

APRIL __, 2017

RULES COMMITTEE PRINT 115-__
TEXT OF THE HOUSE AMENDMENT TO SENATE
AMENDMENT NUMBERED 1 TO H.R. 244, THE
HONORING INVESTMENTS IN RECRUITING
AND EMPLOYING AMERICAN VETERANS ACT
OF 2017

**[Showing the text of the Consolidated Appropriations Act,
2017.]**

In lieu of the matter proposed to be stricken by Senate amendment numbered 1, insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Consolidated Appro-
3 priations Act, 2017”.

4 SEC. 2. TABLE OF CONTENTS.

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. References.
- Sec. 4. Explanatory statement.
- Sec. 5. Statement of appropriations.
- Sec. 6. Availability of funds.
- Sec. 7. Technical allowance for estimating differences.
- Sec. 8. Correction.

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- Title I—Legislative Branch
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DIVISION N—HONORING INVESTMENTS IN RECRUITING AND
EMPLOYING AMERICAN MILITARY VETERANS ACT OF 2017**1 SEC. 3. REFERENCES.**

2 Except as expressly provided otherwise, any reference
3 to “this Act” contained in any division of this Act shall
4 be treated as referring only to the provisions of that divi-
5 sion.

6 SEC. 4. EXPLANATORY STATEMENT.

7 The explanatory statement regarding this Act, print-
8 ed in the House section of the Congressional Record on
9 or about May 2, 2017, and submitted by the Chairman
10 of the Committee on Appropriations of the House, shall
11 have the same effect with respect to the allocation of funds
12 and implementation of divisions A through L of this Act
13 as if it were a joint explanatory statement of a committee
14 of conference.

15 SEC. 5. STATEMENT OF APPROPRIATIONS.

16 The following sums in this Act are appropriated, out
17 of any money in the Treasury not otherwise appropriated,
18 for the fiscal year ending September 30, 2017.

19 SEC. 6. AVAILABILITY OF FUNDS.

20 (a) Each amount designated in this Act by the Con-
21 gress as an emergency requirement pursuant to section
22 251(b)(2)(A)(i) of the Balanced Budget and Emergency
23 Deficit Control Act of 1985 shall be available (or re-
24 scinded, if applicable) only if the President subsequently

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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 \$14,000,000: *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 For necessary salaries and expenses for Administra-
18 tive Support Offices, \$517,647,000, of which \$53,000,000
19 shall be available for the Office of the Chief Financial Offi-
20 cer; \$95,250,000 shall be available for the Office of the
21 General Counsel; \$206,500,000 shall be available for the
22 Office of Administration, and of which, no less than
23 \$4,500,000 shall be available for the cost of consolidation
24 and reconfiguration of space in the Weaver Building in
25 accordance with the space consolidation plan which would

1 bring employees back into such Building and reduce the
2 amount of leased space for such employees outside of such
3 Building; \$40,250,000 shall be available for the Office of
4 the Chief Human Capital Officer; \$51,000,000 shall be
5 available for the Office of Field Policy and Management;
6 \$18,067,000 shall be available for the Office of the Chief
7 Procurement Officer; \$3,830,000 shall be available for the
8 Office of Departmental Equal Employment Opportunity;
9 \$4,500,000 shall be available for the Office of Strategic
10 Planning and Management; and \$45,250,000 shall be
11 available for the Office of the Chief Information Officer:
12 *Provided*, That funds provided under this heading may be
13 used for necessary administrative and non-administrative
14 expenses of the Department of Housing and Urban Devel-
15 opment, not otherwise provided for, including purchase of
16 uniforms, or allowances therefor, as authorized by 5
17 U.S.C. 5901–5902; hire of passenger motor vehicles; and
18 services as authorized by 5 U.S.C. 3109: *Provided further*,
19 That notwithstanding any other provision of law, funds
20 appropriated under this heading may be used for adver-
21 tising and promotional activities that directly support pro-
22 gram activities funded in this title: *Provided further*, That
23 the Secretary shall provide the House and Senate Commit-
24 tees on Appropriations quarterly written notification re-
25 garding the status of pending congressional reports: *Pro-*

1 *vided further*, That the Secretary shall provide in elec-
2 tronic form all signed reports required by Congress.

3 PROGRAM OFFICE SALARIES AND EXPENSES

4 PUBLIC AND INDIAN HOUSING

5 For necessary salaries and expenses of the Office of
6 Public and Indian Housing, \$216,000,000.

7 COMMUNITY PLANNING AND DEVELOPMENT

8 For necessary salaries and expenses of the Office of
9 Community Planning and Development, \$110,000,000.

10 HOUSING

11 For necessary salaries and expenses of the Office of
12 Housing, \$392,000,000.

13 POLICY DEVELOPMENT AND RESEARCH

14 For necessary salaries and expenses of the Office of
15 Policy Development and Research, \$24,000,000.

16 FAIR HOUSING AND EQUAL OPPORTUNITY

17 For necessary salaries and expenses of the Office of
18 Fair Housing and Equal Opportunity, \$72,000,000.

19 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

20 HOMES

21 For necessary salaries and expenses of the Office of
22 Lead Hazard Control and Healthy Homes, \$9,353,000.

1 available until expended for use for any office or agency:
2 *Provided further*, That amounts in the Fund shall be the
3 only amounts available to each office or agency of the De-
4 partment for the services, or portion of services, specified
5 in the first proviso: *Provided further*, That with respect
6 to the Fund, the authorities and conditions under this
7 heading shall supplement the authorities and conditions
8 provided under section 7(f).

9 PUBLIC AND INDIAN HOUSING

10 TENANT-BASED RENTAL ASSISTANCE

11 For activities and assistance for the provision of ten-
12 ant-based rental assistance authorized under the United
13 States Housing Act of 1937, as amended (42 U.S.C. 1437
14 et seq.) (“the Act” herein), not otherwise provided for,
15 \$16,292,000,000, to remain available until expended, shall
16 be available on October 1, 2016 (in addition to the
17 \$4,000,000,000 previously appropriated under this head-
18 ing that shall be available on October 1, 2016), and
19 \$4,000,000,000, to remain available until expended, shall
20 be available on October 1, 2017: *Provided*, That the
21 amounts made available under this heading are provided
22 as follows:

23 (1) \$18,355,000,000 shall be available for re-
24 newals of expiring section 8 tenant-based annual
25 contributions contracts (including renewals of en-

1 hanced vouchers under any provision of law author-
2 izing such assistance under section 8(t) of the Act)
3 and including renewal of other special purpose incre-
4 mental vouchers: *Provided*, That notwithstanding
5 any other provision of law, from amounts provided
6 under this paragraph and any carryover, the Sec-
7 retary for the calendar year 2017 funding cycle shall
8 provide renewal funding for each public housing
9 agency based on validated voucher management sys-
10 tem (VMS) leasing and cost data for the prior cal-
11 endar year and by applying an inflation factor as es-
12 tablished by the Secretary, by notice published in
13 the Federal Register, and by making any necessary
14 adjustments for the costs associated with the first-
15 time renewal of vouchers under this paragraph in-
16 cluding tenant protection, HOPE VI, and Choice
17 Neighborhoods vouchers: *Provided further*, That
18 none of the funds provided under this paragraph
19 may be used to fund a total number of unit months
20 under lease which exceeds a public housing agency's
21 authorized level of units under contract, except for
22 public housing agencies participating in the MTW
23 demonstration, which are instead governed by the
24 terms and conditions of their MTW agreements:
25 *Provided further*, That the Secretary shall, to the ex-

1 tent necessary to stay within the amount specified
2 under this paragraph (except as otherwise modified
3 under this paragraph), prorate each public housing
4 agency's allocation otherwise established pursuant to
5 this paragraph: *Provided further*, That except as
6 provided in the following provisos, the entire amount
7 specified under this paragraph (except as otherwise
8 modified under this paragraph) shall be obligated to
9 the public housing agencies based on the allocation
10 and pro rata method described above, and the Sec-
11 retary shall notify public housing agencies of their
12 annual budget by the latter of 60 days after enact-
13 ment of this Act or March 1, 2017: *Provided further*,
14 That the Secretary may extend the notification pe-
15 riod with the prior written approval of the House
16 and Senate Committees on Appropriations: *Provided*
17 *further*, That public housing agencies participating
18 in the MTW demonstration shall be funded pursuant
19 to their MTW agreements and shall be subject to
20 the same pro rata adjustments under the previous
21 provisos: *Provided further*, That the Secretary may
22 offset public housing agencies' calendar year 2017
23 allocations based on the excess amounts of public
24 housing agencies' net restricted assets accounts, in-
25 cluding HUD held programmatic reserves (in ac-

1 cordance with VMS data in calendar year 2016 that
2 is verifiable and complete), as determined by the
3 Secretary: *Provided further*, That public housing
4 agencies participating in the MTW demonstration
5 shall also be subject to the offset, as determined by
6 the Secretary, excluding amounts subject to the sin-
7 gle fund budget authority provisions of their MTW
8 agreements, from the agencies' calendar year 2017
9 MTW funding allocation: *Provided further*, That the
10 Secretary shall use any offset referred to in the pre-
11 vious two provisos throughout the calendar year to
12 prevent the termination of rental assistance for fam-
13 ilies as the result of insufficient funding, as deter-
14 mined by the Secretary, and to avoid or reduce the
15 proration of renewal funding allocations: *Provided*
16 *further*, That up to \$75,000,000 shall be available
17 only: (1) for adjustments in the allocations for public
18 housing agencies, after application for an adjust-
19 ment by a public housing agency that experienced a
20 significant increase, as determined by the Secretary,
21 in renewal costs of vouchers resulting from unfore-
22 seen circumstances or from portability under section
23 8(r) of the Act; (2) for vouchers that were not in use
24 during the previous 12-month period in order to be
25 available to meet a commitment pursuant to section

1 8(o)(13) of the Act; (3) for adjustments for costs as-
2 sociated with HUD-Veterans Affairs Supportive
3 Housing (HUD-VASH) vouchers; and (4) for public
4 housing agencies that despite taking reasonable cost
5 savings measures, as determined by the Secretary,
6 would otherwise be required to terminate rental as-
7 sistance for families as a result of insufficient fund-
8 ing: *Provided further*, That the Secretary shall allo-
9 cate amounts under the previous proviso based on
10 need, as determined by the Secretary;

11 (2) \$110,000,000 shall be for section 8 rental
12 assistance for relocation and replacement of housing
13 units that are demolished or disposed of pursuant to
14 section 18 of the Act, conversion of section 23
15 projects to assistance under section 8, the family
16 unification program under section 8(x) of the Act,
17 relocation of witnesses in connection with efforts to
18 combat crime in public and assisted housing pursu-
19 ant to a request from a law enforcement or prosecu-
20 tion agency, enhanced vouchers under any provision
21 of law authorizing such assistance under section 8(t)
22 of the Act, HOPE VI and Choice Neighborhood
23 vouchers, mandatory and voluntary conversions, and
24 tenant protection assistance including replacement
25 and relocation assistance or for project-based assist-

1 ance to prevent the displacement of unassisted elder-
2 ly tenants currently residing in section 202 prop-
3 erties financed between 1959 and 1974 that are refi-
4 nanced pursuant to Public Law 106–569, as amend-
5 ed, or under the authority as provided under this
6 Act: *Provided*, That when a public housing develop-
7 ment is submitted for demolition or disposition
8 under section 18 of the Act, the Secretary may pro-
9 vide section 8 rental assistance when the units pose
10 an imminent health and safety risk to residents:
11 *Provided further*, That the Secretary may only pro-
12 vide replacement vouchers for units that were occu-
13 pied within the previous 24 months that cease to be
14 available as assisted housing, subject only to the
15 availability of funds: *Provided further*, That of the
16 amounts made available under this paragraph,
17 \$5,000,000 may be available to provide tenant pro-
18 tection assistance, not otherwise provided under this
19 paragraph, to residents residing in low vacancy
20 areas and who may have to pay rents greater than
21 30 percent of household income, as the result of: (A)
22 the maturity of a HUD-insured, HUD-held or sec-
23 tion 202 loan that requires the permission of the
24 Secretary prior to loan prepayment; (B) the expira-
25 tion of a rental assistance contract for which the

1 tenants are not eligible for enhanced voucher or ten-
2 ant protection assistance under existing law; or (C)
3 the expiration of affordability restrictions accom-
4 panying a mortgage or preservation program admin-
5 istered by the Secretary: *Provided further*, That such
6 tenant protection assistance made available under
7 the previous proviso may be provided under the au-
8 thority of section 8(t) or section 8(o)(13) of the
9 United States Housing Act of 1937 (42 U.S.C.
10 1437f(t)): *Provided further*, That any tenant protec-
11 tion voucher made available from amounts under
12 this paragraph shall not be reissued by any public
13 housing agency, except the replacement vouchers as
14 defined by the Secretary by notice, when the initial
15 family that received any such voucher no longer re-
16 ceives such voucher, and the authority for any public
17 housing agency to issue any such voucher shall cease
18 to exist: *Provided further*, That the Secretary may
19 provide section 8 rental assistance from amounts
20 made available under this paragraph for units as-
21 sisted under a project-based subsidy contract funded
22 under the “Project-Based Rental Assistance” head-
23 ing under this title where the owner has received a
24 Notice of Default and the units pose an imminent
25 health and safety risk to residents: *Provided further*,

1 That to the extent that the Secretary determines
2 that such units are not feasible for continued rental
3 assistance payments or transfer of the subsidy con-
4 tract associated with such units to another project
5 or projects and owner or owners, any remaining
6 amounts associated with such units under such con-
7 tract shall be recaptured and used to reimburse
8 amounts used under this paragraph for rental assist-
9 ance under the preceding proviso;

10 (3) \$1,650,000,000 shall be for administrative
11 and other expenses of public housing agencies in ad-
12 ministering the section 8 tenant-based rental assist-
13 ance program, of which up to \$10,000,000 shall be
14 available to the Secretary to allocate to public hous-
15 ing agencies that need additional funds to admin-
16 ister their section 8 programs, including fees associ-
17 ated with section 8 tenant protection rental assist-
18 ance, the administration of disaster related vouchers,
19 Veterans Affairs Supportive Housing vouchers, and
20 other special purpose incremental vouchers: *Pro-*
21 *vided*, That no less than \$1,640,000,000 of the
22 amount provided in this paragraph shall be allocated
23 to public housing agencies for the calendar year
24 2017 funding cycle based on section 8(q) of the Act
25 (and related Appropriation Act provisions) as in ef-

1 fect immediately before the enactment of the Quality
2 Housing and Work Responsibility Act of 1998 (Pub-
3 lic Law 105–276): *Provided further*, That if the
4 amounts made available under this paragraph are
5 insufficient to pay the amounts determined under
6 the previous proviso, the Secretary may decrease the
7 amounts allocated to agencies by a uniform percent-
8 age applicable to all agencies receiving funding
9 under this paragraph or may, to the extent nec-
10 essary to provide full payment of amounts deter-
11 mined under the previous proviso, utilize unobligated
12 balances, including recaptures and carryovers, re-
13 maining from funds appropriated to the Department
14 of Housing and Urban Development under this
15 heading from prior fiscal years, excluding special
16 purpose vouchers, notwithstanding the purposes for
17 which such amounts were appropriated: *Provided*
18 *further*, That all public housing agencies partici-
19 pating in the MTW demonstration shall be funded
20 pursuant to their MTW agreements, and shall be
21 subject to the same uniform percentage decrease as
22 under the previous proviso: *Provided further*, That
23 amounts provided under this paragraph shall be only
24 for activities related to the provision of tenant-based

1 rental assistance authorized under section 8, includ-
2 ing related development activities;

