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Monday  
April 27, 1998

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**Part IX**

**Department of  
Housing and Urban  
Development**

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Semiannual Regulatory Agenda

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

## 24 CFR Subtitles A and B

[Docket No. FR-4335-01]

## Semiannual Agenda of Regulations

AGENCY: Department of Housing and Urban Development.

ACTION: Semiannual regulatory agenda.

**SUMMARY:** In accordance with section 4(b) of Executive Order 12866 "Regulatory Planning and Review," the Department is publishing its agenda of (1) regulations already issued or expected to be issued and (2) currently effective rules that are under review. Additionally, in accordance with section 602 of the Regulatory Flexibility Act, the Department also has prepared an agenda of regulations expected to be proposed or promulgated, which are likely to have a significant economic impact on a substantial number of small entities. As permitted by Executive Order 12866 and the Regulatory Flexibility Act, the two agendas are combined for publication.

**FOR FURTHER INFORMATION CONTACT:** Camille E. Acevedo, Assistant General Counsel for Regulations, Department of Housing and Urban Development, Room 10276, 451 Seventh Street SW., Washington, DC 20410, (202) 708-3055. (This is not a toll-free number.) A telecommunications device for hearing- and speech-impaired individuals (TTY) is available at 1-800-877-8339 (Federal Information Relay Service).

**SUPPLEMENTARY INFORMATION:** Executive Order 12866 "Regulatory Planning and Review," published on October 4, 1993 (58 FR 51735), requires each agency to publish semiannually an agenda of (1) regulations that the agency has issued or expects to issue and (2) currently effective regulations that are under agency review. Consistent with the principles set forth in Executive Order 12866 to reduce and streamline regulations and in response to President Clinton's memorandum to Federal agencies to examine all regulations and eliminate those that are obsolete, the Department continues to examine those rules proposed to be issued under these principles.

The Regulatory Flexibility Act (5 U.S.C. 601-612) requires each agency to publish semiannually a regulatory

agenda of rules expected to be proposed or promulgated that are likely to have a significant economic impact on a substantial number of "small entities," meaning small businesses, small organizations, or small governmental jurisdictions.

Executive Order 12866 and the Regulatory Flexibility Act each permits incorporation of the agenda required with any other prescribed agenda. The agenda set out below combines the information required by Executive Order 12866 and the Regulatory Flexibility Act. In addition, the agenda contains certain information not required by either the Executive order or by the Act, which the Department considers useful, both better to inform the public and to enhance the Department's own inventory control over its body of regulations.

Section 610(c) of the Regulatory Flexibility Act requires each agency to publish annually a list of the rules that have a significant economic impact upon a substantial number of small entities and that are to be reviewed in accordance with section 610 during the succeeding 12 months. All rules under development, published in each HUD agenda, are reviewed in accordance with the principles of section 610 of the Regulatory Flexibility Act. In 1995 and 1996, all HUD regulations then codified underwent a section 610 review when these regulations were examined in accordance with President Clinton's regulatory reinvention initiative. The Department invites comments from the public on any rule listed in this agenda that the public may believe will have a significant economic impact on a substantial number of small entities. The Department specifically invites comment on HUD's rules pertaining to manufactured housing, lead-based paint hazard control, and real estate settlement procedures.

The Department also is subject to certain rulemaking requirements set forth in the Department of Housing and Urban Development Act (42 U.S.C. 3531 *et seq.*). Section 7(o) of the Department of Housing and Urban Development Act (42 U.S.C. 3535(o)) requires that the Secretary transmit to the congressional committees having jurisdictional oversight of HUD (the Senate Committee on Banking, Housing, and Urban Affairs and the House Committee on Banking and Financial Services) a semiannual agenda of all rules or regulations which

are under development or review by the Department. A rule appearing on the agenda cannot be published for comment before or during the first 15 calendar days after transmittal of the agenda. If, within that period, either committee notifies the Secretary that it intends to review any rule or regulation which appears on the agenda, the Secretary must submit to both committees a copy of the rule or regulation, in the form it is intended to be proposed, at least 15 calendar days before it is published for comment. The semiannual agenda published today is the agenda transmitted to the committees in compliance with this requirement.

