

§ 4.38

may be reported to the employee's supervisor.

§ 4.38 Administrative remedies.

(a) If the Department receives or obtains information providing a reasonable basis to believe that a violation of Section 103 has occurred, the Department may impose a sanction, as determined to be appropriate, upon an applicant for or a recipient of assistance who has received covered selection information.

(b) In determining whether a sanction is appropriate and if so which sanction or sanctions should be sought, the Secretary shall give consideration to the applicant's conduct with respect to the violation. In so doing, the Secretary shall consider the factors listed at § 4.36(d), as well as any history of prior violations in any HUD program, the benefits received or expected, deterrence of future violations and the extent of any complicity in the violation.

(c) The Secretary may impose a sanction authorized by this section whether or not the Ethics Law Division refers a case under 24 CFR part 30, and whether or not a civil money penalty is imposed.

PART 5—GENERAL HUD PROGRAM REQUIREMENTS; WAIVERS

Subpart A—Generally Applicable Definitions and Federal Requirements; Waivers

- Sec.
- 5.100 Definitions.
- 5.105 Other Federal requirements.
- 5.107 Audit requirements for non-profit organizations.
- 5.109 Equal Participation of Religious Organizations in HUD Programs and Activities.
- 5.110 Waivers.

Subpart B—Disclosure and Verification of Social Security Numbers and Employer Identification Numbers; Procedures for Obtaining Income Information

- 5.210 Purpose, applicability, and Federal preemption.
- 5.212 Compliance with the Privacy Act and other requirements.
- 5.214 Definitions.

24 CFR Subtitle A (4–1–10 Edition)

DISCLOSURE AND VERIFICATION OF SOCIAL SECURITY NUMBERS AND EMPLOYER IDENTIFICATION NUMBERS FOR APPLICANTS AND PARTICIPANTS IN CERTAIN HUD PROGRAMS

- 5.216 Disclosure and verification of Social Security and Employer Identification Numbers.
- 5.218 Penalties for failing to disclose and verify Social Security and Employer Identification Numbers.

PROCEDURES FOR OBTAINING INCOME INFORMATION ABOUT APPLICANTS AND PARTICIPANTS

- 5.230 Consent by assistance applicants and participants.
- 5.232 Penalties for failing to sign consent forms.
- 5.233 Mandated use of HUD's Enterprise Income Verification (EIV) System.
- 5.234 Requests for information from SWICAs and Federal agencies; restrictions on use.
- 5.236 Procedures for termination, denial, suspension, or reduction of assistance based on information obtained from a SWICA or Federal agency.
- 5.238 Criminal and civil penalties.
- 5.240 Family disclosure of income information to the responsible entity and verification.

Subpart C—Pet Ownership for the Elderly or Persons With Disabilities

GENERAL REQUIREMENTS

- 5.300 Purpose.
- 5.303 Exclusion for animals that assist, support, or provide service to persons with disabilities.
- 5.306 Definitions.
- 5.309 Prohibition against discrimination.
- 5.312 Notice to tenants.
- 5.315 Content of pet rules: General requirements.
- 5.318 Discretionary pet rules.
- 5.321 Lease provisions.
- 5.324 Implementation of lease provisions.
- 5.327 Nuisance or threat to health or safety.

PET OWNERSHIP REQUIREMENTS FOR HOUSING PROGRAMS

- 5.350 Mandatory pet rules for housing programs.
- 5.353 Housing programs: Procedure for development of pet rules.
- 5.356 Housing programs: Pet rule violation procedures.
- 5.359 Housing programs: Rejection of units by applicants for tenancy.
- 5.360 Housing programs: Additional lease provisions.
- 5.363 Housing programs: Protection of the pet.