3 (4) \$120,000,000 for the renewal of tenant-
4 based assistance contracts under section 811 of the
5 Cranston-Gonzalez National Affordable Housing Act
6 (42 U.S.C. 8013), including necessary administra-
7 tive expenses: *Provided*, That administrative and
8 other expenses of public housing agencies in admin-
9 istering the special purpose vouchers in this para-
10 graph shall be funded under the same terms and be
11 subject to the same pro rata reduction as the per-
12 cent decrease for administrative and other expenses
13 to public housing agencies under paragraph (3) of
14 this heading: *Provided further*, That any amounts
15 provided under this paragraph in this Act or prior
16 Acts, remaining available after funding renewals and
17 administrative expenses under this paragraph, shall
18 be available for incremental tenant-based assistance
19 contracts under such section 811, including nec-
20 essary administrative expenses;

21 (5) \$7,000,000 shall be for rental assistance
22 and associated administrative fees for Tribal HUD-
23 VA Supportive Housing to serve Native American
24 veterans that are homeless or at-risk of homeless-
25 ness living on or near a reservation or other Indian

1 areas: *Provided*, That such amount shall be made
2 available for renewal grants to the recipients that re-
3 ceived assistance under the rental assistance and
4 supportive housing demonstration program for Na-
5 tive American veterans authorized under the heading
6 “Tenant-Based Rental Assistance” in title II of divi-
7 sion K of the Consolidated and Further Continuing
8 Appropriations Act, 2015 (Public Law 113–235,
9 128 Stat. 2733): *Provided further*, That the Sec-
10 retary shall be authorized to specify criteria for re-
11 newal grants, including data on the utilization of as-
12 sistance reported by grant recipients under the dem-
13 onstration program: *Provided further*, That any
14 amounts remaining after such renewal assistance is
15 awarded may be available for new grants to recipi-
16 ents eligible to receive block grants under the Native
17 American Housing Assistance and Self-Determina-
18 tion Act of 1996 (25 U.S.C. section 4101 et seq.)
19 for rental assistance and associated administrative
20 fees for Tribal HUD–VA Supportive Housing to
21 serve Native American veterans that are homeless or
22 at-risk of homelessness living on or near a reserva-
23 tion or other Indian areas: *Provided further*, That
24 funds shall be awarded based on need, and adminis-
25 trative capacity established by the Secretary in a

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

1 such waivers 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;

7 (6) \$40,000,000 for incremental rental voucher
8 assistance for use through a supported housing pro-
9 gram administered in conjunction with the Depart-
10 ment of Veterans Affairs as authorized under section
11 8(o)(19) of the United States Housing Act of 1937:
12 *Provided*, That the Secretary of Housing and Urban
13 Development shall make such funding available, not-
14 withstanding section 204 (competition provision) of
15 this title, to public housing agencies that partner
16 with eligible VA Medical Centers or other entities as
17 designated by the Secretary of the Department of
18 Veterans Affairs, based on geographical need for
19 such assistance as identified by the Secretary of the
20 Department of Veterans Affairs, public housing
21 agency administrative performance, and other fac-
22 tors as specified by the Secretary of Housing and
23 Urban Development in consultation with the Sec-
24 retary of the Department of Veterans Affairs: *Pro-*
25 *vided further*, That the Secretary of Housing and

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

16 (7) \$10,000,000 shall be made available for
17 new incremental voucher assistance through the
18 family unification program as authorized by section
19 8(x) of the Act: *Provided*, That the assistance made
20 available under this paragraph shall continue to re-
21 main available for family unification upon turnover:
22 *Provided further*, That for any public housing agency
23 administering voucher assistance appropriated in a
24 prior Act under the family unification program that
25 determines that it no longer has an identified need

1 for such assistance upon turnover, such agency shall
2 notify the Secretary, and the Secretary shall recapture
3 such assistance from the agency and reallocate
4 it to any other public housing agency or agencies
5 based on need for voucher assistance in connection
6 with such program; and

7 (8) the Secretary shall separately track all special
8 purpose vouchers funded under this heading.

9 HOUSING CERTIFICATE FUND

10 (INCLUDING RESCISSIONS)

11 Unobligated balances, including recaptures and carryover,
12 remaining from funds appropriated to the Department of
13 Housing and Urban Development under this heading, the heading
14 “Annual Contributions for Assisted Housing” and the heading
15 “Project-Based Rental Assistance”, for fiscal year 2017 and prior
16 years may be used for renewal of or amendments to section 8
17 project-based contracts and for performance-based contract
18 administrators, notwithstanding the purposes for which such
19 funds were appropriated: *Provided*, That any obligated balances
20 of contract authority from fiscal year 1974 and prior that
21 have been terminated shall be rescinded: *Provided further*,
22 That amounts heretofore recaptured, or recaptured during
23 the current fiscal year, from section 8 project-based contracts
24 from source years fiscal year 1975 through fiscal
25

1 year 1987 are hereby rescinded, and an amount of addi-
2 tional new budget authority, equivalent to the amount re-
3 scinded is hereby appropriated, to remain available until
4 expended, for the purposes set forth under this heading,
5 in addition to amounts otherwise available.

6 PUBLIC HOUSING CAPITAL FUND

7 For the Public Housing Capital Fund Program to
8 carry out capital and management activities for public
9 housing agencies, as authorized under section 9 of the
10 United States Housing Act of 1937 (42 U.S.C. 1437g)
11 (the “Act”) \$1,941,500,000, to remain available until
12 September 30, 2020: *Provided*, That notwithstanding any
13 other provision of law or regulation, during fiscal year
14 2017, the Secretary of Housing and Urban Development
15 may not delegate to any Department official other than
16 the Deputy Secretary and the Assistant Secretary for
17 Public and Indian Housing any authority under paragraph
18 (2) of section 9(j) regarding the extension of the time peri-
19 ods under such section: *Provided further*, That for pur-
20 poses of such section 9(j), the term “obligate” means, with
21 respect to amounts, that the amounts are subject to a
22 binding agreement that will result in outlays, immediately
23 or in the future: *Provided further*, That up to \$10,000,000
24 shall be to support ongoing public housing financial and
25 physical assessment activities: *Provided further*, That up

1 to \$1,000,000 shall be to support the costs of administra-
2 tive and judicial receiverships: *Provided further*, That of
3 the total amount provided under this heading, not to ex-
4 ceed \$21,500,000 shall be available for the Secretary to
5 make grants, notwithstanding section 204 of this Act, to
6 public housing agencies for emergency capital needs in-
7 cluding safety and security measures necessary to address
8 crime and drug-related activity as well as needs resulting
9 from unforeseen or unpreventable emergencies and nat-
10 ural disasters excluding Presidentially declared emer-
11 gencies and natural disasters under the Robert T. Stafford
12 Disaster Relief and Emergency Act (42 U.S.C. 5121 et
13 seq.) occurring in fiscal year 2017: *Provided further*, That
14 of the amount made available under the previous proviso,
15 not less than \$5,000,000 shall be for safety and security
16 measures: *Provided further*, That in addition to the
17 amount in the previous proviso for such safety and secu-
18 rity measures, any amounts that remain available, after
19 all applications received on or before September 30, 2018,
20 for emergency capital needs have been processed, shall be
21 allocated to public housing agencies for such safety and
22 security measures: *Provided further*, That of the total
23 amount provided under this heading \$35,000,000 shall be
24 for supportive services, service coordinator and congregate
25 services as authorized by section 34 of the Act (42 U.S.C.

1 1437z-6) and the Native American Housing Assistance
2 and Self-Determination Act of 1996 (25 U.S.C. 4101 et
3 seq.): *Provided further*, That of the total amount made
4 available under this heading, \$15,000,000 shall be for a
5 Jobs-Plus initiative modeled after the Jobs-Plus dem-
6 onstration: *Provided further*, That the funding provided
7 under the previous proviso shall provide competitive grants
8 to partnerships between public housing authorities, local
9 workforce investment boards established under section
10 117 of the Workforce Investment Act of 1998, and other
11 agencies and organizations that provide support to help
12 public housing residents obtain employment and increase
13 earnings: *Provided further*, That applicants must dem-
14 onstrate the ability to provide services to residents, part-
15 ner with workforce investment boards, and leverage service
16 dollars: *Provided further*, That the Secretary may allow
17 public housing agencies to request exemptions from rent
18 and income limitation requirements under sections 3 and
19 6 of the United States Housing Act of 1937 as necessary
20 to implement the Jobs-Plus program, on such terms and
21 conditions as the Secretary may approve upon a finding
22 by the Secretary that any such waivers or alternative re-
23 quirements are necessary for the effective implementation
24 of the Jobs-Plus initiative as a voluntary program for resi-
25 dents: *Provided further*, That the Secretary shall publish

1 by notice in the Federal Register any waivers or alter-
2 native requirements pursuant to the preceding proviso no
3 later than 10 days before the effective date of such notice:
4 *Provided further*, That for funds provided under this head-
5 ing, the limitation in section 9(g)(1) of the Act shall be
6 25 percent: *Provided further*, That the Secretary may
7 waive the limitation in the previous proviso to allow public
8 housing agencies to fund activities authorized under sec-
9 tion 9(e)(1)(C) of the Act: *Provided further*, That the Sec-
10 retary shall notify public housing agencies requesting
11 waivers under the previous proviso if the request is ap-
12 proved or denied within 14 days of submitting the request:
13 *Provided further*, That from the funds made available
14 under this heading, the Secretary shall provide bonus
15 awards in fiscal year 2017 to public housing agencies that
16 are designated high performers: *Provided further*, That the
17 Department shall notify public housing agencies of their
18 formula allocation within 60 days of enactment of this Act:
19 *Provided further*, That of the total amount provided under
20 this heading, \$25,000,000 shall be available for competi-
21 tive grants to public housing agencies to evaluate and re-
22 duce lead-based paint hazards in public housing by car-
23 rying out the activities of risk assessments, abatement,
24 and interim controls (as those terms are defined in section
25 1004 of the Residential Lead-Based Paint Hazard Reduc-

1 tion Act of 1992 (42 U.S.C. 4851b)): *Provided further,*
2 That for purposes of environmental review, a grant under
3 the previous proviso shall be considered funds for projects
4 or activities under title I of the United States Housing
5 Act of 1937 (42 U.S.C. 1437 et seq.) for purposes of sec-
6 tion 26 of such Act (42 U.S.C. 1437x) and shall be subject
7 to the regulations implementing such section.

8 PUBLIC HOUSING OPERATING FUND

9 For 2017 payments to public housing agencies for the
10 operation and management of public housing, as author-
11 ized by section 9(e) of the United States Housing Act of
12 1937 (42 U.S.C. 1437g(e)), \$4,400,000,000, to remain
13 available until September 30, 2018.

14 CHOICE NEIGHBORHOODS INITIATIVE

15 For competitive grants under the Choice Neighbor-
16 hoods Initiative (subject to section 24 of the United States
17 Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise
18 specified under this heading), for transformation, rehabili-
19 tation, and replacement housing needs of both public and
20 HUD-assisted housing and to transform neighborhoods of
21 poverty into functioning, sustainable mixed income neigh-
22 borhoods with appropriate services, schools, public assets,
23 transportation and access to jobs, \$137,500,000, to re-
24 main available until September 30, 2019: *Provided, That*
25 grant funds may be used for resident and community serv-

1 ices, community development, and affordable housing
2 needs in the community, and for conversion of vacant or
3 foreclosed properties to affordable housing: *Provided fur-*
4 *ther*, That the use of funds made available under this
5 heading shall not be deemed to be public housing notwith-
6 standing section 3(b)(1) of such Act: *Provided further*,
7 That grantees shall commit to an additional period of af-
8 fordability determined by the Secretary of not fewer than
9 20 years: *Provided further*, That grantees shall provide a
10 match in State, local, other Federal or private funds: *Pro-*
11 *vided further*, That grantees may include local govern-
12 ments, tribal entities, public housing authorities, and non-
13 profits: *Provided further*, That for-profit developers may
14 apply jointly with a public entity: *Provided further*, That
15 for purposes of environmental review, a grantee shall be
16 treated as a public housing agency under section 26 of
17 the United States Housing Act of 1937 (42 U.S.C.
18 1437x), and grants under this heading shall be subject
19 to the regulations issued by the Secretary to implement
20 such section: *Provided further*, That of the amount pro-
21 vided, not less than \$50,000,000 shall be awarded to pub-
22 lic housing agencies: *Provided further*, That such grantees
23 shall create partnerships with other local organizations in-
24 cluding assisted housing owners, service agencies, and
25 resident organizations: *Provided further*, That the Sec-

1 retary shall consult with the Secretaries of Education,
2 Labor, Transportation, Health and Human Services, Agri-
3 culture, and Commerce, the Attorney General, and the Ad-
4 ministrator of the Environmental Protection Agency to co-
5 ordinate and leverage other appropriate Federal resources:
6 *Provided further*, That no more than \$5,000,000 of funds
7 made available under this heading may be provided as
8 grants to undertake comprehensive local planning with
9 input from residents and the community: *Provided further*,
10 That unobligated balances, including recaptures, remain-
11 ing from funds appropriated under the heading “Revital-
12 ization of Severely Distressed Public Housing (HOPE
13 VI)” in fiscal year 2011 and prior fiscal years may be used
14 for purposes under this heading, notwithstanding the pur-
15 poses for which such amounts were appropriated.

16 FAMILY SELF-SUFFICIENCY

17 For the Family Self-Sufficiency program to support
18 family self-sufficiency coordinators under section 23 of the
19 United States Housing Act of 1937, to promote the devel-
20 opment of local strategies to coordinate the use of assist-
21 ance under sections 8(o) and 9 of such Act with public
22 and private resources, and enable eligible families to
23 achieve economic independence and self-sufficiency,
24 \$75,000,000, to remain available until September 30,
25 2018: *Provided*, That the Secretary may, by Federal Reg-

1 ister notice, waive or specify alternative requirements
2 under sections b(3), b(4), b(5), or c(1) of section 23 of
3 such Act in order to facilitate the operation of a unified
4 self-sufficiency program for individuals receiving assist-
5 ance under different provisions of the Act, as determined
6 by the Secretary: *Provided further*, That owners of a pri-
7 vately owned multifamily property with a section 8 con-
8 tract may voluntarily make a Family Self-Sufficiency pro-
9 gram available to the assisted tenants of such property
10 in accordance with procedures established by the Sec-
11 retary: *Provided further*, That such procedures established
12 pursuant to the previous proviso shall permit participating
13 tenants to accrue escrow funds in accordance with section
14 23(d)(2) and shall allow owners to use funding from resid-
15 ual receipt accounts to hire coordinators for their own
16 Family Self-Sufficiency program.

