

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2517

To establish certain programs and demonstrations to assist States and communities in efforts to relieve homelessness, assist local community development organizations, and provide affordable rental housing for low-income families, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 24, 1993

Mr. GONZALEZ (for himself and Mrs. ROUKEMA) introduced the following bill; which was referred to the Committee on Banking, Finance and Urban Affairs

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## A BILL

To establish certain programs and demonstrations to assist States and communities in efforts to relieve homelessness, assist local community development organizations, and provide affordable rental housing for low-income families, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Homeless and Commu-  
5 nity Development Amendments Act of 1993”.

1 **SEC. 2. INNOVATIVE HOMELESS INITIATIVES DEMONSTRATION PROGRAM.**  
2

3 (a) IN GENERAL.—Subtitle E of title IV of the Stew-  
4 art B. McKinney Homeless Assistance Act is amended by  
5 adding after section 443 (42 U.S.C. 11402) the following  
6 new section:

7 **“SEC. 444. INNOVATIVE HOMELESS INITIATIVES DEMONSTRATION PROGRAM.**  
8

9 “(a) ESTABLISHMENT OF DEMONSTRATION.—The  
10 Secretary shall carry out a demonstration under this sec-  
11 tion under which the Secretary may provide financial and  
12 technical assistance—

13 “(1) to metropolitan cities, urban counties,  
14 units of general local government, Indian tribes, and  
15 private nonprofit organizations to demonstrate the  
16 desirability and feasibility of carrying out projects  
17 and activities that implement a work plan that pro-  
18 vides for a continuum of care for homeless persons  
19 under subsection (c); and

20 “(2) to States, units of general local govern-  
21 ment, Indian tribes, and private nonprofit organiza-  
22 tions to demonstrate the feasibility and desirability  
23 of carrying out innovative programs to assist home-  
24 less individuals under subsection (d).

25 “(b) GENERAL PROVISIONS.—

1           “(1) DEFINITIONS.—For purposes of this sec-  
2           tion:

3                   “(A) The terms ‘State’, ‘metropolitan city’,  
4                   ‘urban county’, ‘unit of general local govern-  
5                   ment’, ‘Secretary’, and ‘Indian tribe’ have the  
6                   meanings given such terms in section 102(a) of  
7                   the Housing and Community Development Act  
8                   of 1974.

9                   “(B) The term ‘private nonprofit organiza-  
10                  tion’ has the meaning given such term in sec-  
11                  tion 422 of the Stewart B. McKinney Homeless  
12                  Assistance Act.

13                  “(C) The term ‘homeless individual’ has  
14                  the meaning given such term in section 103 of  
15                  the Stewart B. McKinney Homeless Assistance  
16                  Act.

17           “(2) FUNDING.—To such extent or in such  
18           amounts as have been provided in appropriation  
19           Acts for fiscal year 1994, \$150,000,000 shall be  
20           available to the Secretary to carry out the dem-  
21           onstration under this section in such fiscal year, of  
22           which—

23                   “(A) \$50,000,000 shall be from any  
24                   amounts made available to carry out the shelter

1 plus care program under subtitle F of this title  
2 in such fiscal year;

3 “(B) \$40,000,000 shall be from any  
4 amounts made available to carry out the sup-  
5 portive housing program under subtitle C of  
6 this title in such fiscal year;

7 “(C) \$25,000,000 shall be from any  
8 amounts made available to carry out the  
9 HOME Investment Partnerships Act in such  
10 fiscal year;

11 “(D) \$25,000,000 shall be from any  
12 amounts made available to carry out the com-  
13 munity development block grants program  
14 under title I of the Housing and Community  
15 Development Act of 1974 in such fiscal year;  
16 and

17 “(E) \$10,000,000 shall be from any  
18 amounts made available under section 402 of  
19 the Cranston-Gonzalez National Affordable  
20 Housing Act to carry out the HOPE home-  
21 ownership programs in such fiscal year.

22 Of any amounts made available to carry out the  
23 demonstration under this section, 50 percent shall  
24 be available for assistance under subsection (c) and

1 50 percent shall be available for assistance under  
2 subsection (d).