For purposes of Executive Order 12866, "regulation" or "rule" is defined as "an agency statement of general applicability and future effect, which the agency intends to have the force and effect of law, that is designed to implement, interpret, or prescribe law or policy or to describe the procedure or practice requirements of an agency," subject to certain exceptions. The agenda published below focuses on regulatory material contained or expected to be contained in the Code of Federal Regulations (CFR) (or incorporated therein by reference) following publication in the **Federal Register**. As appropriate, however, issuances in the nature of general statements of policy may be published in the **Federal Register** but not for codification in the CFR.

The agenda items are divided first by program office. Within each program office, the agenda items are divided into four groups: (i) Prerulemaking actions, (ii) publication or other implementations of notices of proposed rulemaking, (iii) publications or other implementations of final rules, and (iv) completed actions. Within each grouping, rules are listed in chronological order by the part number of the CFR affected. Where a rule affects multiple parts of the CFR, the rule is listed by the first affected part number.

The agenda reflects that some rules have been withdrawn by the Department since issuance of the previous agenda. On further examination of the subject matters of these rules, the Department may determine that certain rules listed as withdrawn under this agenda are necessary, and if that determination is

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made, the rules will be included in a succeeding semiannual agenda.

Items listed in this agenda are from the following offices within the Department: Office of the Secretary; Office of Housing; Office of Public and Indian Housing; Office of Community Planning and Development; Office of

Fair Housing and Equal Opportunity; Office of Administration; Office of Inspector General; Office of Policy Development and Research; and the Government National Mortgage Association.

The Department invites all interested members of the public to comment on

Office of the Secretary—Prerule Stage

the rules listed in this spring 1998 agenda to assist the Department in improving its regulatory products and procedures.

**Dated:** February 19, 1998.

**Gail W. Laster,**  
*General Counsel.*

Sequence Number	Title	Regulation Identifier Number
1261	24 CFR 91 Site and Neighborhood Standards for Development of HUD-Assisted Rental Housing (FR-3826) .....	2501-AC15

Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1262	24 CFR 3 Common Rule: Nondiscrimination in Educational Activities (FR-4301) .....	2501-AC42
1263	24 CFR 5 Uniform Physical Condition Standards and Physical Inspection Requirements for Certain HUD Housing (FR-4280) .....	2501-AC45
1264	24 CFR 5 Sanctions for Failure To Report All Tenant Income in the Public Housing and Section 8 Programs (FR-4334) .....	2501-AC55
1265	24 CFR 6 Nondiscrimination in HUD Programs and Activities Receiving Assistance Under Title I of the Housing and Community Development Act of 1974 (FR-4092) .....	2501-AC28
1266	24 CFR 15 Revisions to HUD's Freedom of Information Act (FOIA) Regulations (FR-4292) .....	2501-AC51
1267	24 CFR 17 Procedures for the Collection of Claims by the Government (FR-4318) .....	2501-AC48
1268	24 CFR 24 Limited Denial of Participation in HUD Programs; Clarifying Amendments (FR-3975) .....	2501-AC08
1269	24 CFR 25 Conforming Amendments to HUD's FHA-Single Family Housing and Multifamily Housing Enforcement Regulations (FR-4308) .....	2501-AC44
1270	24 CFR 42 Streamlining Regulations Implementing Uniform Relocation Act and Other Relocation Requirements in HUD Programs (FR-4122) .....	2501-AC31
1271	24 CFR 55 Floodplain Management and Protection of Wetlands (FR-4142) .....	2501-AC33
1272	24 CFR 56 Flood Insurance and HUD Assisted Buildings Located Within Special Flood Hazard Areas (FR-4273)	2501-AC40
1273	24 CFR 58 Regulations Governing the Environmental Review Procedures for Entities Assuming HUD's Environmental Responsibilities; Miscellaneous Amendments (FR-4326) .....	2501-AC52
1274	24 CFR 81 The Secretary of HUD's Regulation of Fannie Mae and Freddie Mac (FR-4297) .....	2501-AC41
1275	24 CFR 92 HOME Investment Partnerships Program (FR-4329) .....	2501-AC53

