of the Depart-  
25 ment of Housing and Urban Development which are sub-



1 ject to the Government Corporation Control Act are here-  
2 by authorized to make such expenditures, within the limits  
3 of funds and borrowing authority available to each such  
4 corporation or agency and in accordance with law, and to  
5 make such contracts and commitments without regard to  
6 fiscal year limitations as provided by section 104 of such  
7 Act as may be necessary in carrying out the programs set  
8 forth in the budget for 2018 for such corporation or agen-  
9 cy except as hereinafter provided: *Provided*, That collec-  
10 tions of these corporations and agencies may be used for  
11 new loan or mortgage purchase commitments only to the  
12 extent expressly provided for in this Act (unless such loans  
13 are in support of other forms of assistance provided for  
14 in this or prior appropriations Acts), except that this pro-  
15 viso shall not apply to the mortgage insurance or guaranty  
16 operations of these corporations, or where loans or mort-  
17 gage purchases are necessary to protect the financial in-  
18 terest of the United States Government.

19       SEC. 207. The Secretary of Housing and Urban De-  
20 velopment shall provide quarterly reports to the House  
21 and Senate Committees on Appropriations regarding all  
22 uncommitted, unobligated, recaptured and excess funds in  
23 each program and activity within the jurisdiction of the  
24 Department and shall submit additional, updated budget  
25 information to these Committees upon request.

1       SEC. 208. The President's formal budget request for  
2 fiscal year 2019, as well as the Department of Housing  
3 and Urban Development's congressional budget justifica-  
4 tions to be submitted to the Committees on Appropriations  
5 of the House of Representatives and the Senate, shall use  
6 the identical account and sub-account structure provided  
7 under this Act.

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

12       SEC. 210. (a) Notwithstanding any other provision  
13 of law, subject to the conditions listed under this section,  
14 for fiscal years 2018 and 2019, the Secretary of Housing  
15 and Urban Development may authorize the transfer of  
16 some or all project-based assistance, debt held or insured  
17 by the Secretary and statutorily required low-income and  
18 very low-income use restrictions if any, associated with one  
19 or more multifamily housing project or projects to another  
20 multifamily housing project or projects.

21       (b) PHASED TRANSFERS.—Transfers of project-  
22 based assistance under this section may be done in phases  
23 to accommodate the financing and other requirements re-  
24 lated to rehabilitating or constructing the project or  
25 projects to which the assistance is transferred, to ensure

1 that such project or projects meet the standards under  
2 subsection (c).

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

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

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

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

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

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

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

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

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

17          (7) If either the transferring project or the re-  
18          ceiving project or projects meets the condition speci-  
19          fied in subsection (d)(2)(A), any lien on the receiv-  
20          ing project resulting from additional financing ob-  
21          tained by the owner shall be subordinate to any  
22          FHA-insured mortgage lien transferred to, or placed  
23          on, such project by the Secretary, except that the  
24          Secretary may waive this requirement upon deter-  
25          mination that such a waiver is necessary to facilitate

1 the financing of acquisition, construction, and/or re-  
2 habilitation of the receiving project or projects.

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

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

17 (d) For purposes of this section—

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

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

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

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

8 (C) housing that is assisted under section  
9 202 of the Housing Act of 1959, as amended  
10 by section 801 of the Cranston-Gonzales Na-  
11 tional Affordable Housing Act;

12 (D) housing that is assisted under section  
13 202 of the Housing Act of 1959, as such sec-  
14 tion existed before the enactment of the Cran-  
15 ston-Gonzales National Affordable Housing Act;

16 (E) housing that is assisted under section  
17 811 of the Cranston-Gonzales National Afford-  
18 able Housing Act; or

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

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

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

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

6 (C) rent supplement payments under sec-  
7 tion 101 of the Housing and Urban Develop-  
8 ment Act of 1965;

9 (D) interest reduction payments under sec-  
10 tion 236 and/or additional assistance payments  
11 under section 236(f)(2) of the National Hous-  
12 ing Act;

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

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

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

23 (5) the term “transferring project” means the  
24 multifamily housing project which is transferring  
25 some or all of the project-based assistance, debt, and

1 the statutorily required low-income and very low-in-  
2 come use restrictions to the receiving project or  
3 projects; and

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

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

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

15 (1) is enrolled as a student at an institution of  
16 higher education (as defined under section 102 of  
17 the Higher Education Act of 1965 (20 U.S.C.  
18 1002));

19 (2) is under 24 years of age;

20 (3) is not a veteran;

21 (4) is unmarried;

22 (5) does not have a dependent child;

23 (6) is not a person with disabilities, as such  
24 term is defined in section 3(b)(3)(E) of the United  
25 States Housing Act of 1937 (42 U.S.C.



