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H. R. 3055

IN THE SENATE OF THE UNITED STATES

JULY 8, 2019

Received

JULY 9, 2019

Read the first time

JULY 10, 2019

Read the second time and placed on the calendar

AN ACT

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2020, 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 “Commerce, Justice,
5 Science, Agriculture, Rural Development, Food and Drug
6 Administration, Interior, Environment, Military Construc-

1 tion, Veterans Affairs, Transportation, and Housing and
2 Urban Development Appropriations Act, 2020”.

3 **DIVISION A—COMMERCE, JUSTICE,**
4 **SCIENCE, AND RELATED AGENCIES**
5 **APPROPRIATIONS ACT, 2020**

6 The following sums are appropriated, out of any
7 money in the Treasury not otherwise appropriated, for the
8 fiscal year ending September 30, 2020, and for other pur-
9 poses, namely:

10 TITLE I

11 DEPARTMENT OF COMMERCE

12 INTERNATIONAL TRADE ADMINISTRATION

13 OPERATIONS AND ADMINISTRATION

14 For necessary expenses for international trade activi-
15 ties of the Department of Commerce provided for by law,
16 to carry out activities associated with facilitating, attract-
17 ing, and retaining business investment in the United
18 States, and for engaging in trade promotional activities
19 abroad, including expenses of grants and cooperative
20 agreements for the purpose of promoting exports of
21 United States firms, without regard to sections 3702 and
22 3703 of title 44, United States Code; full medical coverage
23 for dependent members of immediate families of employees
24 stationed overseas and employees temporarily posted over-
25 seas; travel and transportation of employees of the Inter-

1 **DIVISION E—TRANSPORTATION, HOUSING**
 2 **AND URBAN DEVELOPMENT, AND RE-**
 3 **LATED AGENCIES APPROPRIATIONS**
 4 **ACT, 2020**

5 The following sums are appropriated, out of any
 6 money in the Treasury not otherwise appropriated, for the
 7 Departments of Transportation, and Housing and Urban
 8 Development, and related agencies for the fiscal year end-
 9 ing September 30, 2020, and for other purposes, namely:

10 **TITLE I**

11 **DEPARTMENT OF TRANSPORTATION**

12 **OFFICE OF THE SECRETARY**

13 **SALARIES AND EXPENSES**

14 For necessary expenses of the Office of the Secretary,
 15 \$113,910,000 (reduced by \$5,000,000) (increased by
 16 \$5,000,000) (increased by \$1) (reduced by \$1) (reduced
 17 by \$2,000,000) (reduced by \$1,000,000) (reduced by
 18 \$10,000,000) (reduced by \$1,000,000) (reduced by
 19 \$1,000,000) (reduced by \$12,000,000), of which not to
 20 exceed \$3,065,000 shall be available for the immediate Of-
 21 fice of the Secretary; not to exceed \$1,000,000 shall be
 22 available for the immediate Office of the Deputy Sec-
 23 retary; not to exceed \$20,428,000 (increased by
 24 \$1,000,000) (reduced by \$1,000,000) shall be available for
 25 the Office of the General Counsel; not to exceed

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

6 For necessary salaries and expenses for Executive Of-
7 fices, which shall be comprised of the offices of the Sec-
8 retary, Deputy Secretary, Adjudicatory Services, Congres-
9 sional and Intergovernmental Relations, Public Affairs,
10 Small and Disadvantaged Business Utilization, and the
11 Center for Faith-Based and Neighborhood Partnerships,
12 \$14,788,000 (reduced by \$5,000,000) (reduced by
13 \$1,000,000), to remain available until September 30,
14 2021, and of which \$4,557,000 (reduced by \$4,000,000)
15 is for the Office of the Secretary and \$2,192,000 (reduced
16 by \$1,000,000) is for the Office of Congressional and
17 Intergovernmental Relations: *Provided*, That not to exceed
18 \$20,000 of the total amount made available under this
19 heading shall be available to the Secretary for official re-
20 ception and representation expenses as the Secretary may
21 determine: *Provided further*, That none of the funds made
22 available in this title or title II of division G of Public
23 Law 116–6 may be reprogrammed or otherwise used to
24 increase the appropriation provided by this title for the
25 Office of the Secretary or the Office of Congressional and

1 Intergovernmental Relations: *Provided further*, That none
2 of the funds made available by this or any other Act may
3 be used to detail any individual to the Office of the Sec-
4 retary or the Office of Congressional and Intergovern-
5 mental Relations: *Provided further*, That none of the funds
6 made available by this Act may be used to pay the salary
7 of any individual occupying a political position in the Of-
8 fice of Budget: *Provided further*, That for the purposes
9 of the previous proviso, the term “political position”
10 means the following: a position described under sections
11 5312 through 5316 of title 5, United States Code (relating
12 to the Executive Schedule); a noncareer appointment in
13 the Senior Executive Service, as defined under paragraph
14 (7) of section 3132(a) of such title; a position in the execu-
15 tive branch of the Government of a confidential or policy-
16 determining character under schedule C of subpart C of
17 part 213 of title 5, Code of Federal Regulations; or any
18 other position that has been excepted from the competitive
19 service by reason of its confidential, policy-determining,
20 policy-making, or policy-advocating character.

21 ADMINISTRATIVE SUPPORT OFFICES

22 For necessary salaries and expenses for Administra-
23 tive Support Offices, \$521,500,000 (reduced by
24 \$5,000,000) (reduced by \$1,000,000) (reduced by
25 \$2,000,000), to remain available until September 30,

1 2021: *Provided*, That of the sums appropriated under this
2 heading—

3 (1) not to exceed \$52,691,000 shall be for the
4 Office of the Chief Financial Officer;

5 (2) not to exceed \$95,890,000 (reduced by
6 \$1,000,000) shall be for the Office of the General
7 Counsel, of which not less than \$20,000,000 shall be
8 for the Departmental Enforcement Center;

9 (3) not to exceed \$54,000,000 shall be for the
10 Office of Field Policy and Management;

11 (4) not to exceed \$3,900,000 shall be for the
12 Office of Departmental Equal Employment Oppor-
13 tunity;

14 (5) not less than \$55,019,000 shall be for the
15 Office of the Chief Information Officer; and

16 (6) not to exceed \$260,000,000 (reduced by
17 \$5,000,000) shall be for the Assistant Secretary for
18 Administration:

19 *Provided further*, That funds provided under this heading
20 may be used for hire of passenger motor vehicles and serv-
21 ices as authorized by 5 U.S.C. 3109: *Provided further*,
22 That the Secretary shall provide the House and Senate
23 Committees on Appropriations quarterly written notifica-
24 tion regarding the status of pending congressional reports:
25 *Provided further*, That the Secretary shall provide in elec-

1 tronic form all signed reports required by Congress: *Pro-*
2 *vided further*, That not more than 10 percent of the funds
3 made available under this heading for the Office of Chief
4 Financial Officer for the financial transformation initia-
5 tive may be obligated until the Secretary submits to the
6 House and Senate Committees on Appropriations, for ap-
7 proval, a plan for expenditure that includes the financial
8 and internal control capabilities to be delivered and the
9 mission benefits to be realized, key milestones to be met,
10 and the relationship between the proposed use of funds
11 made available under this heading and the projected total
12 cost and scope of the initiative.

13 PROGRAM OFFICE SALARIES AND EXPENSES

14 For necessary salaries and expenses for Program Of-
15 fices, \$849,144,000 (reduced by \$2,000,000), to remain
16 available until September 30, 2021: *Provided*, the amounts
17 made available under this heading are provided as fol-
18 lows—

19 (1) not to exceed \$230,000,000 (reduced by
20 \$1,000,000) (increased by \$1,000,000) shall be
21 available for the Office of Public and Indian Hous-
22 ing, of which \$10,200,000 is for: (a) the Secretary
23 of Housing and Urban Development for carrying out
24 any authorities of such Secretary under chapter 11
25 of subtitle B of the Violence Against Women Act of

1 1994 (34 U.S.C. 12351) and subtitle N of such Act
2 (34 U.S.C. 12471 et seq.); (b) public housing inspec-
3 tions and assessments as referred in paragraph (2)
4 of the heading “Public Housing Capital Fund” in
5 this title; and (c) public housing inspections, moni-
6 toring and oversight of activities, and other assist-
7 ance authorized under title I of the Native American
8 Housing Assistance and Self-Determination Act of
9 1996 (NAHASDA) (25 U.S.C. 4111 et seq.), title I
10 of the Housing and Community Development Act of
11 1974 with respect to Indian tribes (42 U.S.C.
12 5306(a)(1)), section 184 of the Housing and Com-
13 munity Development Act of 1992 (12 U.S.C. 1715z-
14 13a), and Tribal HUD-VASH program;

15 (2) not to exceed \$117,000,000 shall be avail-
16 able for the Office of Community Planning and De-
17 velopment, of which \$4,656,000 shall be for perma-
18 nent positions for a disaster recovery workforce;

19 (3) not to exceed \$386,144,000 (reduced by
20 \$2,000,000) shall be available for the Office of
21 Housing, of which not less than \$12,000,000 shall
22 be for the Office of Recapitalization;

23 (4) not to exceed \$26,000,000 shall be available
24 for the Office of Policy Development and Research;

1 (5) not to exceed \$80,000,000 shall be available
2 for the Office of Fair Housing and Equal Oppor-
3 tunity; and

4 (6) not to exceed \$10,000,000 shall be available
5 for the Office of Lead Hazard Control and Healthy
6 Homes:

7 *Provided further*, That the unobligated balances of prior
8 year appropriations made available under each of the ac-
9 counts “Public and Indian Housing”, “Community Plan-
10 ning and Development”, “Housing”, “Policy Development
11 and Research”, “Fair Housing and Equal Opportunity”,
12 and “Office of Lead Hazard Control and Healthy Homes”
13 under the heading “Department of Housing and Urban
14 Development—Program Office Salaries and Expenses”
15 shall be transferred to, and merged with, the amounts re-
16 served for the Office of Public and Indian Housing, the
17 Office of Community Planning and Development, the Of-
18 fice of Housing, the Office of Policy Development and Re-
19 search, the Office of Fair Housing and Equal Oppor-
20 tunity, and the Office of Lead Hazard Control and
21 Healthy Homes, respectively, under the heading “Depart-
22 ment of Housing and Urban Development—Program Of-
23 fice Salaries and Expenses” in this title.

1 WORKING CAPITAL FUND

2 (INCLUDING TRANSFER OF FUNDS)

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

1 aggregate, from all such appropriations, to be merged with
2 the Fund and to remain available until expended for any
3 purpose under this heading: *Provided further*, That
4 amounts in the Fund shall be the only amounts available
5 to each office or agency of the Department for the serv-
6 ices, or portion of services, specified in the matter pre-
7 ceding the first proviso: *Provided further*, That with re-
8 spect to the Fund, the authorities and conditions under
9 this heading shall supplement the authorities and condi-
10 tions provided under section 7(f).

11 PUBLIC AND INDIAN HOUSING

12 TENANT-BASED RENTAL ASSISTANCE

13 For activities and assistance for the provision of ten-
14 ant-based rental assistance authorized under the United
15 States Housing Act of 1937, as amended (42 U.S.C. 1437
16 et seq.) (“the Act” herein), not otherwise provided for,
17 \$19,810,000,000 (increased by \$2,000,000) (increased by
18 \$2,000,000), to remain available until expended, shall be
19 available on October 1, 2019 (in addition to the
20 \$4,000,000,000 previously appropriated under this head-
21 ing that shall be available on October 1, 2019), and
22 \$4,000,000,000, to remain available until expended, shall
23 be available on October 1, 2020: *Provided*, That the
24 amounts made available under this heading are provided
25 as follows—

1 (1) \$21,400,000,000 shall be available for re-
2 newals of expiring section 8 tenant-based annual
3 contributions contracts (including renewals of en-
4 hanced vouchers under any provision of law author-
5 izing such assistance under section 8(t) of the Act)
6 and including renewal of other special purpose incre-
7 mental vouchers: *Provided*, That notwithstanding
8 any other provision of law, from amounts provided
9 under this paragraph and any carryover, the Sec-
10 retary for the calendar year 2020 funding cycle shall
11 provide renewal funding for each public housing
12 agency based on validated voucher management sys-
13 tem (VMS) leasing and cost data for the prior cal-
14 endar year and by applying an inflation factor as es-
15 tablished by the Secretary, by notice published in
16 the Federal Register, and by making any necessary
17 adjustments for the costs associated with the first-
18 time renewal of vouchers under this paragraph in-
19 cluding tenant protection and Choice Neighborhoods
20 vouchers: *Provided further*, That the Secretary shall,
21 to the extent necessary to stay within the amount
22 specified under this paragraph (except as otherwise
23 modified under this paragraph), prorate each public
24 housing agency's allocation otherwise established
25 pursuant to this paragraph: *Provided further*, That

1 except as provided in the following provisos, the en-
2 tire amount specified under this paragraph (except
3 as otherwise modified under this paragraph) shall be
4 obligated to the public housing agencies based on the
5 allocation and pro rata method described above, and
6 the Secretary shall notify public housing agencies of
7 their annual budget by the latter of 60 days after
8 enactment of this Act or March 1, 2020: *Provided*
9 *further*, That the Secretary may extend the notifica-
10 tion period with the prior written approval of the
11 House and Senate Committees on Appropriations:
12 *Provided further*, That public housing agencies par-
13 ticipating in the MTW demonstration shall be fund-
14 ed pursuant to their MTW agreements and in ac-
15 cordance with the requirements of the MTW pro-
16 gram and shall be subject to the same pro rata ad-
17 justments under the previous provisos: *Provided fur-*
18 *ther*, That the Secretary may offset public housing
19 agencies' calendar year 2020 allocations based on
20 the excess amounts of public housing agencies' net
21 restricted assets accounts, including HUD-held pro-
22 grammatic reserves (in accordance with VMS data
23 in calendar year 2019 that is verifiable and com-
24 plete), as determined by the Secretary: *Provided fur-*
25 *ther*, That public housing agencies participating in

1 the MTW demonstration shall also be subject to the
2 offset, as determined by the Secretary, excluding
3 amounts subject to the single fund budget authority
4 provisions of their MTW agreements, from the agen-
5 cies' calendar year 2020 MTW funding allocation:
6 *Provided further*, That the Secretary shall use any
7 offset referred to in the previous two provisos
8 throughout the calendar year to prevent the termi-
9 nation of rental assistance for families as the result
10 of insufficient funding, as determined by the Sec-
11 retary, and to avoid or reduce the proration of re-
12 newal funding allocations: *Provided further*, That the
13 Secretary may utilize unobligated balances, including
14 recaptures and carryover, remaining from funds ap-
15 propriated under this heading from prior year ap-
16 propriations (excluding special purpose vouchers),
17 notwithstanding the purposes for which such
18 amounts were appropriated, to avoid or reduce such
19 prorations: *Provided further*, That up to
20 \$100,000,000 shall be available only: (1) for adjust-
21 ments in the allocations for public housing agencies,
22 after application for an adjustment by a public hous-
23 ing agency that experienced a significant increase, as
24 determined by the Secretary, in renewal costs of
25 vouchers resulting from unforeseen circumstances or

