

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 7

To provide necessary emergency community development and housing assistance to stimulate economic growth in the United States, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 5, 1993

Mr. GONZALEZ (for himself, Mr. SCHUMER, Mr. FRANK of Massachusetts, Mr. KENNEDY, Mr. FLAKE, Mr. MFUME, Ms. WATERS, Ms. MALONEY, Mr. RUSH, Ms. FURSE, Mr. HINCHEY, and Mr. SANDERS) introduced the following bill; which was referred to the Committee on Banking, Finance and Urban Affairs

MARCH 10, 1994

Additional sponsors: Mr. GUTIERREZ, Ms. NORTON, Mr. DE LUGO, Mr. LAFALCE, Mr. OBERSTAR, Mr. RANGEL, Mr. BLACKWELL, Mr. HILLIARD, Ms. ROYBAL-ALLARD, Mr. WATT, Ms. MCKINNEY, Ms. VELÁZQUEZ, and Mr. ENGEL

Deleted sponsor: Mrs. MALONEY (added January 5, 1993; deleted November 22, 1993)

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## A BILL

To provide necessary emergency community development and housing assistance to stimulate economic growth in the United States, 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,*

1 **SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the  
3 “Emergency Community Development Act of 1993”.

4 (b) TABLE OF CONTENTS.—

- Sec. 1. Short title and table of contents.
- Sec. 2. Findings and purpose.

TITLE I—TEMPORARY ASSISTANCE FOR COMMUNITY  
DEVELOPMENT ACTIVITIES

- Sec. 101. Purpose.
- Sec. 102. Definitions and designation of public agencies.
- Sec. 103. Authorization of appropriations.
- Sec. 104. Statement of projected activities and compliance.
- Sec. 105. Eligible activities.
- Sec. 106. Allocation and distribution of funds.
- Sec. 107. Nondiscrimination.
- Sec. 108. Labor standards.
- Sec. 109. Remedies for noncompliance.
- Sec. 110. Consultation.
- Sec. 111. Interstate agreements.
- Sec. 112. Regulations.

TITLE II—HOMEOWNERSHIP ASSISTANCE

- Sec. 201. National Homeownership Trust demonstration.

TITLE III—RURAL HOUSING ASSISTANCE

- Sec. 301. Section 502 rural housing loans.
- Sec. 302. Section 504 housing improvement loans and grants.
- Sec. 303. Section 515 rental housing loans.
- Sec. 304. Housing for rural homeless and migrant farmworkers.
- Sec. 305. Rental assistance payment contracts.

5 **SEC. 2. FINDINGS AND PURPOSE.**

6 (a) FINDINGS.—The Congress finds that—

7 (1) the United States is currently in a period  
8 of economic distress;

9 (2) the recession has resulted in a significant  
10 loss of jobs and economic hardship in the United  
11 States;

1           (3) in addition to the problems resulting from  
2           the recession, the general quality of life in cities and  
3           other areas of the Nation has declined;

4           (4) reduced spending by the Federal Govern-  
5           ment has caused severe economic problems for State  
6           and local governments and has caused vital basic  
7           needs, such as livable cities, towns, and rural com-  
8           munities, to remain unaddressed;

9           (5) the Federal Government can promote eco-  
10          nomic recovery in the United States by providing  
11          State and local governments with much needed as-  
12          sistance to address the basic needs of their citizens,  
13          including decent and safe communities, streets, and  
14          housing; and

15          (6) more than 22,000 jobs are created for every  
16          \$1,000,000,000 expended through construction con-  
17          tracts.

18          (b) PURPOSE.—The purpose of this Act, therefore,  
19          is to provide needed emergency assistance to State and  
20          local governments to enable them to better meet the needs  
21          of their citizens, make their cities, towns, and rural com-  
22          munities safer and more livable, and provide employment  
23          opportunities to stimulate economic growth in the United  
24          States.

1 **TITLE I—TEMPORARY ASSIST-**  
2 **ANCE FOR COMMUNITY DE-**  
3 **VELOPMENT ACTIVITIES**

4 **SEC. 101. PURPOSE.**

5 The purpose of this title is to provide temporary as-  
6 sistance to State and local governments to allow such enti-  
7 ties to address vital unmet needs and to promote the cre-  
8 ation of jobs and economic development.

9 **SEC. 102. DEFINITIONS AND DESIGNATION OF PUBLIC**  
10 **AGENCIES.**

11 (a) REFERENCE TO HOUSING AND COMMUNITY DE-  
12 VELOPMENT ACT OF 1974.—Except as provided in sub-  
13 section (b), for purposes of this title the terms defined in  
14 section 102(a) of the Housing and Community Develop-  
15 ment Act of 1974 shall have the meaning given such terms  
16 under such section 102.

17 (b) EXCEPTIONS.—

18 (1) METROPOLITAN CITY.—For purposes of  
19 this title, the term “metropolitan city” means any  
20 city or unit of general local government that is clas-  
21 sified as a metropolitan city for purposes of title I  
22 of the Housing and Community Development Act of  
23 1974 for fiscal year 1993.

24 (2) URBAN COUNTY.—For purposes of this  
25 title, the term “urban county” means any county

1 that is classified as an urban county for purposes of  
2 title I of the Housing and Community Development  
3 Act of 1974 for fiscal year 1993, and includes any  
4 units of general local government whose populations  
5 are included in the urban county for such purposes  
6 for such fiscal year.

7 (3) AGE OF HOUSING.—For purposes of this  
8 title, the term “age of housing” means the number  
9 of existing housing units constructed in 1950 or ear-  
10 lier based on data compiled by the United States  
11 Bureau of the Census and referable to the same  
12 point or period in time.

13 (c) DESIGNATION OF PUBLIC AGENCIES.—One or  
14 more public agencies, including existing local public agen-  
15 cies, may be designated by the chief executive officer of  
16 a State or unit of general local government to undertake  
17 activities assisted under this title.

18 (d) DATA.—Where appropriate, the definitions estab-  
19 lished and referred to under this section shall be based  
20 on the data used pursuant to section 102(b) of the Hous-  
21 ing and Community Development Act of 1974 with respect  
22 to fiscal year 1993. The Secretary of Housing and Urban  
23 Development may by regulation change or otherwise mod-  
24 ify the meaning of the terms defined or referred to under  
25 this section in order to reflect any technical change or

1 modification thereof made after the date referred to in the  
2 first sentence of such section 102(b) (with respect to fiscal  
3 year 1993) by the United States Bureau of the Census  
4 or the Office of Management and Budget.

5 **SEC. 103. AUTHORIZATION OF APPROPRIATIONS.**

6 The Secretary of Housing and Urban Development  
7 is authorized to make grants to States, units of general  
8 local government, and Indian tribes to carry out activities  
9 in accordance with the provisions of this title. For pur-  
10 poses of assistance under section 106, there is authorized  
11 to be appropriated \$25,000,000,000 for fiscal year 1993.  
12 Notwithstanding section 106, of any amounts appro-  
13 priated under this section for fiscal year 1993, the Sec-  
14 retary shall, to the extent approved in appropriations Acts,  
15 make available \$15,000,000 for grants in Guam, the Vir-  
16 gin Islands, American Samoa, the Commonwealth of the  
17 Northern Mariana Islands, and the Trust Territory of the  
18 Pacific Islands.