Office of the Secretary—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1276	24 CFR 000 Adoption of Revised OMB Circular A-133; Administrative Requirements for Grantees to Reflect the Single Audit Act Amendments of 1996; Technical Amendments (FR-4296) .....	2501-AC43
1277	24 CFR 5, subpart E Revised Restriction on Assistance to Noncitizens (FR-4154) .....	2501-AC36
1278	24 CFR 5 Uniform Financial Reporting Standards for HUD Housing Programs (FR-4321) .....	2501-AC49
1279	24 CFR 8 Nondiscrimination Based on Disability; Multifamily Homeownership Projects (FR-4317) .....	2501-AC47
1280	24 CFR 35 Lead-Based Paint Poisoning Prevention in Certain Residential Structures (FR-3482) .....	2501-AB57
1281	24 CFR 45 Administrative Requirements for Grantees to Reflect Single Audit Act Amendments (FR-4258) .....	2501-AC39
1282	24 CFR 58 Technical Amendment to HUD's Regulations Governing the Environmental Review Procedures for Entities Assuming HUD's Environmental Responsibilities (FR-4138) .....	2501-AC32
1283	24 CFR 91 Clarifying Amendments to Consolidated Submission for Community Planning and Development Programs (FR-4333) .....	2501-AC54
1284	24 CFR 92 HOME Investment Partnerships Program—Additional Streamlining (FR-4111) .....	2501-AC30

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Office of the Secretary—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1285	24 CFR 10 Rulemaking Policies and Procedures—Expediting Rulemaking and Policy Implementation (FR-3292)	2501-AB43
1286	24 CFR 51 HUD's Environmental Criteria and Standards; Amendments (FR-4060)	2501-AC25
1287	24 CFR 761 Drug Elimination Program; Proposed Amendments (FR-4058)	2501-AC23
1288	24 CFR 882.109 Occupancy Standards Under the Fair Housing Act (FR-3815)	2501-AC05

Office of Housing—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
1289	24 CFR 000 Portfolio Reengineering Transition Program Guidelines - FY 1998 (FR-4162)	2502-AH13
1290	24 CFR 3280 Metal Roofing for Manufactured Housing—Interpretative Bulletin (FR-4271)	2502-AH05
1291	24 CFR 3282 Procedural and Enforcement Regulations for the Manufactured Home Construction and Safety Program - (FR-4319)	2502-AH14

Office of Housing—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1292	24 CFR 200.925 to 200.926 Update of the Model Energy Code (MEC) (FR-4272)	2502-AH03
1293	24 CFR 200 Electronic Submission of Required Data by Multifamily Mortgages (FR-4303)	2502-AH11
1294	24 CFR 200 Single-Family Mortgage Insurance Clarification Requirement Concerning Floodplains Applicable to New Construction (FR-4323)	2502-AH16
1295	24 CFR 201 Strengthening the Title I Property Improvement Loan Insurance Program (FR-4246)	2502-AG95
1296	24 CFR 203 Single-Family Property Disposition (FR-4244)	2502-AG96
1297	24 CFR 203 Suspension of FHA Single Family Mortgage Insurance Program for Mortgages on Indian Reservations Insured Pursuant to Section 248 of the National Housing Act (FR-4251)	2502-AH00
1298	24 CFR 203 Mortgage Insurance Premium Reduction in Central Cities (FR-4284)	2502-AH07
1299	24 CFR 203 Builder Warranty For High Ratio Single-Family Mortgages (FR-4288)	2502-AH08
1300	24 CFR 206.45(e) Home Equity Conversion Mortgages; Right of First Refusal Permitted for Condominium Associations (FR-4267)	2502-AG93
1301	24 CFR 290 Up-Front Grants in the Disposition of Multifamily Projects (FR-4310)	2502-AH12
1302	24 CFR 291 Suspension of New Leases Under the Single-Family Property Disposition Homeless Program (FR-4275)	2502-AH06
1303	24 CFR 3280 Updating Manufactured Housing Reference Standards (FR-4337)	2502-AH17
1304	24 CFR 3282 Special Procedures Permitting Limited Completion of Manufactured Homes On-Site (FR-4216)	2502-AG92