1 from portability under section 8(r) of the Act; (2)
2 for vouchers that were not in use during the pre-
3 vious 12-month period in order to be available to
4 meet a commitment pursuant to section 8(o)(13) of
5 the Act; (3) for adjustments for costs associated
6 with HUD–Veterans Affairs Supportive Housing
7 (HUD–VASH) vouchers; (4) for adjustments in the
8 allocations for public housing agencies that (i) are
9 leasing a lower-than-average percentage of their au-
10 thorized vouchers, (ii) have low amounts of budget
11 authority in their net restricted assets accounts and
12 HUD-held programmatic reserves, relative to other
13 agencies, and (iii) are not participating in the Mov-
14 ing to Work demonstration, to enable such agencies
15 to lease more vouchers; (5) for public housing agen-
16 cies that despite taking reasonable cost savings
17 measures, as determined by the Secretary, would
18 otherwise be required to terminate rental assistance
19 for families as a result of insufficient funding; and
20 (6) for public housing agencies that have experi-
21 enced increased costs or loss of units in an area for
22 which the President declared a disaster under title
23 IV of the Robert T. Stafford Disaster Relief and
24 Emergency Assistance Act (42 U.S.C. 5170 et seq.):
25 *Provided further*, That the Secretary shall allocate

1 amounts under the previous proviso based on need,
2 as determined by the Secretary;

3 (2) \$150,000,000 shall be for section 8 rental
4 assistance for relocation and replacement of housing
5 units that are demolished or disposed of pursuant to
6 section 18 of the Act, conversion of section 23
7 projects to assistance under section 8, the family
8 unification program under section 8(x) of the Act,
9 relocation of witnesses in connection with efforts to
10 combat crime in public and assisted housing pursu-
11 ant to a request from a law enforcement or prosecu-
12 tion agency, enhanced vouchers under any provision
13 of law authorizing such assistance under section 8(t)
14 of the Act, HOPE VI and Choice Neighborhood
15 vouchers, mandatory and voluntary conversions, and
16 tenant protection assistance including replacement
17 and relocation assistance or for project-based assist-
18 ance to prevent the displacement of unassisted elder-
19 ly tenants currently residing in section 202 prop-
20 erties financed between 1959 and 1974 that are refi-
21 nanced pursuant to Public Law 106–569, as amend-
22 ed, or under the authority as provided under this
23 Act: *Provided*, That when a public housing develop-
24 ment is submitted for demolition or disposition
25 under section 18 of the Act, the Secretary may pro-

1 vide section 8 rental assistance when the units pose
2 an imminent health and safety risk to residents:
3 *Provided further*, That the Secretary shall provide
4 replacement vouchers for all units that cease to be
5 available as assisted housing, subject only to the
6 availability of funds: *Provided further*, That of the
7 amounts made available under this paragraph,
8 \$5,000,000 may be available to provide tenant pro-
9 tection assistance, not otherwise provided under this
10 paragraph, to residents residing in low vacancy
11 areas and who may have to pay rents greater than
12 30 percent of household income, as the result of: (A)
13 the maturity of a HUD-insured, HUD-held or sec-
14 tion 202 loan that requires the permission of the
15 Secretary prior to loan prepayment; (B) the expira-
16 tion of a rental assistance contract for which the
17 tenants are not eligible for enhanced voucher or ten-
18 ant protection assistance under existing law; or (C)
19 the expiration of affordability restrictions accom-
20 panying a mortgage or preservation program admin-
21 istered by the Secretary: *Provided further*, That such
22 tenant protection assistance made available under
23 the previous proviso may be provided under the au-
24 thority of section 8(t) or section 8(o)(13) of the
25 United States Housing Act of 1937 (42 U.S.C.

1 1437f(t): *Provided further*, That the Secretary shall
2 issue guidance to implement the previous provisos,
3 including, but not limited to, requirements for defin-
4 ing eligible at-risk households within 60 days of the
5 enactment of this Act: *Provided further*, That any
6 tenant protection voucher made available from
7 amounts under this paragraph shall not be reissued
8 by any public housing agency, except the replace-
9 ment vouchers as defined by the Secretary by notice,
10 when the initial family that received any such vouch-
11 er no longer receives such voucher, and the authority
12 for any public housing agency to issue any such
13 voucher shall cease to exist: *Provided further*, That
14 the Secretary may provide section 8 rental assist-
15 ance from amounts made available under this para-
16 graph for units assisted under a project-based sub-
17 sidy contract funded under the “Project-Based
18 Rental Assistance” heading under this title where
19 the owner has received a Notice of Default and the
20 units pose an imminent health and safety risk to
21 residents: *Provided further*, That to the extent that
22 the Secretary determines that such units are not
23 feasible for continued rental assistance payments or
24 transfer of the subsidy contract associated with such
25 units to another project or projects and owner or

1 owners, any remaining amounts associated with such
2 units under such contract shall be recaptured and
3 used to reimburse amounts used under this para-
4 graph for rental assistance under the preceding pro-
5 viso;

6 (3) \$1,925,000,000 shall be for administrative
7 and other expenses of public housing agencies in ad-
8 ministering the section 8 tenant-based rental assist-
9 ance program, of which up to \$30,000,000 shall be
10 available to the Secretary to allocate to public hous-
11 ing agencies that need additional funds to admin-
12 ister their section 8 programs, including fees associ-
13 ated with section 8 tenant protection rental assist-
14 ance, the administration of disaster related vouchers,
15 HUD-VASH vouchers, and other special purpose in-
16 cremental vouchers: *Provided*, That no less than
17 \$1,895,000,000 of the amount provided in this para-
18 graph shall be allocated to public housing agencies
19 for the calendar year 2020 funding cycle based on
20 section 8(q) of the Act (and related Appropriation
21 Act provisions) as in effect immediately before the
22 enactment of the Quality Housing and Work Re-
23 sponsibility Act of 1998 (Public Law 105–276): *Pro-*
24 *vided further*, That if the amounts made available
25 under this paragraph are insufficient to pay the

1 amounts determined under the previous proviso, the
2 Secretary may decrease the amounts allocated to
3 agencies by a uniform percentage applicable to all
4 agencies receiving funding under this paragraph or
5 may, to the extent necessary to provide full payment
6 of amounts determined under the previous proviso,
7 utilize unobligated balances, including recaptures
8 and carryovers, remaining from funds appropriated
9 to the Department of Housing and Urban Develop-
10 ment under this heading from prior fiscal years, ex-
11 cluding special purpose vouchers, notwithstanding
12 the purposes for which such amounts were appro-
13 priated: *Provided further*, That all public housing
14 agencies participating in the MTW demonstration
15 shall be funded pursuant to their MTW agreements
16 and in accordance with the requirements of the
17 MTW program, and shall be subject to the same
18 uniform percentage decrease as under the previous
19 proviso: *Provided further*, That amounts provided
20 under this paragraph shall be only for activities re-
21 lated to the provision of tenant-based rental assist-
22 ance authorized under section 8, including related
23 development activities;

24 (4) \$225,000,000 shall be for the renewal of
25 tenant-based assistance contracts under section 811

1 of the Cranston-Gonzalez National Affordable Hous-
2 ing Act (42 U.S.C. 8013), including necessary ad-
3 ministrative expenses: *Provided*, That administrative
4 and other expenses of public housing agencies in ad-
5 ministering the special purpose vouchers in this
6 paragraph shall be funded under the same terms
7 and be subject to the same pro rata reduction as the
8 percent decrease for administrative and other ex-
9 penses to public housing agencies under paragraph
10 (3) of this heading:

11 (5) \$5,000,000 shall be for rental assistance
12 and associated administrative fees for Tribal HUD-
13 VASH to serve Native American veterans that are
14 homeless or at-risk of homelessness living on or near
15 a reservation or other Indian areas: *Provided*, That
16 such amount shall be made available for renewal
17 grants to recipients that received assistance under
18 prior Acts under the Tribal HUD-VASH program:
19 *Provided further*, That the Secretary shall be author-
20 ized to specify criteria for renewal grants, including
21 data on the utilization of assistance reported by
22 grant recipients: *Provided further*, That any amounts
23 remaining after such renewal assistance is awarded
24 may be available for new grants to recipients eligible
25 to receive block grants under the Native American

1 Housing Assistance and Self-Determination Act of
2 1996 (25 U.S.C. 4101 et seq.) for rental assistance
3 and associated administrative fees for Tribal HUD-
4 VASH to serve Native American veterans that are
5 homeless or at-risk of homelessness living on or near
6 a reservation or other Indian areas: *Provided further*,
7 That funds shall be awarded based on need, and ad-
8 ministrative capacity established by the Secretary in
9 a Notice published in the Federal Register after co-
10 ordination with the Secretary of the Department of
11 Veterans Affairs: *Provided further*, That renewal
12 grants and new grants under this paragraph shall be
13 administered in accordance with program require-
14 ments under the Native American Housing Assist-
15 ance and Self-Determination Act of 1996 and mod-
16 eled after the HUD-VASH program: *Provided fur-*
17 *ther*, That the Secretary shall be authorized to
18 waive, or specify alternative requirements for any
19 provision of any statute or regulation that the Sec-
20 retary administers in connection with the use of
21 funds made available under this paragraph (except
22 for requirements related to fair housing, non-
23 discrimination, labor standards, and the environ-
24 ment), upon a finding by the Secretary that any
25 such waivers or alternative requirements are nec-

1 essary for the effective delivery and administration
2 of such assistance: *Provided further*, That grant re-
3 cipients shall report to the Secretary on utilization
4 of such rental assistance and other program data, as
5 prescribed by the Secretary: *Provided further*, That
6 the Secretary may reallocate, as determined by the
7 Secretary, amounts returned or recaptured from
8 awards under prior Acts;

9 (6) \$40,000,000 (increased by \$2,000,000) for
10 incremental rental voucher assistance for use
11 through a supported housing program administered
12 in conjunction with the Department of Veterans Af-
13 fairs as authorized under section 8(o)(19) of the
14 United States Housing Act of 1937: *Provided*, That
15 the Secretary of Housing and Urban Development
16 shall make such funding available, notwithstanding
17 section 203 (competition provision) of this title, to
18 public housing agencies that partner with eligible VA
19 Medical Centers or other entities as designated by
20 the Secretary of the Department of Veterans Affairs,
21 based on geographical need for such assistance as
22 identified by the Secretary of the Department of
23 Veterans Affairs, public housing agency administra-
24 tive performance, and other factors as specified by
25 the Secretary of Housing and Urban Development in

1 consultation with the Secretary of the Department
2 of Veterans Affairs: *Provided further*, That the Sec-
3 retary of Housing and Urban Development may
4 waive, or specify alternative requirements for (in
5 consultation with the Secretary of the Department
6 of Veterans Affairs), any provision of any statute or
7 regulation that the Secretary of Housing and Urban
8 Development administers in connection with the use
9 of funds made available under this paragraph (ex-
10 cept for requirements related to fair housing, non-
11 discrimination, labor standards, and the environ-
12 ment), upon a finding by the Secretary that any
13 such waivers or alternative requirements are nec-
14 essary for the effective delivery and administration
15 of such voucher assistance: *Provided further*, That
16 assistance made available under this paragraph shall
17 continue to remain available for homeless veterans
18 upon turn-over;

19 (7) \$40,000,000 shall be made available for
20 new incremental voucher assistance through the
21 family unification program as authorized by section
22 8(x) of the Act: *Provided*, That the assistance made
23 available under this paragraph shall continue to re-
24 main available for family unification upon turnover:
25 *Provided further*, That for any public housing agency

1 administering voucher assistance appropriated in a
2 prior Act under the family unification program that
3 determines that it no longer has an identified need
4 for such assistance upon turnover, such agency shall
5 notify the Secretary, and the Secretary shall recap-
6 ture such assistance from the agency and reallocate
7 it to any other public housing agency or agencies
8 based on need for voucher assistance in connection
9 with such program: *Provided further*, That of the
10 amounts made available under this paragraph, up to
11 \$20,000,000 shall be for assistance for youth under
12 section 8(x) of the Act: *Provided further*, That not-
13 withstanding other laws, the Secretary shall, subject
14 only to the availability of funds, allocate such assist-
15 ance to any public housing agencies that (1) admin-
16 ister assistance under section 8(x), or seek to admin-
17 ister such assistance, consistent with procedures es-
18 tablished by the Secretary, and (2) have requested
19 such assistance so that they may provide timely as-
20 sistance to eligible youth: *Provided further*, That
21 public housing agencies shall not reissue any assist-
22 ance made available from amounts under this para-
23 graph when the initial youth that received any such
24 assistance no longer receives it, unless approved by
25 the Secretary;

1 (8) \$25,000,000 shall be made available for the
2 mobility demonstration authorized under section 235
3 of division G of the Consolidated Appropriations Act,
4 2019 (42 U.S.C. 1437f note; Public Law 116–6;
5 133 Stat. 465), of which up to \$5,000,000 shall be
6 for new incremental voucher assistance and the re-
7 mainder of which shall be available to provide mobil-
8 ity-related services to families with children, includ-
9 ing pre- and post-move counseling and rent deposits,
10 and to offset the administrative costs of operating
11 the mobility demonstration: *Provided*, That incre-
12 mental voucher assistance made available under this
13 paragraph shall be for families with children partici-
14 pating in the mobility demonstration and shall con-
15 tinue to remain available for families with children
16 upon turnover: *Provided further*, That for any public
17 housing agency administering voucher assistance
18 under the mobility demonstration that determines
19 that it no longer has an identified need for such as-
20 sistance upon turnover, such agency shall notify the
21 Secretary, and the Secretary shall recapture such as-
22 sistance from the agency and reallocate it to any
23 other public housing agency or agencies based on
24 need for voucher assistance in connection with such
25 demonstration; and

1 PUBLIC HOUSING CAPITAL FUND

2 For the Public Housing Capital Fund Program to
3 carry out capital and management activities for public
4 housing agencies, as authorized under section 9 of the
5 United States Housing Act of 1937 (42 U.S.C. 1437g)
6 (the “Act”) \$2,855,057,000, to remain available until
7 September 30, 2023: *Provided*, That the amounts made
8 available under this heading are provided as follows—