19 **SEC. 104. STATEMENT OF PROJECTED ACTIVITIES AND**  
20 **COMPLIANCE.**

21 (a) STATEMENT OF PROJECTED USES OF GRANTS.—  
22 Prior to the receipt of a grant under section 106(b) by  
23 any metropolitan city or urban county, under section  
24 106(d) by any State, or under section 106(d)(2)(B) by any  
25 unit of general local government, the grantee shall submit

1 to the Secretary a statement of community development  
2 objectives and projected use of funds, which shall include  
3 the certifications required under subsection (b) of this sec-  
4 tion. In the case of metropolitan cities and urban counties  
5 receiving grants pursuant to section 106(b) and in the  
6 case of units of general local government receiving grants  
7 pursuant to section 106(d)(2)(B), the statement of pro-  
8 jected use of funds shall consist of proposed community  
9 development activities. In the case of States receiving  
10 grants pursuant to section 106(d), the statement of pro-  
11 jected use of funds shall consist of the method by which  
12 the States will distribute funds to units of general local  
13 government. Each such statement shall contain a certifi-  
14 cation indicating that the statement has been reviewed and  
15 approved by the chief executive officer or other officer of  
16 the grantee qualified to make such certification under reg-  
17 ulations issued by the Secretary.

18 (b) REQUIRED CERTIFICATIONS.—Any grant under  
19 section 106 shall be made only if the grantee certifies  
20 that—

21 (1) the grant will be conducted and adminis-  
22 tered in conformity with the Civil Rights Act of  
23 1964 and the Civil Rights Act of 1968 and the  
24 grantee will affirmatively further fair housing;

1           (2) the projected use of funds has been devel-  
2           oped in a manner that gives maximum feasible prior-  
3           ity to activities which are designed to meet commu-  
4           nity development needs that have been delayed be-  
5           cause of the lack of fiscal resources of the grantee  
6           or which are designed to address conditions that  
7           pose a serious and immediate threat to the health or  
8           welfare of the community;

9           (3) any projected use of funds for public serv-  
10          ices will benefit primarily low- and moderate-income  
11          families;

12          (4) the grantee will not attempt to recover any  
13          capital costs of public improvements assisted in  
14          whole or part under section 106 by assessing any  
15          amount against properties owned and occupied by  
16          persons of low- and moderate-income, including any  
17          fee charged or assessment made as a condition of  
18          obtaining access to such public improvements, un-  
19          less—

20                 (A) funds received under section 106 are  
21                 used to pay the proportion of such fee or as-  
22                 sessment that relates to the capital costs of  
23                 such public improvements that are financed  
24                 from revenue sources other than under this  
25                 title; or

1 (B) for purposes of assessing any amount  
2 against properties owned and occupied by per-  
3 sons of moderate income, the grantee certifies  
4 to the Secretary that it lacks sufficient funds  
5 received under section 106 to comply with the  
6 requirements of subparagraph (A); and

7 (5) the grantee will comply with the other pro-  
8 visions of this title and with other applicable laws.

9 (c) ANTIDISPLACEMENT AND RELOCATION PLAN.—

10 (1) REQUIREMENT.—A grant under section 106  
11 may be made only if the grantee certifies that it is  
12 complying with a residential antidisplacement and  
13 relocation assistance plan under this section. A  
14 grantee receiving a grant under section 106(a) or  
15 (b) shall so certify to the Secretary. A unit of gen-  
16 eral local government receiving amounts from a  
17 State under section 106(d) shall so certify to the  
18 State, and a unit of general local government receiv-  
19 ing amounts from the Secretary under section  
20 106(d) shall so certify to the Secretary.

21 (2) CONTENTS.—The residential antidisplace-  
22 ment and relocation assistance plan shall, in connec-  
23 tion with a development project assisted under sec-  
24 tion 106—

1 (A) provide that, in the event of such dis-  
2 placement—

3 (i) governmental agencies or private  
4 developers shall provide, within the same  
5 community, comparable replacement dwell-  
6 ings for the same number of occupants as  
7 could have been housed in the occupied  
8 and vacant occupiable low- and moderate-  
9 income dwelling units demolished or con-  
10 verted to a use other than for housing for  
11 low- and moderate-income persons, and  
12 provide that such replacement housing may  
13 include existing housing assisted with  
14 project-based assistance provided under  
15 section 8 of the United States Housing Act  
16 of 1937;

17 (ii) such comparable replacement  
18 dwellings shall be designed to remain af-  
19 fordable to persons of low- and moderate-  
20 income for a period of 10 years beginning  
21 upon initial occupancy;

22 (iii) relocation benefits shall be pro-  
23 vided for all low- or moderate-income per-  
24 sons who occupied housing demolished or  
25 converted to a use other than for low- or

1 moderate-income housing, including reim-  
2 bursement for actual and reasonable mov-  
3 ing expenses, security deposits, credit  
4 checks, and other moving-related expenses,  
5 including any interim living costs; and in  
6 the case of displaced persons of low- and  
7 moderate-income, provide either—

8 (I) compensation sufficient to en-  
9 sure that, for a 5-year period, the dis-  
10 placed families shall not bear, after  
11 relocation, a ratio of shelter costs to  
12 income that exceeds 30 percent; or

13 (II) if elected by a family, a  
14 lump-sum payment equal to the cap-  
15 italized value of the benefits available  
16 under subclause (I) to permit the  
17 household to secure participation in a  
18 housing cooperative or mutual housing  
19 association; and

20 (iv) persons displaced shall be relo-  
21 cated into comparable replacement housing  
22 that is—

23 (I) decent, safe, and sanitary;

24 (II) adequate in size to accommo-  
25 date the occupants;

1 (III) functionally equivalent; and

2 (IV) in an area not subject to un-  
3 reasonably adverse environmental con-  
4 ditions;

5 (B) provide that persons displaced shall  
6 have the right to elect, as an alternative to the  
7 benefits under this subsection, to receive bene-  
8 fits under the Uniform Relocation Assistance  
9 and Real Property Acquisition Policies Act of  
10 1970 if such persons determine that it is in  
11 their best interest to do so; and

12 (C) provide that where a claim for assist-  
13 ance under subparagraph (A)(iv) is denied by a  
14 grantee, the claimant may appeal to the Sec-  
15 retary in the case of a grant under section 106  
16 or to the appropriate State official in the case  
17 of a grant under section 106(d), and that the  
18 decision of the Secretary or the State official  
19 shall be final unless a court determines the de-  
20 cision was arbitrary and capricious.

21 (3) EXCEPTION.—Paragraphs (2)(A)(i) and  
22 (2)(A)(ii) shall not apply in any case in which the  
23 Secretary finds, on the basis of objective data, that  
24 there is available in the area an adequate supply of  
25 habitable affordable housing for low- and moderate-

1 income persons. A determination under this para-  
2 graph shall be final and nonreviewable.