3 “(c) HOMELESS CRISIS FUNDING.—

4 “(1) DESIGNATION.—The Secretary shall des-  
5 ignate such metropolitan cities, urban counties, units  
6 of general local government (including units in rural  
7 areas), and Indian tribes as areas eligible for assist-  
8 ance under this subsection, as the Secretary may de-  
9 termine. The Secretary shall establish criteria for  
10 making such designations, which shall at a minimum  
11 include—

12 “(A) the extent of unmet need of homeless  
13 individuals in the jurisdiction, including those  
14 who are wholly without adequate shelter of any  
15 kind;

16 “(B) the gap between the jurisdiction’s ex-  
17 isting system of assisting homeless persons and  
18 the continuum of care model described in para-  
19 graph (2);

20 “(C) the degree of cooperation between the  
21 jurisdiction and nonprofit homeless service pro-  
22 viders;

23 “(D) the degree to which private nonprofit  
24 and for-profit entities express willingness to

1           make financial and other commitments to the  
2           jurisdiction’s homeless assistance efforts; and

3                   “(E) national geographic diversity in the  
4           designation of jurisdictions.

5           After selecting areas for designation under this  
6           paragraph but before designating such areas, the  
7           Secretary shall consult with the Committee on Bank-  
8           ing, Finance and Urban Affairs of the House of  
9           Representatives and the Committee on Banking,  
10          Housing, and Urban Affairs of the Senate regarding  
11          such designations.

12                   “(2) WORK PLAN.—To receive assistance under  
13          this subsection within a designated jurisdiction, the  
14          jurisdiction or a private nonprofit organization shall  
15          submit to the Secretary a work plan that shall, at  
16          a minimum—

17                           “(A) describe existing conditions for home-  
18                           less persons and families throughout the juris-  
19                           diction;

20                           “(B) set forth a realistic and feasible strat-  
21                           egy that contains specific projects and activities  
22                           resulting in a continuum of care for the juris-  
23                           diction’s homeless persons and targets, goals,  
24                           and strategies for implementation and comple-  
25                           tion of such projects and activities;

1           “(C) be prepared with appropriate coopera-  
2           tion from affected governments and government  
3           agencies, private nonprofit organizations, and  
4           contributing for-profit entities;

5           “(D) specify those projects and activities  
6           for which the jurisdiction requests funding from  
7           the Secretary under this subsection and the  
8           amounts thereby requested; and

9           “(E) specify courses, amounts, and time-  
10          tables for the financing of other projects and  
11          activities.

12          “(3) DESIGNATION.—The designation referred  
13          to in paragraph (1) and assistance provided under  
14          this subsection shall be made on a noncompetitive  
15          basis.

16          “(d) INNOVATIVE PROJECT FUNDING.—

17                 “(1) AUTHORITY.—The Secretary is authorized  
18                 to provide assistance under this subsection to States,  
19                 units of general local government (including units in  
20                 rural areas), Indian tribes, and private nonprofit or-  
21                 ganizations for assistance for innovative programs to  
22                 assist homeless individuals.

23                 “(2) APPLICATIONS.—Applications for assist-  
24                 ance under this subsection shall be in such form,  
25                 and shall include such information, as the Secretary

1 shall determine. Each application shall contain, at a  
2 minimum—

3 “(A) a description of the existing condi-  
4 tions for homeless individuals in the jurisdic-  
5 tion;

6 “(B) an explanation of how the proposed  
7 project will further the efforts of the jurisdic-  
8 tion to meet the housing and supportive services  
9 needs of homeless individuals through an inte-  
10 grated and coordinated system;

11 “(C) evidence that the application has been  
12 prepared in coordination with appropriate gov-  
13 ernmental entities, private nonprofit organiza-  
14 tions, and for-profit entities; and

15 “(D) a description of the projects and ac-  
16 tivities for which the applicant is requesting  
17 funding under this subsection and the amounts  
18 requested.

19 “(3) CRITERIA.—The Secretary shall establish  
20 selection criteria for awarding assistance under this  
21 subsection, which shall include, at a minimum—

22 “(A) the extent of the commitment of the  
23 applicant to alleviating poverty and homeless-  
24 ness;

1           “(B) the extent of the applicant’s continu-  
2           ing capacity to effectively provide assistance to  
3           homeless individuals;

4           “(C) the extent to which the project or ac-  
5           tivity is innovative and may be replicable or  
6           serve as a model for implementation in other  
7           jurisdictions; and

8           “(D) diversity by geography and commu-  
9           nity type.