9 (1) notwithstanding any other provision of law
10 or regulation, during fiscal year 2020, the Secretary
11 of Housing and Urban Development may not dele-
12 gate to any Department official other than the Dep-
13 uty Secretary and the Assistant Secretary for Public
14 and Indian Housing any authority under paragraph
15 (2) of section 9(j) regarding the extension of the
16 time periods under such section: *Provided further*,
17 That for purposes of such section 9(j), the term “ob-
18 ligate” means, with respect to amounts, that the
19 amounts are subject to a binding agreement that will
20 result in outlays, immediately or in the future;

21 (2) \$28,000,000 shall be to support ongoing
22 public housing financial and physical assessment ac-
23 tivities, pilot a new physical inspection process, and
24 implement the recommendations made in the March
25 2019 Government Accountability Office (GAO) re-

1 port “Real Estate Inspection Center: HUD should
2 Improve Physical Inspection Process and Oversight
3 of Inspectors” (GAO–19–254);

4 (3) up to \$16,000,000 shall be to support the
5 costs of administrative and judicial receiverships;

6 (4) not to exceed \$30,000,000 shall be available
7 for the Secretary to make grants, notwithstanding
8 section 203 of this Act, to public housing agencies
9 for emergency capital needs including safety and se-
10 curity measures necessary to address crime and
11 drug-related activity as well as needs resulting from
12 unforeseen or unpreventable emergencies and nat-
13 ural disasters excluding Presidentially declared
14 emergencies and natural disasters under the Robert
15 T. Stafford Disaster Relief and Emergency Act (42
16 U.S.C. 5121 et seq.) occurring in fiscal year 2020:
17 *Provided further*, That of the amount made available
18 under this paragraph, not less than \$10,000,000
19 shall be for safety and security measures: *Provided*
20 *further*, That in addition to the amount in the pre-
21 vious proviso for such safety and security measures,
22 any amounts that remain available, after all applica-
23 tions received on or before September 30, 2021, for
24 emergency capital needs have been processed, shall

1 be allocated to public housing agencies for such safe-
2 ty and security measures;

3 (5) *Provided further*, That for funds provided
4 under this heading, the limitation in section 9(g)(1)
5 of the Act shall be 25 percent: *Provided further*,
6 That the Secretary may waive the limitation in the
7 previous proviso to allow public housing agencies to
8 fund activities authorized under section 9(e)(1)(C)
9 of the Act: *Provided further*, That the Secretary
10 shall notify public housing agencies requesting waiv-
11 ers under the previous proviso if the request is ap-
12 proved or denied within 14 days of submitting the
13 request: *Provided further*, That from the funds made
14 available under this heading, the Secretary shall pro-
15 vide bonus awards in fiscal year 2020 to public
16 housing agencies that are designated high per-
17 formers: *Provided further*, That the Department
18 shall notify public housing agencies of their formula
19 allocation within 60 days of enactment of this Act;

20 (6) \$25,000,000 shall be available for competi-
21 tive grants to public housing agencies to evaluate
22 and reduce lead-based paint hazards in public hous-
23 ing by carrying out the activities of risk assess-
24 ments, abatement, and interim controls (as those
25 terms are defined in section 1004 of the Residential

1 Lead-Based Paint Hazard Reduction Act of 1992
2 (42 U.S.C. 4851b)): *Provided further*, That for pur-
3 poses of environmental review, a grant under this
4 paragraph shall be considered funds for projects or
5 activities under title I of the United States Housing
6 Act of 1937 (42 U.S.C. 1437 et seq.) for purposes
7 of section 26 of such Act (42 U.S.C. 1437x) and
8 shall be subject to the regulations implementing
9 such section; and

10 (7) \$25,000,000 shall be available for competi-
11 tive grants to public housing agencies for activities
12 authorized under the Healthy Homes Initiative, pur-
13 suant to sections 501 and 502 of the Housing and
14 Urban Development Act of 1970, which shall include
15 research, studies, testing, and demonstration efforts,
16 including education and outreach concerning mold,
17 carbon monoxide poisoning, and other housing-re-
18 lated diseases and hazards.

19 PUBLIC HOUSING OPERATING FUND

20 For 2020 payments to public housing agencies for the
21 operation and management of public housing, as author-
22 ized by section 9(e) of the United States Housing Act of
23 1937 (42 U.S.C. 1437g(e)), \$4,753,116,000, to remain
24 available until September 30, 2021.

1 CHOICE NEIGHBORHOODS INITIATIVE

2 For competitive grants under the Choice Neighbor-
3 hoods Initiative (subject to section 24 of the United States
4 Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise
5 specified under this heading), for transformation, rehabili-
6 tation, and replacement housing needs of both public and
7 HUD-assisted housing and to transform neighborhoods of
8 poverty into functioning, sustainable mixed income neigh-
9 borhoods with appropriate services, schools, public assets,
10 transportation and access to jobs, \$300,000,000, to re-
11 main available until September 30, 2023: *Provided*, That
12 grant funds may be used for resident and community serv-
13 ices, community development, and affordable housing
14 needs in the community, and for conversion of vacant or
15 foreclosed properties to affordable housing: *Provided fur-*
16 *ther*, That the use of funds made available under this
17 heading shall not be deemed to be public housing notwith-
18 standing section 3(b)(1) of such Act: *Provided further*,
19 That grantees shall commit to an additional period of af-
20 fordability determined by the Secretary of not fewer than
21 20 years: *Provided further*, That grantees shall provide a
22 match in State, local, other Federal or private funds: *Pro-*
23 *vided further*, That grantees may include local govern-
24 ments, tribal entities, public housing authorities, and non-
25 profits: *Provided further*, That for-profit developers may

1 apply jointly with a public entity: *Provided further*, That
2 for purposes of environmental review, a grantee shall be
3 treated as a public housing agency under section 26 of
4 the United States Housing Act of 1937 (42 U.S.C.
5 1437x), and grants under this heading shall be subject
6 to the regulations issued by the Secretary to implement
7 such section: *Provided further*, That of the amount pro-
8 vided, not less than \$150,000,000 shall be awarded to
9 public housing agencies: *Provided further*, That such
10 grantees shall create partnerships with other local organi-
11 zations including assisted housing owners, service agen-
12 cies, and resident organizations: *Provided further*, That
13 the Secretary shall consult with the Secretaries of Edu-
14 cation, Labor, Transportation, Health and Human Serv-
15 ices, Agriculture, and Commerce, the Attorney General,
16 and the Administrator of the Environmental Protection
17 Agency to coordinate and leverage other appropriate Fed-
18 eral resources: *Provided further*, That no more than
19 \$5,000,000 of funds made available under this heading
20 may be provided as grants to undertake comprehensive
21 local planning with input from residents and the commu-
22 nity: *Provided further*, That unobligated balances, includ-
23 ing recaptures, remaining from funds appropriated under
24 the heading “Revitalization of Severely Distressed Public
25 Housing (HOPE VI)” in fiscal year 2011 and prior fiscal

1 years may be used for purposes under this heading, not-
2 withstanding the purposes for which such amounts were
3 appropriated: *Provided further*, That the Secretary shall
4 issue the Notice of Funding Availability for funds made
5 available under this heading no later than 120 days after
6 enactment of this Act: *Provided further*, That the Sec-
7 retary shall make grant awards no later than one year
8 from the date of enactment of this Act in such amounts
9 that the Secretary determines: *Provided further*, That not-
10 withstanding section 24(o) of the United States Housing
11 Act of 1937 (42 U.S.C. 1437v(o)), the Secretary may,
12 until September 30, 2023, obligate any available unobli-
13 gated balances made available under this heading in this,
14 or any prior Act.

15 SELF-SUFFICIENCY PROGRAMS

16 For activities and assistance related to Self-Suffi-
17 ciency Programs, to remain available until September 30,
18 2023, \$150,000,000 (increased by \$5,000,000): *Provided*,
19 That the amounts made available under this heading are
20 provided as follows—

21 (1) \$100,000,000 (increased by \$5,000,000)
22 shall be for the Family Self-Sufficiency program to
23 support family self-sufficiency coordinators under
24 section 23 of the United States Housing Act of 1937
25 (42 U.S.C. 1437u), to promote the development of

1 local strategies to coordinate the use of assistance
2 under sections 8 and 9 of such Act with public and
3 private resources, and enable eligible families to
4 achieve economic independence and self-sufficiency:
5 *Provided*, That the Secretary may, by Federal Reg-
6 ister notice, waive or specify alternative require-
7 ments under subsections (b)(3), (b)(4), (b)(5), or
8 (c)(1) of section 23 of such Act in order to facilitate
9 the operation of a unified self-sufficiency program
10 for individuals receiving assistance under different
11 provisions of the Act, as determined by the Sec-
12 retary: *Provided further*, That owners of a privately
13 owned multifamily property with a section 8 contract
14 may voluntarily make a Family Self-Sufficiency pro-
15 gram available to the assisted tenants of such prop-
16 erty in accordance with procedures established by
17 the Secretary: *Provided further*, That such proce-
18 dures established pursuant to the previous proviso
19 shall permit participating tenants to accrue escrow
20 funds in accordance with section 23(d)(2) and shall
21 allow owners to use funding from residual receipt ac-
22 counts to hire coordinators for their own Family
23 Self-Sufficiency program;

24 (2) \$35,000,000 shall be for the Resident Op-
25 portunity and Self-Sufficiency program to provide

1 for supportive services, service coordinators, and
2 congregate services as authorized by section 34 of
3 the United States Housing Act of 1937 (42 U.S.C.
4 1437z-6) and the Native American Housing Assist-
5 ance and Self-Determination Act of 1996 (25 U.S.C.
6 4101 et seq.); and

7 (3) \$15,000,000 shall be for a Jobs-Plus initia-
8 tive, modeled after the Jobs-Plus demonstration:
9 *Provided*, That funding provided under this para-
10 graph shall be available for competitive grants to
11 partnerships between public housing authorities,
12 local workforce investment boards established under
13 section 107 of the Workforce Innovation and Oppor-
14 tunity Act of 2014 (29 U.S.C. 3122), and other
15 agencies and organizations that provide support to
16 help public housing residents obtain employment and
17 increase earnings: *Provided further*, That applicants
18 must demonstrate the ability to provide services to
19 residents, partner with workforce investment boards,
20 and leverage service dollars: *Provided further*, That
21 the Secretary may allow public housing agencies to
22 request exemptions from rent and income limitation
23 requirements under sections 3 and 6 of the United
24 States Housing Act of 1937 (42 U.S.C. 1437a,
25 1437d), as necessary to implement the Jobs-Plus

1 program, on such terms and conditions as the Sec-
2 retary may approve upon a finding by the Secretary
3 that any such waivers or alternative requirements
4 are necessary for the effective implementation of the
5 Jobs-Plus initiative as a voluntary program for resi-
6 dents: *Provided further*, That the Secretary shall
7 publish by notice in the Federal Register any waiv-
8 ers or alternative requirements pursuant to the pre-
9 ceding proviso no later than 10 days before the ef-
10 fective date of such notice: *Provided further*, That
11 for funds provided under this paragraph, the limita-
12 tion in section 9(g)(1) of the United States Housing
13 Act of 1937 shall be 25 percent: *Provided further*,
14 That the Secretary may waive the limitation in the
15 previous proviso to allow public housing agencies to
16 fund activities authorized under section 9(e)(1)(C)
17 of such Act: *Provided further*, That the Secretary
18 shall notify public housing agencies requesting waiv-
19 ers under the previous proviso if the request is ap-
20 proved or denied within 14 days of submitting the
21 request: *Provided further*, That from the funds made
22 available under this heading, the Secretary shall pro-
23 vide bonus awards in fiscal year 2020 to public
24 housing agencies that are designated high per-
25 formers: *Provided further*, That the Department

1 shall notify public housing agencies of their formula
2 allocation within 60 days of enactment of this Act.

3 NATIVE AMERICAN PROGRAMS

4 (INCLUDING TRANSFER OF FUNDS)

5 For activities and assistance authorized under title
6 I of the Native American Housing Assistance and Self-
7 Determination Act of 1996 (NAHASDA) (25 U.S.C. 4111
8 et seq.), title I of the Housing and Community Develop-
9 ment Act of 1974 with respect to Indian tribes (42 U.S.C.
10 5306(a)(1)), and related training and technical assistance,
11 \$855,000,000 (increased by \$5,000,000), to remain avail-
12 able until September 30, 2024, unless otherwise specified:
13 *Provided*, That amounts made available under this head-
14 ing are provided as follows—

15 (1) \$671,000,000 shall be for the Native Amer-
16 ican Housing Block Grants program, as authorized
17 under title I of NAHASDA: *Provided*, That, not-
18 withstanding NAHASDA, to determine the amount
19 of the allocation under title I of such Act for each
20 Indian tribe, the Secretary shall apply the formula
21 under section 302 of such Act with the need compo-
22 nent based on single-race census data and with the
23 need component based on multi-race census data,
24 and the amount of the allocation for each Indian
25 tribe shall be the greater of the two resulting alloca-

1 tion amounts: *Provided further*, That the Depart-
2 ment shall notify grantees of their formula allocation
3 within 60 days of the date of enactment of this Act;

4 (2) \$2,000,000 shall be for the cost of guaran-
5 teed notes and other obligations, as authorized by
6 title VI of NAHASDA: *Provided*, That such costs,
7 including the costs of modifying such notes and
8 other obligations, shall be as defined in section 502
9 of the Congressional Budget Act of 1974, as amend-
10 ed: *Provided further*, That these funds are available
11 to subsidize the total principal amount of any notes
12 and other obligations, any part of which is to be
13 guaranteed, not to exceed \$32,000,000;

14 (3) \$100,000,000 shall be for competitive
15 grants under the Native American Housing Block
16 Grants program, as authorized under title I of
17 NAHASDA: *Provided*, That the Secretary shall obli-
18 gate this additional amount for competitive grants to
19 eligible recipients authorized under NAHASDA that
20 apply for funds: *Provided further*, That in awarding
21 this additional amount, the Secretary shall consider
22 need and administrative capacity, and shall give pri-
23 ority to projects that will spur construction and re-
24 habilitation: *Provided further*, That a grant funded
25 pursuant to this paragraph shall be not greater than

1 \$10,000,000: *Provided further*, That up to 1 percent
2 of this additional amount may be transferred, in ag-
3 gregate, to the Office of Public and Indian Housing
4 under paragraph (1) of the heading “Program Office
5 Salaries and Expenses” for necessary costs of ad-
6 ministering and overseeing the obligation and ex-
7 penditure of this additional amount: *Provided fur-*
8 *ther*, That any funds transferred pursuant to this
9 paragraph shall remain available until September
10 30, 2025;

11 (4) \$75,000,000 (increased by \$5,000,000)
12 shall be for grants to Indian tribes for carrying out
13 the Indian Community Development Block Grant
14 program under title I of the Housing and Commu-
15 nity Development Act of 1974, notwithstanding sec-
16 tion 106(a)(1) of such Act, of which, notwith-
17 standing any other provision of law (including sec-
18 tion 203 of this Act), up to \$5,000,000 may be used
19 for emergencies that constitute imminent threats to
20 health and safety: *Provided*, That not to exceed 20
21 percent of any grant made with funds appropriated
22 under this paragraph shall be expended for planning
23 and management development and administration:
24 *Provided further*, That funds provided under this

1 paragraph shall remain available until September
2 30, 2022; and

3 (5) \$7,000,000 shall be for providing training
4 and technical assistance to Indian tribes, Indian
5 housing authorities and tribally designated housing
6 entities, to support the inspection of Indian housing
7 units, contract expertise, and for training and tech-
8 nical assistance related to funding provided under
9 this heading and other headings under this Act for
10 the needs of Native American families and Indian
11 country: *Provided*, That of the funds made available
12 under this paragraph, not less than \$2,000,000 shall
13 be available for a national organization as author-
14 ized under section 703 of NAHASDA (25 U.S.C.
15 4212): *Provided further*, That notwithstanding the
16 provisions of the Federal Grant and Cooperative
17 Agreements Act of 1977 (31 U.S.C. 6301–6308),
18 the amounts made available under this paragraph
19 may be used by the Secretary to enter into coopera-
20 tive agreements with public and private organiza-
21 tions, agencies, institutions, and other technical as-
22 sistance providers to support the administration of
23 negotiated rulemaking under section 106 of
24 NAHASDA (25 U.S.C. 4116), the administration of
25 the allocation formula under section 302 of

1 NAHASDA (25 U.S.C. 4152), and the administra-
2 tion of performance tracking and reporting under
3 section 407 of NAHASDA (25 U.S.C. 4167).