Office of Housing—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1305	24 CFR 000 FHA-Insured Multifamily Housing Mortgage and Housing Assistance Restructuring (FR-4298)	2502-AH09
1306	24 CFR 200 Delegation of Insuring Authority to Direct Endorsement Mortgagees (FR-4169)	2502-AG87
1307	24 CFR 200 Use of Material Bulletins (FR-4265)	2502-AH02
1308	24 CFR 201 Title I Property Improvement and Manufactured Home Loan Insurance Programs (FR-4242)	2502-AG94
1309	24 CFR 201 Termination of an Approved Mortgagee's Origination Approval Agreement (FR-4239)	2502-AG99
1310	24 CFR 203 Single Family Mortgage Insurance; Direct Endorsement and Automated Underwriting (FR-4311)	2502-AH15
1311	24 CFR 206 Home Equity Conversion Mortgages; Consumer Protection Measures Against Excessive Fees (FR-4306)	2502-AH10
1312	24 CFR 242 Risk-Sharing Hospital Mortgage Insurance Program (FR-3914)	2502-AG53
1313	24 CFR 3500 RESPA: Disclosure of Fees Paid to Retail Lenders (Brokers) (FR-3780)	2502-AG40
1314	24 CFR 3500 Amendment to RESPA; Exemption for Employer Payments to Employees Who Make Like-Provider Referrals, and Other Amendments (FR-4173)	2502-AG88

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## Office of Housing—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1315	24 CFR 200 Changes in the Minimum Property Standards; Technical Suitability of Products Program (FR-4137)	2502-AG84
1316	24 CFR 200 Multifamily Provisions of the Part 200 Regulations—Further Streamlining and Technical Amendments (FR-4164)	2502-AG90
1317	24 CFR 202 Approval of Lending Institutions and Mortgagees (FR-4132)	2502-AG82
1318	24 CFR 203 Loss Mitigation—Single Family (FR-4032)	2502-AG72
1319	24 CFR 203 Streamlining Single Family Mortgage Insurance Program (FR-4109)	2502-AG79
1320	24 CFR 207 Electronic Payment of Multifamily Insurance Premiums (FR-4203)	2502-AG91
1321	24 CFR 216 Single-Family Risk-Sharing With Housing Finance Agencies and With Private Mortgage Insurers (FR-3862)	2502-AH01
1322	24 CFR 3280 Department of Transportation—Federal Highway Administration & HUD Requirements Regarding “Manufactured Home Tire Overloading” (FR-3943)	2502-AG54
1323	24 CFR 3500 Contingency Funding Including Flood Plain Certifications—Real Estate Settlement Procedures Act (FR-3930)	2502-AG56
1324	24 CFR 3500 Real Estate Settlement Procedures Act: Escrow Accounting Procedures (FR-4079)	2502-AG75
1325	24 CFR 3500 Improvement of Disclosures Under the Real Estate Settlement Procedures Act and the Truth in Lending Act (FR-4184)	2502-AG86

## Office of Community Planning and Development—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1326	24 CFR 570 Community Development Block Grant Program; National Objective and Streamlining Changes (FR-4144)	2506-AB90

## Office of Community Planning and Development—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1327	24 CFR 91 CDBG Program for States; Community Revitalization Strategy Requirements & Miscellaneous Technical Amendments (FR-4081)	2506-AB83
1328	24 CFR 570 Community Development Block Grant Program; Dispute Resolution and Enforcement Actions (FR-3298)	2506-AB43
1329	24 CFR 570 Section 108 Loan Guarantee Program (FR-4039)	2506-AB80
1330	24 CFR 570 Community Development Block Grant Programs for States; Program Income (FR-4067)	2506-AB82
1331	24 CFR 570.208 CDBG Slum/Blight National Objective Rule (FR-4260)	2506-AB94
1332	24 CFR 570.200 Clarification of the Nature of Required CDBG Expenditure Documentation and Accounting for Applicable Credits (FR-4261)	2506-AB95
1333	24 CFR 576 Emergency Shelter Grants Program (FR-4330)	2506-AB99
1334	24 CFR 597 New Empowerment Zones (FR-4281)	2506-AB97