10          “(4) APPROACH.—Assistance under this sub-  
11          section may be used to provide innovative ap-  
12          proaches for, or alternative means of, meeting the  
13          immediate long-term needs of homeless individuals  
14          by assisting—

15               “(A) the purchase, lease, renovation, oper-  
16               ation, or conversion of facilities to assist the  
17               homeless, which facilities shall be safe and sani-  
18               tary and, when appropriate, meet all applicable  
19               State and local housing and building codes and  
20               licensing requirements;

21               “(B) the provision of supportive services  
22               for the homeless; and

23               “(C) such other activities as the Secretary  
24               may prescribe.

1           “(5) REQUIREMENTS.—The Secretary shall es-  
2           tablish requirements for assistance under this sub-  
3           section, which may include limitations on adminis-  
4           trative expenses, terms of renewal funding for short-  
5           term lease projects, and requirements for repayment  
6           of assistance under this subsection when the project  
7           ceases to be used to assist the homeless in accord-  
8           ance with the provision of this subsection.

9           “(e) REPORTS.—The Secretary shall submit an an-  
10          nual report to the Congress for each fiscal year in which  
11          the Secretary provides assistance under the demonstration  
12          under this section. The reports shall describe the activities  
13          carried out with assistance under the demonstration and  
14          set forth any findings and recommendations of the Sec-  
15          retary as a result of the demonstration. Each such report  
16          shall be submitted not later than the expiration of the 3-  
17          month period beginning upon the conclusion of the fiscal  
18          year for which the report is made.”.

19          (b) CLERICAL AMENDMENT.—The table of contents  
20          in section 101(b) of the Stewart B. McKinney Homeless  
21          Assistance Act is amended by inserting after the item re-  
22          lating to section 443 the following new item:

            “Sec. 444. Innovative Homeless Initiatives Demonstration Program.”.

23          **SEC. 3. MOVING TO OPPORTUNITY FOR FAIR HOUSING.**

24          Section 152(e) of the Housing and Community Devel-  
25          opment Act of 1992 (42 U.S.C. 1437f note) is amended—

1 (1) in the first sentence, by striking  
2 “\$52,100,000” and inserting “\$165,000,000”; and

3 (2) by adding at the end the following new sen-  
4 tence: “No amounts appropriated for fiscal year  
5 1994 to carry out the demonstration under this sec-  
6 tion may be obligated to any public housing agency  
7 or expended before the Secretary submits to the  
8 Congress a report describing how amounts made  
9 available for the demonstration in fiscal year 1993  
10 were allocated and expended and containing the in-  
11 formation required in interim reports under sub-  
12 section (d)(1), to the extent such information is  
13 available to the Secretary.

14 **SEC. 4. ASSISTANCE FOR LOCAL COMMUNITY DEVELOP-**  
15 **MENT ORGANIZATIONS.**

16 (a) **AUTHORITY.**—The Secretary of Housing and  
17 Urban Development may provide assistance under this  
18 section to the National Community Development Initiative  
19 for making grants under this section to community devel-  
20 opment support organizations for such organizations to  
21 assist local community development organizations in in-  
22 creasing their technical and administrative capacities and  
23 carrying out community development projects and activi-  
24 ties and developing affordable housing, and to provide

1 technical and predevelopment assistance relating to such  
2 community development and housing projects.

3 (b) ASSISTANCE TO LOCAL COMMUNITY DEVELOP-  
4 MENT ORGANIZATIONS.—A community development sup-  
5 port organization that receives a grant under this section  
6 shall use any such amounts to carry out the following ac-  
7 tivities and provide the following assistance:

8 (1) CAPACITY BUILDING.—Providing training,  
9 education, support, and advice to local community  
10 development organizations to enhance the technical  
11 and administrative capabilities of such organizations  
12 to conduct activities under paragraphs (2) and (3)  
13 and providing amounts for such organizations to ob-  
14 tain such capacity building assistance, which may in-  
15 clude assistance to the staff, management, directors,  
16 and members of such organizations regarding legal,  
17 financial, construction, engineering, property man-  
18 agement, and other matters.