4 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM
5 ACCOUNT

6 For the cost of guaranteed loans, as authorized by
7 section 184 of the Housing and Community Development
8 Act of 1992 (12 U.S.C. 1715z–13a), \$2,500,000, to re-
9 main available until expended: *Provided*, That such costs,
10 including the costs of modifying such loans, shall be as
11 defined in section 502 of the Congressional Budget Act
12 of 1974: *Provided further*, That these funds are available
13 to subsidize total loan principal, any part of which is to
14 be guaranteed, up to \$1,000,000,000, to remain available
15 until expended: *Provided further*, That up to \$500,000 of
16 this amount may be for administrative contract expenses
17 including management processes and systems to carry out
18 the loan guarantee program.

19 NATIVE HAWAIIAN HOUSING BLOCK GRANT

20 For the Native Hawaiian Housing Block Grant pro-
21 gram, as authorized under title VIII of the Native Amer-
22 ican Housing Assistance and Self-Determination Act of
23 1996 (25 U.S.C. 4111 et seq.), \$2,500,000, to remain
24 available until September 30, 2024: *Provided*, That not-
25 withstanding section 812(b) of such Act, the Department

1 of Hawaiian Home Lands may not invest grant amounts
2 provided under this heading in investment securities and
3 other obligations: *Provided further*, That amounts made
4 available under this heading in this and prior fiscal years
5 may be used to provide rental assistance to eligible Native
6 Hawaiian families both on and off the Hawaiian Home
7 Lands, notwithstanding any other provision of law.

8 COMMUNITY PLANNING AND DEVELOPMENT

9 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

10 For carrying out the Housing Opportunities for Per-
11 sons with AIDS program, as authorized by the AIDS
12 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
13 \$410,000,000, to remain available until September 30,
14 2021, except that amounts allocated pursuant to section
15 854(c)(5) of such Act shall remain available until Sep-
16 tember 30, 2022: *Provided*, That the Secretary shall renew
17 all expiring contracts for permanent supportive housing
18 that initially were funded under section 854(c)(5) of such
19 Act from funds made available under this heading in fiscal
20 year 2010 and prior fiscal years that meet all program
21 requirements before awarding funds for new contracts
22 under such section: *Provided further*, That the Depart-
23 ment shall notify grantees of their formula allocation with-
24 in 60 days of enactment of this Act.

1 COMMUNITY DEVELOPMENT FUND

2 For carrying out the community development block
3 grant program under title I of the Housing and Commu-
4 nity Development Act of 1974, as amended (42 U.S.C.
5 5301 et seq.) (“the Act” herein), \$3,600,000,000, to re-
6 main available until September 30, 2022, unless otherwise
7 specified: *Provided*, That unless explicitly provided for
8 under this heading, not to exceed 20 percent of any grant
9 made with funds appropriated under this heading shall be
10 expended for planning and management development and
11 administration: *Provided further*, That a metropolitan city,
12 urban county, unit of general local government, or insular
13 area that directly or indirectly receives funds under this
14 heading may not sell, trade, or otherwise transfer all or
15 any portion of such funds to another such entity in ex-
16 change for any other funds, credits or non-Federal consid-
17 erations, but must use such funds for activities eligible
18 under title I of the Act: *Provided further*, That notwith-
19 standing section 105(e)(1) of the Act, no funds provided
20 under this heading may be provided to a for-profit entity
21 for an economic development project under section
22 105(a)(17) unless such project has been evaluated and se-
23 lected in accordance with guidelines required under sub-
24 section (e)(2): *Provided further*, That the Department

1 shall notify grantees of their formula allocation within 60
2 days of enactment of this Act.

3 COMMUNITY DEVELOPMENT LOAN GUARANTEES

4 PROGRAM ACCOUNT

5 Subject to section 502 of the Congressional Budget
6 Act of 1974, during fiscal year 2020, commitments to
7 guarantee loans under section 108 of the Housing and
8 Community Development Act of 1974 (42 U.S.C. 5308),
9 any part of which is guaranteed, shall not exceed a total
10 principal amount of \$300,000,000, notwithstanding any
11 aggregate limitation on outstanding obligations guaran-
12 teed in subsection (k) of such section 108: *Provided*, That
13 the Secretary shall collect fees from borrowers, notwith-
14 standing subsection (m) of such section 108, to result in
15 a credit subsidy cost of zero for guaranteeing such loans,
16 and any such fees shall be collected in accordance with
17 section 502(7) of the Congressional Budget Act of 1974:
18 *Provided further*, That such commitment authority funded
19 by fees may be used to guarantee, or make commitments
20 to guarantee, notes or other obligations issued by any
21 State on behalf of non-entitlement communities in the
22 State in accordance with the requirements of such section
23 108: *Provided further*, That any State receiving such a
24 guarantee or commitment under the previous proviso shall
25 distribute all funds subject to such guarantee to the units

1 of general local government in nonentitlement areas that
2 received the commitment.

3 HOME INVESTMENT PARTNERSHIPS PROGRAM

4 For the HOME Investment Partnerships program, as
5 authorized under title II of the Cranston-Gonzalez Na-
6 tional Affordable Housing Act, as amended,
7 \$1,750,000,000, to remain available until September 30,
8 2023: *Provided*, That notwithstanding the amount made
9 available under this heading, the threshold reduction re-
10 quirements in sections 216(10) and 217(b)(4) of such Act
11 (42 U.S.C. 12746(10), 12747(b)(4)) shall not apply to al-
12 locations of such amount: *Provided further*, That the De-
13 partment shall notify grantees of their formula allocation
14 within 60 days of enactment of this Act: *Provided further*,
15 That section 218(g) of such Act (42 U.S.C. 12748(g))
16 shall not apply with respect to the right of a jurisdiction
17 to draw funds from its HOME Investment Trust Fund
18 that otherwise expired or would expire in 2016, 2017,
19 2018, 2019, 2020, 2021, or 2022 under that section: *Pro-*
20 *vided further*, That section 231(b) of such Act (42 U.S.C.
21 12771(b)) shall not apply to any uninvested funds that
22 otherwise were deducted or would be deducted from the
23 line of credit in the participating jurisdiction's HOME In-
24 vestment Trust Fund in 2018, 2019, 2020, 2021, or 2022
25 under that section and the funds shall be invested only

1 in housing to be developed, sponsored, or owned by com-
2 munity housing development organizations.

3 SELF-HELP AND ASSISTED HOMEOWNERSHIP

4 OPPORTUNITY PROGRAM

5 For the Self-Help and Assisted Homeownership Op-
6 portunity Program, as authorized under section 11 of the
7 Housing Opportunity Program Extension Act of 1996, as
8 amended, \$55,000,000, to remain available until Sep-
9 tember 30, 2022: *Provided*, That of the total amount pro-
10 vided under this heading, \$10,000,000 shall be made
11 available to the Self-Help Homeownership Opportunity
12 Program as authorized under section 11 of the Housing
13 Opportunity Program Extension Act of 1996, as amended:
14 *Provided further*, That of the total amount provided under
15 this heading, \$40,000,000 shall be made available for the
16 second, third, and fourth capacity building activities au-
17 thorized under section 4(a) of the HUD Demonstration
18 Act of 1993 (42 U.S.C. 9816 note), of which not less than
19 \$5,000,000 shall be made available for rural capacity
20 building activities: *Provided further*, That of the total
21 amount provided under this heading, \$5,000,000 shall be
22 made available for capacity building by national rural
23 housing organizations with experience assessing national
24 rural conditions and providing financing, training, tech-
25 nical assistance, information, and research to local non-

1 profits, local governments, and Indian Tribes serving high
2 need rural communities.

3 HOMELESS ASSISTANCE GRANTS

4 For the Emergency Solutions Grants program as au-
5 thorized under subtitle B of title IV of the McKinney-
6 Vento Homeless Assistance Act, as amended; the Con-
7 tinuum of Care program as authorized under subtitle C
8 of title IV of such Act; and the Rural Housing Stability
9 Assistance program as authorized under subtitle D of title
10 IV of such Act, \$2,800,000,000 (increased by \$5,000,000)
11 (reduced by \$1,000,000) (increased by \$1,000,000) (in-
12 creased by \$1,000,000), to remain available until Sep-
13 tember 30, 2022: *Provided*, That not less than
14 \$290,000,000 of the funds appropriated under this head-
15 ing shall be available for such Emergency Solutions
16 Grants program: *Provided further*, That not less than
17 \$2,344,000,000 of the funds appropriated under this
18 heading shall be available for such Continuum of Care and
19 Rural Housing Stability Assistance programs: *Provided*
20 *further*, That of the amounts made available under this
21 heading, up to \$50,000,000 shall be made available for
22 grants for rapid re-housing projects and supportive service
23 projects providing coordinated entry, and for eligible ac-
24 tivities the Secretary determines to be critical in order to
25 assist survivors of domestic violence, sexual assault, dating

1 violence, and stalking: *Provided further*, That such
2 projects shall be eligible for renewal under the continuum
3 of care program subject to the same terms and conditions
4 as other renewal applicants: *Provided further*, That up to
5 \$7,000,000 of the funds appropriated under this heading
6 shall be available for the national homeless data analysis
7 project: *Provided further*, That for all match requirements
8 applicable to funds made available under this heading for
9 this fiscal year and prior fiscal years, a grantee may use
10 (or could have used) as a source of match funds other
11 funds administered by the Secretary and other Federal
12 agencies unless there is (or was) a specific statutory prohi-
13 bition on any such use of any such funds: *Provided further*,
14 That none of the funds provided under this heading shall
15 be available to provide funding for new projects, except
16 for projects created through reallocation, unless the Sec-
17 retary determines that the continuum of care has dem-
18 onstrated that projects are evaluated and ranked based
19 on the degree to which they improve the continuum of
20 care's system performance: *Provided further*, That the
21 Secretary shall prioritize funding under the Continuum of
22 Care program to continuums of care that have dem-
23 onstrated a capacity to reallocate funding from lower per-
24 forming projects to higher performing projects: *Provided*
25 *further*, That all awards of assistance under this heading

1 shall be required to coordinate and integrate homeless pro-
2 grams with other mainstream health, social services, and
3 employment programs for which homeless populations
4 may be eligible: *Provided further*, That any unobligated
5 amounts remaining from funds appropriated under this
6 heading in fiscal year 2012 and prior years for project-
7 based rental assistance for rehabilitation projects with 10-
8 year grant terms may be used for purposes under this
9 heading, notwithstanding the purposes for which such
10 funds were appropriated: *Provided further*, That all bal-
11 ances for Shelter Plus Care renewals previously funded
12 from the Shelter Plus Care Renewal account and trans-
13 ferred to this account shall be available, if recaptured, for
14 Continuum of Care renewals in fiscal year 2020: *Provided*
15 *further*, That the Department shall notify grantees of their
16 formula allocation from amounts allocated (which may
17 represent initial or final amounts allocated) for the Emer-
18 gency Solutions Grant program within 60 days of enact-
19 ment of this Act: *Provided further*, That up to
20 \$100,000,000 (increased by \$5,000,000) of the funds ap-
21 propriated under this heading shall be to implement
22 projects to demonstrate how a comprehensive approach to
23 serving homeless youth, age 24 and under, in up to 25
24 communities can dramatically reduce youth homelessness:
25 *Provided further*, That of the amount made available

1 under the previous proviso, up to \$10,000,000 (increased
2 by \$5,000,000) shall be available to provide technical as-
3 sistance on improving system responses to youth homeless-
4 ness, and collection, analysis, use, and reporting of data
5 and performance measures under the comprehensive ap-
6 proaches to serve homeless youth, in addition to and in
7 coordination with other technical assistance funds pro-
8 vided under this title: *Provided further*, That the Secretary
9 may use up to 10 percent of the amount made available
10 under the previous proviso to build the capacity of current
11 technical assistance providers or to train new technical as-
12 sistance providers with verifiable prior experience with sys-
13 tems and programs for youth experiencing homelessness:
14 *Provided further*, That such projects shall be eligible for
15 renewal under the continuum of care program subject to
16 the same terms and conditions as other renewal appli-
17 cants: *Provided further*, That youth aged 24 and under
18 seeking assistance under this heading shall not be required
19 to provide third party documentation to establish their eli-
20 gibility under 42 U.S.C. 11302(a) or (b) to receive serv-
21 ices: *Provided further*, That unaccompanied youth aged 24
22 and under or families headed by youth aged 24 and under
23 who are living in unsafe situations may be served by
24 youth-serving providers funded under this heading: *Pro-*
25 *vided further*, That the Secretary shall consider and award

1 projects based solely on the selection criteria from the fis-
2 cal year 2018 Notice of Funding Availability.