3 (d) APPROVAL AND COMPLIANCE.—

4 (1) APPROVAL.—The Secretary shall review  
5 statements of projected uses of funds submitted  
6 under this section upon receipt. The Secretary shall  
7 approve such statements unless the Secretary deter-  
8 mines that (A) the statement is inconsistent with the  
9 purpose of this title, or (B) the information or cer-  
10 tifications required under this section have not been  
11 provided in a substantially complete manner.

12 (2) COMPLIANCE REPORTS.—Each grantee  
13 under this title shall submit to the Secretary a re-  
14 port, as the Secretary shall require, which shall be  
15 sufficient to describe the actual use of amounts pro-  
16 vided to the grantee under this title. The Secretary  
17 shall require each report under this paragraph to  
18 contain the written approval of the chief executive  
19 officer or other officer of the grantee qualified to  
20 make such approval under regulations issued by the  
21 Secretary. The reports under this paragraph shall be  
22 submitted to the Secretary before January 1, 1995.

23 (e) GAO AUDITS.—To the extent that they relate to  
24 funds provided under this title, the financial transactions  
25 of recipients of such funds may be audited by the General

1 Accounting Office under any rules and regulations pre-  
2 scribed by the Comptroller General of the United States.  
3 The representatives of the General Accounting Office shall  
4 have access to all books, accounts, records, reports, files,  
5 and other papers, things, or property belonging to or in  
6 use by such recipients pertaining to such financial trans-  
7 actions and necessary to facilitate the audit.

8 (f) ENVIRONMENTAL PROTECTION.—

9 (1) RELEASE OF FUNDS.—In order to ensure  
10 that the policies of the National Environmental Pol-  
11 icy Act of 1969 and other provisions of law that fur-  
12 ther the purposes of such Act (as specified in regula-  
13 tions issued by the Secretary) are most effectively  
14 implemented in connection with the expenditure of  
15 funds under this title, and to assure to the public  
16 undiminished protection of the environment, the Sec-  
17 retary, in lieu of the environmental protection proce-  
18 dures otherwise applicable, may under regulations  
19 provide for the release of funds for particular  
20 projects to recipients of assistance under this title  
21 who assume all of the responsibilities for environ-  
22 mental review, decision making, and action pursuant  
23 to such Act, and such other provisions of law as the  
24 regulations of the Secretary specify, that would  
25 apply to the Secretary were the Secretary to under-

1 take such projects as Federal projects. The Sec-  
2 retary shall issue regulations to carry out this sub-  
3 section only after consultation with the Council on  
4 Environmental Quality.

5 (2) REQUEST FOR RELEASE.—The Secretary  
6 shall approve the release of funds for projects sub-  
7 ject to the procedures authorized by this subsection  
8 only if, at least 15 days prior to such approval and  
9 prior to any commitment of funds to such projects  
10 other than for environmental studies, the recipient of  
11 assistance under this title has submitted to the Sec-  
12 retary a request for such release accompanied by a  
13 certification which meets the requirements of para-  
14 graph (3). The Secretary's approval of any such cer-  
15 tification shall be deemed to satisfy the responsibil-  
16 ities of the Secretary under the National Environ-  
17 mental Policy Act of 1969 and such other provisions  
18 of law as the regulations of the Secretary specify in-  
19 sofar as those responsibilities relate to the release of  
20 funds for projects to be carried out pursuant thereto  
21 which are covered by such certification.

22 (3) CERTIFICATION.—A certification under the  
23 procedures authorized by this subsection shall—

24 (A) be made in a form acceptable to the  
25 Secretary;

1 (B) be executed by the chief executive offi-  
2 cer or other officer of the recipient of assistance  
3 under this title qualified under regulations of  
4 the Secretary;

5 (C) specify that the recipient of assistance  
6 under this title has fully carried out its respon-  
7 sibilities as described in paragraph (1); and

8 (D) specify that the certifying officer (i)  
9 consents to assume the status of a responsible  
10 Federal official under the National Environ-  
11 mental Policy Act of 1969 and each provision  
12 of law specified in regulations issued by the  
13 Secretary to the extent that the provisions of  
14 such Act or other such provision of law apply  
15 pursuant to paragraph (1) of this subsection,  
16 and (ii) is authorized and consents on behalf of  
17 the recipient of assistance under this title and  
18 such officer to accept the jurisdiction of the  
19 Federal courts for the purpose of enforcement  
20 of the responsibilities as such an official.

21 (4) STATE RESPONSIBILITIES.—In the case of  
22 grants made to States pursuant to section 106(d),  
23 the State shall perform the actions of the Secretary  
24 described in paragraph (2) of this subsection and  
25 the performance of such actions shall be deemed to

1 satisfy the Secretary's responsibilities referred to in  
2 the second sentence of such paragraph.

3 (g) RETENTION OF PROGRAM INCOME.—

4 (1) IN GENERAL.—Notwithstanding any other  
5 provision of law, any unit of general local govern-  
6 ment may retain any program income that is real-  
7 ized from any grant made by the Secretary, or any  
8 amount distributed by a State, under section 106 if  
9 (1) such income was realized after the initial dis-  
10 bursement of the funds received by the unit of gen-  
11 eral local government under such section, and (2)  
12 the unit of general local government has agreed that  
13 it will utilize the program income for eligible com-  
14 munity development activities in accordance with the  
15 provisions of this title, except that the Secretary  
16 may exclude from consideration as program income  
17 any amounts determined under regulations issued  
18 pursuant to section 104(j) of the Housing and Com-  
19 munity Development Act of 1974 to be so small that  
20 compliance with this subsection creates an unreason-  
21 able administrative burden on the unit of general  
22 local government.

23 (2) STATE DISTRIBUTION.—A State may re-  
24 quire as a condition of any amount distributed by  
25 such State under section 106(d) that a unit of gen-

1 eral local government shall pay to the State any  
2 such income to be used by the State to fund addi-  
3 tional eligible community development activities, ex-  
4 cept that the State shall waive such condition to the  
5 extent such income is applied to continue the activity  
6 from which such income was derived.

7 (h) BENEFITS UPON DISPLACEMENT.—Each grantee  
8 under this title shall provide for reasonable benefits to any  
9 person involuntarily and permanently displaced as a result  
10 of the use of assistance received under this title to acquire  
11 or substantially rehabilitate property.

12 (i) PROTECTION OF INDIVIDUALS ENGAGING IN  
13 NONVIOLENT CIVIL RIGHTS DEMONSTRATIONS.—No  
14 funds authorized to be appropriated under section 103 of  
15 this Act may be obligated or expended to any unit of gen-  
16 eral local government that—

17 (1) fails to adopt and enforce a policy prohibit-  
18 ing the use of excessive force by law enforcement  
19 agencies within its jurisdiction against any individ-  
20 uals engaged in nonviolent civil rights demonstra-  
21 tions; or

22 (2) fails to adopt and enforce a policy of enforc-  
23 ing applicable State and local laws against physically  
24 barring entrance to or exit from a facility or location

1       which is the subject of such nonviolent civil rights  
2       demonstrations within its jurisdiction.