1 1437a(b)(3)(E)) and was not receiving assistance  
2 under such section 8 as of November 30, 2005;

3 (7) is not a youth who left foster care at age  
4 14 or older and is at risk of becoming homeless; and

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

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

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

1           SEC. 213. Notwithstanding the limitation in the first  
2 sentence of section 255(g) of the National Housing Act  
3 (12 U.S.C. 1715z-20(g)), the Secretary of Housing and  
4 Urban Development may, until September 30, 2018, in-  
5 sure and enter into commitments to insure mortgages  
6 under such section 255.

7           SEC. 214. Notwithstanding any other provision of  
8 law, in fiscal year 2018, in managing and disposing of any  
9 multifamily property that is owned or has a mortgage held  
10 by the Secretary of Housing and Urban Development, and  
11 during the process of foreclosure on any property with a  
12 contract for rental assistance payments under section 8  
13 of the United States Housing Act of 1937 or other Fed-  
14 eral programs, the Secretary shall maintain any rental as-  
15 sistance payments under section 8 of the United States  
16 Housing Act of 1937 and other programs that are at-  
17 tached to any dwelling units in the property. To the extent  
18 the Secretary determines, in consultation with the tenants  
19 and the local government, that such a multifamily prop-  
20 erty owned or held by the Secretary is not feasible for con-  
21 tinued rental assistance payments under such section 8  
22 or other programs, based on consideration of (1) the costs  
23 of rehabilitating and operating the property and all avail-  
24 able Federal, State, and local resources, including rent ad-  
25 justments under section 524 of the Multifamily Assisted

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

19 SEC. 215. The commitment authority funded by fees  
20 as provided under the heading “Community Development  
21 Loan Guarantees Program Account” may be used to guar-  
22 antee, or make commitments to guarantee, notes, or other  
23 obligations issued by any State on behalf of non-entitle-  
24 ment communities in the State in accordance with the re-  
25 quirements of section 108 of the Housing and Community

1 Development Act of 1974: *Provided*, That any State re-  
2 ceiving such a guarantee or commitment shall distribute  
3 all funds subject to such guarantee to the units of general  
4 local government in non-entitlement areas that received  
5 the commitment.

6 SEC. 216. Public housing agencies that own and oper-  
7 ate 400 or fewer public housing units may elect to be ex-  
8 empt from any asset management requirement imposed by  
9 the Secretary of Housing and Urban Development in con-  
10 nection with the operating fund rule: *Provided*, That an  
11 agency seeking a discontinuance of a reduction of subsidy  
12 under the operating fund formula shall not be exempt  
13 from asset management requirements.

14 SEC. 217. With respect to the use of amounts pro-  
15 vided in this Act and in future Acts for the operation, cap-  
16 ital improvement and management of public housing as  
17 authorized by sections 9(d) and 9(e) of the United States  
18 Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the  
19 Secretary shall not impose any requirement or guideline  
20 relating to asset management that restricts or limits in  
21 any way the use of capital funds for central office costs  
22 pursuant to section 9(g)(1) or 9(g)(2) of the United States  
23 Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Pro-*  
24 *vided*, That a public housing agency may not use capital  
25 funds authorized under section 9(d) for activities that are

1 eligible under section 9(e) for assistance with amounts  
2 from the operating fund in excess of the amounts per-  
3 mitted under section 9(g)(1) or 9(g)(2).

4       SEC. 218. No official or employee of the Department  
5 of Housing and Urban Development shall be designated  
6 as an allotment holder unless the Office of the Chief Fi-  
7 nancial Officer has determined that such allotment holder  
8 has implemented an adequate system of funds control and  
9 has received training in funds control procedures and di-  
10 rectives. The Chief Financial Officer shall ensure that  
11 there is a trained allotment holder for each HUD sub-  
12 office under the accounts “Executive Offices” and “Ad-  
13 ministrative Support Offices,” as well as each account re-  
14 ceiving appropriations for “Program Office Salaries and  
15 Expenses”, “Government National Mortgage Associa-  
16 tion—Guarantees of Mortgage-Backed Securities Loan  
17 Guarantee Program Account”, and “Office of Inspector  
18 General” within the Department of Housing and Urban  
19 Development.