3 HOUSING PROGRAMS

4 PROJECT-BASED RENTAL ASSISTANCE

5 For activities and assistance for the provision of
6 project-based subsidy contracts under the United States
7 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the
8 Act”), not otherwise provided for, \$12,190,000,000, to re-
9 main available until expended, shall be available on Octo-
10 ber 1, 2019 (in addition to the \$400,000,000 previously
11 appropriated under this heading that became available Oc-
12 tober 1, 2019), and \$400,000,000, to remain available
13 until expended, shall be available on October 1, 2020: *Pro-*
14 *vided*, That the amounts made available under this head-
15 ing shall be available for expiring or terminating section
16 8 project-based subsidy contracts (including section 8
17 moderate rehabilitation contracts), for amendments to sec-
18 tion 8 project-based subsidy contracts (including section
19 8 moderate rehabilitation contracts), for contracts entered
20 into pursuant to section 441 of the McKinney-Vento
21 Homeless Assistance Act (42 U.S.C. 11401), for renewal
22 of section 8 contracts for units in projects that are subject
23 to approved plans of action under the Emergency Low In-
24 come Housing Preservation Act of 1987 or the Low-In-
25 come Housing Preservation and Resident Homeownership

1 Act of 1990, and for administrative and other expenses
2 associated with project-based activities and assistance
3 funded under this paragraph: *Provided further*, That of
4 the total amounts provided under this heading, not to ex-
5 ceed \$345,000,000 shall be available for performance-
6 based contract administrators for section 8 project-based
7 assistance, for carrying out 42 U.S.C. 1437(f): *Provided*
8 *further*, That the Secretary may also use such amounts
9 in the previous proviso for performance-based contract ad-
10 ministrators for the administration of: interest reduction
11 payments pursuant to section 236(a) of the National
12 Housing Act (12 U.S.C. 1715z-1(a)); rent supplement
13 payments pursuant to section 101 of the Housing and
14 Urban Development Act of 1965 (12 U.S.C. 1701s); sec-
15 tion 236(f)(2) rental assistance payments (12 U.S.C.
16 1715z-1(f)(2)); project rental assistance contracts for the
17 elderly under section 202(c)(2) of the Housing Act of
18 1959 (12 U.S.C. 1701q); project rental assistance con-
19 tracts for supportive housing for persons with disabilities
20 under section 811(d)(2) of the Cranston-Gonzalez Na-
21 tional Affordable Housing Act (42 U.S.C. 8013(d)(2));
22 project assistance contracts pursuant to section 202(h) of
23 the Housing Act of 1959 (Public Law 86-372; 73 Stat.
24 667); and loans under section 202 of the Housing Act of
25 1959 (Public Law 86-372; 73 Stat. 667): *Provided fur-*

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

21 HOUSING FOR THE ELDERLY

22 For capital advances, including amendments to cap-
23 ital advance contracts, for housing for the elderly, as au-
24 thorized by section 202 of the Housing Act of 1959, as
25 amended, for project rental assistance for the elderly

1 under section 202(c)(2) of such Act, including amend-
2 ments to contracts for such assistance and renewal of ex-
3 piring contracts for such assistance for up to a 1-year
4 term, for senior preservation rental assistance contracts,
5 including renewals, as authorized by section 811(e) of the
6 American Housing and Economic Opportunity Act of
7 2000, as amended, and for supportive services associated
8 with the housing, \$803,000,000 (increased by
9 \$1,000,000), to remain available until September 30,
10 2023: *Provided*, That of the amount provided under this
11 heading, up to \$95,000,000 shall be for service coordina-
12 tors and the continuation of existing congregate service
13 grants for residents of assisted housing projects: *Provided*
14 *further*, That amounts under this heading shall be avail-
15 able for Real Estate Assessment Center inspections and
16 inspection-related activities associated with section 202
17 projects: *Provided further*, That the Secretary may waive
18 the provisions of section 202 governing the terms and con-
19 ditions of project rental assistance, except that the initial
20 contract term for such assistance shall not exceed 5 years
21 in duration: *Provided further*, That upon request of the
22 Secretary, project funds that are held in residual receipts
23 accounts for any project subject to a section 202 project
24 rental assistance contract and, upon termination of such
25 contract, are in excess of an amount to be determined by

1 the Secretary shall be remitted to the Department and de-
2 posited in this account, to remain available until Sep-
3 tember 30, 2023: *Provided further*, That amounts depos-
4 ited in this account pursuant to the previous proviso shall
5 be available, in addition to the amounts otherwise provided
6 by this heading, for amendments and renewals: *Provided*
7 *further*, That unobligated balances, including recaptures
8 and carryover, remaining from funds transferred to or ap-
9 propriated under this heading shall be available for
10 amendments and renewals in addition to the purposes for
11 which such funds originally were appropriated: *Provided*
12 *further*, That of the total amount provided under this
13 heading, \$10,000,000, shall be for a program to be estab-
14 lished by the Secretary to make grants to experienced non-
15 profit organizations, States, local governments, or public
16 housing agencies for safety and functional home modifica-
17 tion repairs to meet the needs of low-income elderly per-
18 sons to enable them to remain in their primary residence:
19 *Provided further*, That of the total amount made available
20 under the previous proviso, no less than \$5,000,000 shall
21 be available to meet such needs in communities with sub-
22 stantial rural populations.

23 HOUSING FOR PERSONS WITH DISABILITIES

24 For capital advances, including amendments to cap-
25 ital advance contracts, for supportive housing for persons

1 with disabilities, as authorized by section 811 of the Cran-
2 ston-Gonzalez National Affordable Housing Act (42
3 U.S.C. 8013), as amended, for project rental assistance
4 for supportive housing for persons with disabilities under
5 section 811(d)(2) of such Act, for project assistance con-
6 tracts pursuant to section 202(h) of the Housing Act of
7 1959 (Public Law 86–372; 73 Stat. 667), including
8 amendments to contracts for such assistance and renewal
9 of expiring contracts for such assistance for up to a 1-
10 year term, for project rental assistance to State housing
11 finance agencies and other appropriate entities as author-
12 ized under section 811(b)(3) of the Cranston-Gonzalez
13 National Housing Act, and for supportive services associ-
14 ated with the housing for persons with disabilities as au-
15 thorized by section 811(b)(1) of such Act, \$258,510,000,
16 to remain available until September 30, 2023: *Provided*,
17 That amounts made available under this heading shall be
18 available for Real Estate Assessment Center inspections
19 and inspection-related activities associated with section
20 811 projects: *Provided further*, That, upon the request of
21 the Secretary, project funds that are held in residual re-
22 ceipts accounts for any project subject to a section 811
23 project rental assistance contract and, upon termination
24 of such contract, are in excess of an amount to be deter-
25 mined by the Secretary shall be remitted to the Depart-

1 ment and deposited in this account, to remain available
2 until September 30, 2023: *Provided further*, That amounts
3 deposited in this account pursuant to the previous proviso
4 shall be available in addition to the amounts otherwise
5 provided by this heading for amendments and renewals:
6 *Provided further*, That unobligated balances, including re-
7 captures and carryover, remaining from funds transferred
8 to or appropriated under this heading shall be used for
9 amendments and renewals in addition to the purposes for
10 which such funds originally were appropriated.

11 HOUSING COUNSELING ASSISTANCE

12 For contracts, grants, and other assistance excluding
13 loans, as authorized under section 106 of the Housing and
14 Urban Development Act of 1968, as amended,
15 \$60,000,000, to remain available until September 30,
16 2021, including up to \$4,500,000 for administrative con-
17 tract services: *Provided*, That grants made available from
18 amounts provided under this heading shall be awarded
19 within 180 days of enactment of this Act: *Provided further*,
20 That funds shall be used for providing counseling and ad-
21 vice to tenants and homeowners, both current and pro-
22 spective, with respect to property maintenance, financial
23 management or literacy, and such other matters as may
24 be appropriate to assist them in improving their housing
25 conditions, meeting their financial needs, and fulfilling the

ards Act of 1974 (42 U.S.C. 5401 et seq.), up to
\$12,400,000 (increased by \$500,000), to remain available
until expended, of which \$12,400,000 (increased by
\$500,000) is to be derived from the Manufactured Housing Fees Trust Fund: *Provided*, That not to exceed the
total amount appropriated under this heading shall be
available from the general fund of the Treasury to the extent necessary to incur obligations and make expenditures
pending the receipt of collections to the Fund pursuant
to section 620 of such Act: *Provided further*, That the
amount made available under this heading from the general fund shall be reduced as such collections are received
during fiscal year 2020 so as to result in a final fiscal year 2020 appropriation from the general fund estimated
at zero, and fees pursuant to such section 620 shall be
modified as necessary to ensure such a final fiscal year 2020 appropriation: *Provided further*, That for the dispute
resolution and installation programs, the Secretary of Housing and Urban Development may assess and collect
fees from any program participant: *Provided further*, That
such collections shall be deposited into the Fund, and the
Secretary, as provided herein, may use such collections,
as well as fees collected under section 620, for necessary
expenses of such Act: *Provided further*, That, notwithstanding the requirements of section 620 of such Act, the

1 Secretary may carry out responsibilities of the Secretary
2 under such Act through the use of approved service pro-
3 viders that are paid directly by the recipients of their serv-
4 ices.

5 FEDERAL HOUSING ADMINISTRATION

6 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

7 New commitments to guarantee single family loans
8 insured under the Mutual Mortgage Insurance Fund shall
9 not exceed \$400,000,000,000, to remain available until
10 September 30, 2021: *Provided*, That during fiscal year
11 2020, obligations to make direct loans to carry out the
12 purposes of section 204(g) of the National Housing Act,
13 as amended, shall not exceed \$1,000,000: *Provided fur-*
14 *ther*, That the foregoing amount in the previous proviso
15 shall be for loans to nonprofit and governmental entities
16 in connection with sales of single family real properties
17 owned by the Secretary and formerly insured under the
18 Mutual Mortgage Insurance Fund: *Provided further*, That
19 for administrative contract expenses of the Federal Hous-
20 ing Administration, \$130,000,000, to remain available
21 until September 30, 2021: *Provided further*, That to the
22 extent guaranteed loan commitments exceed
23 \$200,000,000,000 on or before April 1, 2020, an addi-
24 tional \$1,400 for administrative contract expenses shall be
25 available for each \$1,000,000 in additional guaranteed

1 loan commitments (including a pro rata amount for any
2 amount below \$1,000,000), but in no case shall funds
3 made available by this proviso exceed \$30,000,000: *Pro-*
4 *vided further*, That notwithstanding the limitation in the
5 first sentence of section 255(g) of the National Housing
6 Act (12 U.S.C. 1715z–20(g)), during fiscal year 2020 the
7 Secretary may insure and enter into new commitments to
8 insure mortgages under section 255 of the National Hous-
9 ing Act only to the extent that the net credit subsidy cost
10 for such insurance does not exceed zero: *Provided further*,
11 That for fiscal year 2020, the Secretary shall not take any
12 action against a lender solely on the basis of compare ra-
13 tios that have been adversely affected by defaults on mort-
14 gages secured by properties in areas where a major dis-
15 aster was declared in 2017 or 2018 pursuant to the Rob-
16 ert T. Stafford Disaster Relief and Emergency Assistance
17 Act (42 U.S.C. 5121 et seq.).

18 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

19 New commitments to guarantee loans insured under
20 the General and Special Risk Insurance Funds, as author-
21 ized by sections 238 and 519 of the National Housing Act
22 (12 U.S.C. 1715z–3 and 1735c), shall not exceed
23 \$30,000,000,000 in total loan principal, any part of which
24 is to be guaranteed, to remain available until September
25 30, 2021: *Provided*, That during fiscal year 2020, gross

1 obligations for the principal amount of direct loans, as au-
2 thorized by sections 204(g), 207(l), 238, and 519(a) of
3 the National Housing Act, shall not exceed \$1,000,000,
4 which shall be for loans to nonprofit and governmental en-
5 tities in connection with the sale of single family real prop-
6 erties owned by the Secretary and formerly insured under
7 such Act.

8 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
9 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
10 GUARANTEE PROGRAM ACCOUNT

11 New commitments to issue guarantees to carry out
12 the purposes of section 306 of the National Housing Act,
13 as amended (12 U.S.C. 1721(g)), shall not exceed
14 \$550,000,000,000, to remain available until September
15 30, 2021: *Provided*, That \$27,000,000, to remain avail-
16 able until September 30, 2021, shall be for necessary sala-
17 ries and expenses of the Office of Government National
18 Mortgage Association: *Provided further*, That to the extent
19 that guaranteed loan commitments exceed
20 \$155,000,000,000 on or before April 1, 2020, an addi-
21 tional \$100 for necessary salaries and expenses shall be
22 available until expended for each \$1,000,000 in additional
23 guaranteed loan commitments (including a pro rata
24 amount for any amount below \$1,000,000), but in no case
25 shall funds made available by this proviso exceed

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

5 POLICY DEVELOPMENT AND RESEARCH

6 RESEARCH AND TECHNOLOGY

7 For contracts, grants, and necessary expenses of pro-
8 grams of research and studies relating to housing and
9 urban problems, as authorized by title V of the Housing
10 and Urban Development Act of 1970 (12 U.S.C. 1701z-
11 1 et seq.), including carrying out the functions of the Sec-
12 retary of Housing and Urban Development under section
13 1(a)(1)(i) of Reorganization Plan No. 2 of 1968, and for
14 technical assistance, \$98,000,000 (increased by
15 \$1,500,000) (reduced by \$1,500,000), to remain available
16 until September 30, 2021: *Provided*, That the amounts
17 made available under this heading may be used for the
18 types of research and studies otherwise provided for and
19 authorized elsewhere under this title: *Provided further*,
20 That with respect to amounts made available under this
21 heading, notwithstanding section 203 of this title, the Sec-
22 retary may enter into cooperative agreements funded with
23 philanthropic entities, other Federal agencies, State or
24 local governments and their agencies, Indian tribes, trib-
25 ally designated housing entities, or colleges or universities

1 for research projects: *Provided further*, That with respect
2 to the previous proviso, such partners to the cooperative
3 agreements must contribute at least a 50 percent match
4 toward the cost of the project: *Provided further*, That for
5 non-competitive agreements entered into in accordance
6 with the previous two provisos, the Secretary of Housing
7 and Urban Development shall comply with section 2(b) of
8 the Federal Funding Accountability and Transparency
9 Act of 2006 (Public Law 109–282, 31 U.S.C. note) in lieu
10 of compliance with section 102(a)(4)(C) with respect to
11 documentation of award decisions: *Provided further*, That
12 prior to obligation of technical assistance funding, the Sec-
13 retary shall submit a plan, for approval, to the House and
14 Senate Committees on Appropriations on how it will allo-
15 cate funding for this activity: *Provided further*, That none
16 of the funds provided under this heading may be available
17 for the doctoral dissertation research grant program.