3       **SEC. 105. ELIGIBLE ACTIVITIES.**

4       (a) IN GENERAL.—Activities assisted under this title  
5       may include only the following activities:

6               (1) ACQUISITION OF REAL PROPERTY.—The ac-  
7       quisition of real property (including air rights, water  
8       rights, and other interests therein) which is—

9                       (A) blighted, deteriorated, undeveloped, or  
10                      inappropriately developed from the standpoint  
11                      of sound community development and growth;

12                     (B) appropriate for rehabilitation or con-  
13                      servation activities;

14                     (C) appropriate for the preservation or res-  
15                      toration of historic sites, the beautification of  
16                      urban land, the conservation of open spaces,  
17                      natural resources, and scenic areas, the provi-  
18                      sion of recreational opportunities, or the guid-  
19                      ance of urban development;

20                     (D) to be used for the provision of public  
21                      works, facilities, and improvements eligible for  
22                      assistance under this title;

23                     (E) to be used as a facility for coordinat-  
24                      ing and providing activities and services for

1 high risk youth (as such term is defined in sec-  
2 tion 509A of the Public Health Service Act); or

3 (F) to be used for other public purposes.

4 (2) CONSTRUCTION OF PUBLIC WORKS AND FA-  
5 CILITIES.—The acquisition, construction, rehabilita-  
6 tion, or installation of public works or public facili-  
7 ties, including buildings for the general conduct of  
8 government and facilities for coordinating and pro-  
9 viding activities and services for high risk youth (as  
10 such term is defined in section 509A of the Public  
11 Health Service Act).

12 (3) CLEARANCE AND REHABILITATION OF  
13 BUILDINGS.—The clearance, removal, and rehabilita-  
14 tion of buildings and improvements, including in-  
15 terim assistance, assistance for facilities for coordi-  
16 nating and providing activities and services for high  
17 risk youth (as such term is defined in section 509A  
18 of the Public Health Service Act), and assistance to  
19 privately owned buildings and improvements.

20 (4) PROVISION OF PUBLIC SERVICES AND  
21 HOUSING.—

22 (A) PUBLIC SERVICES.—The provision of  
23 public services concerned with job training and  
24 retraining, health care and education, crime  
25 prevention, drug abuse treatment and rehabili-

1           tation, child care, education, and recreation,  
2           which may include the provision of public health  
3           and public safety vehicles.

4           (B) HOUSING ACTIVITIES.—The acquisi-  
5           tion and rehabilitation of housing for low- and  
6           moderate-income families, except that any  
7           grantee that uses amounts received under this  
8           title for housing activities under this subpara-  
9           graph shall make not less than 15 percent of  
10          the amount used for such housing activities  
11          available only for nonprofit organizations (as  
12          such term is defined in section 104 of the Cran-  
13          ston-Gonzalez National Affordable Housing  
14          Act) for such activities;

15          (C) LIMITATION.—Not more than 10 per-  
16          cent of the amount of any assistance provided  
17          under this title (including program income) to  
18          any unit of general local government or Indian  
19          tribe (or in the case of nonentitlement commu-  
20          nities not more than 10 percent statewide) may  
21          be used for activities under this paragraph.

22          (5) RELOCATION ASSISTANCE.—Relocation pay-  
23          ments and assistance for individuals, families, busi-  
24          nesses, organizations, and farm operations that are

1 displaced as a result of activities assisted under this  
2 title.

3 (6) ACCESSIBILITY PROJECTS.—Special projects  
4 directed to the removal of material and architectural  
5 barriers which restrict the mobility and accessibility  
6 of elderly and handicapped persons.

7 (7) PROVISION OF SERVICES FOR HIGH RISK  
8 YOUTH.—The provision of recreational, educational,  
9 job training, and other services for high risk youth  
10 (as such term is defined in section 509A of the Pub-  
11 lic Health Service Act).

12 (8) PAYMENT OF ADMINISTRATIVE EX-  
13 PENSES.—Payment of reasonable administrative  
14 costs associated with activities assisted under this  
15 title and any expenses of developing the statement  
16 required under section 104(a) and submitting com-  
17 pliance reports required under section 104(d)(2).

18 (b) REIMBURSABLE ADMINISTRATIVE EXPENSES.—  
19 Upon the request of the recipient of assistance under this  
20 title, the Secretary may agree to perform administrative  
21 services on a reimbursable basis on behalf of the recipient  
22 in connection with loans or grants for the rehabilitation  
23 of properties pursuant to subsection (a)(3).

24 (c) PAYMENT OF AMOUNTS.—Subject to the request  
25 of a grantee under this title, the Secretary may provide

1 amounts to be received by the grantee to private and non-  
2 profit organizations and other persons carrying out eligible  
3 activities under this section on behalf of the grantee.

4 (d) PROHIBITED USES.—Except as provided in sub-  
5 section (a)(4)(B), assistance under this title may not be  
6 used for any activity the primary purpose of which is to  
7 provide housing or for any activity involving the construc-  
8 tion, acquisition, or rehabilitation of inpatient medical  
9 facilities.

10 **SEC. 106. ALLOCATION AND DISTRIBUTION OF FUNDS.**

11 (a) ALLOCATION FOR ENTITLEMENT AREAS.—

12 (1) INDIAN TRIBES.—Of the amount approved  
13 in an appropriation Act under section 103 for grants  
14 under this title, the Secretary shall reserve for  
15 grants to Indian tribes 1 percent of the amount ap-  
16 propriated under such section. The Secretary shall  
17 provide for distribution of amounts under this para-  
18 graph to Indian tribes on the basis of a competition  
19 conducted pursuant to specific criteria for the selec-  
20 tion of Indian tribes to receive such amounts. The  
21 criteria shall be contained in a guideline issued by  
22 the Secretary. Notwithstanding any other provision  
23 of this title, such grants to Indian tribes shall not  
24 be subject to the requirements of section 104, except  
25 subsections (e), (f), and (h) of such section.

1           (2) METROPOLITAN CITIES AND URBAN COUN-  
2           TIES.—Of the amount remaining after allocations  
3           pursuant to paragraph (1), 70 percent shall be allo-  
4           cated by the Secretary to metropolitan cities and  
5           urban counties. Except as otherwise specifically au-  
6           thorized, each metropolitan city and urban county  
7           shall be entitled to a grant from such allocation in  
8           an amount not exceeding its basic amount computed  
9           pursuant to paragraph (1) or (2) of subsection (b).

10          (b) COMPUTATION OF ALLOCATION AMOUNTS FOR  
11 ENTITLEMENT AREAS.—

12           (1) METROPOLITAN CITIES.—The Secretary  
13           shall determine the amount to be allocated to each  
14           metropolitan city which shall be the greater of an  
15           amount that bears the same ratio to the allocation  
16           for all metropolitan areas as either—

17                   (A) the average of the ratios between—

18                           (i) the population of that city and the  
19                           population of all metropolitan areas;

20                           (ii) the extent of poverty in that city  
21                           and the extent of poverty in all metropoli-  
22                           tan areas; and

23                           (iii) the extent of housing overcrowd-  
24                           ing in that city, and the extent of housing  
25                           overcrowding in all metropolitan areas; or

1 (B) the average of the ratios between—

2 (i) the extent of growth lag in that  
3 city and the extent of growth lag in all  
4 metropolitan cities;

5 (ii) the extent of poverty in that city  
6 and the extent of poverty in all metropoli-  
7 tan areas; and

8 (iii) the age of housing in that city  
9 and the age of housing in all metropolitan  
10 areas.