17 NATIVE AMERICAN HOUSING BLOCK GRANTS

18 For the Native American Housing Block Grants pro-
19 gram, as authorized under title I of the Native American
20 Housing Assistance and Self-Determination Act of 1996
21 (NAHASDA) (25 U.S.C. 4111 et seq.), \$654,000,000, to
22 remain available until September 30, 2021: *Provided*,
23 That, notwithstanding the Native American Housing As-
24 sistance and Self-Determination Act of 1996, to determine
25 the amount of the allocation under title I of such Act for

1 each Indian tribe, the Secretary shall apply the formula
2 under section 302 of such Act with the need component
3 based on single-race census data and with the need compo-
4 nent based on multi-race census data, and the amount of
5 the allocation for each Indian tribe shall be the greater
6 of the two resulting allocation amounts: *Provided further*,
7 That of the amounts made available under this heading,
8 \$3,500,000 shall be contracted for assistance for national
9 or regional organizations representing Native American
10 housing interests for providing training and technical as-
11 sistance to Indian housing authorities and tribally des-
12 igned housing entities as authorized under NAHASDA:
13 *Provided further*, That of the funds made available under
14 the previous proviso, not less than \$2,000,000 shall be
15 made available for a national organization as authorized
16 under section 703 of NAHASDA (25 U.S.C. 4212): *Pro-*
17 *vided further*, That of the amounts made available under
18 this heading, \$3,500,000 shall be to support the inspection
19 of Indian housing units, contract expertise, training, and
20 technical assistance related to funding provided under this
21 heading and other headings under this Act for the needs
22 of Native American families and Indian country: *Provided*
23 *further*, That of the amount provided under this heading,
24 \$2,000,000 shall be made available for the cost of guaran-
25 teed notes and other obligations, as authorized by title VI

1 of NAHASDA: *Provided further*, That such costs, includ-
2 ing the costs of modifying such notes and other obliga-
3 tions, shall be as defined in section 502 of the Congres-
4 sional Budget Act of 1974, as amended: *Provided further*,
5 That these funds are available to subsidize the total prin-
6 cipal amount of any notes and other obligations, any part
7 of which is to be guaranteed, not to exceed \$17,857,142:
8 *Provided further*, That the Department will notify grantees
9 of their formula allocation within 60 days of the date of
10 enactment of this Act: *Provided further*, That notwith-
11 standing section 302(d) of NAHASDA, if on the date of
12 enactment of this Act, a recipient's total amount of
13 undisbursed block grant funds in the Department's line
14 of credit control system is greater than the sum of its prior
15 3 years' initial formula allocation calculations, the Sec-
16 retary shall adjust that recipient's formula allocation that
17 it would otherwise receive down by the difference between
18 its total amount of undisbursed block grant funds in the
19 Department's line of credit control system on the date of
20 enactment of this Act, and the sum of its prior 3 years'
21 initial formula allocation calculations: *Provided further*,
22 That grant amounts not allocated to a recipient pursuant
23 to the previous proviso shall be allocated under the need
24 component of the formula proportionately among all other
25 Indian tribes not subject to an adjustment under such pro-

1 viso: *Provided further*, That the second proviso shall not
2 apply to any Indian tribe that would otherwise receive a
3 formula allocation of less than \$5,000,000: *Provided fur-*
4 *ther*, That to take effect, the three previous provisos do
5 not require issuance or amendment of any regulation, shall
6 not be subject to a formula challenge by an Indian tribe,
7 and shall not be construed to confer hearing rights under
8 any section of NAHASDA or its implementing regula-
9 tions.

10 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

11 ACCOUNT

12 For the cost of guaranteed loans, as authorized by
13 section 184 of the Housing and Community Development
14 Act of 1992 (12 U.S.C. 1715z-13a), \$5,500,000, to re-
15 main available until expended: *Provided*, That such costs,
16 including the costs of modifying such loans, shall be as
17 defined in section 502 of the Congressional Budget Act
18 of 1974: *Provided further*, That these funds are available
19 to subsidize total loan principal, any part of which is to
20 be guaranteed, up to \$1,341,463,415, to remain available
21 until expended: *Provided further*, That up to \$750,000 of
22 this amount may be for administrative contract expenses
23 including management processes and systems to carry out
24 the loan guarantee program: *Provided further*, That an ad-
25 ditional \$1,727,000 shall be available until expended for

1 such costs of guaranteed loans authorized under such sec-
2 tion 184 issued to tribes and Indian housing authorities
3 for the construction of rental housing for law enforcement,
4 healthcare, educational, technical and other skilled work-
5 ers: *Provided further*, That the funds specified in the pre-
6 vious proviso are available to subsidize total loan principal,
7 any part of which is to be guaranteed, up to \$421,219,512
8 to remain available until expended: *Provided further*, That
9 the Secretary may specify any additional program require-
10 ments with respect to the previous two provisos through
11 publication of a Mortgagee Letter or Notice.

12 NATIVE HAWAIIAN HOUSING BLOCK GRANT

13 For the Native Hawaiian Housing Block Grant pro-
14 gram, as authorized under title VIII of the Native Amer-
15 ican Housing Assistance and Self-Determination Act of
16 1996 (25 U.S.C. 4111 et seq.), \$2,000,000, to remain
17 available until September 30, 2021.

18 COMMUNITY PLANNING AND DEVELOPMENT

19 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

20 For carrying out the Housing Opportunities for Per-
21 sons with AIDS program, as authorized by the AIDS
22 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
23 \$356,000,000, to remain available until September 30,
24 2018, except that amounts allocated pursuant to section
25 854(c)(5) of such Act shall remain available until Sep-

1 tember 30, 2019: *Provided*, That the Secretary shall renew
2 all expiring contracts for permanent supportive housing
3 that initially were funded under section 854(c)(5) of such
4 Act from funds made available under this heading in fiscal
5 year 2010 and prior fiscal years that meet all program
6 requirements before awarding funds for new contracts
7 under such section: *Provided further*, That the Depart-
8 ment shall notify grantees of their formula allocation with-
9 in 60 days of enactment of this Act.

10 COMMUNITY DEVELOPMENT FUND

11 For assistance to units of State and local govern-
12 ment, and to other entities, for economic and community
13 development activities, and for other purposes,
14 \$3,060,000,000, to remain available until September 30,
15 2019, unless otherwise specified: *Provided*, That of the
16 total amount provided, \$3,000,000,000 is for carrying out
17 the community development block grant program under
18 title I of the Housing and Community Development Act
19 of 1974, as amended (“the Act” herein) (42 U.S.C. 5301
20 et seq.): *Provided further*, That unless explicitly provided
21 for under this heading, not to exceed 20 percent of any
22 grant made with funds appropriated under this heading
23 shall be expended for planning and management develop-
24 ment and administration: *Provided further*, That a metro-
25 politan city, urban county, unit of general local govern-

1 ment, or Indian tribe, or insular area that directly or indi-
2 rectly receives funds under this heading may not sell,
3 trade, or otherwise transfer all or any portion of such
4 funds to another such entity in exchange for any other
5 funds, credits or non-Federal considerations, but must use
6 such funds for activities eligible under title I of the Act:
7 *Provided further*, That notwithstanding section 105(e)(1)
8 of the Act, no funds provided under this heading may be
9 provided to a for-profit entity for an economic develop-
10 ment project under section 105(a)(17) unless such project
11 has been evaluated and selected in accordance with guide-
12 lines required under subparagraph (e)(2): *Provided fur-*
13 *ther*, That the Department shall notify grantees of their
14 formula allocation within 60 days of enactment of this Act:
15 *Provided further*, That of the total amount provided under
16 this heading \$60,000,000 shall be for grants to Indian
17 tribes notwithstanding section 106(a)(1) of such Act, of
18 which, notwithstanding any other provision of law (includ-
19 ing section 204 of this Act), up to \$4,000,000 may be
20 used for emergencies that constitute imminent threats to
21 health and safety.

22 COMMUNITY DEVELOPMENT LOAN GUARANTEES

23 PROGRAM ACCOUNT

24 Subject to section 502 of the Congressional Budget
25 Act of 1974, during fiscal year 2017, commitments to

1 guarantee loans under section 108 of the Housing and
2 Community Development Act of 1974 (42 U.S.C. 5308),
3 any part of which is guaranteed, shall not exceed a total
4 principal amount of \$300,000,000, notwithstanding any
5 aggregate limitation on outstanding obligations guaran-
6 teed in subsection (k) of such section 108: *Provided*, That
7 the Secretary shall collect fees from borrowers, notwith-
8 standing subsection (m) of such section 108, to result in
9 a credit subsidy cost of zero for guaranteeing such loans,
10 and any such fees shall be collected in accordance with
11 section 502(7) of the Congressional Budget Act of 1974.

12 HOME INVESTMENT PARTNERSHIPS PROGRAM

13 For the HOME Investment Partnerships program, as
14 authorized under title II of the Cranston-Gonzalez Na-
15 tional Affordable Housing Act, as amended,
16 \$950,000,000, to remain available until September 30,
17 2020: *Provided*, That notwithstanding the amount made
18 available under this heading, the threshold reduction re-
19 quirements in sections 216(10) and 217(b)(4) of such Act
20 shall not apply to allocations of such amount: *Provided*
21 *further*, That the requirements under provisos 2 through
22 6 under this heading for fiscal year 2012 and such re-
23 quirements applicable pursuant to the “Full-Year Con-
24 tinuing Appropriations Act, 2013”, shall not apply to any
25 project to which funds were committed on or after August

1 23, 2013, but such projects shall instead be governed by
2 the Final Rule titled “Home Investment Partnerships
3 Program; Improving Performance and Accountability; Up-
4 dating Property Standards” which became effective on
5 such date: *Provided further*, That the Department shall
6 notify grantees of their formula allocation within 60 days
7 of enactment of this Act.

8 SELF-HELP AND ASSISTED HOMEOWNERSHIP

9 OPPORTUNITY PROGRAM

10 For the Self-Help and Assisted Homeownership Op-
11 portunity Program, as authorized under section 11 of the
12 Housing Opportunity Program Extension Act of 1996, as
13 amended, \$50,000,000, to remain available until Sep-
14 tember 30, 2019: *Provided*, That of the total amount pro-
15 vided under this heading, \$10,000,000 shall be made
16 available to the Self-Help and Assisted Homeownership
17 Opportunity Program as authorized under section 11 of
18 the Housing Opportunity Program Extension Act of 1996,
19 as amended: *Provided further*, That of the total amount
20 provided under this heading, \$35,000,000 shall be made
21 available for the second, third, and fourth capacity build-
22 ing activities authorized under section 4(a) of the HUD
23 Demonstration Act of 1993 (42 U.S.C. 9816 note), of
24 which not less than \$5,000,000 shall be made available
25 for rural capacity building activities: *Provided further*,

1 That of the total amount provided under this heading,
2 \$5,000,000 shall be made available for capacity building
3 by national rural housing organizations with experience
4 assessing national rural conditions and providing financ-
5 ing, training, technical assistance, information, and re-
6 search to local nonprofits, local governments and Indian
7 Tribes serving high need rural communities: *Provided fur-*
8 *ther*, That an additional \$4,000,000, to remain available
9 until expended, shall be for a program to rehabilitate and
10 modify homes of disabled or low-income veterans as au-
11 thorized under section 1079 of Public Law 113–291.

12 HOMELESS ASSISTANCE GRANTS

13 For the Emergency Solutions Grants program as au-
14 thorized under subtitle B of title IV of the McKinney-
15 Vento Homeless Assistance Act, as amended; the Con-
16 tinuum of Care program as authorized under subtitle C
17 of title IV of such Act; and the Rural Housing Stability
18 Assistance program as authorized under subtitle D of title
19 IV of such Act, \$2,383,000,000, to remain available until
20 September 30, 2019: *Provided*, That any rental assistance
21 amounts that are recaptured under such Continuum of
22 Care program shall remain available until expended: *Pro-*
23 *vided further*, That not less than \$310,000,000 of the
24 funds appropriated under this heading shall be available
25 for such Emergency Solutions Grants program, of which,

1 \$40,000,000 shall be made available, as determined by the
2 Secretary, for grants for rapid re-housing or other critical
3 activities in order to assist communities that lost signifi-
4 cant capacity after January 1, 2016 to serve persons expe-
5 riencing homelessness: *Provided further*, That not less
6 than \$2,018,000,000 of the funds appropriated under this
7 heading shall be available for such Continuum of Care and
8 Rural Housing Stability Assistance programs: *Provided*
9 *further*, That up to \$12,000,000 of the funds appropriated
10 under this heading shall be available for the national
11 homeless data analysis project: *Provided further*, That all
12 funds awarded for supportive services under the Con-
13 tinuum of Care program and the Rural Housing Stability
14 Assistance program shall be matched by not less than 25
15 percent in cash or in kind by each grantee: *Provided fur-*
16 *ther*, That for all match requirements applicable to funds
17 made available under this heading for this fiscal year and
18 prior years, a grantee may use (or could have used) as
19 a source of match funds other funds administered by the
20 Secretary and other Federal agencies unless there is (or
21 was) a specific statutory prohibition on any such use of
22 any such funds: *Provided further*, That the Secretary shall
23 collect system performance measures for each continuum
24 of care, and that relative to fiscal year 2015, under the
25 Continuum of Care competition with respect to funds

1 made available under this heading, the Secretary shall
2 base an increasing share of the score on performance cri-
3 teria: *Provided further*, That none of the funds provided
4 under this heading shall be available to provide funding
5 for new projects, except for projects created through re-
6 allocation, unless the Secretary determines that the con-
7 tinuum of care has demonstrated that projects are evalu-
8 ated and ranked based on the degree to which they im-
9 prove the continuum of care's system performance: *Pro-*
10 *vided further*, That the Secretary shall prioritize funding
11 under the Continuum of Care program to continuums of
12 care that have demonstrated a capacity to reallocate fund-
13 ing from lower performing projects to higher performing
14 projects: *Provided further*, That all awards of assistance
15 under this heading shall be required to coordinate and in-
16 tegrate homeless programs with other mainstream health,
17 social services, and employment programs for which home-
18 less populations may be eligible: *Provided further*, That
19 any unobligated amounts remaining from funds appro-
20 priated under this heading in fiscal year 2012 and prior
21 years for project-based rental assistance for rehabilitation
22 projects with 10-year grant terms may be used for pur-
23 poses under this heading, notwithstanding the purposes
24 for which such funds were appropriated: *Provided further*,
25 That all balances for Shelter Plus Care renewals pre-

1 viously funded from the Shelter Plus Care Renewal ac-
2 count and transferred to this account shall be available,
3 if recaptured, for Continuum of Care renewals in fiscal
4 year 2017: *Provided further*, That the Department shall
5 notify grantees of their formula allocation from amounts
6 allocated (which may represent initial or final amounts al-
7 located) for the Emergency Solutions Grant program with-
8 in 60 days of enactment of this Act: *Provided further*, That
9 up to \$43,000,000 of the funds appropriated under this
10 heading shall be to implement projects to demonstrate how
11 a comprehensive approach to serving homeless youth, age
12 24 and under, in up to 11 communities, including at least
13 five rural communities, can dramatically reduce youth
14 homelessness: *Provided further*, That such projects shall
15 be eligible for renewal under the continuum of care pro-
16 gram subject to the same terms and conditions as other
17 renewal applicants: *Provided further*, That youth aged 24
18 and under seeking assistance under this heading shall not
19 be required to provide third party documentation to estab-
20 lish their eligibility under 42 U.S.C. 11302(a) or (b) to
21 receive services: *Provided further*, That unaccompanied
22 youth aged 24 and under or families headed by youth aged
23 24 and under who are living in unsafe situations may be
24 served by youth-serving providers funded under this head-
25 ing.