19 (2) COMMUNITY DEVELOPMENT AND HOUSING  
20 ACTIVITIES.—Providing amounts (through loans and  
21 grants) and other assistance for local community de-  
22 velopment organizations to carry out community de-  
23 velopment activities that benefit low-income families  
24 and activities to develop and support affordable  
25 housing, which may include providing financing for

1       rehabilitating, constructing, acquiring, and maintain-  
2       ing affordable housing.

3           (3) PROJECT-RELATED PREDEVELOPMENT AS-  
4       SISTANCE.—Providing technical assistance and  
5       amounts to local community development organiza-  
6       tions for predevelopment activities relating to spe-  
7       cific projects under paragraph (2), which may in-  
8       clude conducting project feasibility analyses, obtain-  
9       ing project consultants, preparing preliminary fi-  
10      nancing applications, obtaining legal, architectural,  
11      and engineering assistance, site acquisition, and title  
12      clearance.

13          (4) OTHER ACTIVITIES.—Other activities, as  
14      determined by the National Community Develop-  
15      ment Initiative in consultation with the Secretary.

16      (c) PROHIBITION OF USE OF GRANT AMOUNTS FOR  
17      SUPPORT ORGANIZATION ADMINISTRATIVE COSTS.—No  
18      amounts from a grant under this section may be used for  
19      administrative costs of a community development support  
20      organization.

21      (d) REQUIREMENTS.—The National Community De-  
22      velopment Initiative may make grants under this section  
23      only to community development support organizations  
24      that—

1           (1) submit to the Secretary an application that  
2 contains—

3           (A) a request for a grant under this sec-  
4 tion that specifies the amount of the assistance  
5 requested;

6           (B) a description of the method by which  
7 the community development support organiza-  
8 tion will select local community development or-  
9 ganizations to assist;

10           (C) specification of the intended bene-  
11 ficiaries of assistance provided by the commu-  
12 nity development support organization;

13           (D) measurable goals by which to deter-  
14 mine the effectiveness of the use of the grant  
15 amounts; and

16           (E) such other information as the Sec-  
17 retary may require;

18           (2) are selected by the Secretary under sub-  
19 section (f); and

20           (3) agree to comply with the provisions of this  
21 section and provide assistance in the manner de-  
22 scribed in the application of the organization ap-  
23 proved by the Secretary.

24           (e) MATCHING REQUIREMENT.—

1           (1) IN GENERAL.—The Secretary may not pro-  
2           vide any assistance to the National Community De-  
3           velopment Initiative from amounts made available  
4           for this section unless the Secretary determines that  
5           an amount equal to 3 times the amount to be pro-  
6           vided by the Secretary has been made available to  
7           the National Community Development Initiative  
8           from private foundations and corporations for use  
9           with grant amounts for the purposes under sub-  
10          section (b).

11          (2) UNUSED AMOUNTS.—Any amounts appro-  
12          priated to carry out this section for a fiscal year  
13          which may not be used because matching amounts  
14          pursuant to paragraph (1) have not been made  
15          available in the year, shall be available or committed  
16          on October 1 of the next fiscal year for the purposes  
17          under paragraph (1) or (2) of section 205 of the  
18          Cranston-Gonzalez National Affordable Housing  
19          Act, in the discretion of the Secretary.

20          (f) SELECTION.—

21                 (1) IN GENERAL.—The Secretary shall select  
22                 community development support organizations for  
23                 grants under this section from among organizations  
24                 submitting applications under subsection (d)(1).

1           (2) CRITERIA.—The Secretary shall make selec-  
2           tions under paragraph (1) based on the information  
3           contained in the applications, the capacity and expe-  
4           rience of such organizations to provide training, sup-  
5           port, advice, and assistance to local community de-  
6           velopment organizations, and such other criteria as  
7           the Secretary shall establish.

8           (3) CONSULTATION.—In establishing the con-  
9           tent of the criteria under paragraph (2), the relative  
10          weight to be given to the various criteria, and the  
11          process under this subsection for selection of appli-  
12          cations for grants under this section, the Secretary  
13          shall consult with the National Community Develop-  
14          ment Initiative and the members of such Initiative.