18 FAIR HOUSING AND EQUAL OPPORTUNITY

19 FAIR HOUSING ACTIVITIES

20 For contracts, grants, and other assistance, not oth-
21 erwise provided for, as authorized by title VIII of the Civil
22 Rights Act of 1968, as amended by the Fair Housing
23 Amendments Act of 1988, and section 561 of the Housing
24 and Community Development Act of 1987, as amended,
25 \$75,300,000, to remain available until September 30,

1 2021: *Provided*, That grants made available from amounts
2 provided under this heading shall be awarded within 120
3 days of enactment of this Act: *Provided further*, That not-
4 withstanding 31 U.S.C. 3302, the Secretary may assess
5 and collect fees to cover the costs of the Fair Housing
6 Training Academy, and may use such funds to develop on-
7 line courses and provide such training: *Provided further*,
8 That of the funds made available under this heading, up
9 to \$450,000 shall be available to the Secretary of Housing
10 and Urban Development for the creation and promotion
11 of translated materials and other programs that support
12 the assistance of persons with limited English proficiency
13 in utilizing the services provided by the Department of
14 Housing and Urban Development.

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

18 For the Lead Hazard Reduction Program, as author-
19 ized by section 1011 of the Residential Lead-Based Paint
20 Hazard Reduction Act of 1992, \$290,000,000, to remain
21 available until September 30, 2022, of which \$56,000,000
22 shall be for the Healthy Homes Initiative, pursuant to sec-
23 tions 501 and 502 of the Housing and Urban Develop-
24 ment Act of 1970, which shall include research, studies,
25 testing, and demonstration efforts, including education

1 and outreach concerning lead-based paint poisoning and
2 other housing-related diseases and hazards: *Provided*,
3 That for purposes of environmental review, pursuant to
4 the National Environmental Policy Act of 1969 (42 U.S.C.
5 4321 et seq.) and other provisions of law that further the
6 purposes of such Act, a grant under the Healthy Homes
7 Initiative, or the Lead Technical Studies program under
8 this heading or under prior appropriations Acts for such
9 purposes under this heading, shall be considered to be
10 funds for a special project for purposes of section 305(c)
11 of the Multifamily Housing Property Disposition Reform
12 Act of 1994: *Provided further*, That not less than
13 \$95,000,000 of the amounts made available under this
14 heading for the award of grants pursuant to section 1011
15 of the Residential Lead-Based Paint Hazard Reduction
16 Act of 1992 shall be provided to areas with the highest
17 lead-based paint abatement needs: *Provided further*, That
18 of the amount made available for the Healthy Homes Ini-
19 tiative, \$5,000,000 shall be for the implementation of
20 projects in up to five communities that are served by both
21 the Healthy Homes Initiative and Department of Energy
22 weatherization programs to demonstrate whether the co-
23 ordination of Healthy Homes remediation activities with
24 weatherization activities achieves cost savings and better
25 outcomes in improving the safety and quality of homes:

1 *Provided further*, That each applicant shall certify ade-
2 quate capacity that is acceptable to the Secretary to carry
3 out the proposed use of funds pursuant to a notice of
4 funding availability: *Provided further*, That amounts made
5 available under this heading in this or prior appropriations
6 Acts, still remaining available, may be used for any pur-
7 pose under this heading notwithstanding the purpose for
8 which such amounts were appropriated if a program com-
9 petition is undersubscribed and there are other program
10 competitions under this heading that are oversubscribed.

11 CYBERSECURITY AND INFORMATION TECHNOLOGY FUND

12 For the mitigation against the exploitation of infor-
13 mation technology systems and personally identifiable in-
14 formation; for the development, modernization, and en-
15 hancement of, modifications to, and infrastructure for De-
16 partment-wide and program-specific information tech-
17 nology systems, and for the continuing operation and
18 maintenance of both Department-wide and program-spe-
19 cific information systems, and for program-related mainte-
20 nance activities, \$300,000,000 (reduced by \$5,000,000),
21 to remain available until September 30, 2021, of which
22 \$20,000,000 may be used for single family information
23 technology systems of the Federal Housing Administra-
24 tion: *Provided*, That any amounts transferred to this Fund
25 under this Act shall remain available until expended: *Pro-*

1 *vided further*, That any amounts transferred to this Fund
2 from amounts appropriated by previously enacted appro-
3 priations Acts may be used for the purposes specified
4 under this Fund, in addition to any other information
5 technology purposes for which such amounts were appro-
6 priated: *Provided further*, That not more than 10 percent
7 of the funds made available under this heading for devel-
8 opment, modernization and enhancement may be obligated
9 until the Secretary submits to the House and Senate Com-
10 mittees on Appropriations, for approval, a plan for ex-
11 penditure that: (A) identifies for each modernization
12 project: (i) the functional and performance capabilities to
13 be delivered and the mission benefits to be realized; (ii)
14 the estimated life-cycle cost; and (iii) key milestones to
15 be met; and (B) demonstrates that each modernization
16 project is: (i) compliant with the Department's enterprise
17 architecture; (ii) being managed in accordance with appli-
18 cable life-cycle management policies and guidance; (iii)
19 subject to the Department's capital planning and invest-
20 ment control requirements; and (iv) supported by an ade-
21 quately staffed project office.

22 OFFICE OF INSPECTOR GENERAL

23 For necessary salaries and expenses of the Office of
24 Inspector General in carrying out the Inspector General
25 Act of 1978, as amended, \$132,489,000 (reduced by

1 \$2,000,000) (increased by \$2,000,000): *Provided*, That
2 the Inspector General shall have independent authority
3 over all personnel issues within this office.

4 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND
5 URBAN DEVELOPMENT

6 (INCLUDING TRANSFER OF FUNDS)

7 (INCLUDING RESCISSIONS)

8 SEC. 201. Fifty percent of the amounts of budget au-
9 thority, or in lieu thereof 50 percent of the cash amounts
10 associated with such budget authority, that are recaptured
11 from projects described in section 1012(a) of the Stewart
12 B. McKinney Homeless Assistance Amendments Act of
13 1988 (42 U.S.C. 1437f note) shall be rescinded or in the
14 case of cash, shall be remitted to the Treasury, and such
15 amounts of budget authority or cash recaptured and not
16 rescinded or remitted to the Treasury shall be used by
17 State housing finance agencies or local governments or
18 local housing agencies with projects approved by the Sec-
19 retary of Housing and Urban Development for which set-
20 tlement occurred after January 1, 1992, in accordance
21 with such section. Notwithstanding the previous sentence,
22 the Secretary may award up to 15 percent of the budget
23 authority or cash recaptured and not rescinded or remitted
24 to the Treasury to provide project owners with incentives
25 to refinance their project at a lower interest rate.

1 SEC. 202. None of the amounts made available under
2 this Act may be used during fiscal year 2020 to investigate
3 or prosecute under the Fair Housing Act any otherwise
4 lawful activity engaged in by one or more persons, includ-
5 ing the filing or maintaining of a nonfrivolous legal action,
6 that is engaged in solely for the purpose of achieving or
7 preventing action by a Government official or entity, or
8 a court of competent jurisdiction.

9 SEC. 203. Except as explicitly provided in law, any
10 grant, cooperative agreement or other assistance made
11 pursuant to title II of this Act shall be made on a competi-
12 tive basis and in accordance with section 102 of the De-
13 partment of Housing and Urban Development Reform Act
14 of 1989 (42 U.S.C. 3545).

15 SEC. 204. Funds of the Department of Housing and
16 Urban Development subject to the Government Corpora-
17 tion Control Act or section 402 of the Housing Act of
18 1950 shall be available, without regard to the limitations
19 on administrative expenses, for legal services on a contract
20 or fee basis, and for utilizing and making payment for
21 services and facilities of the Federal National Mortgage
22 Association, Government National Mortgage Association,
23 Federal Home Loan Mortgage Corporation, Federal Fi-
24 nancing Bank, Federal Reserve banks or any member
25 thereof, Federal Home Loan banks, and any insured bank

1 within the meaning of the Federal Deposit Insurance Cor-
2 poration Act, as amended (12 U.S.C. 1811–1).

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

9 SEC. 206. Corporations and agencies of the Depart-
10 ment of Housing and Urban Development which are sub-
11 ject to the Government Corporation Control Act are here-
12 by authorized to make such expenditures, within the limits
13 of funds and borrowing authority available to each such
14 corporation or agency and in accordance with law, and to
15 make such contracts and commitments without regard to
16 fiscal year limitations as provided by section 104 of such
17 Act as may be necessary in carrying out the programs set
18 forth in the budget for 2020 for such corporation or agen-
19 cy except as hereinafter provided: *Provided*, That collec-
20 tions of these corporations and agencies may be used for
21 new loan or mortgage purchase commitments only to the
22 extent expressly provided for in this Act (unless such loans
23 are in support of other forms of assistance provided for
24 in this or prior appropriations Acts), except that this pro-
25 viso shall not apply to the mortgage insurance or guaranty

1 operations of these corporations, or where loans or mort-
2 gage purchases are necessary to protect the financial in-
3 terest of the United States Government.

4 SEC. 207. The Secretary of Housing and Urban De-
5 velopment shall provide quarterly reports to the House
6 and Senate Committees on Appropriations regarding all
7 uncommitted, unobligated, recaptured and excess funds in
8 each program and activity within the jurisdiction of the
9 Department and shall submit additional, updated budget
10 information to these Committees upon request.

11 SEC. 208. The President's formal budget request for
12 fiscal year 2021, as well as the Department of Housing
13 and Urban Development's congressional budget justifica-
14 tions to be submitted to the Committees on Appropriations
15 of the House of Representatives and the Senate, shall use
16 the identical account and sub-account structure provided
17 under this Act.

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

22 SEC. 210. (a) Notwithstanding any other provision
23 of law, subject to the conditions listed under this section,
24 for fiscal years 2020 and 2021, the Secretary of Housing
25 and Urban Development may authorize the transfer of

1 some or all project-based assistance, debt held or insured
2 by the Secretary and statutorily required low-income and
3 very low-income use restrictions if any, associated with one
4 or more multifamily housing project or projects to another
5 multifamily housing project or projects.

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

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

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

16 (A) For occupied units in the transferring
17 project: The number of low-income and very
18 low-income units and the configuration (i.e.,
19 bedroom size) provided by the transferring
20 project shall be no less than when transferred
21 to the receiving project or projects and the net
22 dollar amount of Federal assistance provided to
23 the transferring project shall remain the same
24 in the receiving project or projects.

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

9 (2) The transferring project shall, as deter-
10 mined by the Secretary, be either physically obsolete
11 or economically nonviable.

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

15 (4) The owner or mortgagor of the transferring
16 project shall notify and consult with the tenants re-
17 siding in the transferring project and provide a cer-
18 tification of approval by all appropriate local govern-
19 mental officials.

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

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

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

14 (8) If the transferring project meets the re-
15 quirements of subsection (d)(2), the owner or mort-
16 gator of the receiving project or projects shall exe-
17 cute and record either a continuation of the existing
18 use agreement or a new use agreement for the
19 project where, in either case, any use restrictions in
20 such agreement are of no lesser duration than the
21 existing use restrictions.

22 (9) The transfer does not increase the cost (as
23 defined in section 502 of the Congressional Budget
24 Act of 1974, as amended) of any FHA-insured
25 mortgage, except to the extent that appropriations

1 are provided in advance for the amount of any such
2 increased cost.

3 (d) For purposes of this section—

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

8 (2) the term “multifamily housing project”
9 means housing that meets one of the following con-
10 ditions—

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

13 (B) housing that has project-based assist-
14 ance attached to the structure including
15 projects undergoing mark to market debt re-
16 structuring under the Multifamily Assisted
17 Housing Reform and Affordability Housing Act;

18 (C) housing that is assisted under section
19 202 of the Housing Act of 1959, as amended
20 by section 801 of the Cranston-Gonzales Na-
21 tional Affordable Housing Act;

22 (D) housing that is assisted under section
23 202 of the Housing Act of 1959, as such sec-
24 tion existed before the enactment of the Cran-
25 ston-Gonzales National Affordable Housing Act;

1 (E) housing that is assisted under section
2 811 of the Cranston-Gonzales National Afford-
3 able Housing Act; or

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

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

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

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

15 (C) rent supplement payments under sec-
16 tion 101 of the Housing and Urban Develop-
17 ment Act of 1965;

18 (D) interest reduction payments under sec-
19 tion 236 and/or additional assistance payments
20 under section 236(f)(2) of the National Hous-
21 ing Act;

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

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

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

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

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

17 (e) RESEARCH REPORT.—The Secretary shall con-
18 duct an evaluation of the transfer authority under this sec-
19 tion, including the effect of such transfers on the oper-
20 ational efficiency, contract rents, physical and financial
21 conditions, and long-term preservation of the affected
22 properties.

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

1 (1) is enrolled as a student at an institution of
2 higher education (as defined under section 102 of
3 the Higher Education Act of 1965 (20 U.S.C.
4 1002));

5 (2) is under 24 years of age;

6 (3) is not a veteran;

7 (4) is unmarried;

8 (5) does not have a dependent child;

9 (6) is not a person with disabilities, as such
10 term is defined in section 3(b)(3)(E) of the United
11 States Housing Act of 1937 (42 U.S.C.
12 1437a(b)(3)(E)) and was not receiving assistance
13 under such section 8 as of November 30, 2005;

14 (7) is not a youth who left foster care at age
15 14 or older and is at risk of becoming homeless; and

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

20 (b) For purposes of determining the eligibility of a
21 person to receive assistance under section 8 of the United
22 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-
23 cial assistance (in excess of amounts received for tuition
24 and any other required fees and charges) that an indi-
25 vidual receives under the Higher Education Act of 1965

1 (20 U.S.C. 1001 et seq.), from private sources, or an insti-
2 tution of higher education (as defined under the Higher
3 Education Act of 1965 (20 U.S.C. 1002)), shall be consid-
4 ered income to that individual, except for a person over
5 the age of 23 with dependent children.

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

11 SEC. 213. Notwithstanding any other provision of
12 law, in fiscal year 2020, in managing and disposing of any
13 multifamily property that is owned or has a mortgage held
14 by the Secretary of Housing and Urban Development, and
15 during the process of foreclosure on any property with a
16 contract for rental assistance payments under section 8
17 of the United States Housing Act of 1937 or other Fed-
18 eral programs, the Secretary shall maintain any rental as-
19 sistance payments under section 8 of the United States
20 Housing Act of 1937 and other programs that are at-
21 tached to any dwelling units in the property. To the extent
22 the Secretary determines, in consultation with the tenants
23 and the local government, that such a multifamily prop-
24 erty owned or held by the Secretary is not feasible for con-
25 tinued rental assistance payments under such section 8

1 or other programs, based on consideration of: (1) the costs
2 of rehabilitating and operating the property and all avail-
3 able Federal, State, and local resources, including rent ad-
4 justments under section 524 of the Multifamily Assisted
5 Housing Reform and Affordability Act of 1997
6 (“MAHRAA”); and (2) environmental conditions that
7 cannot be remedied in a cost-effective fashion, the Sec-
8 retary may, in consultation with the tenants of that prop-
9 erty, contract for project-based rental assistance payments
10 with an owner or owners of other existing housing prop-
11 erties, or provide other rental assistance. The Secretary
12 shall also take appropriate steps to ensure that project-
13 based contracts remain in effect prior to foreclosure, sub-
14 ject to the exercise of contractual abatement remedies to
15 assist relocation of tenants for imminent major threats to
16 health and safety after written notice to and informed con-
17 sent of the affected tenants and use of other available rem-
18 edies, such as partial abatements or receivership. After
19 disposition of any multifamily property described under
20 this section, the contract and allowable rent levels on such
21 properties shall be subject to the requirements under sec-
22 tion 524 of MAHRAA.