1 HOUSING PROGRAMS

2 PROJECT-BASED RENTAL ASSISTANCE

3 For activities and assistance for the provision of
4 project-based subsidy contracts under the United States
5 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the
6 Act”), not otherwise provided for, \$10,416,000,000, to re-
7 main available until expended, shall be available on Octo-
8 ber 1, 2016 (in addition to the \$400,000,000 previously
9 appropriated under this heading that became available Oc-
10 tober 1, 2016), and \$400,000,000, to remain available
11 until expended, shall be available on October 1, 2017: *Pro-*
12 *vided*, That the amounts made available under this head-
13 ing shall be available for expiring or terminating section
14 8 project-based subsidy contracts (including section 8
15 moderate rehabilitation contracts), for amendments to sec-
16 tion 8 project-based subsidy contracts (including section
17 8 moderate rehabilitation contracts), for contracts entered
18 into pursuant to section 441 of the McKinney-Vento
19 Homeless Assistance Act (42 U.S.C. 11401), for renewal
20 of section 8 contracts for units in projects that are subject
21 to approved plans of action under the Emergency Low In-
22 come Housing Preservation Act of 1987 or the Low-In-
23 come Housing Preservation and Resident Homeownership
24 Act of 1990, and for administrative and other expenses
25 associated with project-based activities and assistance

1 funded under this paragraph: *Provided further*, That of
2 the total amounts provided under this heading, not to ex-
3 ceed \$235,000,000 shall be available for performance-
4 based contract administrators for section 8 project-based
5 assistance, for carrying out 42 U.S.C. 1437(f): *Provided*
6 *further*, That the Secretary of Housing and Urban Devel-
7 opment may also use such amounts in the previous proviso
8 for performance-based contract administrators for the ad-
9 ministration of: interest reduction payments pursuant to
10 section 236(a) of the National Housing Act (12 U.S.C.
11 1715z-1(a)); rent supplement payments pursuant to sec-
12 tion 101 of the Housing and Urban Development Act of
13 1965 (12 U.S.C. 1701s); section 236(f)(2) rental assist-
14 ance payments (12 U.S.C. 1715z-1(f)(2)); project rental
15 assistance contracts for the elderly under section
16 202(c)(2) of the Housing Act of 1959 (12 U.S.C. 1701q);
17 project rental assistance contracts for supportive housing
18 for persons with disabilities under section 811(d)(2) of the
19 Cranston-Gonzalez National Affordable Housing Act (42
20 U.S.C. 8013(d)(2)); project assistance contracts pursuant
21 to section 202(h) of the Housing Act of 1959 (Public Law
22 86-372; 73 Stat. 667); and loans under section 202 of
23 the Housing Act of 1959 (Public Law 86-372; 73 Stat.
24 667): *Provided further*, That amounts recaptured under
25 this heading, the heading “Annual Contributions for As-

1 sisted Housing”, or the heading “Housing Certificate
2 Fund”, may be used for renewals of or amendments to
3 section 8 project-based contracts or for performance-based
4 contract administrators, notwithstanding the purposes for
5 which such amounts were appropriated: *Provided further*,
6 That, notwithstanding any other provision of law, upon
7 the request of the Secretary of Housing and Urban Devel-
8 opment, project funds that are held in residual receipts
9 accounts for any project subject to a section 8 project-
10 based Housing Assistance Payments contract that author-
11 izes HUD or a Housing Finance Agency to require that
12 surplus project funds be deposited in an interest-bearing
13 residual receipts account and that are in excess of an
14 amount to be determined by the Secretary, shall be remit-
15 ted to the Department and deposited in this account, to
16 be available until expended: *Provided further*, That
17 amounts deposited pursuant to the previous proviso shall
18 be available in addition to the amount otherwise provided
19 by this heading for uses authorized under this heading.

20 HOUSING FOR THE ELDERLY

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

1 ments to contracts for such assistance and renewal of ex-
2 piring contracts for such assistance for up to a 1-year
3 term, and for senior preservation rental assistance con-
4 tracts, including renewals, as authorized by section 811(e)
5 of the American Housing and Economic Opportunity Act
6 of 2000, as amended, and for supportive services associ-
7 ated with the housing, \$502,400,000 to remain available
8 until September 30, 2020, of which \$10,000,000 shall be
9 for capital advance and project-based rental assistance
10 awards or for incremental senior preservation rental as-
11 sistance contracts: *Provided*, That amounts for project
12 rental assistance contracts are to remain available for the
13 liquidation of valid obligations for 10 years following the
14 date of such obligation: *Provided further*, That of the
15 amount provided under this heading, up to \$75,000,000
16 shall be for service coordinators and the continuation of
17 existing congregate service grants for residents of assisted
18 housing projects: *Provided further*, That amounts under
19 this heading shall be available for Real Estate Assessment
20 Center inspections and inspection-related activities associ-
21 ated with section 202 projects: *Provided further*, That the
22 Secretary may waive the provisions of section 202 gov-
23 erning the terms and conditions of project rental assist-
24 ance, except that the initial contract term for such assist-
25 ance shall not exceed 5 years in duration: *Provided further*,

1 That upon request of the Secretary of Housing and Urban
2 Development, project funds that are held in residual re-
3 ceipts accounts for any project subject to a section 202
4 project rental assistance contract, and that upon termi-
5 nation of such contract are in excess of an amount to be
6 determined by the Secretary, shall be remitted to the De-
7 partment and deposited in this account, to be available
8 until September 30, 2020: *Provided further*, That amounts
9 deposited in this account pursuant to the previous proviso
10 shall be available, in addition to the amounts otherwise
11 provided by this heading, for amendments and renewals:
12 *Provided further*, That unobligated balances, including re-
13 captures and carryover, remaining from funds transferred
14 to or appropriated under this heading shall be available
15 for amendments and renewals notwithstanding the pur-
16 poses for which such funds originally were appropriated.

17 HOUSING FOR PERSONS WITH DISABILITIES

18 For amendments to capital advance contracts for
19 supportive housing for persons with disabilities, as author-
20 ized by section 811 of the Cranston-Gonzalez National Af-
21 fordable Housing Act (42 U.S.C. 8013), for project rental
22 assistance for supportive housing for persons with disabil-
23 ities under section 811(d)(2) of such Act and for project
24 assistance contracts pursuant to section 202(h) of the
25 Housing Act of 1959 (Public Law 86-372; 73 Stat. 667),

1 including amendments to contracts for such assistance
2 and renewal of expiring contracts for such assistance for
3 up to a 1-year term, for project rental assistance to State
4 housing finance agencies and other appropriate entities as
5 authorized under section 811(b)(3) of the Cranston-Gon-
6 zalez National Housing Act, and for supportive services
7 associated with the housing for persons with disabilities
8 as authorized by section 811(b)(1) of such Act,
9 \$146,200,000, to remain available until September 30,
10 2020: *Provided*, That amounts made available under this
11 heading shall be available for Real Estate Assessment
12 Center inspections and inspection-related activities associ-
13 ated with section 811 projects: *Provided further*, That, in
14 this fiscal year, upon the request of the Secretary of Hous-
15 ing and Urban Development, project funds that are held
16 in residual receipts accounts for any project subject to a
17 section 811 project rental assistance contract and that
18 upon termination of such contract are in excess of an
19 amount to be determined by the Secretary shall be remit-
20 ted to the Department and deposited in this account, to
21 be available until September 30, 2020: *Provided further*,
22 That amounts deposited in this account pursuant to the
23 previous proviso shall be available in addition to the
24 amounts otherwise provided by this heading for amend-
25 ments and renewals: *Provided further*, That unobligated

1 balances, including recaptures and carryover, remaining
2 from funds transferred to or appropriated under this
3 heading shall be used for amendments and renewals not-
4 withstanding the purposes for which such funds originally
5 were appropriated.

6 HOUSING COUNSELING ASSISTANCE

7 For contracts, grants, and other assistance excluding
8 loans, as authorized under section 106 of the Housing and
9 Urban Development Act of 1968, as amended,
10 \$55,000,000, to remain available until September 30,
11 2018, including up to \$4,500,000 for administrative con-
12 tract services: *Provided*, That grants made available from
13 amounts provided under this heading shall be awarded
14 within 180 days of enactment of this Act: *Provided further*,
15 That funds shall be used for providing counseling and ad-
16 vice to tenants and homeowners, both current and pro-
17 spective, with respect to property maintenance, financial
18 management/literacy, and such other matters as may be
19 appropriate to assist them in improving their housing con-
20 ditions, meeting their financial needs, and fulfilling the re-
21 sponsibilities of tenancy or homeownership; for program
22 administration; and for housing counselor training: *Pro-*
23 *vided further*, That for purposes of providing such grants
24 from amounts provided under this heading, the Secretary

1 may enter into multiyear agreements as appropriate, sub-
2 ject to the availability of annual appropriations.

3 RENTAL HOUSING ASSISTANCE

4 For amendments to contracts under section 101 of
5 the Housing and Urban Development Act of 1965 (12
6 U.S.C. 1701s) and section 236(f)(2) of the National
7 Housing Act (12 U.S.C. 1715z-1) in State-aided, non-
8 insured rental housing projects, \$20,000,000, to remain
9 available until expended: *Provided*, That such amount, to-
10 gether with unobligated balances from recaptured
11 amounts appropriated prior to fiscal year 2006 from ter-
12 minated contracts under such sections of law, and any un-
13 obligated balances, including recaptures and carryover, re-
14 maining from funds appropriated under this heading after
15 fiscal year 2005, shall also be available for extensions of
16 up to one year for expiring contracts under such sections
17 of law.

18 PAYMENT TO MANUFACTURED HOUSING FEES TRUST

19 FUND

20 For necessary expenses as authorized by the National
21 Manufactured Housing Construction and Safety Stand-
22 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to
23 \$10,500,000, to remain available until expended, of which
24 \$10,500,000 is to be derived from the Manufactured
25 Housing Fees Trust Fund: *Provided*, That not to exceed

1 the total amount appropriated under this heading shall be
2 available from the general fund of the Treasury to the ex-
3 tent necessary to incur obligations and make expenditures
4 pending the receipt of collections to the Fund pursuant
5 to section 620 of such Act: *Provided further*, That the
6 amount made available under this heading from the gen-
7 eral fund shall be reduced as such collections are received
8 during fiscal year 2017 so as to result in a final fiscal
9 year 2017 appropriation from the general fund estimated
10 at zero, and fees pursuant to such section 620 shall be
11 modified as necessary to ensure such a final fiscal year
12 2017 appropriation: *Provided further*, That for the dispute
13 resolution and installation programs, the Secretary of
14 Housing and Urban Development may assess and collect
15 fees from any program participant: *Provided further*, That
16 such collections shall be deposited into the Fund, and the
17 Secretary, as provided herein, may use such collections,
18 as well as fees collected under section 620, for necessary
19 expenses of such Act: *Provided further*, That, notwith-
20 standing the requirements of section 620 of such Act, the
21 Secretary may carry out responsibilities of the Secretary
22 under such Act through the use of approved service pro-
23 viders that are paid directly by the recipients of their serv-
24 ices.

1 FEDERAL HOUSING ADMINISTRATION

2 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

3 New commitments to guarantee single family loans
4 insured under the Mutual Mortgage Insurance Fund shall
5 not exceed \$400,000,000,000, to remain available until
6 September 30, 2018: *Provided*, That during fiscal year
7 2017, obligations to make direct loans to carry out the
8 purposes of section 204(g) of the National Housing Act,
9 as amended, shall not exceed \$5,000,000: *Provided fur-*
10 *ther*, That the foregoing amount in the previous proviso
11 shall be for loans to nonprofit and governmental entities
12 in connection with sales of single family real properties
13 owned by the Secretary and formerly insured under the
14 Mutual Mortgage Insurance Fund: *Provided further*, That
15 for administrative contract expenses of the Federal Hous-
16 ing Administration, \$130,000,000, to remain available
17 until September 30, 2018: *Provided further*, That to the
18 extent guaranteed loan commitments exceed
19 \$200,000,000,000 on or before April 1, 2017, an addi-
20 tional \$1,400 for administrative contract expenses shall be
21 available for each \$1,000,000 in additional guaranteed
22 loan commitments (including a pro rata amount for any
23 amount below \$1,000,000), but in no case shall funds
24 made available by this proviso exceed \$30,000,000.

1 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

2 New commitments to guarantee loans insured under
3 the General and Special Risk Insurance Funds, as author-
4 ized by sections 238 and 519 of the National Housing Act
5 (12 U.S.C. 1715z-3 and 1735c), shall not exceed
6 \$30,000,000,000 in total loan principal, any part of which
7 is to be guaranteed, to remain available until September
8 30, 2018: *Provided*, That during fiscal year 2017, gross
9 obligations for the principal amount of direct loans, as au-
10 thorized by sections 204(g), 207(l), 238, and 519(a) of
11 the National Housing Act, shall not exceed \$5,000,000,
12 which shall be for loans to nonprofit and governmental en-
13 tities in connection with the sale of single family real prop-
14 erties owned by the Secretary and formerly insured under
15 such Act.

16 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

17 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN

18 GUARANTEE PROGRAM ACCOUNT

19 New commitments to issue guarantees to carry out
20 the purposes of section 306 of the National Housing Act,
21 as amended (12 U.S.C. 1721(g)), shall not exceed
22 \$500,000,000,000, to remain available until September
23 30, 2018: *Provided*, That \$23,000,000 shall be available
24 for necessary salaries and expenses of the Office of Gov-
25 ernment National Mortgage Association: *Provided further*,

1 That to the extent that guaranteed loan commitments ex-
2 ceed \$155,000,000,000 on or before April 1, 2017, an ad-
3 ditional \$100 for necessary salaries and expenses shall be
4 available until expended for each \$1,000,000 in additional
5 guaranteed loan commitments (including a pro rata
6 amount for any amount below \$1,000,000), but in no case
7 shall funds made available by this proviso exceed
8 \$3,000,000: *Provided further*, That receipts from Commit-
9 ment and Multiclass fees collected pursuant to title III of
10 the National Housing Act, as amended, shall be credited
11 as offsetting collections to this account.

12 POLICY DEVELOPMENT AND RESEARCH

13 RESEARCH AND TECHNOLOGY

14 For contracts, grants, and necessary expenses of pro-
15 grams of research and studies relating to housing and
16 urban problems, not otherwise provided for, as authorized
17 by title V of the Housing and Urban Development Act
18 of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying
19 out the functions of the Secretary of Housing and Urban
20 Development under section 1(a)(1)(i) of Reorganization
21 Plan No. 2 of 1968, and for technical assistance,
22 \$89,000,000, to remain available until September 30,
23 2018: *Provided*, That with respect to amounts made avail-
24 able under this heading, notwithstanding section 204 of
25 this title, the Secretary may enter into cooperative agree-

1 ments funded with philanthropic entities, other Federal
2 agencies, or State or local governments and their agencies
3 for research projects: *Provided further*, That with respect
4 to the previous proviso, such partners to the cooperative
5 agreements must contribute at least a 50 percent match
6 toward the cost of the project: *Provided further*, That for
7 non-competitive agreements entered into in accordance
8 with the previous two provisos, the Secretary of Housing
9 and Urban Development shall comply with section 2(b) of
10 the Federal Funding Accountability and Transparency
11 Act of 2006 (Public Law 109–282, 31 U.S.C. note) in lieu
12 of compliance with section 102(a)(4)(C) with respect to
13 documentation of award decisions: *Provided further*, That
14 prior to obligation of technical assistance funding, the Sec-
15 retary shall submit a plan, for approval, to the House and
16 Senate Committees on Appropriations on how it will allo-
17 cate funding for this activity.

18 FAIR HOUSING AND EQUAL OPPORTUNITY

19 FAIR HOUSING ACTIVITIES

20 For contracts, grants, and other assistance, not oth-
21 erwise provided for, as authorized by title VIII of the Civil
22 Rights Act of 1968, as amended by the Fair Housing
23 Amendments Act of 1988, and section 561 of the Housing
24 and Community Development Act of 1987, as amended,
25 \$65,300,000, to remain available until September 30,

1 2018: *Provided*, That notwithstanding 31 U.S.C. 3302,
2 the Secretary may assess and collect fees to cover the costs
3 of the Fair Housing Training Academy, and may use such
4 funds to provide such training: *Provided further*, That no
5 funds made available under this heading shall be used to
6 lobby the executive or legislative branches of the Federal
7 Government in connection with a specific contract, grant,
8 or loan: *Provided further*, That of the funds made available
9 under this heading, \$300,000 shall be available to the Sec-
10 retary of Housing and Urban Development for the cre-
11 ation and promotion of translated materials and other pro-
12 grams that support the assistance of persons with limited
13 English proficiency in utilizing the services provided by
14 the Department of Housing and Urban Development.