20       SEC. 219. The Secretary of the Department of Hous-  
21 ing and Urban Development shall, for fiscal year 2018,  
22 notify the public through the Federal Register and other  
23 means, as determined appropriate, of the issuance of a no-  
24 tice of the availability of assistance or notice of funding  
25 availability (NOFA) for any program or discretionary

1 fund administered by the Secretary that is to be competi-  
2 tively awarded. Notwithstanding any other provision of  
3 law, for fiscal year 2018, the Secretary may make the  
4 NOFA available only on the Internet at the appropriate  
5 Government web site or through other electronic media,  
6 as determined by the Secretary.

7       SEC. 220. Payment of attorney fees in program-re-  
8 lated litigation shall be paid from the individual program  
9 office and Office of General Counsel salaries and expenses  
10 appropriations. The annual budget submission for the pro-  
11 gram offices and the Office of General Counsel shall in-  
12 clude any such projected litigation costs for attorney fees  
13 as a separate line item request. No funds provided in this  
14 title may be used to pay any such litigation costs for attor-  
15 ney fees until the Department submits for review a spend-  
16 ing plan for such costs to the House and Senate Commit-  
17 tees on Appropriations.

18       SEC. 221. The Secretary is authorized to transfer up  
19 to 10 percent or \$4,000,000, whichever is less, of funds  
20 appropriated for any office under the heading “Adminis-  
21 trative Support Offices” or for any account under the gen-  
22 eral heading “Program Office Salaries and Expenses” to  
23 any other such office or account: *Provided*, That no appro-  
24 priation for any such office or account shall be increased  
25 or decreased by more than 10 percent or \$4,000,000,

1 whichever is less, without prior written approval of the  
2 House and Senate Committees on Appropriations: *Pro-*  
3 *vided further*, That the Secretary shall provide notification  
4 to such Committees three business days in advance of any  
5 such transfers under this section up to 10 percent or  
6 \$4,000,000, whichever is less.

7       SEC. 222. (a) Any entity receiving housing assistance  
8 payments shall maintain decent, safe, and sanitary condi-  
9 tions, as determined by the Secretary of Housing and  
10 Urban Development (in this section referred to as the  
11 “Secretary”), and comply with any standards under appli-  
12 cable State or local laws, rules, ordinances, or regulations  
13 relating to the physical condition of any property covered  
14 under a housing assistance payment contract.

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

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

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

24 Such requirements shall apply to insured and noninsured  
25 projects with assistance attached to the units under sec-

1 tion 8 of the United States Housing Act of 1937 (42  
2 U.S.C. 1437f), but do not apply to such units assisted  
3 under section 8(o)(13) (42 U.S.C. 1437f(o)(13)) or to  
4 public housing units assisted with capital or operating  
5 funds under section 9 of the United States Housing Act  
6 of 1937 (42 U.S.C. 1437g).

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

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

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

22 (B) impose civil money penalties, which shall be  
23 used solely for the purpose of supporting safe and  
24 sanitary conditions at applicable properties, as des-



1       ignated by the Secretary, with priority given to the  
2       tenants of the property affected by the penalty;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

19 SEC. 223. None of the funds made available by this  
20 Act, or any other Act, for purposes authorized under sec-  
21 tion 8 (only with respect to the tenant-based rental assist-  
22 ance program) and section 9 of the United States Housing  
23 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by  
24 any public housing agency for any amount of salary, in-  
25 cluding bonuses, for the chief executive officer of which,

1 or any other official or employee of which, that exceeds  
2 the annual rate of basic pay payable for a position at level  
3 IV of the Executive Schedule at any time during any pub-  
4 lic housing agency fiscal year 2018.

5 SEC. 224. None of the funds in this Act may be avail-  
6 able for the doctoral dissertation research grant program  
7 at the Department of Housing and Urban Development.