11 (2) URBAN COUNTIES.—The Secretary shall de-  
12 termine the amount to be allocated to each urban  
13 county, which shall be the greater of an amount that  
14 bears the same ratio to the allocation for all metro-  
15 politan areas as either—

16 (A) the average of the ratios between—

17 (i) the population of that urban coun-  
18 ty and the population of all metropolitan  
19 areas;

20 (ii) the extent of poverty in that  
21 urban county and the extent of poverty in  
22 all metropolitan areas; and

23 (iii) the extent of housing overcrowd-  
24 ing in that urban county and the extent of

1 housing overcrowding in all metropolitan  
2 areas; or

3 (B) the average of the ratios between—

4 (i) the extent of growth lag in that  
5 urban county and the extent of growth lag  
6 in all metropolitan cities and urban coun-  
7 ties;

8 (ii) the extent of poverty in that  
9 urban county and the extent of poverty in  
10 all metropolitan areas; and

11 (iii) the age of housing in that urban  
12 county and the age of housing in all metro-  
13 politan areas.

14 (3) DETERMINATION OF RATIOS.—In determin-  
15 ing the average of ratios under paragraphs (1)(A)  
16 and (2)(A), the ratio involving the extent of poverty  
17 shall be counted twice, and each of the other ratios  
18 shall be counted once; and in determining the aver-  
19 age of ratios under paragraphs (1)(B) and (2)(B),  
20 the ratio involving the extent of growth lag shall be  
21 counted once, the ratio involving the extent of pov-  
22 erty shall be counted one and one-half times, and  
23 the ratio involving the age of housing shall be count-  
24 ed two and one-half times.

25 (c) REALLOCATION OF UNDISTRIBUTED AMOUNTS.—

1           (1) IN GENERAL.—Any amounts allocated to a  
2 metropolitan city or an urban county pursuant to  
3 the preceding provisions of this section which are  
4 not received by the city or county because of failure  
5 to meet the requirements of subsection (a), (b), or  
6 (c) of section 104, or which become available as a  
7 result of actions under section 109, shall be reallo-  
8 cated in fiscal year 1994 to the other metropolitan  
9 cities and urban counties in the same metropolitan  
10 area which certify to the satisfaction of the Sec-  
11 retary that they would be adversely affected by the  
12 loss of such amounts from the metropolitan area.  
13 The amount of the share of funds reallocated under  
14 this paragraph for any metropolitan city or urban  
15 county shall bear the same ratio to the total of such  
16 reallocated funds in the metropolitan area as the  
17 amount of funds awarded to the city or county for  
18 fiscal year 1993 bears to the total amount of funds  
19 awarded to all metropolitan cities and urban coun-  
20 ties in the same metropolitan area for fiscal year  
21 1993, except that—

22           (A) in determining the amounts awarded  
23 to cities or counties for purposes of calculating  
24 shares pursuant to this sentence, there shall be  
25 excluded from the award of any city or county

1 any amounts that become available as a result  
2 of actions against such city or county under  
3 section 109;

4 (B) in reallocating amounts resulting from  
5 an action under section 109, a city or county  
6 against whom any such action was taken shall  
7 be excluded from a calculation of share for pur-  
8 poses of reallocating, in fiscal year 1994, the  
9 amounts becoming available as a result of such  
10 action; and

11 (C) in no event may the share of reallo-  
12 cated funds for any metropolitan city or urban  
13 county exceed 25 percent of the amount award-  
14 ed to the city or county under section 106(b)  
15 for fiscal year 1993.

16 Any amounts allocated under section 106(b) which  
17 become available for reallocation and for which no  
18 metropolitan city or urban county qualifies under  
19 this paragraph shall be covered into the Treasury of  
20 the United States.

21 (2) TRANSFER RESPONSIBILITY.—Notwith-  
22 standing the provisions of paragraph (1), the Sec-  
23 retary may, upon request, transfer responsibility to  
24 any metropolitan city for the administration of any  
25 amounts received, but not obligated, by the urban

1 county in which such city is located if (A) such city  
2 was an included unit of general local government in  
3 such county prior to the qualification of such city as  
4 a metropolitan city; (B) such amounts were des-  
5 ignated and received by such county for use in such  
6 city prior to the qualification of such city as a met-  
7 ropolitan city; and (C) such city and county agree to  
8 such transfer of responsibility for the administration  
9 of such amounts.

10 (d) ALLOCATION TO STATES FOR NONENTITLEMENT  
11 AREAS.—

12 (1) COMPUTATION OF ALLOCATION AMOUNT.—

13 Of the amount approved in an appropriations Act  
14 under section 103 for grants under this title (exclud-  
15 ing the amounts provided for use in accordance with  
16 section 106(a)(1)), 30 percent shall be allocated  
17 among the States for use in nonentitlement areas.

18 The allocation for each State shall be the greater of  
19 an amount that bears the same ratio to the alloca-  
20 tion for such areas of all States available under this  
21 subparagraph as either—

22 (A) the average of the ratios between—

23 (i) the population of the nonentitle-  
24 ment areas in that State and the popu-

1           lation of the nonentitlement areas of all  
2           States;

3           (ii) the extent of poverty in the non-  
4           entitlement areas in that State and the ex-  
5           tent of poverty in the nonentitlement areas  
6           of all States; and

7           (iii) the extent of housing overcrowd-  
8           ing in the nonentitlement areas in that  
9           State and the extent of housing overcrowd-  
10          ing in the nonentitlement areas of all  
11          States; or

12          (B) the average of the ratios between—

13           (i) the age of housing in the non-  
14           entitlement areas in that State and the age  
15           of housing in the nonentitlement areas of  
16           all States;

17           (ii) the extent of poverty in the non-  
18           entitlement areas in that State and the ex-  
19           tent of poverty in the nonentitlement areas  
20           of all States; and

21           (iii) the population of the nonentitle-  
22           ment areas in that State and the popu-  
23           lation of the nonentitlement areas of all  
24           States.

1 In determining the average of the ratios under sub-  
2 paragraph (A) the ratio involving the extent of pov-  
3 erty shall be counted twice and each of the other  
4 ratios shall be counted once; and in determining the  
5 average of the ratios under subparagraph (B), the  
6 ratio involving the age of housing shall be counted  
7 two and one-half times, the ratio involving the extent  
8 of poverty shall be counted one and one-half times,  
9 and the ratio involving population shall be counted  
10 once. The Secretary shall, in order to compensate  
11 for the discrepancy between the total of the amounts  
12 to be allocated under this paragraph and the total  
13 of the amounts available under such paragraph,  
14 make a pro rata reduction of each amount allocated  
15 to the nonentitlement areas in each State under  
16 such paragraph so that the nonentitlement areas in  
17 each State will receive an amount which represents  
18 the same percentage of the total amount available  
19 under such paragraph as the percentage which the  
20 nonentitlement areas of the same State would have  
21 received under such paragraph if the total amount  
22 available under such paragraph had equaled the  
23 total amount which was allocated under such para-  
24 graph.