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

18 For the Lead Hazard Reduction Program, as author-
19 ized by section 1011 of the Residential Lead-Based Paint
20 Hazard Reduction Act of 1992, \$145,000,000, to remain
21 available until September 30, 2018, of which \$30,000,000
22 shall be for the Healthy Homes Initiative, pursuant to sec-
23 tions 501 and 502 of the Housing and Urban Develop-
24 ment Act of 1970, that shall include research, studies,
25 testing, and demonstration efforts, including education

1 and outreach concerning lead-based paint poisoning and
2 other housing-related diseases and hazards: *Provided*,
3 That for purposes of environmental review, pursuant to
4 the National Environmental Policy Act of 1969 (42 U.S.C.
5 4321 et seq.) and other provisions of the law that further
6 the purposes of such Act, a grant under the Healthy
7 Homes Initiative, or the Lead Technical Studies program
8 under this heading or under prior appropriations Acts for
9 such purposes under this heading, shall be considered to
10 be funds for a special project for purposes of section
11 305(c) of the Multifamily Housing Property Disposition
12 Reform Act of 1994: *Provided further*, That of the total
13 amount made available under this heading, \$55,000,000
14 shall be made available on a competitive basis for areas
15 with the highest lead-based paint abatement needs: *Pro-*
16 *vided further*, That each recipient of funds provided under
17 the previous proviso shall contribute an amount not less
18 than 25 percent of the total: *Provided further*, That each
19 applicant shall certify adequate capacity that is acceptable
20 to the Secretary to carry out the proposed use of funds
21 pursuant to a notice of funding availability: *Provided fur-*
22 *ther*, That amounts made available under this heading in
23 this or prior appropriations Acts, and that still remain
24 available, may be used for any purpose under this heading
25 notwithstanding the purpose for which such amounts were

1 appropriated if a program competition is undersubscribed
2 and there are other program competitions under this head-
3 ing that are oversubscribed.

4 INFORMATION TECHNOLOGY FUND

5 For the development of, modifications to, and infra-
6 structure for Department-wide and program-specific infor-
7 mation technology systems, for the continuing operation
8 and maintenance of both Department-wide and program-
9 specific information systems, and for program-related
10 maintenance activities, \$257,000,000, of which
11 \$250,000,000 shall remain available until September 30,
12 2018, and of which \$7,000,000 shall remain available
13 until September 30, 2019: *Provided*, That any amounts
14 transferred to this Fund under this Act shall remain avail-
15 able until expended: *Provided further*, That any amounts
16 transferred to this Fund from amounts appropriated by
17 previously enacted appropriations Acts may be used for
18 the purposes specified under this Fund, in addition to any
19 other information technology purposes for which such
20 amounts were appropriated: *Provided further*, That not
21 more than 10 percent of the funds made available under
22 this heading for development, modernization and enhance-
23 ment may be obligated until the Secretary submits to the
24 House and Senate Committees on Appropriations, for ap-
25 proval, a plan for expenditure that—(A) identifies for each

1 modernization project: (i) the functional and performance
2 capabilities to be delivered and the mission benefits to be
3 realized, (ii) the estimated life-cycle cost, and (iii) key
4 milestones to be met; and (B) demonstrates that each
5 modernization project is: (i) compliant with the depart-
6 ment's enterprise architecture, (ii) being managed in ac-
7 cordance with applicable life-cycle management policies
8 and guidance, (iii) subject to the department's capital
9 planning and investment control requirements, and (iv)
10 supported by an adequately staffed project office.

11 OFFICE OF INSPECTOR GENERAL

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

17 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND

18 URBAN DEVELOPMENT

19 (INCLUDING TRANSFER OF FUNDS)

20 (INCLUDING RESCISSION)

21 SEC. 201. Fifty percent of the amounts of budget au-
22 thority, or in lieu thereof 50 percent of the cash amounts
23 associated with such budget authority, that are recaptured
24 from projects described in section 1012(a) of the Stewart
25 B. McKinney Homeless Assistance Amendments Act of

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

14 SEC. 202. None of the amounts made available under
15 this Act may be used during fiscal year 2017 to investigate
16 or prosecute under the Fair Housing Act any otherwise
17 lawful activity engaged in by one or more persons, includ-
18 ing the filing or maintaining of a nonfrivolous legal action,
19 that is engaged in solely for the purpose of achieving or
20 preventing action by a Government official or entity, or
21 a court of competent jurisdiction.

22 SEC. 203. Subsection (c) of section 854 of the AIDS
23 Housing Opportunity Act (42 U.S.C. 12903(c)) is amend-
24 ed—

1 (1) in subclause (I) of paragraph (2)(A), by re-
2 designating the subclause as clause “(i)”; and

3 (2) in subparagraph (D) of paragraph (2), to
4 read as follows:

5 “(D) ADJUSTMENT TO GRANTS.—For each
6 of fiscal years 2017, 2018, 2019, 2020, and
7 2021, with respect to a grantee that received an
8 allocation in the prior fiscal year, the Secretary
9 shall ensure that the grantee’s share of total
10 formula funds available for allocation does not
11 decrease more than 5 percent nor gain more
12 than 10 percent of the share of the total avail-
13 able formula funds that the grantee received in
14 the preceding fiscal year.”.

15 SEC. 204. Except as explicitly provided in law, any
16 grant, cooperative agreement or other assistance made
17 pursuant to title II of this Act shall be made on a competi-
18 tive basis and in accordance with section 102 of the De-
19 partment of Housing and Urban Development Reform Act
20 of 1989 (42 U.S.C. 3545).

21 SEC. 205. Funds of the Department of Housing and
22 Urban Development subject to the Government Corpora-
23 tion Control Act or section 402 of the Housing Act of
24 1950 shall be available, without regard to the limitations
25 on administrative expenses, for legal services on a contract

1 or fee basis, and for utilizing and making payment for
2 services and facilities of the Federal National Mortgage
3 Association, Government National Mortgage Association,
4 Federal Home Loan Mortgage Corporation, Federal Fi-
5 nancing Bank, Federal Reserve banks or any member
6 thereof, Federal Home Loan banks, and any insured bank
7 within the meaning of the Federal Deposit Insurance Cor-
8 poration Act, as amended (12 U.S.C. 1811–1).

9 SEC. 206. Unless otherwise provided for in this Act
10 or through a reprogramming of funds, no part of any ap-
11 propriation for the Department of Housing and Urban
12 Development shall be available for any program, project
13 or activity in excess of amounts set forth in the budget
14 estimates submitted to Congress.

15 SEC. 207. Corporations and agencies of the Depart-
16 ment of Housing and Urban Development which are sub-
17 ject to the Government Corporation Control Act are here-
18 by authorized to make such expenditures, within the limits
19 of funds and borrowing authority available to each such
20 corporation or agency and in accordance with law, and to
21 make such contracts and commitments without regard to
22 fiscal year limitations as provided by section 104 of such
23 Act as may be necessary in carrying out the programs set
24 forth in the budget for 2017 for such corporation or agen-
25 cy except as hereinafter provided: *Provided*, That collec-

1 tions of these corporations and agencies may be used for
2 new loan or mortgage purchase commitments only to the
3 extent expressly provided for in this Act (unless such loans
4 are in support of other forms of assistance provided for
5 in this or prior appropriations Acts), except that this pro-
6 viso shall not apply to the mortgage insurance or guaranty
7 operations of these corporations, or where loans or mort-
8 gage purchases are necessary to protect the financial in-
9 terest of the United States Government.

10 SEC. 208. The Secretary of Housing and Urban De-
11 velopment shall provide quarterly reports to the House
12 and Senate Committees on Appropriations regarding all
13 uncommitted, unobligated, recaptured and excess funds in
14 each program and activity within the jurisdiction of the
15 Department and shall submit additional, updated budget
16 information to these Committees upon request.

17 SEC. 209. The President's formal budget request for
18 fiscal year 2018, as well as the Department of Housing
19 and Urban Development's congressional budget justifica-
20 tions to be submitted to the Committees on Appropriations
21 of the House of Representatives and the Senate, shall use
22 the identical account and sub-account structure provided
23 under this Act.

24 SEC. 210. No funds provided under this title may be
25 used for an audit of the Government National Mortgage

1 Association that makes applicable requirements under the
2 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

3 SEC. 211. (a) Notwithstanding any other provision
4 of law, subject to the conditions listed under this section,
5 for fiscal years 2017 and 2018, the Secretary of Housing
6 and Urban Development may authorize the transfer of
7 some or all project-based assistance, debt held or insured
8 by the Secretary and statutorily required low-income and
9 very low-income use restrictions if any, associated with one
10 or more multifamily housing project or projects to another
11 multifamily housing project or projects.

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

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

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

22 (A) For occupied units in the transferring
23 project: The number of low-income and very
24 low-income units and the configuration (i.e.,
25 bedroom size) provided by the transferring

1 project shall be no less than when transferred
2 to the receiving project or projects and the net
3 dollar amount of Federal assistance provided to
4 the transferring project shall remain the same
5 in the receiving project or projects.

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

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

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

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

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

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

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

20 (8) If the transferring project meets the re-
21 quirements of subsection (d)(2), the owner or mort-
22 gator of the receiving project or projects shall exe-
23 cute and record either a continuation of the existing
24 use agreement or a new use agreement for the
25 project where, in either case, any use restrictions in

1 such agreement are of no lesser duration than the
2 existing use restrictions.

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

9 (d) For purposes of this section—

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

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

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

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

24 (C) housing that is assisted under section
25 202 of the Housing Act of 1959, as amended

1 by section 801 of the Cranston-Gonzales Na-
2 tional Affordable Housing Act;

3 (D) housing that is assisted under section
4 202 of the Housing Act of 1959, as such sec-
5 tion existed before the enactment of the Cran-
6 ston-Gonzales National Affordable Housing Act;

7 (E) housing that is assisted under section
8 811 of the Cranston-Gonzales National Afford-
9 able Housing Act; or

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

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

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

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

21 (C) rent supplement payments under sec-
22 tion 101 of the Housing and Urban Develop-
23 ment Act of 1965;

24 (D) interest reduction payments under sec-
25 tion 236 and/or additional assistance payments

1 under section 236(f)(2) of the National Hous-
2 ing Act;

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

5 (F) assistance payments made under sec-
6 tion 811(d)(2) of the Cranston-Gonzalez Na-
7 tional Affordable Housing Act;

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

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

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

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

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

3 SEC. 212. (a) No assistance shall be provided under
4 section 8 of the United States Housing Act of 1937 (42
5 U.S.C. 1437f) to any individual who—

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

10 (2) is under 24 years of age;

11 (3) is not a veteran;

12 (4) is unmarried;

13 (5) does not have a dependent child;

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

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

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

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

12 SEC. 213. The funds made available for Native Alas-
13 kans under the heading “Native American Housing Block
14 Grants” in title II of this Act shall be allocated to the
15 same Native Alaskan housing block grant recipients that
16 received funds in fiscal year 2005.

17 SEC. 214. Notwithstanding the limitation in the first
18 sentence of section 255(g) of the National Housing Act
19 (12 U.S.C. 1715z-20(g)), the Secretary of Housing and
20 Urban Development may, until September 30, 2017, in-
21 sure and enter into commitments to insure mortgages
22 under such section 255.

23 SEC. 215. Notwithstanding any other provision of
24 law, in fiscal year 2017, in managing and disposing of any
25 multifamily property that is owned or has a mortgage held

1 by the Secretary of Housing and Urban Development, and
2 during the process of foreclosure on any property with a
3 contract for rental assistance payments under section 8
4 of the United States Housing Act of 1937 or other Fed-
5 eral programs, the Secretary shall maintain any rental as-
6 sistance payments under section 8 of the United States
7 Housing Act of 1937 and other programs that are at-
8 tached to any dwelling units in the property. To the extent
9 the Secretary determines, in consultation with the tenants
10 and the local government, that such a multifamily prop-
11 erty owned or held by the Secretary is not feasible for con-
12 tinued rental assistance payments under such section 8
13 or other programs, based on consideration of (1) the costs
14 of rehabilitating and operating the property and all avail-
15 able Federal, State, and local resources, including rent ad-
16 justments under section 524 of the Multifamily Assisted
17 Housing Reform and Affordability Act of 1997
18 (“MAHRAA”) and (2) environmental conditions that can-
19 not be remedied in a cost-effective fashion, the Secretary
20 may, in consultation with the tenants of that property,
21 contract for project-based rental assistance payments with
22 an owner or owners of other existing housing properties,
23 or provide other rental assistance. The Secretary shall also
24 take appropriate steps to ensure that project-based con-
25 tracts remain in effect prior to foreclosure, subject to the

1 exercise of contractual abatement remedies to assist relo-
2 cation of tenants for imminent major threats to health and
3 safety after written notice to and informed consent of the
4 affected tenants and use of other available remedies, such
5 as partial abatements or receivership. After disposition of
6 any multifamily property described under this section, the
7 contract and allowable rent levels on such properties shall
8 be subject to the requirements under section 524 of
9 MAHRAA.

10 SEC. 216. The commitment authority funded by fees
11 as provided under the heading “Community Development
12 Loan Guarantees Program Account” may be used to guar-
13 antee, or make commitments to guarantee, notes, or other
14 obligations issued by any State on behalf of non-entitle-
15 ment communities in the State in accordance with the re-
16 quirements of section 108 of the Housing and Community
17 Development Act of 1974: *Provided*, That any State re-
18 ceiving such a guarantee or commitment shall distribute
19 all funds subject to such guarantee to the units of general
20 local government in non-entitlement areas that received
21 the commitment.

22 SEC. 217. Public housing agencies that own and oper-
23 ate 400 or fewer public housing units may elect to be ex-
24 empt from any asset management requirement imposed by
25 the Secretary of Housing and Urban Development in con-

1 nection with the operating fund rule: *Provided*, That an
2 agency seeking a discontinuance of a reduction of subsidy
3 under the operating fund formula shall not be exempt
4 from asset management requirements.

5 SEC. 218. With respect to the use of amounts pro-
6 vided in this Act and in future Acts for the operation, cap-
7 ital improvement and management of public housing as
8 authorized by sections 9(d) and 9(e) of the United States
9 Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the
10 Secretary shall not impose any requirement or guideline
11 relating to asset management that restricts or limits in
12 any way the use of capital funds for central office costs
13 pursuant to section 9(g)(1) or 9(g)(2) of the United States
14 Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Pro-*
15 *vided*, That a public housing agency may not use capital
16 funds authorized under section 9(d) for activities that are
17 eligible under section 9(e) for assistance with amounts
18 from the operating fund in excess of the amounts per-
19 mitted under section 9(g)(1) or 9(g)(2).

20 SEC. 219. No official or employee of the Department
21 of Housing and Urban Development shall be designated
22 as an allotment holder unless the Office of the Chief Fi-
23 nancial Officer has determined that such allotment holder
24 has implemented an adequate system of funds control and
25 has received training in funds control procedures and di-

1 rectives. The Chief Financial Officer shall ensure that
2 there is a trained allotment holder for each HUD sub-
3 office under the accounts “Executive Offices” and “Ad-
4 ministrative Support Offices,” as well as each account re-
5 ceiving appropriations for “Program Office Salaries and
6 Expenses”, “Government National Mortgage Associa-
7 tion—Guarantees of Mortgage-Backed Securities Loan
8 Guarantee Program Account”, and “Office of Inspector
9 General” within the Department of Housing and Urban
10 Development.