8 SEC. 225. Section 24 of the United States Housing  
9 Act of 1937 (42 U.S.C. 1437v) is amended—

10 (1) in subsection (m)(1), by striking “fiscal  
11 year” and all that follows through the period at the  
12 end and inserting “fiscal year 2018.”; and

13 (2) in subsection (o), by striking “September”  
14 and all that follows through the period at the end  
15 and inserting “September 30, 2018.”.

16 SEC. 226. None of the funds in this Act provided to  
17 the Department of Housing and Urban Development may  
18 be used to make a grant award unless the Secretary noti-  
19 fies the House and Senate Committees on Appropriations  
20 not less than 3 full business days before any project,  
21 State, locality, housing authority, tribe, nonprofit organi-  
22 zation, or other entity selected to receive a grant award  
23 is announced by the Department or its offices.

1       SEC. 227. None of the funds made available by this  
2 Act may be used to require or enforce the Physical Needs  
3 Assessment (PNA).

4       SEC. 228. None of the funds made available in this  
5 Act shall be used by the Federal Housing Administration,  
6 the Government National Mortgage Administration, or the  
7 Department of Housing and Urban Development to in-  
8 sure, securitize, or establish a Federal guarantee of any  
9 mortgage or mortgage backed security that refinances or  
10 otherwise replaces a mortgage that has been subject to  
11 eminent domain condemnation or seizure, by a State, mu-  
12 nicipality, or any other political subdivision of a State.

13       SEC. 229. None of the funds made available by this  
14 Act may be used to terminate the status of a unit of gen-  
15 eral local government as a metropolitan city (as defined  
16 in section 102 of the Housing and Community Develop-  
17 ment Act of 1974 (42 U.S.C. 5302)) with respect to  
18 grants under section 106 of such Act (42 U.S.C. 5306).

19       SEC. 230. Amounts made available under this Act  
20 which are either appropriated, allocated, advanced on a  
21 reimbursable basis, or transferred to the Office of Policy  
22 Development and Research in the Department of Housing  
23 and Urban Development and functions thereof, for re-  
24 search, evaluation, or statistical purposes, and which are  
25 unexpended at the time of completion of a contract, grant,

1 or cooperative agreement, may be deobligated and shall  
2 immediately become available and may be reobligated in  
3 that fiscal year or the subsequent fiscal year for the re-  
4 search, evaluation, or statistical purposes for which the  
5 amounts are made available to that Office subject to re-  
6 programming requirements in section 405 of this Act.

7       SEC. 231. Employees of the Department of Housing  
8 and Urban Development who are subject to administrative  
9 discipline in fiscal year 2018, including suspension from  
10 work, shall not receive awards (including performance,  
11 special act, or spot) for the remainder of fiscal year 2018  
12 after the effective date of the disciplinary action.

13       SEC. 232. With respect to grant amounts awarded  
14 under the heading “Homeless Assistance Grants” for fis-  
15 cal years 2016, 2017, and 2018 for the continuum of care  
16 (CoC) program as authorized under subtitle C of title IV  
17 of the McKinney-Vento Homeless Assistance Act, costs  
18 paid by program income of grant recipients may count to-  
19 ward meeting the recipient’s matching requirements, pro-  
20 vided the costs are eligible CoC costs that supplement the  
21 recipients CoC program.

22       SEC. 233. (a) From amounts made available under  
23 this title under the heading “Homeless Assistance  
24 Grants”, the Secretary may award 1-year transition  
25 grants to recipients of funds for activities under subtitle

1 C of the McKinney-Vento Homeless Assistance Act (42  
2 U.S.C. 11381 et seq.) to transition from one Continuum  
3 of Care program component to another.

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

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

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

14 SEC. 234. None of the funds made available by this  
15 Act may be used by the Department of Housing and  
16 Urban Development to direct a grantee to undertake spe-  
17 cific changes to existing zoning laws as part of carrying  
18 out the final rule entitled “Affirmatively Furthering Fair  
19 Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the  
20 notice entitled “Affirmatively Furthering Fair Housing  
21 Assessment Tool” (79 Fed. Reg. 57949 (September 26,  
22 2014)).

23 SEC. 235. Section 579 of the Multifamily Assisted  
24 Housing Reform and Affordability Act of 1997 (42 U.S.C.  
25 1437f note) is amended by striking “October 1, 2017”

1 each place it appears and inserting in lieu thereof “Octo-  
2 ber 1, 2022”.