25 (2) DISTRIBUTION OF AMOUNTS.—

1 (A) IN GENERAL.—Amounts allocated  
2 under paragraph (1) shall be distributed to  
3 units of general local government located in  
4 nonentitlement areas of the State to carry out  
5 activities in accordance with the provisions of  
6 this title—

7 (i) by a State that has elected, in such  
8 manner and at such time as the Secretary  
9 shall prescribe, to distribute such amounts,  
10 consistent with the statement submitted  
11 under section 104(a); or

12 (ii) by the Secretary, in any case de-  
13 scribed in subparagraph (B), for use by  
14 units of general local government in ac-  
15 cordance with paragraph (3)(B).

16 (B) DISTRIBUTION BY SECRETARY.—The  
17 Secretary shall distribute amounts allocated  
18 under paragraph (1) if the State has not  
19 elected to distribute such amounts.

20 (C) DISTRIBUTION BY STATE.—To receive  
21 and distribute amounts allocated under para-  
22 graph (1), the State must certify that it, with  
23 respect to units of general local government in  
24 nonentitlement areas—

1 (i) engages or will engage in planning  
2 for community development activities;

3 (ii) provides or will provide technical  
4 assistance to units of general local govern-  
5 ment in connection with community devel-  
6 opment programs;

7 (iii) will not refuse to distribute such  
8 amounts to any unit of general local gov-  
9 ernment on the basis of the particular eli-  
10 gible activity selected by such unit of gen-  
11 eral local government to meet its commu-  
12 nity development needs, except that this  
13 clause may not be considered to prevent a  
14 State from establishing priorities in dis-  
15 tributing such amounts on the basis of the  
16 activities selected; and

17 (iv) has consulted with local elected  
18 officials from among units of general local  
19 government located in nonentitlement  
20 areas of that State in determining the  
21 method of distribution of funds required by  
22 subparagraph (A).

23 (D) COMMUNITY IDENTIFICATION OF  
24 NEEDS.—To receive and distribute amounts al-  
25 located under paragraph (1), the State shall

1 certify that each unit of general local govern-  
2 ment to be distributed funds will be required to  
3 identify its community development needs, in-  
4 cluding the needs of low- and moderate-income  
5 persons, and the activities to be undertaken to  
6 meet such needs.

7 (3) OTHER DISTRIBUTION REQUIREMENTS.—

8 (A) STATE DISTRIBUTION EXPENSES.—If  
9 the State receives and distributes such  
10 amounts, the State shall be responsible for the  
11 administration of funds so distributed. The  
12 State shall pay from its own resources all ad-  
13 ministrative expenses incurred by the State in  
14 carrying out its responsibilities under this title,  
15 except that from the amounts received for dis-  
16 tribution in nonentitlement areas the State may  
17 deduct an amount to cover such administrative  
18 expenses which may not exceed the sum of  
19 \$100,000 plus 50 percent of any such expenses  
20 under this title in excess of \$100,000. Any  
21 amounts deducted in excess of \$100,000 may  
22 not exceed 2 percent of the amount so received.

23 (B) DISTRIBUTION BY SECRETARY.—If the  
24 Secretary distributes such amounts, the dis-  
25 tribution shall be made in accordance with de-

1 terminations of the Secretary pursuant to state-  
2 ments submitted and other requirements of sec-  
3 tion 104 and in accordance with regulations  
4 and procedures prescribed by the Secretary.

5 (C) RECOVERED STATE AMOUNTS.—Any  
6 amounts allocated for use in a State under  
7 paragraph (1) that are not received by the  
8 State because of failure to meet the require-  
9 ments of subsection (a), (b), or (c) of section  
10 104 or to make the certifications required in  
11 subparagraphs (C) and (D) of paragraph (2),  
12 or that become available as a result of actions  
13 against the State under section 109, shall be  
14 covered into the Treasury of the United States.

15 (D) RECOVERED AMOUNTS FROM UNITS  
16 OF GENERAL LOCAL GOVERNMENT.—Any  
17 amounts allocated for use in a State under  
18 paragraph (1) that become available as a result  
19 of actions under section 109 against units of  
20 general local government in nonentitlement  
21 areas of the State or as a result of the closeout  
22 of a grant made by the Secretary under this  
23 section in nonentitlement areas of the State  
24 shall be covered into the Treasury of the United  
25 States.

1           (4) REQUIRED CERTIFICATIONS.—No amount  
2           may be distributed by any State or the Secretary  
3           under this subsection to any unit of general local  
4           government located in a nonentitlement area unless  
5           such unit of general local government certifies  
6           that—

7                   (A) it will minimize displacement of per-  
8                   sons as a result of activities assisted with such  
9                   amounts;

10                   (B) its program will be conducted and ad-  
11                   ministered in conformity with the Civil Rights  
12                   Act of 1964 and the Civil Rights Act of 1968,  
13                   and that it will affirmatively further fair hous-  
14                   ing;

15                   (C) it will not attempt to recover any cap-  
16                   ital costs of public improvements assisted in  
17                   whole or part under section 106 by assessing  
18                   any amount against properties owned and occu-  
19                   pied by persons of low- and moderate-income,  
20                   including any fee charged or assessment made  
21                   as a condition of obtaining access to such public  
22                   improvements, unless (i) funds received under  
23                   section 106 are used to pay the proportion of  
24                   such fee or assessment that relates to the cap-  
25                   ital costs of such public improvements that are

1           financed from revenue sources other than under  
2           this title; or (ii) for purposes of assessing any  
3           amount against properties owned and occupied  
4           by persons of moderate income, the grantee cer-  
5           tifies to the Secretary or such State, as the case  
6           may be, that it lacks sufficient funds received  
7           under section 106 to comply with the require-  
8           ments of clause (i).

9           (5) GRANTS TO NONENTITLEMENT AREAS.—  
10          Pursuant to section 102(a)(1) of the Housing and  
11          Community Development Act of 1974 and section  
12          102(a) of this Act, any combination of units of gen-  
13          eral local government may not be required to obtain  
14          recognition by the Secretary to be treated as a single  
15          unit of general local government for purposes of this  
16          subsection.

17          (6) APPLICABILITY OF FEDERAL LAWS.—Any  
18          activities conducted with amounts received by a unit  
19          of general local government under this subsection  
20          shall be subject to the applicable provisions of this  
21          title and other Federal law in the same manner and  
22          to the same extent as activities conducted with  
23          amounts received by a unit of general local govern-  
24          ment under subsection (a).

1 (e) SUBMISSION DATES.—The Secretary may fix  
2 such qualification or submission dates as the Secretary de-  
3 termines necessary to permit the computations and deter-  
4 minations required by this section to be made in a timely  
5 manner, and all such computations and determinations  
6 shall be final and conclusive.

7 (f) LIMITATION ON USE OF 1990 CENSUS DATA.—

8 (1) IN GENERAL.—Except as provided in para-  
9 graph (2), no data derived from the 1990 Decennial  
10 Census shall be taken into account for purposes of  
11 the allocation of amounts under this section.

12 (2) EXCEPTION.—Data from such Census relat-  
13 ing to population and poverty may be taken into ac-  
14 count for the purposes referred to in paragraph (1).