11 SEC. 220. The Secretary of the Department of Hous-
12 ing and Urban Development shall, for fiscal year 2017,
13 notify the public through the Federal Register and other
14 means, as determined appropriate, of the issuance of a no-
15 tice of the availability of assistance or notice of funding
16 availability (NOFA) for any program or discretionary
17 fund administered by the Secretary that is to be competi-
18 tively awarded. Notwithstanding any other provision of
19 law, for fiscal year 2017, the Secretary may make the
20 NOFA available only on the Internet at the appropriate
21 Government web site or through other electronic media,
22 as determined by the Secretary.

23 SEC. 221. Payment of attorney fees in program-re-
24 lated litigation shall be paid from the individual program
25 office and Office of General Counsel salaries and expenses

1 appropriations. The annual budget submission for the pro-
2 gram offices and the Office of General Counsel shall in-
3 clude any such projected litigation costs for attorney fees
4 as a separate line item request. No funds provided in this
5 title may be used to pay any such litigation costs for attor-
6 ney fees until the Department submits for review a spend-
7 ing plan for such costs to the House and Senate Commit-
8 tees on Appropriations.

9 SEC. 222. The Secretary is authorized to transfer up
10 to 10 percent or \$4,000,000, whichever is less, of funds
11 appropriated for any office under the heading “Adminis-
12 trative Support Offices” or for any account under the gen-
13 eral heading “Program Office Salaries and Expenses” to
14 any other such office or account: *Provided*, That no appro-
15 priation for any such office or account shall be increased
16 or decreased by more than 10 percent or \$4,000,000,
17 whichever is less, without prior written approval of the
18 House and Senate Committees on Appropriations: *Pro-*
19 *vided further*, That the Secretary shall provide notification
20 to such Committees three business days in advance of any
21 such transfers under this section up to 10 percent or
22 \$4,000,000, whichever is less.

23 SEC. 223. (a) Any entity receiving housing assistance
24 payments shall maintain decent, safe, and sanitary condi-
25 tions, as determined by the Secretary of Housing and

1 Urban Development (in this section referred to as the
2 “Secretary”), and comply with any standards under appli-
3 cable State or local laws, rules, ordinances, or regulations
4 relating to the physical condition of any property covered
5 under a housing assistance payment contract.

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

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

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

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

23 (c)(1) Within 15 days of the issuance of the REAC
24 inspection, the Secretary must provide the owner with a
25 Notice of Default with a specified timetable, determined

1 by the Secretary, for correcting all deficiencies. The Sec-
2 retary must also provide a copy of the Notice of Default
3 to the tenants, the local government, any mortgagees, and
4 any contract administrator. If the owner's appeal results
5 in a UPCS score of 60 or above, the Secretary may with-
6 draw the Notice of Default.

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

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

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

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

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

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

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

5 (G) seek judicial appointment of a receiver to
6 manage the property and cure all project deficiencies
7 or seek a judicial order of specific performance re-
8 quiring the owner to cure all project deficiencies;

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

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

17 (d) The Secretary shall also take appropriate steps
18 to ensure that project-based contracts remain in effect,
19 subject to the exercise of contractual abatement remedies
20 to assist relocation of tenants for major threats to health
21 and safety after written notice to the affected tenants. To
22 the extent the Secretary determines, in consultation with
23 the tenants and the local government, that the property
24 is not feasible for continued rental assistance payments

1 under such section 8 or other programs, based on consid-
2 eration of—

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

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

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

20 (1) the enforcement actions being taken to ad-
21 dress such conditions, including imposition of civil
22 money penalties and termination of subsidies, and
23 identify properties that have such conditions mul-
24 tiple times;

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

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

8 SEC. 224. None of the funds made available by this
9 Act, or any other Act, for purposes authorized under sec-
10 tion 8 (only with respect to the tenant-based rental assist-
11 ance program) and section 9 of the United States Housing
12 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by
13 any public housing agency for any amount of salary, in-
14 cluding bonuses, for the chief executive officer of which,
15 or any other official or employee of which, that exceeds
16 the annual rate of basic pay payable for a position at level
17 IV of the Executive Schedule at any time during any pub-
18 lic housing agency fiscal year 2017.

19 SEC. 225. None of the funds in this Act may be avail-
20 able for the doctoral dissertation research grant program
21 at the Department of Housing and Urban Development.

22 SEC. 226. Section 24 of the United States Housing
23 Act of 1937 (42 U.S.C. 1437v) is amended—

1 (1) in subsection (m)(1), by striking “fiscal
2 year” and all that follows through the period at the
3 end and inserting “fiscal year 2017.”; and

4 (2) in subsection (o), by striking “September”
5 and all that follows through the period at the end
6 and inserting “September 30, 2017.”.

7 SEC. 227. None of the funds in this Act provided to
8 the Department of Housing and Urban Development may
9 be used to make a grant award unless the Secretary noti-
10 fies the House and Senate Committees on Appropriations
11 not less than 3 full business days before any project,
12 State, locality, housing authority, tribe, nonprofit organi-
13 zation, or other entity selected to receive a grant award
14 is announced by the Department or its offices.

15 SEC. 228. None of the funds made available by this
16 Act may be used to require or enforce the Physical Needs
17 Assessment (PNA).

18 SEC. 229. None of the funds made available by this
19 Act nor any receipts or amounts collected under any Fed-
20 eral Housing Administration program may be used to im-
21 plement the Homeowners Armed with Knowledge
22 (HAWK) program.

23 SEC. 230. None of the funds made available in this
24 Act shall be used by the Federal Housing Administration,
25 the Government National Mortgage Administration, or the

1 Department of Housing and Urban Development to in-
2 sure, securitize, or establish a Federal guarantee of any
3 mortgage or mortgage backed security that refinances or
4 otherwise replaces a mortgage that has been subject to
5 eminent domain condemnation or seizure, by a State, mu-
6 nicipality, or any other political subdivision of a State.

7 SEC. 231. None of the funds made available by this
8 Act may be used to terminate the status of a unit of gen-
9 eral local government as a metropolitan city (as defined
10 in section 102 of the Housing and Community Develop-
11 ment Act of 1974 (42 U.S.C. 5302)) with respect to
12 grants under section 106 of such Act (42 U.S.C. 5306).

13 SEC. 232. Amounts made available under this Act
14 which are either appropriated, allocated, advanced on a
15 reimbursable basis, or transferred to the Office of Policy
16 Development and Research in the Department of Housing
17 and Urban Development and functions thereof, for re-
18 search, evaluation, or statistical purposes, and which are
19 unexpended at the time of completion of a contract, grant,
20 or cooperative agreement, may be deobligated and shall
21 immediately become available and may be reobligated in
22 that fiscal year or the subsequent fiscal year for the re-
23 search, evaluation, or statistical purposes for which the
24 amounts are made available to that Office subject to re-
25 programming requirements in section 405 of this Act.

1 SEC. 233. None of the funds provided in this Act or
2 any other act may be used for awards, including perform-
3 ance, special act, or spot, for any employee of the Depart-
4 ment of Housing and Urban Development who has been
5 subject to administrative discipline in fiscal years 2016 or
6 2017, including suspension from work.

7 SEC. 234. Funds made available in this title under
8 the heading “Homeless Assistance Grants” may be used
9 by the Secretary to participate in Performance Partner-
10 ship Pilots authorized under section 526 of division H of
11 Public Law 113–76, section 524 of division G of Public
12 Law 113–235, section 525 of division H of Public Law
13 114–113, and such authorities as are enacted for Perform-
14 ance Partnership Pilots in an appropriations Act for fiscal
15 year 2017: *Provided*, That such participation shall be lim-
16 ited to no more than 10 continuums of care and housing
17 activities to improve outcomes for disconnected youth.

18 SEC. 235. With respect to grant amounts awarded
19 under the heading “Homeless Assistance Grants” for fis-
20 cal years 2015, 2016, and 2017 for the continuum of care
21 (CoC) program as authorized under subtitle C of title IV
22 of the McKinney-Vento Homeless Assistance Act, costs
23 paid by program income of grant recipients may count to-
24 ward meeting the recipient’s matching requirements, pro-

1 vided the costs are eligible CoC costs that supplement the
2 recipients CoC program.

3 SEC. 236. (a) From amounts made available under
4 this title under the heading “Homeless Assistance
5 Grants”, the Secretary may award 1-year transition
6 grants to recipients of funds for activities under subtitle
7 C of the McKinney-Vento Homeless Assistance Act (42
8 U.S.C. 11381 et seq.) to transition from one Continuum
9 of Care program component to another.

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

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

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

20 SEC. 237. (a) Section 302 of the Lead-Based Paint
21 Poisoning Prevention Act (42 U.S.C. 4822) is amended
22 in subsection (e)—

23 (1) in paragraph (1)—

1 (i) by striking “handicapped” and insert-
2 ing “persons with disabilities, or any 0-bedroom
3 dwelling”;

4 (ii) by inserting “or” after “expected to re-
5 side;”; and

6 (iii) by striking “less than 7 years of age”
7 and inserting “under age 6”;

8 (2) in paragraph (2) by striking “; or” and in-
9 serting “.”; and

10 (3) by striking paragraph (3).

11 (b) Section 1004 of the Residential Lead-Based Paint
12 Hazard Reduction Act of 1992 (42 U.S.C. 4851b) is
13 amended in paragraph (27)—

14 (1) by inserting “or any 0-bedroom dwelling”
15 after “disabilities,”; and

16 (2) by deleting “housing for the elderly or per-
17 sons with disabilities) or any 0 bedroom dwelling”
18 and inserting “housing)”.

19 (c) Section 401 of the Toxic Substances Control Act
20 (15 U.S.C. 2681) is amended in paragraph (17)—

21 (1) by inserting “or any 0-bedroom dwelling”
22 after “disabilities,”; and

23 (2) by deleting “housing for the elderly or per-
24 sons with disabilities) or any 0 bedroom dwelling”
25 and inserting “housing)”.

1 SEC. 238. Section 211 of the Department of Housing
2 and Urban Development Appropriations Act, 2008, is re-
3 pealed.

4 SEC. 239. The language under the heading Rental
5 Assistance Demonstration in the Department of Housing
6 and Urban Development Appropriations Act, 2012 (Public
7 Law 112–55), is amended—

8 (1) in the second proviso, by striking “2018”
9 and inserting “2020”; and

10 (2) in the fourth proviso, by striking “185,000”
11 and inserting “225,000”.

12 SEC. 240. The Secretary shall establish by notice
13 such requirements as may be necessary to implement sec-
14 tion 78001 of title LXXVIII of the Fixing America’s Sur-
15 face Transportation Act (Public Law 114–94), and the no-
16 tice shall take effect upon issuance: *Provided*, That the
17 Secretary shall commence rulemaking based on the initial
18 notice no later than the expiration of the 6-month period
19 following issuance of the notice and the rulemaking shall
20 allow for the opportunity for public comment.

21 SEC. 241. For fiscal year 2017 and hereafter, the
22 Secretary of Housing and Urban Development may use
23 amounts made available for the Continuum of Care pro-
24 gram under the “Homeless Assistance Grants” heading
25 under this title to renew a grant originally awarded pursu-

1 ant to the matter under the heading “Department of
2 Housing and Urban Development—Permanent Supportive
3 Housing” in chapter 6 of title III of the Supplemental Ap-
4 propriations Act, 2008 (Public Law 110–252; 122 Stat.
5 2351) for assistance under subtitle F of title IV of the
6 McKinney-Vento Homeless Assistance Act (42 U.S.C
7 11403 et seq.). Such renewal grant shall be awarded to
8 the same grantee and be subject to the provisions of such
9 Continuum of Care program except that the funds may
10 be used outside the geographic area of the continuum of
11 care.

12 SEC. 242. Section 218(g) of the Cranston-Gonzalez
13 National Affordable Housing Act (42 U.S.C. 12748(g))
14 shall not apply with respect to the right of a jurisdiction
15 to draw funds from its HOME Investment Trust Fund
16 that otherwise expired or would expire in 2016, 2017,
17 2018, or 2019 under that section.

18 SEC. 243. None of the funds made available by this
19 Act may be used by the Department of Housing and
20 Urban Development to direct a grantee to undertake spe-
21 cific changes to existing zoning laws as part of carrying
22 out the final rule entitled “Affirmatively Furthering Fair
23 Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the
24 notice entitled “Affirmatively Furthering Fair Housing

1 Assessment Tool” (79 Fed. Reg. 57949 (September 26,
2 2014)).

3 This title may be cited as the “Department of Hous-
4 ing and Urban Development Appropriations Act, 2017”.

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

5 For expenses necessary for the Access Board, as au-
6 thorized by section 502 of the Rehabilitation Act of 1973,
7 as amended, \$8,190,000: *Provided*, That, notwithstanding
8 any other provision of law, there may be credited to this
9 appropriation funds received for publications and training
10 expenses.

11 FEDERAL MARITIME COMMISSION
12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Maritime
14 Commission as authorized by section 201(d) of the Mer-
15 chant Marine Act, 1936, as amended (46 U.S.C. 307), in-
16 cluding services as authorized by 5 U.S.C. 3109; hire of
17 passenger motor vehicles as authorized by 31 U.S.C.
18 1343(b); and uniforms or allowances therefore, as author-
19 ized by 5 U.S.C. 5901–5902, \$27,490,000: *Provided*, That
20 not to exceed \$2,000 shall be available for official recep-
21 tion and representation expenses.

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

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

1 *vided further*, That concurrent with the President's budget
2 request for fiscal year 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,

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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, \$37,000,000: *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 2017, to result in
18 a final appropriation from the general fund estimated at
19 no more than \$35,750,000.

20 UNITED STATES INTERAGENCY COUNCIL ON

21 HOMELESSNESS

22 OPERATING EXPENSES

23 For necessary expenses (including payment of sala-
24 ries, authorized travel, hire of passenger motor vehicles,
25 the rental of conference rooms, and the employment of ex-

1 perts and consultants under section 3109 of title 5, United
2 States Code) of the United States Interagency Council on
3 Homelessness in carrying out the functions pursuant to
4 title II of the McKinney-Vento Homeless Assistance Act,
5 as amended, \$3,600,000: *Provided*, That title II of the
6 McKinney-Vento Homeless Assistance Act (42 U.S.C.
7 11319) is amended by striking “October 1, 2017” in sec-
8 tion 209 and inserting “October 1, 2018”.

9 TITLE IV

10 GENERAL PROVISIONS—THIS ACT

11 (INCLUDING RESCISSIONS)

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

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

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

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

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

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

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

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

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

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

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

4 SEC. 405. Except as otherwise provided in this Act,
5 none of the funds provided in this Act, provided by pre-
6 vious appropriations Acts to the agencies or entities fund-
7 ed in this Act that remain available for obligation or ex-
8 penditure in fiscal year 2017, or provided from any ac-
9 counts in the Treasury derived by the collection of fees
10 and available to the agencies funded by this Act, shall be
11 available for obligation or expenditure through a re-
12 programming of funds that—

13 (1) creates a new program;

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

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

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

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

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

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

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

1 (B) a delineation in the table for each ap-
2 propriation and its respective prior year enacted
3 level by object class and program, project, and
4 activity as detailed in the budget appendix for
5 the respective appropriation; and

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

8 SEC. 406. Except as otherwise specifically provided
9 by law, not to exceed 50 percent of unobligated balances
10 remaining available at the end of fiscal year 2017 from
11 appropriations made available for salaries and expenses
12 for fiscal year 2017 in this Act, shall remain available
13 through September 30, 2018, for each such account for
14 the purposes authorized: *Provided*, That a request shall
15 be submitted to the House and Senate Committees on Ap-
16 propriations for approval prior to the expenditure of such
17 funds: *Provided further*, That these requests shall be made
18 in compliance with reprogramming guidelines under sec-
19 tion 405 of this Act.