3 SEC. 236. None of the funds made available under  
4 this Act for new guarantees of mortgages insured under  
5 the Mutual Mortgage Insurance Fund may be used to  
6 guarantee or insure any mortgage on a property that is  
7 subject to a loan or other obligation, including those billed  
8 as taxes or assessments, for the purpose of financing any  
9 improvements under a Property Assessed Clean Energy  
10 or substantially similar program, if any portion of such  
11 loan or obligation is or has the potential to be in a lien  
12 position superior to the mortgage to be insured or guaran-  
13 teed under the Mutual Mortgage Insurance Fund.

14 SEC. 237. The matter under the heading “Rental As-  
15 sistance Demonstration” in the Department of Housing  
16 and Urban Development Appropriations Act, 2012 (42  
17 U.S.C. 1437f note), as amended, is amended—

18 (1) in the 14th proviso—

19 (A) by inserting “or nonprofit” before “en-  
20 tity, then a capable entity,”; and

21 (B) by striking “preserves its interest” and  
22 inserting “or a nonprofit entity preserves an in-  
23 terest”;

24 (2) by striking the 18th proviso and inserting  
25 the following: “*Provided further*, That for fiscal year



1 2012 and hereafter, owners of properties assisted or  
2 previously assisted under section 101 of the Housing  
3 and Urban Development Act of 1965, section  
4 236(f)(2) of the National Housing Act, or section  
5 8(e)(2) of the United States Housing Act of 1937,  
6 for which a contract expires or terminates due to  
7 prepayment on or after October 1, 2006, has caused  
8 or results in the termination of rental assistance or  
9 affordability restrictions or both and the issuance of  
10 tenant protection vouchers under section 8(o) or sec-  
11 tion 8(t) of the Act, or with a project rental assist-  
12 ance contract under section 202(c)(2) of Housing  
13 Act of 1959, shall be eligible, subject to require-  
14 ments established by the Secretary, including but  
15 not limited to tenant consultation procedures, for  
16 conversion of assistance available or provided for  
17 such vouchers or assistance contracts, to assistance  
18 under a long-term project-based subsidy contract  
19 under section 8 of the Act, which shall have a term  
20 of no less than 20 years, which shall have initial  
21 rents set at comparable market rents for the market  
22 area, with subsequent rent adjustments only by an  
23 operating cost factor established by the Secretary,  
24 and which shall be eligible for renewal under section  
25 524 of the Multifamily Assisted Housing Reform

1 and Affordability Act of 1997 (42 U.S.C. 1437f  
2 note), or, subject to agreement of the administering  
3 public housing agency, to assistance under section  
4 8(o)(13) of the Act, to which the limitation under  
5 subparagraph (B) of section 8(o)(13) of the Act  
6 shall not apply and for which the Secretary may  
7 waive or alter the provisions of subparagraphs (C)  
8 and (D) of section 8(o)(13) of the Act (“Second  
9 Component’ herein):”;

10 (3) by inserting before the 19th proviso the fol-  
11 lowing: “*Provided further*, That conversions of assist-  
12 ance under the Second Component may not be the  
13 basis for re-screening or termination of assistance or  
14 eviction of any tenant family in a property partici-  
15 pating in the demonstration:”;

16 (4) in the 20th proviso, as so reordered by the  
17 amendments made by the preceding provisions of  
18 this section, by striking “previous proviso” and all  
19 that follows through the end of the proviso and in-  
20 serting “Second Component, except for conversion of  
21 section 202 project rental assistance contracts, shall  
22 be available for project-based subsidy contracts en-  
23 tered into pursuant to the Second Component:”;

24 (5) in the 21st proviso, as so reordered by the  
25 amendments made by the preceding provisions of

1 this section, by striking “previous two provisos” and  
2 inserting “Second Component, except for conversion  
3 of section 202 project rental assistance contracts,”;

4 (6) in the 22nd proviso, as so reordered by the  
5 amendments made by the preceding provisions of  
6 this section, by striking “three previous provisos”  
7 and inserting “Second Component, except for con-  
8 version of section 202 project rental assistance con-  
9 tracts,”;

10 (7) by inserting before the last proviso the fol-  
11 lowing: “*Provided further*, That the Secretary may  
12 transfer amounts made available under the heading  
13 ‘Housing for the Elderly’ to the accounts under the  
14 headings ‘Project-Based Rental Assistance’ or ‘Ten-  
15 ant-Based Rental Assistance’ to facilitate any sec-  
16 tion 202 project rental assistance contract conver-  
17 sions under the Second Component, and any in-  
18 crease in cost for ‘Project-Based Rental Assistance’  
19 or ‘Tenant-Based Rental Assistance’ associated with  
20 such conversion shall be equal to amounts so trans-  
21 ferred:”; and

22 (8) in the last proviso, by striking “previous  
23 four provisos” and inserting “Second Component, as  
24 applicable”.