15          (g) REPORTS.—

16          (1) GAO.—Not later than 3 years after the  
17          date of the enactment of this section, the Comptrol-  
18          ler General of the United States shall submit a re-  
19          port to the Congress describing the effectiveness of  
20          the use, by community development support organi-  
21          zations and local community development organiza-  
22          tions, of amounts from grants under this section.

23          (2) SECRETARY.—Not later than 15 months  
24          after the date that amounts made available pursuant  
25          to subsection (i)(1) are first disbursed to the Na-

1 tional Community Development Initiative, and annu-  
2 ally thereafter for 3 years, the Secretary shall sub-  
3 mit a report to the Congress describing the activities  
4 carried out by community development support orga-  
5 nizations and local community development organi-  
6 zations with amounts provided under this section  
7 and matching amounts, the effectiveness of such ac-  
8 tivities, and any other findings of the Secretary as  
9 a result of assistance provided under this section.

10 (h) DEFINITIONS.—For purposes of this section:

11 (1) DISTRESSED AREA.—The term “distressed  
12 area” means an area in which the percentage of the  
13 families residing in the area that are low-income  
14 families is substantially higher than such percentage  
15 for the region in which the area is located, or that  
16 possesses other characteristics indicating a need for  
17 housing or community development assistance, as  
18 determined by the community development support  
19 organizations.

20 (2) GRANT.—The term “grant under this sec-  
21 tion” means a grant with assistance provided under  
22 subsection (a) by the Secretary from amounts appro-  
23 priated pursuant to subsection (i)(1). Such term  
24 does not include assistance provided with any  
25 amounts made available by private foundations and

1 corporations pursuant to the requirement under sub-  
2 section (e).

3 (3) LOCAL COMMUNITY DEVELOPMENT ORGANI-  
4 ZATIONS.—The term “local community development  
5 organization” means a nonprofit organization—

6 (A) that has among its principal purposes  
7 the provision of affordable housing in a dis-  
8 tressed area or conducting community develop-  
9 ment activities that primarily benefit low-in-  
10 come families in a distressed area; and

11 (B) whose governing board is comprised of  
12 business, civic, and community leaders and resi-  
13 dents of the distressed area in which the orga-  
14 nization carries out its activities.

15 The term includes community development corpora-  
16 tions and community housing development organiza-  
17 tions (as such term is defined in section 104 of the  
18 Cranston-Gonzalez National Affordable Housing  
19 Act).

20 (4) COMMUNITY DEVELOPMENT SUPPORT OR-  
21 GANIZATION.—The term “community development  
22 support organization” means a nonprofit organiza-  
23 tion funded by the National Community Develop-  
24 ment Initiative that—

1 (A) has among its principal purposes pro-  
2 viding assistance throughout the United States  
3 to local community development organizations  
4 to facilitate such local organizations' activities  
5 to develop or maintain affordable housing or re-  
6 vitalize distressed communities;

7 (B) has demonstrated experience and abil-  
8 ity in providing a range of assistance to local  
9 community development organizations, which  
10 may include financing, technical assistance,  
11 construction activities, property management,  
12 and training; and

13 (C) meets standards of fiscal responsibility  
14 established by the Secretary.

15 (i) FUNDING.—

16 (1) IN GENERAL.—Amounts made available for  
17 carrying out the HOME Investment Partnerships  
18 Act for fiscal year 1994 shall be made available for  
19 use under this section to such extent or in such  
20 amounts as are provided in appropriation Acts, ex-  
21 cept that the amount so made available for use  
22 under this section may not exceed \$25,000,000.

23 (2) COMMUNITY HOUSING PARTNERSHIP AC-  
24 TIVITIES.—Section 205(1) of the Cranston-Gonzalez  
25 National Affordable Housing Act (42 U.S.C.

1 12724(1)) is amended by striking “\$14,000,000”  
2 the second place it appears and inserting  
3 “\$25,000,000”.