20 SEC. 407. No funds in this Act may be used to sup-
21 port any Federal, State, or local projects that seek to use
22 the power of eminent domain, unless eminent domain is
23 employed only for a public use: *Provided*, That for pur-
24 poses of this section, public use shall not be construed to
25 include economic development that primarily benefits pri-

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

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

20 SEC. 409. No part of any appropriation contained in
21 this Act shall be available to pay the salary for any person
22 filling a position, other than a temporary position, for-
23 merly held by an employee who has left to enter the Armed
24 Forces of the United States and has satisfactorily com-
25 pleted his or her period of active military or naval service,

1 and has within 90 days after his or her release from such
2 service or from hospitalization continuing after discharge
3 for a period of not more than 1 year, made application
4 for restoration to his or her former position and has been
5 certified by the Office of Personnel Management as still
6 qualified to perform the duties of his or her former posi-
7 tion and has not been restored thereto.

8 SEC. 410. No funds appropriated pursuant to this
9 Act may be expended by an entity unless the entity agrees
10 that in expending the assistance the entity will comply
11 with sections 2 through 4 of the Act of March 3, 1933
12 (41 U.S.C. 8301–8305, popularly known as the “Buy
13 American Act”).

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

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

22 SEC. 413. (a) None of the funds made available by
23 this Act may be used to approve a new foreign air carrier
24 permit under sections 41301 through 41305 of title 49,
25 United States Code, or exemption application under sec-

1 tion 40109 of that title of an air carrier already holding
2 an air operators certificate issued by a country that is
3 party to the U.S.-E.U.-Iceland-Norway Air Transport
4 Agreement where such approval would contravene United
5 States law or Article 17 bis of the U.S.-E.U.-Iceland-Nor-
6 way Air Transport Agreement.

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

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

1 of foreign governments, international organizations, or
2 nongovernmental organizations.

3 SEC. 415. None of the funds made available by this
4 Act may be used by the Department of Transportation,
5 the Department of Housing and Urban Development, or
6 any other Federal agency to lease or purchase new light
7 duty vehicles for any executive fleet, or for an agency's
8 fleet inventory, except in accordance with Presidential
9 Memorandum—Federal Fleet Performance, dated May
10 24, 2011.

11 SEC. 416. None of the funds appropriated or other-
12 wise made available under this Act may be used by the
13 Surface Transportation Board to charge or collect any fil-
14 ing fee for rate or practice complaints filed with the Board
15 in an amount in excess of the amount authorized for dis-
16 trict court civil suit filing fees under section 1914 of title
17 28, United States Code.

18 SEC. 417. All unobligated balances, including recap-
19 tures and carryover, remaining from funds appropriated
20 in division L of Public Law 114–113 for “Department of
21 Transportation-Office of the Secretary-Salaries and Ex-
22 penses”, “Department of Transportation-Office of the
23 Secretary-Office of Civil Rights”, “Department of Trans-
24 portation-Office of the Secretary-Minority Business Out-
25 reach”, “Department of Transportation-Federal Transit

1 Administration-Administrative Expenses”, “Department
2 of Transportation-Pipeline and Hazardous Materials Safe-
3 ty Administration-Operational Expenses”, “Department
4 of Transportation-Surface Transportation Board-Salaries
5 and Expenses”, “Access Board-Salaries and Expenses”,
6 “Federal Maritime Commission-Salaries and Expenses”,
7 “National Railroad Passenger Corporation-Office of In-
8 spector General-Salaries and Expenses”, “National Trans-
9 portation Safety Board-Salaries and Expenses”, and
10 “United States Interagency Council on Homelessness-Op-
11 erating Expenses” are rescinded.

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

23 (b) A department or agency covered by this section
24 shall provide its Inspector General with access to all such

1 records, documents, and other materials in a timely man-
2 ner.

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

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

12 SEC. 419. Notwithstanding any other provision of
13 law, on and after the date of enactment of this Act (with-
14 out regard to fiscal year)—

15 (1) subsections (c) and (d) of section 395.3 of
16 title 49, Code of Federal Regulations, as codified on
17 the day before the date of enactment of this Act, are
18 null and void; and

19 (2) section 395.3(c) of title 49, Code of Federal
20 Regulations, as in effect on December 26, 2011, is
21 hereby restored to full force and effect.

22 SEC. 420. For an additional amount for the Emer-
23 gency Relief Program as authorized by section 125 of title
24 23, United States Code, \$528,000,000, to remain avail-
25 able until expended: *Provided*, That such amount is des-

1 ignated by the Congress as an emergency requirement
2 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
3 et and Emergency Deficit Control Act of 1985.

4 SEC. 421. For an additional amount for “Department
5 of Housing and Urban Development, Community Plan-
6 ning and Development, Community Development Fund”,
7 \$400,000,000, to remain available until expended, which
8 amounts shall be allocated and used under the same au-
9 thority and conditions as—

10 (1) the additional appropriations for fiscal year
11 2016 in section 145(a) of division C of Public Law
12 114–223 and for fiscal year 2017 in section 192(a)
13 of division C of Public Law 114–223 (as added by
14 section 101(3) of division A of Public Law 114–254)
15 (except for the last proviso under such section
16 145(a) and the proviso under such section 192);

17 (2) the additional appropriation for fiscal year
18 2016 in section 420 of title IV of division L of Pub-
19 lic Law 114–113 (except for the last two provisos
20 under such section); and

21 (3) in section 145(a) of division C of Public
22 Law 114–223 (except for the last proviso under such
23 section 145(a)), for additional major disasters de-
24 clared in calendar year 2017 or later until such
25 funds are fully allocated:

1 *Provided*, That amounts authorized for use under section
2 192(b) of division C of Public Law 114–223 (as added
3 by section 101(3) of division A of Public Law 114–254)
4 may be used for necessary costs, including information
5 technology costs, of administering and overseeing the obli-
6 gation and expenditure of amounts made available under
7 this section: *Provided further*, That amounts made avail-
8 able by this section shall be designated by the Congress
9 as an emergency requirement pursuant to section
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 SEC. 422. (a) A State or territory, as defined in sec-
13 tion 165 of title 23, United States Code, may use for any
14 project eligible under section 133(b) of title 23 or section
15 165 of title 23 and located within the boundary of the
16 State or territory any earmarked amount, and any associ-
17 ated obligation limitation, provided that the Department
18 of Transportation for the State or territory for which the
19 earmarked amount was originally designated or directed
20 notifies the Secretary of Transportation of its intent to
21 use its authority under this section and submits a quar-
22 terly report to the Secretary identifying the projects to
23 which the funding would be applied. Notwithstanding the
24 original period of availability of funds to be obligated
25 under this section, such funds and associated obligation

1 limitation shall remain available for obligation for a period
2 of 3 fiscal years after the fiscal year in which the Sec-
3 retary of Transportation is notified. The Federal share of
4 the cost of a project carried out with funds made available
5 under this section shall be the same as associated with
6 the earmark.

7 (b) In this section, the term “earmarked amount”
8 means—

9 (1) congressionally directed spending, as de-
10 fined in rule XLIV of the Standing Rules of the
11 Senate, identified in a prior law, report, or joint ex-
12 planatory statement, which was authorized to be ap-
13 propriated or appropriated more than 10 fiscal years
14 prior to the current fiscal year, and administered by
15 the Federal Highway Administration; or

16 (2) a congressional earmark, as defined in rule
17 XXI of the Rules of the House of Representatives
18 identified in a prior law, report, or joint explanatory
19 statement, which was authorized to be appropriated
20 or appropriated more than 10 fiscal years prior to
21 the current fiscal year, and administered by the Fed-
22 eral Highway Administration.

23 (c) The authority under subsection (a) may be exer-
24 cised only for those projects or activities that have obli-
25 gated less than 10 percent of the amount made available

1 for obligation as of October 1 of the current fiscal year,
2 and shall be applied to projects within the same general
3 geographic area within 100 miles for which the funding
4 was designated, except that a State or territory may apply
5 such authority to unexpended balances of funds from
6 projects or activities the State or territory certifies have
7 been closed and for which payments have been made under
8 a final voucher.

9 (d) The Secretary shall submit consolidated reports
10 of the information provided by the States and territories
11 each quarter to the House and Senate Committees on Ap-
12 propriations.

13 SEC. 423. (a) Section 1105(c) of the Intermodal Sur-
14 face Transportation Efficiency Act of 1991 is amended by
15 adding at the end the following:

16 “(89) United States Route 67 from Interstate
17 40 in North Little Rock, Arkansas, to United States
18 Route 412.

19 “(90) The Edward T. Breathitt Parkway from
20 Interstate 24 to Interstate 69.”.

21 (b) Section 1105(e)(5)(A) of the Intermodal Surface
22 Transportation Efficiency Act of 1991 is amended in the
23 first sentence by striking “and subsection (c)(83)” and in-
24 serting “subsection (c)(83), subsection (c)(89), and sub-
25 section (c)(90)”.

1 (c) Section 1105(e)(5)(C)(i) of the Intermodal Sur-
2 face Transportation Efficiency Act of 1991 is amended by
3 adding at the end the following: “The route referred to
4 in subsection (c)(89) is designated as Interstate Route I-
5 57. The route referred to in subsection (c)(90) is des-
6 ignated as Interstate Route I-169.”.

7 This division may be cited as the “Transportation,
8 Housing and Urban Development, and Related Agencies
9 Appropriations Act, 2017”.

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1 **DIVISION L—MILITARY CONSTRUCTION**
2 **AND VETERANS AFFAIRS—ADDI-**
3 **TIONAL APPROPRIATIONS ACT, 2017**

4 TITLE I

5 OVERSEAS CONTINGENCY OPERATIONS

6 DEPARTMENT OF DEFENSE

7 MILITARY CONSTRUCTION, ARMY

8 For an additional amount for “Military Construction,
9 Army”, \$39,500,000, to remain available until September
10 30, 2021: *Provided*, That such funds may be obligated and
11 expended to carry out planning and design and military
12 construction projects authorized by law: *Provided further*,
13 That such amount is designated by the Congress for Over-
14 seas Contingency Operations/Global War on Terrorism
15 pursuant to section 251(b)(2)(A)(ii) of the Balanced
16 Budget and Emergency Deficit Control Act of 1985.

17 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

18 For an additional amount for “Military Construction,
19 Navy and Marine Corps”, \$66,708,000, to remain avail-
20 able until September 30, 2021: *Provided*, That such funds
21 may be obligated and expended to carry out planning and
22 design and military construction projects authorized by
23 law: *Provided further*, That such amount is designated by
24 the Congress for Overseas Contingency Operations/Global
25 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of

1 the Balanced Budget and Emergency Deficit Control Act
2 of 1985.

3 MILITARY CONSTRUCTION, AIR FORCE

4 For an additional amount for “Military Construction,
5 Air Force”, \$105,300,000, to remain available until Sep-
6 tember 30, 2021: *Provided*, That such funds may be obli-
7 gated and expended to carry out planning and design and
8 military construction projects authorized by law: *Provided*
9 *further*, That such amount is designated by the Congress
10 for Overseas Contingency Operations/Global War on Ter-
11 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
12 anced Budget and Emergency Deficit Control Act of 1985.

13 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

14 For an additional amount for “Military Construction,
15 Army National Guard”, \$12,000,000, to remain available
16 until September 30, 2021: *Provided*, That such funds may
17 be obligated and expended to carry out planning and de-
18 sign and military construction projects authorized by law:
19 *Provided further*, That such amount is designated by the
20 Congress for Overseas Contingency Operations/Global
21 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
22 the Balanced Budget and Emergency Deficit Control Act
23 of 1985.

1 MILITARY CONSTRUCTION, AIR NATIONAL GUARD

2 For an additional amount for “Military Construction,
3 Air National Guard”, \$13,000,000, to remain available
4 until September 30, 2021: *Provided*, That such funds may
5 be obligated and expended to carry out planning and de-
6 sign and military construction projects authorized by law:
7 *Provided further*, That such amount is designated by the
8 Congress for Overseas Contingency Operations/Global
9 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
10 the Balanced Budget and Emergency Deficit Control Act
11 of 1985.

12 MILITARY CONSTRUCTION, ARMY RESERVE

13 For an additional amount for “Military Construction,
14 Army Reserve”, \$10,000,000, to remain available until
15 September 30, 2021: *Provided*, That such funds may be
16 obligated and expended to carry out planning and design
17 and military construction projects authorized by law: *Pro-*
18 *vided further*, That such amount is designated by the Con-
19 gress for Overseas Contingency Operations/Global War on
20 Terrorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
21 anced Budget and Emergency Deficit Control Act of 1985.

22 MILITARY CONSTRUCTION, NAVY RESERVE

23 For an additional amount for “Military Construction,
24 Navy Reserve”, \$4,525,000, to remain available until Sep-
25 tember 30, 2021: *Provided*, That such funds may be obli-

1 gated and expended to carry out planning and design and
2 military construction projects authorized by law: *Provided*
3 *further*, That such amount is designated by the Congress
4 for Overseas Contingency Operations/Global War on Ter-
5 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
6 anced Budget and Emergency Deficit Control Act of 1985.

7 MILITARY CONSTRUCTION, AIR FORCE RESERVE

8 For an additional amount for “Military Construction,
9 Air Force Reserve”, \$9,000,000, to remain available until
10 September 30, 2021: *Provided*, That such funds may be
11 obligated and expended to carry out planning and design
12 and military construction projects authorized by law: *Pro-*
13 *vided further*, That such amount is designated by the Con-
14 gress for Overseas Contingency Operations/Global War on
15 Terrorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
16 anced Budget and Emergency Deficit Control Act of 1985.

17 ADMINISTRATIVE PROVISION—THIS TITLE

18 (RESCISSION OF FUNDS)

19 SEC. 101. Of the unobligated balances made available
20 by division I of Public Law 113–235 for “European Reas-
21 surance Initiative Military Construction” for “Military
22 Construction, Air Force”, \$12,300,000 are hereby re-
23 scinded: *Provided*, That such amount is designated by the
24 Congress for Overseas Contingency Operations/Global
25 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of

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1 the Balanced Budget and Emergency Deficit Control Act
2 of 1985.

3 TITLE II

4 DEPARTMENT OF VETERANS AFFAIRS

5 VETERANS HEALTH ADMINISTRATION

6 MEDICAL SERVICES

7 For an additional amount for “Medical Services”,
8 \$50,000,000, to remain available until September 30,
9 2018: *Provided*, That such funds shall be for opioid and
10 substance abuse prevention and treatment, and further
11 implementation of the Jason Simcakoski Memorial and
12 Promise Act (Title IX of Public Law 114–198).

13 TITLE III

14 GENERAL PROVISION—THIS DIVISION

15 SEC. 301. Notwithstanding any other provision of
16 law, funds made available in this division are in addition
17 to amounts appropriated or otherwise made available for
18 the Department of Defense and the Department of Vet-
19 erans Affairs for fiscal year 2017: *Provided*, That such
20 amounts shall be subject to the terms and conditions set
21 forth in division A of Public Law 114–223.

22 This division may be cited as “Military Construction
23 and Veterans Affairs—Additional Appropriations Act,
24 2017”.

1 **DIVISION M—OTHER MATTERS**
2 **TITLE I—HEALTH BENEFITS FOR**
3 **MINERS ACT OF 2017**

4 **SEC. 101. SHORT TITLE.**

5 This title may be cited as “Health Benefits for Min-
6 ers Act of 2017”.

7 **SEC. 102. EXTENSION OF TANF PROGRAM AND DETER-**
8 **MINING WHAT WORKS TO MOVE WELFARE**
9 **RECIPIENTS INTO JOBS.**

10 (a) IN GENERAL.—Each of the following provisions
11 of the Social Security Act is amended by striking “fiscal
12 year 2012” each place it appears and inserting “each of
13 fiscal years 2017 and 2018”:

14 (1) Subparagraphs (A) and (C) of section
15 403(a)(1) (42 U.S.C. 603(a)(1)).