## Office of Community Planning and Development—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1335	00 CFR 000 Administrative Guidelines for CPD Programs; Sec. 102(d) Limitation on Combining Other Government Assistance With CPD Housing Assistance (FR-3135)	2506-AB74

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Office of Community Planning and Development—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1336	24 CFR ch V Homeless Assistance Fund Regulation (FR-4130) .....	2506-AB88
1337	24 CFR 570 Community Development Block Grants: Amendments to the New York Small Cities Program (FR-4155) .....	2506-AB91
1338	24 CFR 570 Section 108 Loan Guarantee Program; Loan Pooling/Risk Sharing Arrangements (FR-4214) .....	2506-AB92
1339	24 CFR 573 Loan Guarantee Recovery Fund: Loan Guarantee Assistance in Response to Acts of Arson or Terrorism Motivated by Race, Color or Ethnicity (FR-4282) .....	2506-AB98
1340	24 CFR 597 Performance Grants for Urban Empowerment Zones and Enterprise Communities (FR-4262) .....	2506-AB96

Government National Mortgage Association—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1341	24 CFR 300.3 Ginnie Mae - Finance - NAHASDA American (FR-4215) .....	2503-AA11

Government National Mortgage Association—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1342	24 CFR 320.10 Ginnie Mae - Financial Reporting (FR-4331) .....	2503-AA12

Office of Fair Housing and Equal Opportunity—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1343	24 CFR 570 Fair Housing Planning Performance Standard (FR-4133) .....	2529-AA81

Office of Fair Housing and Equal Opportunity—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1344	24 CFR 100 Implementation of the Housing for Older Persons Act of 1995 (FR-4094) .....	2529-AA80
1345	24 CFR 135 Economic Opportunities for Low- and Very Low-Income Persons (FR-2898) .....	2529-AA49
1346	24 CFR 180 Civil Money Penalties for Fair Housing Act Violations (FR-4302) .....	2529-AA83

Office of Fair Housing and Equal Opportunity—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1347	24 CFR 100 Fair Lending—Self-Testing (FR-4160) .....	2529-AA82

Office of Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1348	48 CFR 2409 HUD Acquisition Regulation for Legal Services Contractors (FR-4291) .....	2535-AA25

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## Office of Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1349	48 CFR 2401 HUD Acquisition Regulation—II (FR-4115) .....	2535-AA24

## Office of the Inspector General—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1350	24 CFR 2003 Privacy Act of 1974; Consolidation of Existing Systems of Records Into Single System of Records (FR-4283) .....	2508-AA10

## Office of the Inspector General—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1351	24 CFR 2003 Implementation of Privacy Act of 1974 (FR-4270) .....	2508-AA09

## Policy Development and Research—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1352	24 CFR 570 Community Development Hispanic-Serving Institutions Work Study Program (FR-4269) .....	2528-AA07
1353	24 CFR 570 Removal of the Repayment Requirement for Participants in the Community Development Work-Study Program (CDWSP) (FR-4324) .....	2528-AA08

## Office of Public and Indian Housing—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
1354	00 CFR 000 Administrative Guidelines for PIH Regarding Sec. 102(d) Limitations on Combining Other Government Assistance ("Subsidy Layering") (FR-3100) .....	2577-AB53

## Office of Public and Indian Housing—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1355	24 CFR 901 PHMAP Assessment Consolidation (FR-4313) .....	2577-AB81
1356	24 CFR 945 Designated Housing Program Amendments (FR-3964) .....	2577-AB57