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

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

1 *vided further*, That concurrent with the President's budget  
2 request for fiscal year 2018, the Inspector General shall  
3 submit to the House and Senate Committees on Appro-  
4 priations a budget request for fiscal year 2018 in similar  
5 format and substance to those submitted by executive  
6 agencies of the Federal Government.

7 NATIONAL TRANSPORTATION SAFETY BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the National Transpor-  
10 tation Safety Board, including hire of passenger motor ve-  
11 hicles and aircraft; services as authorized by 5 U.S.C.  
12 3109, but at rates for individuals not to exceed the per  
13 diem rate equivalent to the rate for a GS-15; uniforms,  
14 or allowances therefor, as authorized by law (5 U.S.C.  
15 5901-5902), \$106,000,000, of which not to exceed \$2,000  
16 may be used for official reception and representation ex-  
17 penses. The amounts made available to the National  
18 Transportation Safety Board in this Act include amounts  
19 necessary to make lease payments on an obligation in-  
20 curred in fiscal year 2001 for a capital lease.

21 NEIGHBORHOOD REINVESTMENT CORPORATION

22 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT  
23 CORPORATION

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

1 as authorized by the Neighborhood Reinvestment Corpora-  
2 tion Act (42 U.S.C. 8101–8107), \$140,000,000, of which  
3 \$5,000,000 shall be for a multi-family rental housing pro-  
4 gram.

5 SURFACE TRANSPORTATION BOARD

6 SALARIES AND EXPENSES

7 For necessary expenses of the Surface Transpor-  
8 tation Board, including services authorized by 5 U.S.C.  
9 3109, \$37,100,000: *Provided*, That notwithstanding any  
10 other provision of law, not to exceed \$1,250,000 from fees  
11 established by the Chairman of the Surface Transpor-  
12 tation Board shall be credited to this appropriation as off-  
13 setting collections and used for necessary and authorized  
14 expenses under this heading: *Provided further*, That the  
15 sum herein appropriated from the general fund shall be  
16 reduced on a dollar-for-dollar basis as such offsetting col-  
17 lections are received during fiscal year 2018, to result in  
18 a final appropriation from the general fund estimated at  
19 no more than \$35,850,000.

20 UNITED STATES INTERAGENCY COUNCIL ON

21 HOMELESSNESS

22 OPERATING EXPENSES

23 For closure of the United States Interagency Council  
24 on Homelessness, \$570,000, notwithstanding section 209

1 of title II of the McKinney-Vento Homeless Assistance  
2 Act, as amended.

3 TITLE IV  
4 GENERAL PROVISIONS—THIS ACT  
5 (INCLUDING RESCISSIONS)

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

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

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

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



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

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

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

10 (4) contains any methods or content associated  
11 with religious or quasi-religious belief systems or  
12 “new age” belief systems as defined in Equal Em-  
13 ployment Opportunity Commission Notice N-  
14 915.022, dated September 2, 1988; or

15 (5) is offensive to, or designed to change, par-  
16 ticipants’ personal values or lifestyle outside the  
17 workplace.

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

21 SEC. 405. Except as otherwise provided in this Act,  
22 none of the funds provided in this Act, provided by pre-  
23 vious appropriations Acts to the agencies or entities fund-  
24 ed in this Act that remain available for obligation or ex-  
25 penditure in fiscal year 2018, or provided from any ac-

1 counts in the Treasury derived by the collection of fees  
2 and available to the agencies funded by this Act, shall be  
3 available for obligation or expenditure through a re-  
4 programming of funds that—

5 (1) creates a new program;

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

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

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

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

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

19 (7) creates, reorganizes, or restructures a  
20 branch, division, office, bureau, board, commission,  
21 agency, administration, or department different from  
22 the budget justifications submitted to the Commit-  
23 tees on Appropriations or the table accompanying  
24 the explanatory statement accompanying this Act,  
25 whichever is more detailed, unless prior approval is