16 (2) Section 403(a)(2)(D) (42 U.S.C.
17 603(a)(2)(D)), except that the 2nd sentence of such
18 section is amended by striking “fiscal year 2012”
19 and inserting “fiscal year 2017 or 2018”.

20 (3) Paragraphs (1)(A) and (2)(A) of section
21 412(a) (42 U.S.C. 612(a)).

22 (4) Section 418(a)(3) (42 U.S.C. 618(a)(3)).

23 (5) Section 1108(b)(2) (42 U.S.C. 1308(b)(2)).

24 (b) CONTINGENCY FUND.—Section 403(b)(2) of such
25 Act (42 U.S.C. 603(b)(2)) is amended to read as follows:

1 “(2) DEPOSITS INTO FUND.—Out of any money
2 in the Treasury of the United States not otherwise
3 appropriated, there are appropriated for fiscal year
4 2018 such sums as are necessary for payment to the
5 Fund in a total amount not to exceed
6 \$608,000,000.”.

7 (c) STRENGTHENING WELFARE RESEARCH AND
8 EVALUATION AND DEVELOPMENT OF A WHAT WORKS
9 CLEARINGHOUSE.—

10 (1) IN GENERAL.—Section 413 of such Act (42
11 U.S.C. 613) is amended to read as follows:

12 **“SEC. 413. EVALUATION OF TEMPORARY ASSISTANCE FOR**
13 **NEEDY FAMILIES AND RELATED PROGRAMS.**

14 “(a) EVALUATION OF THE IMPACTS OF TANF.—The
15 Secretary shall conduct research on the effect of State pro-
16 grams funded under this part and any other State pro-
17 gram funded with qualified State expenditures (as defined
18 in section 409(a)(7)(B)(i)) on employment, self-suffi-
19 ciency, child well-being, unmarried births, marriage, pov-
20 erty, economic mobility, and other factors as determined
21 by the Secretary.

22 “(b) EVALUATION OF GRANTS TO IMPROVE CHILD
23 WELL-BEING BY PROMOTING HEALTHY MARRIAGE AND
24 RESPONSIBLE FATHERHOOD.—The Secretary shall con-
25 duct research to determine the effects of the grants made

1 under section 403(a)(2) on child well-being, marriage,
2 family stability, economic mobility, poverty, and other fac-
3 tors as determined by the Secretary.

4 “(c) DISSEMINATION OF INFORMATION.—The Sec-
5 retary shall, in consultation with States receiving funds
6 provided under this part, develop methods of dissemi-
7 nating information on any research, evaluation, or study
8 conducted under this section, including facilitating the
9 sharing of information and best practices among States
10 and localities.

11 “(d) STATE-INITIATED EVALUATIONS.—A State
12 shall be eligible to receive funding to evaluate the State
13 program funded under this part or any other State pro-
14 gram funded with qualified State expenditures (as defined
15 in section 409(a)(7)(B)(i)) if—

16 “(1) the State submits to the Secretary a de-
17 scription of the proposed evaluation;

18 “(2) the Secretary determines that the design
19 and approach of the proposed evaluation is rigorous
20 and is likely to yield information that is credible and
21 will be useful to other States; and

22 “(3) unless waived by the Secretary, the State
23 contributes to the cost of the evaluation, from non-
24 Federal sources, an amount equal to at least 25 per-
25 cent of the cost of the proposed evaluation.

1 “(e) CENSUS BUREAU RESEARCH.—

2 “(1) The Bureau of the Census shall implement
3 or enhance household surveys of program participa-
4 tion, in consultation with the Secretary and the Bu-
5 reau of Labor Statistics and made available to inter-
6 ested parties, to allow for the assessment of the out-
7 comes of continued welfare reform on the economic
8 and child well-being of low-income families with chil-
9 dren, including those who received assistance or
10 services from a State program funded under this
11 part or any other State program funded with quali-
12 fied State expenditures (as defined in section
13 409(a)(7)(B)(i)). The content of the surveys should
14 include such information as may be necessary to ex-
15 amine the issues of unmarried childbearing, mar-
16 riage, welfare dependency and compliance with work
17 requirements, the beginning and ending of spells of
18 assistance, work, earnings and employment stability,
19 and the well-being of children.

20 “(2) To carry out the activities specified in
21 paragraph (1), the Bureau of the Census, the Sec-
22 retary, and the Bureau of Labor Statistics shall con-
23 sider ways to improve the surveys and data derived
24 from the surveys to—

1 “(A) address under reporting of the receipt
2 of means-tested benefits and tax benefits for
3 low-income individuals and families;

4 “(B) increase understanding of poverty
5 spells and long-term poverty, including by facili-
6 tating the matching of information to better un-
7 derstand intergenerational poverty;

8 “(C) generate a better geographical under-
9 standing of poverty such as through State-
10 based estimates and measures of neighborhood
11 poverty;

12 “(D) increase understanding of the effects
13 of means-tested benefits and tax benefits on the
14 earnings and incomes of low-income families;
15 and

16 “(E) improve how poverty and economic
17 well-being are measured, including through the
18 use of consumption measures, material depriv-
19 ation measures, social exclusion measures, and
20 economic and social mobility measures.

21 “(f) RESEARCH AND EVALUATION CONDUCTED
22 UNDER THIS SECTION.—Research and evaluation con-
23 ducted under this section designed to determine the effects
24 of a program or policy (other than research conducted
25 under subsection (e)) shall use experimental designs using

1 random assignment or other reliable, evidence-based re-
2 search methodologies that allow for the strongest possible
3 causal inferences when random assignment is not feasible.

4 “(g) DEVELOPMENT OF WHAT WORKS CLEARING-
5 HOUSE OF PROVEN AND PROMISING APPROACHES TO
6 MOVE WELFARE RECIPIENTS INTO WORK.—

7 “(1) IN GENERAL.—The Secretary, in consulta-
8 tion with the Secretary of Labor, shall develop a
9 database (which shall be referred to as the ‘What
10 Works Clearinghouse of Proven and Promising
11 Projects to Move Welfare Recipients into Work’) of
12 the projects that used a proven approach or a prom-
13 ising approach in moving welfare recipients into
14 work, based on independent, rigorous evaluations of
15 the projects. The database shall include a separate
16 listing of projects that used a developmental ap-
17 proach in delivering services and a further separate
18 listing of the projects with no or negative effects.
19 The Secretary shall add to the What Works Clear-
20 ingshouse of Proven and Promising Projects to Move
21 Welfare Recipients into Work data about the
22 projects that, based on an independent, well-con-
23 ducted experimental evaluation of a program or
24 project, using random assignment or other research
25 methodologies that allow for the strongest possible

1 causal inferences, have shown they are proven,
2 promising, developmental, or ineffective approaches.

3 “(2) CRITERIA FOR EVIDENCE OF EFFECTIVE-
4 NESS OF APPROACH.—The Secretary, in consultation
5 with the Secretary of Labor and organizations with
6 experience in evaluating research on the effective-
7 ness of various approaches in delivering services to
8 move welfare recipients into work, shall—

9 “(A) establish criteria for evidence of effec-
10 tiveness; and

11 “(B) ensure that the process for estab-
12 lishing the criteria—

13 “(i) is transparent;

14 “(ii) is consistent across agencies;

15 “(iii) provides opportunity for public
16 comment; and

17 “(iv) takes into account efforts of
18 Federal agencies to identify and publicize
19 effective interventions, including efforts at
20 the Department of Health and Human
21 Services, the Department of Education,
22 and the Department of Justice.

23 “(h) APPROPRIATION.—

24 “(1) IN GENERAL.—Of the amount appro-
25 priated by section 403(a)(1) for each fiscal year,

1 0.33 percent shall be available for research, technical
2 assistance, and evaluation under this section.

3 “(2) ALLOCATION.—Of the amount made avail-
4 able under paragraph (1) for each fiscal year, the
5 Secretary shall make available \$10,000,000 plus
6 such additional amount as the Secretary deems nec-
7 essary and appropriate, to carry out subsection (e).

8 “(3) BASELINE.—The baseline established pur-
9 suant to section 257 of the Balanced Budget and
10 Deficit Control Act of 1985 (2 U.S.C. 907(b)(2)) for
11 the Temporary Assistance for Needy Families Pro-
12 gram shall be recorded by the Office of Management
13 and Budget and the Congressional Budget Office at
14 the level prior to any transfers recorded pursuant to
15 section 413(h) of this Act.”.

16 (2) CONFORMING AMENDMENT.—Section
17 403(a)(1)(B) of such Act (42 U.S.C. 603(a)(1)(B))
18 is amended by inserting “, reduced by the percent-
19 age specified in section 413(h)(1) with respect to the
20 fiscal year,” before “as the amount”.

21 **SEC. 103. FULL FUNDING FOR STATE COURTS TO IMPROVE**
22 **THE HANDLING OF CHILD WELFARE CASES.**

23 Out of any money in the Treasury of the United
24 States not otherwise appropriated, there are hereby appro-
25 priated for fiscal year 2017 \$20,000,000 for grants under

1 section 438 of the Social Security Act, in addition to any
2 other amounts appropriated for such purpose. The
3 amounts appropriated by the preceding sentence shall be
4 considered to be amounts reserved under section 436(b)(2)
5 of such Act for fiscal year 2017, for purposes of clauses
6 (ii) and (iii) of section 438(c)(3)(A) of such Act.

7 **SEC. 104. INCLUSION OF CERTAIN RETIREES IN THE MULTI-**
8 **EMPLOYER HEALTH BENEFIT PLAN.**

9 (a) IN GENERAL.—Section 402(h)(2)(C) of the Sur-
10 face Mining Control and Reclamation Act of 1977 (30
11 U.S.C. 1232(h)(2)(C)) is amended—

12 (1) by striking clauses (ii), (iii), and (iv); and

13 (2) by inserting after clause (i) the following:

14 “(ii) CALCULATION OF EXCESS.—The
15 excess determined under clause (i) shall be
16 calculated by taking into account only—

17 “(I) those beneficiaries actually
18 enrolled in the Plan as of the date of
19 the enactment of the Health Benefits
20 for Miners Act of 2017 who are eligi-
21 ble to receive health benefits under
22 the Plan on the first day of the cal-
23 endar year for which the transfer is
24 made, other than those beneficiaries
25 enrolled in the Plan under the terms

1 of a participation agreement with the
2 current or former employer of such
3 beneficiaries; and

4 “(II) those beneficiaries whose
5 health benefits, defined as those bene-
6 fits payable, following death or retire-
7 ment or upon a finding of disability,
8 directly by an employer in the bitu-
9 minous coal industry under a coal
10 wage agreement (as defined in section
11 9701(b)(1) of the Internal Revenue
12 Code of 1986), would be denied or re-
13 duced as a result of a bankruptcy pro-
14 ceeding commenced in 2012 or 2015.

15 For purposes of subclause (I), a bene-
16 ficiary enrolled in the Plan as of the date
17 of the enactment of the Health Benefits
18 for Miners Act of 2017 shall be deemed to
19 have been eligible to receive health benefits
20 under the Plan on January 1, 2017.

21 “(iii) ELIGIBILITY OF CERTAIN RETIR-
22 EES.—Individuals referred to in clause
23 (ii)(II) shall be treated as eligible to re-
24 ceive health benefits under the Plan.

1 “(iv) REQUIREMENTS FOR TRANS-
2 FER.—The amount of the transfer other-
3 wise determined under this subparagraph
4 for a fiscal year shall be reduced by any
5 amount transferred for the fiscal year to
6 the Plan, to pay benefits required under
7 the Plan, from a voluntary employees’ ben-
8 eficiary association established as a result
9 of a bankruptcy proceeding described in
10 clause (ii).”.

11 (b) EFFECTIVE DATE.—The amendments made by
12 this section shall apply to fiscal years beginning after Sep-
13 tember 30, 2016.

14 **SEC. 105. CUSTOMS USER FEES.**

15 (a) IN GENERAL.—Section 13031(j)(3)(A) of the
16 Consolidated Omnibus Budget Reconciliation Act of 1985
17 (19 U.S.C. 58c(j)(3)(A)) is amended by striking “Sep-
18 tember 30, 2025” and inserting “January 14, 2026”.

19 (b) RATE FOR MERCHANDISE PROCESSING FEES.—
20 Section 503 of the United States–Korea Free Trade
21 Agreement Implementation Act (Public Law 112–41; 19
22 U.S.C. 3805 note) is amended by striking “September 30,
23 2025” and inserting “January 14, 2026”.

1 **TITLE II—PUERTO RICO SEC-**
2 **TION 1108(g) AMENDMENT OF**
3 **2017**

4 **SEC. 201. SHORT TITLE.**

5 This title may be cited as “Puerto Rico Section
6 1108(g) Amendment of 2017”.

7 **SEC. 202. PUERTO RICO SECTION 1108(g) AMENDMENT OF**
8 **2017.**

9 (a) Section 1108(g) of the Social Security Act (42
10 U.S.C. 1308(g)) is amended—

11 (1) in paragraph (4), by inserting “and with re-
12 spect to fiscal years beginning with fiscal year 2017,
13 if Puerto Rico qualifies for a payment under section
14 1903(a)(6) for a calendar quarter (beginning on or
15 after July 1, 2017) of such fiscal year” after
16 “1903(a)(3)”; and

17 (2) in paragraph (5)—

18 (A) in the first sentence, by striking “The
19 Secretary” and inserting “(A) Subject to sub-
20 paragraph (B), the Secretary”; and

21 (B) by adding at the end the following new
22 subparagraph:

23 “(B) The amount of the increase otherwise pro-
24 vided under subparagraph (A) for Puerto Rico shall
25 be further increased by \$295,900,000.”.

1 (b) All the unobligated amounts available under sec-
2 tion 1323(c)(1) of the Patient Protection and Affordable
3 Care Act (42 U.S.C. 18043(c)(1)) are rescinded imme-
4 diately upon the date of the enactment of this section.

5 **TITLE III—GENERAL PROVISION**

6 **SEC. 301. BUDGETARY EFFECTS.**

7 (a) **STATUTORY PAYGO SCORECARDS.**—The budg-
8 etary effects of this division and each succeeding division
9 shall not be entered on either PAYGO scorecard main-
10 tained pursuant to section 4(d) of the Statutory Pay-As-
11 You-Go Act of 2010.

12 (b) **SENATE PAYGO SCORECARDS.**—The budgetary
13 effects of this division and each succeeding division shall
14 not be entered on any PAYGO scorecard maintained for
15 purposes of section 201 of S. Con. Res. 21 (110th Con-
16 gress).

17 (c) **CLASSIFICATION OF BUDGETARY EFFECTS.**—
18 Notwithstanding Rule 3 of the Budget Scorekeeping
19 Guidelines set forth in the joint explanatory statement of
20 the committee of conference accompanying Conference Re-
21 port 105–217 and section 250(c)(8) of the Balanced
22 Budget and Emergency Deficit Control Act of 1985, the
23 budgetary effects of this division and each succeeding divi-
24 sion shall not be estimated—

25 (1) for purposes of section 251 of such Act; and

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1 (2) for purposes of paragraph (4)(C) of section
2 3 of the Statutory Pay-As-You-Go Act of 2010 as
3 being included in an appropriation Act.