## Office of Public and Indian Housing—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1357	24 CFR 5, subpart F Ceiling Rents for Public Housing (FR-3880) .....	2577-AB75
1358	24 CFR 882 Housing Opportunity Program Extension Act of 1996 Implementation Provisions and Section 8 Certificate, Voucher, & Moderate Rehabilitation Admission & Occupancy Policies Revisions (FR-4159) .....	2577-AB72
1359	24 CFR 941 Public Housing Development Regulations (FR-3569) .....	2577-AB37
1360	24 CFR 941 Public Housing Mixed-Finance Partnership Development—Streamlining (FR-4113) .....	2577-AB69
1361	24 CFR 955 Loan Guarantee for Indian Housing; Direct Guarantee Processing (FR-4241) .....	2577-AB78

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Office of Public and Indian Housing—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
1362	24 CFR 960 Public Housing Admission and Occupancy Reforms and Streamlining (FR-4084) .....	2577-AB67
1363	24 CFR 968 Replacement Housing Factor in Modernization Funding (FR-4125) .....	2577-AB71
1364	24 CFR 971 Assessment of the Reasonable Revitalization Potential of Certain Public Housing Required by Law (FR-4120) .....	2577-AB79
1365	24 CFR 982 Section 8 Tenant-Based Programs: Addition of Provisions on Rents and Special Housing Types (FR-4054) .....	2577-AB63
1366	24 CFR 982 Section 8 Program Restrictions on Leasing to Relatives (FR-4149) .....	2577-AB73
1367	24 CFR 985 Section 8 Rental Voucher and Certificate Programs—Section 8 Management Assessment Program (SEMAP) (FR-3986) .....	2577-AB60
1368	24 CFR 990 Public Housing Performance Funding System: Incentives (FR-4072) .....	2577-AB65

Office of Public and Indian Housing—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1369	24 CFR 904 Streamlining of Turnkey III Program Regulations (FR-4217) .....	2577-AB76

Office of Public and Indian Housing—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1370	24 CFR 950 Implementation of the Native American Housing Assistance and Self-Determination Act of 1996 (FR-4170) .....	2577-AB74
1371	24 CFR 954 Indian HOME: Revised Program Regulations (FR-3567) .....	2577-AB35
1372	24 CFR 982 Section 8 Program Rent Limits in Tax Credit Projects (FR-4268) .....	2577-AB80

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Prerule Stage

Office of the Secretary (HUDSEC)

**1261. SITE AND NEIGHBORHOOD STANDARDS FOR DEVELOPMENT OF HUD-ASSISTED RENTAL HOUSING (FR-3826)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 3608(e)(5); 42 USC 3614a; 42 USC 5304(b)(2); 42 USC 12705(b)(14)

**CFR Citation:** 24 CFR 91; 24 CFR 92; 24 CFR 150; 24 CFR 570; 24 CFR 880; 24 CFR 881; 24 CFR 882; 24 CFR 883; 24 CFR 885; 24 CFR 889; 24 CFR 890; 24 CFR 941; 24 CFR 970; 24 CFR 983

**Legal Deadline:** None

**Abstract:** Existing site and neighborhood standards requirements were adopted in the early 1980s. The

current rule has been criticized as unreasonably preventing development in areas of minority concentration (a term not defined in the present regulation). The current rule also places the decision on site approval with the Federal Government (except in the HOME Investment Partnerships Program). In addition, the current rule does not apply to the Community Development Block Grant Program although that program has increasingly become a vehicle for the development of lower-income housing.

The Department proposes to issue an Advanced Notice of Proposed Rulemaking to identify the major problem areas in the current rule and

seek the advice of the public as to the optimum solutions.

**Timetable:**

Action	Date	FR Cite
ANPRM	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** William Dudley Gregorie, Acting Director, Office of Programs Operations and Standards, Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity  
Phone: 202 708-2288

**RIN:** 2501-AC15

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Office of the Secretary (HUDSEC)

Proposed Rule Stage

**1262. • COMMON RULE:  
NONDISCRIMINATION IN  
EDUCATIONAL ACTIVITIES (FR-4301)****Priority:** Other Significant**Legal Authority:** 20 USC 1681 to 1683;  
20 USC 1685 to 1688**CFR Citation:** 24 CFR 3**Legal Deadline:** None**Abstract:** This is HUD's component of a common rule coordinated by the Department of Justice to implement amendments made to title IX of the Education Amendments of 1972 to prohibit discrimination on the basis of sex in all federally funded educational activities.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