4 **SEC. 5. SECTION 8 COMMUNITY INVESTMENT DEMONSTRATION PROGRAM.**  
5

6 (a) **AUTHORITY.**—Using amounts available pursuant  
7 to section 5(c)(7)(B)(ii) of the United States Housing Act  
8 of 1937, the Secretary of Housing and Urban Develop-  
9 ment (in this section referred to as the “Secretary”) shall  
10 carry out a demonstration program to provide project-  
11 based rental assistance under section 8 of such Act on be-  
12 half of low-income families residing in housing that is con-  
13 structed, rehabilitated, or acquired pursuant to a loan or  
14 other financing from an eligible pension fund.

15 (b) **CONTRACT TERMS.**—Assistance provided under  
16 the demonstration under this section with respect to eligi-  
17 ble housing—

18 (1) shall be project-based assistance that is at-  
19 tached to the eligible housing; and

20 (2) shall be provided pursuant to a contract en-  
21 tered into by the Secretary and the owner of the eli-  
22 gible housing that—

23 (A) provides such assistance for a term of  
24 not less than 60 months and not more than 180  
25 months; and

1 (B) provides that the contract rents for  
2 dwelling units in the eligible housing shall be  
3 determined by the Secretary taking into consid-  
4 eration any costs for construction, rehabilita-  
5 tion, or acquisition of the housing, except that  
6 such contract rent may not exceed the contract  
7 rent permitted pursuant to section 8 of the  
8 United States Housing Act of 1937.

9 (c) ELIGIBLE HOUSING.—The Secretary may enter  
10 into a commitment to provide assistance pursuant to this  
11 section with respect to a housing project only if—

12 (1) the housing is—

13 (A) a multifamily housing project owned  
14 by the Secretary or subject to a mortgage held  
15 by the Secretary that is delinquent, under a  
16 workout agreement, or being foreclosed upon by  
17 the Secretary;

18 (B) designated by the Secretary under sec-  
19 tion 24(b) of the United States Housing Act of  
20 1937 as a severely distressed public housing  
21 project;

22 (C) a multifamily housing project eligible  
23 for assistance for troubled projects under sec-  
24 tion 201 of the Housing and Community Devel-  
25 opment Amendments of 1978;

1 (D) a multifamily housing project located  
2 in a empowerment zone or enterprise commu-  
3 nity designated pursuant to Federal law; or

4 (E) any other multifamily housing project,  
5 including a project to be occupied by homeless  
6 persons (as such term is defined in section 103  
7 of the Stewart B. McKinney Homeless Assist-  
8 ance Act) or homeless families;

9 (2) the Secretary determines that the owner of  
10 the housing has obtained commitments, satisfactory  
11 in the determination of the Secretary, for financing  
12 for the construction, acquisition, or rehabilitation of  
13 the housing from an eligible pension fund;

14 (3) the mortgage for the housing meets such  
15 standards regarding financing and securitization as  
16 the Secretary may establish;

17 (4) in the case of any housing that is to be con-  
18 structed, the Secretary determines that the owner of  
19 the housing has provided reasonable assurances to  
20 the Secretary that the owner will own or have con-  
21 trol of a site for the housing (which may be a suit-  
22 able site different from the site specified in the ap-  
23 plication under subsection (d)) not later than 12  
24 months after notification of the award of assistance  
25 under this section;

1           (5) the housing and any work done with respect  
2           to the housing will comply with any applicable envi-  
3           ronmental laws or regulations;

4           (6) the construction, rehabilitation, or acquisi-  
5           tion of the housing is not inconsistent with the ap-  
6           proved comprehensive housing affordability strategy  
7           under title I of the Cranston-Gonzalez National Af-  
8           fordable Housing Act for the jurisdiction in which  
9           the housing is located; and

10          (7) the housing complies with any other re-  
11          quirements established by the Secretary to carry out  
12          the demonstration under this section.

13          (d) APPLICATIONS.—The Secretary shall provide for  
14          the owners of eligible housing, together with the eligible  
15          pension funds providing financing for the housing, to  
16          jointly submit applications for assistance under this sec-  
17          tion. An application shall include a description of the hous-  
18          ing to be constructed, rehabilitated, or acquired, the loca-  
19          tion of the housing (or the site for the construction of the  
20          housing), the terms of the financing by the eligible pension  
21          fund, a request for a specific amount of assistance under  
22          this section for a specific term, and such other information  
23          as the Secretary may require.