1 received from the House and Senate Committees on  
2 Appropriations: *Provided*, That not later than 60  
3 days after the date of enactment of this Act, each  
4 agency funded by this Act shall submit a report to  
5 the Committees on Appropriations of the Senate and  
6 of the House of Representatives to establish the  
7 baseline for application of reprogramming and trans-  
8 fer authorities for the current fiscal year: *Provided*  
9 *further*, That the report shall include—

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

16 (B) a delineation in the table for each ap-  
17 propriation and its respective prior year enacted  
18 level by object class and program, project, and  
19 activity as detailed in the budget appendix for  
20 the respective appropriation; and

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

23 SEC. 406. Except as otherwise specifically provided  
24 by law, not to exceed 50 percent of unobligated balances  
25 remaining available at the end of fiscal year 2018 from

1 appropriations made available for salaries and expenses  
2 for fiscal year 2018 in this Act, shall remain available  
3 through September 30, 2019, for each such account for  
4 the purposes authorized: *Provided*, That a request shall  
5 be submitted to the House and Senate Committees on Ap-  
6 propriations for approval prior to the expenditure of such  
7 funds: *Provided further*, That these requests shall be made  
8 in compliance with reprogramming guidelines under sec-  
9 tion 405 of this Act.

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

1 health and safety or brownfields as defined in the Small  
2 Business Liability Relief and Brownfields Revitalization  
3 Act (Public Law 107–118) shall be considered a public  
4 use for purposes of eminent domain.

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

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

23       SEC. 410. No funds appropriated pursuant to this  
24 Act may be expended by an entity unless the entity agrees  
25 that in expending the assistance the entity will comply

1 with sections 2 through 4 of the Act of March 3, 1933  
2 (41 U.S.C. 8301–8305, popularly known as the “Buy  
3 American Act”).

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

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

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

22 (b) Nothing in this section shall prohibit, restrict or  
23 otherwise preclude the Secretary of Transportation from  
24 granting a foreign air carrier permit or an exemption to  
25 such an air carrier where such authorization is consistent

1 with the U.S.-E.U.-Iceland-Norway Air Transport Agree-  
2 ment and United States law.

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

17 SEC. 415. None of the funds appropriated or other-  
18 wise made available under this Act may be used by the  
19 Surface Transportation Board to charge or collect any fil-  
20 ing fee for rate or practice complaints filed with the Board  
21 in an amount in excess of the amount authorized for dis-  
22 trict court civil suit filing fees under section 1914 of title  
23 28, United States Code.

24 SEC. 416. (a) All unobligated balances, including re-  
25 captures and carryover, remaining from funds appro-

1 priated in division K of Public Law 115–31 for “Depart-  
2 ment of Transportation-Office of the Secretary-Salaries  
3 and Expenses”, “Department of Transportation-Office of  
4 the Secretary-Office of Civil Rights”, “Department of  
5 Transportation-Office of the Secretary-Small and Dis-  
6 advantaged Business Utilization and Outreach”, “Depart-  
7 ment of Transportation-Federal Transit Administration-  
8 Administrative Expenses”, “Department of Transpor-  
9 tation-Pipeline and Hazardous Materials Safety Adminis-  
10 tration-Operational Expenses”, “Surface Transportation  
11 Board-Salaries and Expenses”, “Access Board-Salaries  
12 and Expenses”, “Federal Maritime Commission-Salaries  
13 and Expenses”, “National Railroad Passenger Corpora-  
14 tion-Office of Inspector General-Salaries and Expenses”,  
15 “National Transportation Safety Board-Salaries and Ex-  
16 penses”, and “United States Interagency Council on  
17 Homelessness-Operating Expenses” are rescinded.

18 (b) All unobligated balances, including recaptures  
19 and carryover, remaining from funds appropriated in divi-  
20 sion K of Public Law 115–31 for accounts under the head-  
21 ings “Department of Housing and Urban Development-  
22 Management and Administration” and “Department of  
23 Housing and Urban Development-Program Office Salaries  
24 and Expenses” are rescinded.





1        This division may be cited as the “Transportation,  
2 Housing and Urban Development, and Related Agencies  
3 Appropriations Act, 2018”.