15 **SEC. 107. NONDISCRIMINATION.**

16 (a) IN GENERAL.—No person in the United States  
17 shall on the ground of race, color, national origin, religion,  
18 or sex be excluded from participation in, be denied the  
19 benefits of, or be subjected to discrimination under any  
20 program or activity funded in whole or in part with funds  
21 made available under this title. Any prohibition against  
22 discrimination on the basis of age under the Age Discrimi-  
23 nation Act of 1975 or with respect to an otherwise quali-  
24 fied handicapped individual as provided in section 504 of

1 the Rehabilitation Act of 1973 shall also apply to any such  
2 program or activity.

3 (b) NOTIFICATION AND ENFORCEMENT.—Whenever  
4 the Secretary determines that a State or unit of general  
5 local government which is a recipient of assistance under  
6 this title has failed to comply with subsection (a) or an  
7 applicable regulation, the Secretary shall notify the Gov-  
8 ernor of such State or the chief executive officer of such  
9 unit of local government of the noncompliance and shall  
10 request the Governor or the chief executive officer to se-  
11 cure compliance. If within a reasonable period of time, not  
12 to exceed 60 days, the Governor or the chief executive offi-  
13 cer fails or refuses to secure compliance, the Secretary  
14 may (1) refer the matter to the Attorney General with a  
15 recommendation that an appropriate civil action be insti-  
16 tuted; (2) exercise the powers and functions provided  
17 under title VI of the Civil Rights Act of 1964; (3) exercise  
18 the powers and functions provided for in section 109(a)  
19 of this Act; or (4) take such other action as may be pro-  
20 vided by law.

21 (c) CIVIL ACTION BY ATTORNEY GENERAL.—When  
22 a matter is referred to the Attorney General pursuant to  
23 subsection (b), or whenever the Attorney General has rea-  
24 son to believe that a State government or unit of general  
25 local government is engaged in a pattern or practice in

1 violation of the provisions of this section, the Attorney  
2 General may bring a civil action in any appropriate United  
3 States district court for such relief as may be appropriate,  
4 including injunctive relief.

5 **SEC. 108. LABOR STANDARDS.**

6 (a) WAGES.—All laborers and mechanics employed by  
7 contractors or subcontractors in the performance of con-  
8 struction work financed in whole or in part with assistance  
9 received under this title shall be paid wages at rates not  
10 less than those prevailing on similar construction in the  
11 locality as determined by the Secretary of Labor in accord-  
12 ance with the Davis-Bacon Act (40 U.S.C. 276a—276a-  
13 5); except that this section shall apply to the rehabilitation  
14 of residential property only if such property contains not  
15 less than 8 units. The Secretary of Labor shall have, with  
16 respect to such labor standards, the authority and func-  
17 tions set forth in Reorganization Plan Numbered 14 of  
18 1950 (15 F.R. 3176; 64 Stat. 1267) and section 2 of the  
19 Act of June 13, 1934 (48 Stat. 948; 40 U.S.C. 276(c)).

20 (b) APPLICABILITY.—Subsection (a) shall not apply  
21 to any individual—

22 (1) that performs services for which the individ-  
23 ual volunteered;

24 (2) that—

1 (A) does not receive compensation for such  
2 services; or

3 (B) is paid expenses, reasonable benefits,  
4 or a nominal fee for such services; and

5 (3) is not otherwise employed at any time in the  
6 construction work.

7 **SEC. 109. REMEDIES FOR NONCOMPLIANCE.**

8 (a) IN GENERAL.—If the Secretary finds after rea-  
9 sonable notice and opportunity for hearing that a recipient  
10 of assistance under this title has failed to comply substan-  
11 tially with any provision of this title, the Secretary, until  
12 the Secretary is satisfied that there is no longer any such  
13 failure to comply, shall—

14 (1) terminate payments to the recipient under  
15 this title;

16 (2) reduce payments to the recipient under this  
17 title by an amount equal to the amount of such pay-  
18 ments which were not expended in accordance with  
19 this title; or

20 (3) limit the availability of payments under this  
21 title to programs, projects, or activities not affected  
22 by such failure to comply.

23 (b) REFERRAL TO ATTORNEY GENERAL.—

24 (1) AUTHORITY.—In lieu of, or in addition to,  
25 any action authorized by subsection (a), the Sec-

1       retary may, if the Secretary has reason to believe  
2       that a recipient has failed to comply substantially  
3       with any provision of this title, refer the matter to  
4       the Attorney General of the United States with a  
5       recommendation that an appropriate civil action be  
6       instituted.

7               (2) CIVIL ACTION.—Upon such a referral the  
8       Attorney General may bring a civil action in any  
9       United States district court having venue thereof for  
10      such relief as may be appropriate, including an ac-  
11      tion to recover the amount of the assistance fur-  
12      nished under this title which was not expended in  
13      accordance with it, or for mandatory or injunctive  
14      relief.

15      (c) REVIEW.—

16              (1) RIGHT OF GRANTEE.—Any recipient that  
17      receives notice under subsection (a) of the termi-  
18      nation, reduction, or limitation of payments under  
19      this title may, within 60 days after receiving such  
20      notice, file with the United States Court of Appeals  
21      for the circuit in which such State is located, or in  
22      the United States Court of Appeals for the District  
23      of Columbia, a petition for review of the Secretary's  
24      action. The petitioner shall forthwith transmit copies  
25      of the petition to the Secretary and the Attorney

1 General of the United States, who shall represent  
2 the Secretary in the litigation.

3 (2) FILING OF RECORD.—The Secretary shall  
4 file in the court record of the proceeding on which  
5 the Secretary based the action, as provided in sec-  
6 tion 2112 of title 28, United States Code. No objec-  
7 tion to the action of the Secretary shall be consid-  
8 ered by the court unless such objection has been  
9 urged before the Secretary.

10 (3) JURISDICTION.—The court shall have juris-  
11 diction to affirm or modify the action of the Sec-  
12 retary or to set it aside in whole or in part. The  
13 findings of fact by the Secretary, if supported by  
14 substantial evidence on the record considered as a  
15 whole, shall be conclusive. The court may order addi-  
16 tional evidence to be taken by the Secretary, and to  
17 be made part of the record. The Secretary may mod-  
18 ify the findings of fact by the Secretary, or make  
19 new findings, by reason of the new evidence so taken  
20 and filed with the court, and the Secretary shall also  
21 file such modified or new findings, which findings  
22 with respect to questions of fact shall be conclusive  
23 if supported by substantial evidence on the record  
24 considered as a whole. The Secretary shall also file

1 a recommendation, if any, for the modification or  
2 setting aside of the original action of the Secretary.

3 (4) EFFECT OF JUDGMENT.—Upon the filing of  
4 the record with the court, the jurisdiction of the  
5 court shall be exclusive and its judgment shall be  
6 final, except that such judgment shall be subject to  
7 review by the Supreme Court of the United States  
8 upon writ of certiorari or certification as provided in  
9 section 1254 of title 28, United States Code.

10 **SEC. 110. CONSULTATION.**

11 In carrying out the provisions of this title, including  
12 the issuance of regulations, the Secretary shall consult  
13 with other Federal departments and agencies administer-  
14 ing Federal grant-in-aid programs.