24          (e) SELECTION AND DETERMINATION OF ASSIST-  
25          ANCE.—The Secretary shall select eligible housing for as-

1 sistance under this section from among applications sub-  
2 mitted pursuant to subsection (d) and, subject to the pro-  
3 visions of this section, shall determine the amount of as-  
4 sistance to be provided for selected housing that is appro-  
5 priate to maintain the affordability and feasibility of the  
6 housing.

7 (f) RELATION TO PHA PROJECT-BASED LIMIT.—  
8 Project-based assistance provided under this section shall  
9 not be considered for purposes of any limitation under sec-  
10 tion 8(d)(2) of the United States Housing Act of 1937  
11 regarding the amount of assistance under such section  
12 that may be attached to the structure.

13 (g) USE IN PROPERTY DISPOSITION PROGRAM.—

14 (1) AUTHORITY.—Notwithstanding any provi-  
15 sion of section 203 of the Housing and Community  
16 Development Amendments of 1978, assistance pro-  
17 vided in connection with the disposition of a multi-  
18 family housing project under such section 203 may  
19 have a contract term of less than 15 years if such  
20 assistance is provided (A) under a contract under  
21 the demonstration under this section, and (B) pur-  
22 suant to a disposition plan under such section 203  
23 for the project that is approved under such section  
24 by the Secretary as otherwise in compliance with the  
25 requirements of such section.

1           (2) ALLOCATION.—Of the amounts made avail-  
2           able in each fiscal year for assistance under the  
3           demonstration under this section, a significant  
4           amount may be used in connection with the disposi-  
5           tion under section 203 of the Housing and Commu-  
6           nity Development Amendments of 1978 of eligible  
7           housing.

8           (h) REPORTS.—

9           (1) GAO.—The Comptroller General of the  
10          United States shall submit to the Congress reports  
11          under this paragraph evaluating the effectiveness of  
12          the demonstration under this section. Such reports  
13          shall be submitted not later than the expiration of  
14          the 2-year period beginning on the date of the enact-  
15          ment of this section and not later than the expira-  
16          tion of the 6-month period beginning upon the ter-  
17          mination date under subsection (k).

18          (2) SECRETARY.—The Secretary shall submit  
19          an annual report to the Congress for each fiscal year  
20          in which the Secretary provides assistance pursuant  
21          to contracts entered into under this section. The re-  
22          ports shall summarize the activities carried out  
23          under this section, describe the housing assisted and  
24          the amounts of assistance provided, and include any  
25          findings and recommendations of the Secretary as a

1 result of the demonstration under this section. Each  
2 such report shall be submitted not later than the ex-  
3 piration of the 3-month period beginning upon the  
4 conclusion of the fiscal year for which the report is  
5 made.

6 (i) DEFINITIONS.—For purposes of this section:

7 (1) The term “eligible housing” means housing  
8 for which the requirements under subsection (c)  
9 have been met.

10 (2) The term “eligible pension fund” means  
11 any—

12 (A) trust, fund, plan, or other program es-  
13 tablished or maintained by any employer or  
14 other person for the purpose of providing in-  
15 come or benefits to employees after the termi-  
16 nation of employment or deferring income by  
17 employees until after the termination of employ-  
18 ment, or

19 (B) other entity that invests principally the  
20 amounts of any trust, fund, plan, or other pro-  
21 gram referred to in subparagraph (A),  
22 that the Secretary considers appropriate for pur-  
23 poses of this section.

24 (j) REGULATIONS.—The Secretary shall issue any  
25 final regulations necessary to carry out this section not

1 later than the expiration of the 45-day period beginning  
2 on the date of the enactment of this section.

3 (k) TERMINATION DATE.—The Secretary may not  
4 enter into any new commitment to provide assistance  
5 under this section after September 30, 1998.

6 (l) FUNDING.—Section 5(c)(7)(B)(ii) of the United  
7 States Housing Act of 1937 (42 U.S.C.  
8 1437c(c)(7)(B)(ii)) is amended by inserting after  
9 “8(i)(2);” the following: “and of which not more than  
10 \$100,000,000 shall be available for the community invest-  
11 ment demonstration program under section 5 of the  
12 Homeless and Community Development Amendments Act  
13 of 1993;”.

○

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