23 SEC. 214. Public housing agencies that own and oper-
24 ate 400 or fewer public housing units may elect to be ex-
25 empt from any asset management requirement imposed by

1 the Secretary of Housing and Urban Development in con-
2 nection with the operating fund rule: *Provided*, That an
3 agency seeking a discontinuance of a reduction of subsidy
4 under the operating fund formula shall not be exempt
5 from asset management requirements.

6 SEC. 215. With respect to the use of amounts pro-
7 vided in this Act and in future Acts for the operation, cap-
8 ital improvement and management of public housing as
9 authorized by sections 9(d) and 9(e) of the United States
10 Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the
11 Secretary shall not impose any requirement or guideline
12 relating to asset management that restricts or limits in
13 any way the use of capital funds for central office costs
14 pursuant to section 9(g)(1) or 9(g)(2) of the United States
15 Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Pro-*
16 *vided*, That a public housing agency may not use capital
17 funds authorized under section 9(d) for activities that are
18 eligible under section 9(e) for assistance with amounts
19 from the operating fund in excess of the amounts per-
20 mitted under section 9(g)(1) or 9(g)(2).

21 SEC. 216. No official or employee of the Department
22 of Housing and Urban Development shall be designated
23 as an allotment holder unless the Office of the Chief Fi-
24 nancial Officer has determined that such allotment holder
25 has implemented an adequate system of funds control and

1 has received training in funds control procedures and di-
2 rectives. The Chief Financial Officer shall ensure that
3 there is a trained allotment holder for each HUD appro-
4 priation under the accounts “Executive Offices” and “Ad-
5 ministrative Support Offices”, as well as each paragraph
6 receiving appropriations under the heading “Program Of-
7 fice Salaries and Expenses”, “Government National Mort-
8 gage Association—Guarantees of Mortgage-Backed Secu-
9 rities Loan Guarantee Program Account”, and “Office of
10 Inspector General” within the Department of Housing and
11 Urban Development.

12 SEC. 217. The Secretary of the Department of Hous-
13 ing and Urban Development shall, for fiscal year 2020,
14 notify the public through the Federal Register and other
15 means, as determined appropriate, of the issuance of a no-
16 tice of the availability of assistance or notice of funding
17 availability (NOFA) for any program or discretionary
18 fund administered by the Secretary that is to be competi-
19 tively awarded. Notwithstanding any other provision of
20 law, for fiscal year 2020, the Secretary may make the
21 NOFA available only on the Internet at the appropriate
22 Government web site or through other electronic media,
23 as determined by the Secretary.

24 SEC. 218. Payment of attorney fees in program-re-
25 lated litigation shall be paid from the individual program

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

10 SEC. 219. The Secretary is authorized to transfer up
11 to 10 percent or \$5,000,000, whichever is less, of funds
12 appropriated for any office under the heading “Adminis-
13 trative Support Offices” or for any paragraph under the
14 heading “Program Office Salaries and Expenses” to any
15 other such office or account: *Provided*, That no appropria-
16 tion for any such office or account shall be increased or
17 decreased by more than 10 percent or \$5,000,000, which-
18 ever is less, without prior written approval of the House
19 and Senate Committees on Appropriations: *Provided fur-*
20 *ther*, That the Secretary shall provide notification to such
21 Committees three business days in advance of any such
22 transfers under this section up to 10 percent or
23 \$5,000,000, whichever is less.

24 SEC. 220. (a) Any entity receiving housing assistance
25 payments shall maintain decent, safe, and sanitary condi-

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

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

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

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

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

24 (c)(1) Within 15 days of the issuance of the REAC
25 inspection, the Secretary must provide the owner with a

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

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

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

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

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

22 (D) pursue transfer of the project to an owner,
23 approved by the Secretary under established proce-
24 dures, which will be obligated to promptly make all

1 required repairs and to accept renewal of the assist-
2 ance contract as long as such renewal is offered;

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

5 (F) pursue exclusionary sanctions, including
6 suspensions or debarments from Federal programs;

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

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

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

19 (d) The Secretary shall also take appropriate steps
20 to ensure that project-based contracts remain in effect,
21 subject to the exercise of contractual abatement remedies
22 to assist relocation of tenants for major threats to health
23 and safety after written notice to the affected tenants. To
24 the extent the Secretary determines, in consultation with
25 the tenants and the local government, that the property

1 is not feasible for continued rental assistance payments
2 under such section 8 or other programs, based on consid-
3 eration of—

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

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

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

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

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

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

8 This report shall be due to the Senate and House Commit-
9 tees on Appropriations no later than 30 days after the
10 enactment of this Act, and on the first business day of
11 each Federal fiscal year quarter thereafter while this sec-
12 tion remains in effect.

13 SEC. 221. None of the funds made available by this
14 Act, or any other Act, for purposes authorized under sec-
15 tion 8 (only with respect to the tenant-based rental assist-
16 ance program) and section 9 of the United States Housing
17 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by
18 any public housing agency for any amount of salary, in-
19 cluding bonuses, for the chief executive officer of which,
20 or any other official or employee of which, that exceeds
21 the annual rate of basic pay payable for a position at level
22 IV of the Executive Schedule at any time during any pub-
23 lic housing agency fiscal year 2020.

24 SEC. 222. None of the funds in this Act provided to
25 the Department of Housing and Urban Development may

1 be used to make a grant award unless the Secretary noti-
2 fies the House and Senate Committees on Appropriations
3 not less than 3 full business days before any project,
4 State, locality, housing authority, tribe, nonprofit organi-
5 zation, or other entity selected to receive a grant award
6 is announced by the Department or its offices.

7 SEC. 223. None of the funds made available by this
8 Act may be used to require or enforce the Physical Needs
9 Assessment (PNA).

10 SEC. 224. None of the funds made available in this
11 Act shall be used by the Federal Housing Administration,
12 the Government National Mortgage Administration, or the
13 Department of Housing and Urban Development to in-
14 sure, securitize, or establish a Federal guarantee of any
15 mortgage or mortgage backed security that refinances or
16 otherwise replaces a mortgage that has been subject to
17 eminent domain condemnation or seizure, by a State, mu-
18 nicipality, or any other political subdivision of a State.

19 SEC. 225. None of the funds made available by this
20 Act may be used to terminate the status of a unit of gen-
21 eral local government as a metropolitan city (as defined
22 in section 102 of the Housing and Community Develop-
23 ment Act of 1974 (42 U.S.C. 5302)) with respect to
24 grants under section 106 of such Act (42 U.S.C. 5306).

1 SEC. 226. Amounts made available under this Act
2 which are either appropriated, allocated, advanced on a
3 reimbursable basis, or transferred to the Office of Policy
4 Development and Research in the Department of Housing
5 and Urban Development and functions thereof, for re-
6 search, evaluation, or statistical purposes, and which are
7 unexpended at the time of completion of a contract, grant,
8 or cooperative agreement, may be deobligated and shall
9 immediately become available and may be reobligated in
10 that fiscal year or the subsequent fiscal year for the re-
11 search, evaluation, or statistical purposes for which the
12 amounts are made available to that Office subject to re-
13 programming requirements in section 405 of this Act.

14 SEC. 227. Funds made available in this title under
15 the heading “Homeless Assistance Grants” may be used
16 by the Secretary to participate in Performance Partner-
17 ship Pilots authorized under section 526 of division H of
18 Public Law 113–76, section 524 of division G of Public
19 Law 113–235, section 525 of division H of Public Law
20 114–113, and such authorities as are enacted for Perform-
21 ance Partnership Pilots in an appropriations Act for fiscal
22 year 2019: *Provided*, That such participation shall be lim-
23 ited to no more than 10 continuums of care and housing
24 activities to improve outcomes for disconnected youth.

1 SEC. 228. With respect to grant amounts awarded
2 under the heading “Homeless Assistance Grants” for fis-
3 cal years 2015 and subsequent fiscal years for the con-
4 tinuum of care (CoC) program as authorized under sub-
5 title C of title IV of the McKinney-Vento Homeless Assist-
6 ance Act, costs paid by program income of grant recipients
7 may count toward meeting the recipient’s matching re-
8 quirements, provided the costs are eligible CoC costs that
9 supplement the recipient’s CoC program.

10 SEC. 229. (a) From amounts made available under
11 this title under the heading “Homeless Assistance
12 Grants”, the Secretary may award 1-year transition
13 grants to recipients of funds for activities under subtitle
14 C of the McKinney-Vento Homeless Assistance Act (42
15 U.S.C. 11381 et seq.) to transition from one Continuum
16 of Care program component to another.

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

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

23 (d) In order to be eligible to receive a transition
24 grant, the funding recipient must have the consent of the

1 Continuum of Care and meet standards determined by the
2 Secretary.

3 SEC. 230. None of the funds made available by this
4 Act may be used by the Department of Housing and
5 Urban Development to direct a grantee to undertake spe-
6 cific changes to existing zoning laws as part of carrying
7 out the final rule entitled “Affirmatively Furthering Fair
8 Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the
9 notice entitled “Affirmatively Furthering Fair Housing
10 Assessment Tool” (79 Fed. Reg. 57949 (September 26,
11 2014)).

12 SEC. 231. (a) ESTABLISHMENT OF FUND.—There is
13 hereby established in the Treasury of the United States
14 a fund to be known as HUD HAG Fund (in this section
15 referred to as the “Fund”).

16 (b) CREDITS TO FUND.—

17 (1) FUTURE TRANSFERS.—Unobligated bal-
18 ances of recaptured funds (except for amounts nec-
19 essary for grant amount corrections) appropriated
20 by any Act in this or any subsequent fiscal year
21 under the account for “Department of Housing and
22 Urban Development—Community Planning and De-
23 velopment—Homeless Assistance Grants” (in this
24 section referred to as the “HAG account”) shall be
25 transferred into the Fund.

1 (2) RESCISSION AND AVAILABILITY OF FISCAL
2 YEAR 2018 AMOUNTS.—Of any amounts appropriated
3 under the HAG account by the Transportation,
4 Housing and Urban Development, and Related
5 Agencies Appropriations Act, 2018 (division L of
6 Public Law 115–141), 90 percent of any balances
7 remaining unobligated as of September 1, 2020, are
8 hereby rescinded, and an amount of additional new
9 budget authority equivalent to the amount rescinded
10 is hereby appropriated and shall be transferred to
11 the Fund.

12 (c) PURPOSES.—Amounts transferred to the Fund
13 shall be available until expended, and in addition to such
14 other funds as may be available for such purposes, only
15 for the following purposes:

16 (1) For grants under the Continuum of Care
17 program under subtitle C of title IV of the McKin-
18 ney-Vento Homeless Assistance Act (42 U.S.C.
19 11381 et seq.).

20 (2) For grants under the Emergency Solutions
21 Grant program under subtitle B of title IV of such
22 Act (42 U.S.C. 11371 et seq.).

23 (3) Not less than 10 percent of amounts trans-
24 ferred to the Fund shall be used only for grants, as

1 established and determined by the Secretary, in
2 rural areas.

3 (4) Not less than 10 percent of amounts trans-
4 ferred to the Fund shall be used for grants, as es-
5 tablished and determined by the Secretary, only pur-
6 suant to the declaration of a major disaster under
7 the Robert T. Stafford Disaster Relief and Emer-
8 gency Assistance Act (42 U.S.C. 5121 et seq.) in the
9 most impacted and distressed areas resulting from
10 such disaster.

11 (d) TRANSFER FOR USE.—

12 (1) Amounts in the Fund shall be transferred
13 to the HAG account before obligation and expendi-
14 ture.

15 (2) Amounts in the Fund may be transferred to
16 the HAG account only after the expiration of the 15-
17 day period beginning upon the day that the Sec-
18 retary of Housing and Urban Development submits
19 written notice to the Committees on Appropriations
20 of the House of Representatives and the Senate of
21 the planned use of such transferred amounts, except
22 that amounts transferred for the purposes specified
23 in subsection (c)(4) may be transferred with concu-
24 rrent written notice to such Committees.

1 SEC. 232. The Promise Zone designations and Prom-
2 ise Zone Designation Agreements entered into pursuant
3 to such designations, made by the Secretary of Housing
4 and Urban Development in prior fiscal years, shall remain
5 in effect in accordance with the terms and conditions of
6 such agreements.

7 SEC. 233. None of the funds made available by this
8 Act may be used to establish and apply review criteria,
9 including rating factors or preference points, for participa-
10 tion in or coordination with EnVision Centers, in the eval-
11 uation, selection, and award of any funds made available
12 and requiring competitive selection under this Act, except
13 with respect to any such funds otherwise authorized for
14 EnVision Center purposes under this Act.

15 SEC. 234. None of the funds made available to the
16 Department of Housing and Urban Development by this
17 or any other Act may be used to implement, administer,
18 enforce, or in any way make effective the proposed rule
19 entitled “Housing and Community Development Act of
20 1980: Verification of Eligible Status”, issued by the De-
21 partment of Housing and Urban Development on May 10,
22 2019 (Docket No. FR–6124–P–01), or any final rule
23 based substantially on such proposed rule.

24 SEC. 235. (a) The Secretary of Housing and Urban
25 Development shall make available to grantees under pro-

1 grams included under the Department’s Consolidated
2 Planning Process, not later than the expiration of the 90-
3 day period beginning on the date of the enactment of this
4 Act, the prepopulated up-to-date housing and economic
5 data and data for both broadband and resilience assess-
6 ment requirements, as referred to in the HUD Response
7 to the third comment under section III.A. of the Supple-
8 mentary Information included with the final rule entitled
9 “Modernizing HUD’s Consolidated Planning Process To
10 Narrow the Digital Divide and Increase Resilience to Nat-
11 ural Hazards”, published by the Department of Housing
12 and Urban Development in the Federal Register on Fri-
13 day, December 16, 2016 (81 Fed. Reg. 91000).

14 (b) The Secretary of Housing and Urban Develop-
15 ment shall require such grantees to incorporate the
16 broadband and resilience components into the Consoli-
17 dated Plan process not later than the expiration of the
18 270-day period beginning on the date of the enactment
19 of this Act.