15 **SEC. 111. INTERSTATE AGREEMENTS.**

16 The consent of the Congress is hereby given to any  
17 2 or more States to enter into agreements or compacts,  
18 not in conflict with any law of the United States, for coop-  
19 erative efforts and mutual assistance in support of com-  
20 munity development planning and programs carried out  
21 under this title as they pertain to interstate areas and to  
22 localities within such States, and to establish such agen-  
23 cies, joint or otherwise, as they may deem desirable for  
24 making such agreements and compacts effective.

1 **SEC. 112. REGULATIONS.**

2 The Secretary shall issue any regulations necessary  
3 to carry out this title not later than the expiration of 45-  
4 day period beginning on the date of the enactment of this  
5 Act and such regulations shall take effect upon issuance.  
6 Not later than the expiration of the 30-day period begin-  
7 ning on the date of the enactment of this Act, the Sec-  
8 retary shall submit a copy of any regulations to be issued  
9 under this section to the Congress. The requirements of  
10 section 7(o)(7) of the Department of Housing and Urban  
11 Development Act shall apply to any such regulations, but  
12 such regulations shall not be subject to the requirements  
13 of subsections (b) and (c) of section 553 of title 5, United  
14 States Code.

15 **TITLE II—HOMEOWNERSHIP**  
16 **ASSISTANCE**

17 **SEC. 201. NATIONAL HOMEOWNERSHIP TRUST DEM-**  
18 **ONSTRATION.**

19 (a) AUTHORIZATION OF APPROPRIATIONS.—To pro-  
20 vide assistance necessary because of extreme recessionary  
21 economic conditions, there is authorized to be appro-  
22 priated for fiscal year 1993, in addition to any amounts  
23 authorized under section 308 of the Cranston-Gonzalez  
24 National Affordable Housing Act (42 U.S.C. 12857),  
25 \$500,000,000 to carry out subtitle A of title III of such  
26 Act, which amounts shall remain available until expended.

1 (b) REGULATIONS.—The Board of Directors of the  
2 National Homeownership Trust shall issue any regulations  
3 necessary to carry out subtitle A of title III of the Cran-  
4 ston-Gonzalez National Affordable Housing Act not later  
5 than the expiration of the 45-day period beginning on the  
6 date of the enactment of this Act. Not later than the expi-  
7 ration of the 30-day period beginning on the date of the  
8 enactment of this Act, the Board of Directors shall submit  
9 a copy of any regulations to be issued under this sub-  
10 section to the Congress. Such regulations shall not be sub-  
11 ject to the requirements of subsections (b) and (c) of sec-  
12 tion 553 of title 5, United States Code.

## 13 **TITLE III—RURAL HOUSING** 14 **ASSISTANCE**

### 15 **SEC. 301. SECTION 502 RURAL HOUSING LOANS.**

16 (a) LOAN AUTHORITY.—

17 (1) IN GENERAL.—To provide assistance nec-  
18 essary because of extreme recessionary economic  
19 conditions, the credit authority available under sec-  
20 tion 513(a)(1)(A) of the Housing Act of 1949 for in-  
21 sured or guaranteed loans under section 502 of such  
22 Act on behalf of low-income borrowers receiving as-  
23 sistance under section 521(a)(1) of such Act is au-  
24 thorized to be increased by \$2,650,000,000 during  
25 fiscal year 1993, except that the credit authority

1 made available under this subsection may not be  
2 used for guaranteed loans under section 502(h) of  
3 such Act.

4 (2) AUTHORIZATION OF APPROPRIATIONS FOR  
5 CREDIT COSTS.—There is authorized to be appro-  
6 priated \$498,200,000 to cover the costs (as such  
7 term is defined in section 502 of the Congressional  
8 Budget Act of 1974) of loan obligations entered into  
9 pursuant to paragraph (1).

10 (b) AUTHORIZATION OF APPROPRIATIONS FOR SUP-  
11 PLEMENTAL GRANTS FOR HOUSING IN REMOTE RURAL  
12 AREAS.—To provide assistance necessary because of ex-  
13 treme recessionary economic conditions, there is author-  
14 ized to be appropriated for fiscal year 1993, in addition  
15 to any amounts authorized under section 513(b)(1) of the  
16 Housing Act of 1949, \$1,000,000 for grants under section  
17 502(f)(1) of such Act.

18 **SEC. 302. SECTION 504 HOUSING IMPROVEMENT LOANS**  
19 **AND GRANTS.**

20 (a) LOAN AUTHORITY.—

21 (1) IN GENERAL.—To provide assistance nec-  
22 essary because of extreme recessionary economic  
23 conditions, the credit authority available under sec-  
24 tion 513(a)(1)(C) of the Housing Act of 1949 for  
25 loans under section 504 of such Act is authorized to

1 be increased by \$12,500,000 during fiscal year  
2 1993.

3 (2) AUTHORIZATION OF APPROPRIATIONS FOR  
4 CREDIT COSTS.—There is authorized to be appro-  
5 priated \$5,420,000 to cover the costs (as such term  
6 is defined in section 502 of the Congressional Budg-  
7 et Act of 1974) of loan obligations entered into pur-  
8 suant to paragraph (1).

9 (b) AUTHORIZATION OF APPROPRIATIONS FOR  
10 GRANTS.—To provide assistance necessary because of ex-  
11 treme recessionary economic conditions, there is author-  
12 ized to be appropriated for fiscal year 1993, in addition  
13 to any amounts authorized under section 513(b)(2) of the  
14 Housing Act of 1949, \$12,500,000 for grants under sec-  
15 tion 504 of such Act.

16 **SEC. 303. SECTION 515 RENTAL HOUSING LOANS.**

17 (a) IN GENERAL.—To provide assistance necessary  
18 because of extreme recessionary economic conditions, the  
19 credit authority available under section 513(a)(1)(E) of  
20 the Housing Act of 1949 for insured loans under section  
21 515 of such Act is authorized to be increased by  
22 \$1,700,000,000 during fiscal year 1993.

23 (b) AUTHORIZATION OF APPROPRIATIONS FOR CRED-  
24 IT COSTS.—There is authorized to be appropriated  
25 \$877,200,000 to cover the costs (as such term is defined

1 in section 502 of the Congressional Budget Act of 1974)  
 2 of loan obligations entered into pursuant to subsection (a).

3 **SEC. 304. HOUSING FOR RURAL HOMELESS AND MIGRANT**  
 4 **FARMWORKERS.**

5 To provide assistance necessary because of extreme  
 6 recessionary economic conditions, the budget authority  
 7 available under section 513(b)(7)(B) of the Housing Act  
 8 of 1949 for financial assistance under section 516(k) of  
 9 such Act for housing for rural homeless and migrant farm-  
 10 workers is authorized to be increased by \$10,000,000 dur-  
 11 ing fiscal year 1993.

12 **SEC. 305. RENTAL ASSISTANCE PAYMENT CONTRACTS.**

13 To provide assistance necessary because of extreme  
 14 recessionary economic conditions, the budget authority  
 15 available under section 513(c)(1) of the Housing Act of  
 16 1949 for rental assistance payment contracts under sec-  
 17 tion 521(a)(2)(A) of such Act is authorized to be increased  
 18 by \$500,000,000 during fiscal year 1993.

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