20 SEC. 236. None of the funds made available to the
21 Department of Housing and Urban Development by this
22 or any other Act may be used to implement, administer,
23 enforce, or in any way make effective any rule making any
24 change to the rule entitled “Equal Access in Accordance
25 With an Individual’s Gender Identity in Community Plan-

1 ning and Development Programs” published by the De-
2 partment of Housing and Urban Development in the Fed-
3 eral Register on September 21, 2016 (81 Fed. Reg.
4 64763) or to the rule entitled “Equal Access to Housing
5 in HUD Programs Regardless of Sexual Orientation or
6 Gender Identity” published by such Department in the
7 Federal Register on February 3, 2012 (77 Fed. Reg.
8 5662).

9 SEC. 237. Notwithstanding any other provision of
10 law, the notice issued by the Department of Housing and
11 Urban Development on February 20, 2015, and entitled
12 “Appropriate Placement for Transgender Persons in Sin-
13 gle-Sex Emergency Shelters and Other Facilities” (Notice
14 CPD–15–02) shall have the force and effect of law.

15 SEC. 238. The Secretary of Housing and Urban De-
16 velopment may not, in this fiscal year or any fiscal year
17 thereafter, implement, require, enforce, or otherwise make
18 effective any change, amendment, or alteration to any
19 term or condition of the Annual Contributions Contract
20 between the Secretary and any public housing agency, as
21 such contract was in effect as of January 1, 2018, unless
22 such change, amendment, or alteration is made pursuant
23 to a rule issued after notice and an opportunity for public
24 comment and in accordance with the procedure under sec-

1 tion 553 of title 5, United States Code, applicable to sub-
2 stantive rules.

3 This title may be cited as the “Department of Hous-
4 ing and Urban Development Appropriations Act, 2020”.

5 TITLE III

6 RELATED AGENCIES

7 ACCESS BOARD

8 SALARIES AND EXPENSES

9 For expenses necessary for the Access Board, as au-
10 thorized by section 502 of the Rehabilitation Act of 1973,
11 as amended, \$8,400,000 (increased by \$800,000): *Pro-*
12 *vided*, That, notwithstanding any other provision of law,
13 there may be credited to this appropriation funds received
14 for publications and training expenses.

15 FEDERAL MARITIME COMMISSION

16 SALARIES AND EXPENSES

17 For necessary expenses of the Federal Maritime
18 Commission as authorized by section 201(d) of the Mer-
19 chant Marine Act, 1936, as amended (46 U.S.C. 307), in-
20 cluding services as authorized by 5 U.S.C. 3109; hire of
21 passenger motor vehicles as authorized by 31 U.S.C.
22 1343(b); and uniforms or allowances therefore, as author-
23 ized by 5 U.S.C. 5901–5902, \$28,000,000: *Provided*, That
24 not to exceed \$2,000 shall be available for official recep-
25 tion and representation expenses.

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

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

1 *vided further*, That concurrent with the President's budget
2 request for fiscal year 2021, the Inspector General shall
3 submit to the House and Senate Committees on Appro-
4 priations a budget request for fiscal year 2021 in similar
5 format and substance to those submitted by executive
6 agencies of the Federal Government.

7 NATIONAL TRANSPORTATION SAFETY BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the National Transpor-
10 tation Safety Board, including hire of passenger motor ve-
11 hicles and aircraft; services as authorized by 5 U.S.C.
12 3109, but at rates for individuals not to exceed the per
13 diem rate equivalent to the rate for a GS-15; uniforms,
14 or allowances therefor, as authorized by law (5 U.S.C.
15 5901-5902), \$110,400,000, of which not to exceed \$2,000
16 may be used for official reception and representation ex-
17 penses. The amounts made available to the National
18 Transportation Safety Board in this Act include amounts
19 necessary to make lease payments on an obligation in-
20 curred in fiscal year 2001 for a capital lease.

21 NEIGHBORHOOD REINVESTMENT CORPORATION

22 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
23 CORPORATION

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

1 as authorized by the Neighborhood Reinvestment Corpora-
2 tion Act (42 U.S.C. 8101–8107), \$170,000,000, of which
3 \$5,000,000 shall be for a multi-family rental housing pro-
4 gram.

5 SURFACE TRANSPORTATION BOARD

6 SALARIES AND EXPENSES

7 For necessary expenses of the Surface Transpor-
8 tation Board, including services authorized by 5 U.S.C.
9 3109, \$37,100,000: *Provided*, That notwithstanding any
10 other provision of law, not to exceed \$1,250,000 from fees
11 established by the Chairman of the Surface Transpor-
12 tation Board shall be credited to this appropriation as off-
13 setting collections and used for necessary and authorized
14 expenses under this heading: *Provided further*, That the
15 sum herein appropriated from the general fund shall be
16 reduced on a dollar-for-dollar basis as such offsetting col-
17 lections are received during fiscal year 2020, to result in
18 a final appropriation from the general fund estimated at
19 no more than \$35,850,000.

20 UNITED STATES INTERAGENCY COUNCIL ON

21 HOMELESSNESS

22 OPERATING EXPENSES

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

1 perts and consultants under section 3109 of title 5, United
2 States Code) of the United States Interagency Council on
3 Homelessness in carrying out the functions pursuant to
4 title II of the McKinney-Vento Homeless Assistance Act,
5 as amended, \$4,100,000, to remain available until Sep-
6 tember 30, 2021.

7 TITLE IV

8 GENERAL PROVISIONS—THIS ACT

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

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

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

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

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

7 (2) contains elements likely to induce high lev-
8 els of emotional response or psychological stress in
9 some participants;

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

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

18 (5) is offensive to, or designed to change, par-
19 ticipants’ personal values or lifestyle outside the
20 workplace.

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

24 SEC. 405. Except as otherwise provided in this Act,
25 none of the funds provided in this Act, provided by pre-

1 vious appropriations Acts to the agencies or entities fund-
2 ed in this Act that remain available for obligation or ex-
3 penditure in fiscal year 2020, or provided from any ac-
4 counts in the Treasury derived by the collection of fees
5 and available to the agencies funded by this Act, shall be
6 available for obligation or expenditure through a re-
7 programming of funds that—

8 (1) creates a new program;

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

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

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

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

19 (6) reduces existing programs, projects, or ac-
20 tivities by \$5,000,000 or 10 percent, whichever is
21 less; or

22 (7) creates, reorganizes, or restructures a
23 branch, division, office, bureau, board, commission,
24 agency, administration, or department different from
25 the budget justifications submitted to the Commit-

1 tees on Appropriations or the table accompanying
2 the joint explanatory statement accompanying this
3 Act, whichever is more detailed, unless prior ap-
4 proval is received from the House and Senate Com-
5 mittees on Appropriations: *Provided*, That not later
6 than 60 days after the date of enactment of this
7 Act, each agency funded by this Act shall submit a
8 report to the Committees on Appropriations of the
9 Senate and of the House of Representatives to es-
10 tablish the baseline for application of reprogram-
11 ming and transfer authorities for the current fiscal
12 year: *Provided further*, That the report shall in-
13 clude—

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

20 (B) a delineation in the table for each ap-
21 propriation and its respective prior year enacted
22 level by object class and program, project, and
23 activity as detailed in this Act, the table accom-
24 panying the explanatory statement accom-
25 panying this Act, accompanying reports of the

1 House and Senate Committee on Appropria-
2 tions, or in the budget appendix for the respec-
3 tive appropriations, whichever is more detailed,
4 and shall apply to all items for which a dollar
5 amount is specified and to all programs for
6 which new budget (obligational) authority is
7 provided, as well as to discretionary grants and
8 discretionary grant allocations; and

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

11 SEC. 406. Except as otherwise specifically provided
12 by law, not to exceed 50 percent of unobligated balances
13 remaining available at the end of fiscal year 2020 from
14 appropriations made available for salaries and expenses
15 for fiscal year 2020 in this Act, shall remain available
16 through September 30, 2021, for each such account for
17 the purposes authorized: *Provided*, That a request shall
18 be submitted to the House and Senate Committees on Ap-
19 propriations for approval prior to the expenditure of such
20 funds: *Provided further*, That these requests shall be made
21 in compliance with reprogramming guidelines under sec-
22 tion 405 of this Act.

23 SEC. 407. No funds in this Act may be used to sup-
24 port any Federal, State, or local projects that seek to use
25 the power of eminent domain, unless eminent domain is

1 employed only for a public use: *Provided*, That for pur-
2 poses of this section, public use shall not be construed to
3 include economic development that primarily benefits pri-
4 vate entities: *Provided further*, That any use of funds for
5 mass transit, railroad, airport, seaport or highway
6 projects, as well as utility projects which benefit or serve
7 the general public (including energy-related, communica-
8 tion-related, water-related and wastewater-related infra-
9 structure), other structures designated for use by the gen-
10 eral public or which have other common-carrier or public-
11 utility functions that serve the general public and are sub-
12 ject to regulation and oversight by the government, and
13 projects for the removal of an immediate threat to public
14 health and safety or brownfields as defined in the Small
15 Business Liability Relief and Brownfields Revitalization
16 Act (Public Law 107–118) shall be considered a public
17 use for purposes of eminent domain.

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

23 SEC. 409. No part of any appropriation contained in
24 this Act shall be available to pay the salary for any person
25 filling a position, other than a temporary position, for-

1 merly held by an employee who has left to enter the Armed
2 Forces of the United States and has satisfactorily com-
3 pleted his or her period of active military or naval service,
4 and has within 90 days after his or her release from such
5 service or from hospitalization continuing after discharge
6 for a period of not more than 1 year, made application
7 for restoration to his or her former position and has been
8 certified by the Office of Personnel Management as still
9 qualified to perform the duties of his or her former posi-
10 tion and has not been restored thereto.

11 SEC. 410. No funds appropriated pursuant to this
12 Act may be expended by an entity unless the entity agrees
13 that in expending the assistance the entity will comply
14 with sections 2 through 4 of the Act of March 3, 1933
15 (41 U.S.C. 8301–8305, popularly known as the “Buy
16 American Act”).

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

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

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

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

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

1 section the term “international conference” shall mean a
2 conference occurring outside of the United States attended
3 by representatives of the United States Government and
4 of foreign governments, international organizations, or
5 nongovernmental organizations.

6 SEC. 415. None of the funds appropriated or other-
7 wise made available under this Act may be used by the
8 Surface Transportation Board to charge or collect any fil-
9 ing fee for rate or practice complaints filed with the Board
10 in an amount in excess of the amount authorized for dis-
11 trict court civil suit filing fees under section 1914 of title
12 28, United States Code.

13 SEC. 416. None of the funds made available by this
14 Act may be used by the Department of Transportation,
15 the Department of Housing and Urban Development, or
16 any other Federal agency to lease or purchase new light
17 duty vehicles for any executive fleet, or for an agency’s
18 fleet inventory, except in accordance with Presidential
19 Memorandum—Federal Fleet Performance, dated May
20 24, 2011.

21 SEC. 417. (a) None of the funds made available in
22 this Act may be used to maintain or establish a computer
23 network unless such network blocks the viewing,
24 downloading, and exchanging of pornography.

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

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

16 (b) A department or agency covered by this section
17 shall provide its Inspector General with access to all such
18 records, documents, and other materials in a timely man-
19 ner. A department or agency shall not withhold or delay
20 access by the Inspector General in order to conduct inter-
21 nal reviews of responsive documents, nor shall privileges
22 preventing release of agency documents to third parties
23 be a basis for withholding or delaying access to the Inspec-
24 tor General.

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

6 (d) Each Inspector General covered by this section
7 shall report to the Committees on Appropriations of the
8 House of Representatives and the Senate within 5 cal-
9 endar days any failures to comply with this requirement.
10 Within 5 calendar days of the Inspector General's report,
11 the department or agency will provide the Committees on
12 Appropriations of the House of Representatives and the
13 Senate with an accounting of timeframe and efforts by the
14 agency to provide OIG access.

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

1 SEC. 420. Except as expressly provided otherwise,
2 any reference to “this Act” contained in this division shall
3 be treated as referring only to the provisions of this divi-
4 sion.

5 SEC. 421. Any reference to a “report accompanying
6 this Act” contained in this division shall be treated as a
7 reference to House Report 116–106. The effect of such
8 Report shall be limited to this division and shall apply for
9 purposes of determining the allocation of funds provided
10 by, and the implementation of, this division.

11 SEC. 422. None of the funds made available by this
12 Act may be used in contravention of section 5309(d)(2)
13 of title 49, United States Code.

14 SEC. 423. None of the funds made available by this
15 division may be used to issue rules or guidance in con-
16 travention of section 1210 of Public Law 115–254 (132
17 Stat. 3442) or section 312 of the Robert T. Stafford Dis-
18 aster Relief and Emergency Assistance Act (42 U.S.C.
19 5155).

20 SEC. 424. None of the funds made available by this
21 Act may be used in contravention of Executive Order No.
22 13858.

23 SEC. 425. None of the funds made available by this
24 Act may be used by the National Railroad Passenger Cor-

1 poration in contravention of the Worker Adjustment and
2 Retraining Notification Act (29 U.S.C. 2101 et seq.).

3 SEC. 426. None of the funds made available by this
4 division may be used to deny eligibility of a single family
5 mortgage for insurance under title II of the National
6 Housing Act on the basis of the status of the mortgagor
7 as an alien in deferred action status pursuant to the De-
8 ferred Action for Childhood Arrivals (‘DACA’) Program
9 announced by the Secretary of Homeland Security on
10 June 15, 2012.

11 SEC. 427. None of the funds made available by this
12 division may be used in contravention of section 2635.702
13 of title 5, Code of Federal Regulations.

14 SEC. 428. None of the funds made available by this
15 Act may be used to carry out section 4(b) of Executive
16 Order No. 13868 or to issue a special permit under section
17 107.105 of title 49, Code of Federal Regulations, that al-
18 lows liquified natural gas to move by rail tank car.

19 This Act may be cited as the “Transportation, Hous-
20 ing and Urban Development, and Related Agencies Appro-
21 priations Act, 2020”.

1 to Individuals Who Came to the United States as Chil-
2 dren”, dated June 15, 2012.

3 SEC. 2. Notwithstanding any other provision of law
4 or regulation, an alien who is authorized to be employed
5 in the United States pursuant to the Deferred Action for
6 Childhood Arrivals program established under the memo-
7 randum of the Secretary of Homeland Security dated
8 June 15, 2012, shall be eligible for employment by the
9 Government (including any entity the majority of the
10 stock of which is owned by the Government).

Passed the House of Representatives June 25, 2019.

Attest: CHERYL L. JOHNSON,
Clerk.

Calendar No. 141

116TH CONGRESS
1ST Session
H. R. 3055

AN ACT

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2020, and for other purposes.

JULY 10, 2019

Read the second time and placed on the calendar