**Small Entities Affected:** Governmental Jurisdictions**Government Levels Affected:** State, Local**Agency Contact:** Betsy Ryan, Director, Program Compliance Div., Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity  
Phone: 202 708-0404**RIN:** 2501-AC42**1263. • UNIFORM PHYSICAL  
CONDITION STANDARDS AND  
PHYSICAL INSPECTION  
REQUIREMENTS FOR CERTAIN HUD  
HOUSING (FR-4280)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 12 USC 1701z-11(e); 12 USC 1713; 12 USC 1715b; 12 USC 1707; 42 USC 1437 et seq; 42 USC 13611 to 13619; 12 USC 1701q; 42 USC 1437f; 42 USC 1437d; 42 USC 8013**CFR Citation:** 24 CFR 5; 24 CFR 207; 24 CFR 266; 24 CFR 880; 24 CFR 881; 24 CFR 882; 24 CFR 883; 24 CFR 884; 24 CFR 886; 24 CFR 891; 24 CFR 901; 24 CFR 965; 24 CFR 983**Legal Deadline:** None**Abstract:** This proposed rule would establish for certain HUD housing

uniform physical condition standards and physical inspection requirements that are intended to ensure that the housing is decent, safe, sanitary and in good repair. HUD believes that, unless statutorily directed, the program source of the subsidy or assistance should not determine the type of physical condition standards and physical inspection requirements to which the housing is subject. All residents of HUD housing should be assured that their housing is decent, safe, sanitary and in good repair. Therefore, this rule proposes that certain HUD housing is decent, safe, sanitary and in good repair. This rule also generally describes new physical inspection procedures that will allow HUD to determine conformity with such standards.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Camille E. Acevedo, Assistant General Counsel for Regulations, Department of Housing and Urban Development, Office of the General Counsel  
Phone: 202 708-3055**RIN:** 2501-AC45**1264. • SANCTIONS FOR FAILURE TO  
REPORT ALL TENANT INCOME IN  
THE PUBLIC HOUSING AND SECTION  
8 PROGRAMS (FR-4334)****Priority:** Other Significant**Legal Authority:** 42 USC 1437a; 42 USC 1437c; 42 USC 1437d; 42 USC 1437f; 42 USC 1437n; 42 USC 3535(d)**CFR Citation:** 24 CFR 5**Legal Deadline:** None**Abstract:** This rule would specify several possible sanctions to be used against tenants in the Public Housing and section 8 Housing Assistance Payments programs who under report their income causing HUD to overpay housing subsidies. The entities administering these programs would be required to apply sanctions determined to be cost-effective in a particular case.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/98	

**Small Entities Affected:** None**Government Levels Affected:** State, Local**Agency Contact:** Patricia Arnaudo, Acting Director, Occupancy Division, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-0744Ulyses Brinkley, Office of Asset Management and Disposition, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-3944**RIN:** 2501-AC55**1265. NONDISCRIMINATION IN HUD  
PROGRAMS AND ACTIVITIES  
RECEIVING ASSISTANCE UNDER  
TITLE I OF THE HOUSING AND  
COMMUNITY DEVELOPMENT ACT OF  
1974 (FR-4092)****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 5309; 42 USC 3535(d)**CFR Citation:** 24 CFR 6; 24 CFR 8; 24 CFR 570**Legal Deadline:** None**Abstract:** This proposed rule would add a new part 6 to HUD's regulations. Part 6 would set forth HUD's procedures and policies to assure nondiscrimination in programs and activities receiving Federal financial assistance from HUD under title I of the Housing and Community Development Act of 1974.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Betsy Ryan, Director, Program Compliance Div., Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity  
Phone: 202 708-0404**RIN:** 2501-AC28**1266. • REVISIONS TO HUD'S  
FREEDOM OF INFORMATION ACT  
(FOIA) REGULATIONS (FR-4292)****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 552; 42 USC 3535(d)

## HUD—HUDSEC

## Proposed Rule Stage

**CFR Citation:** 24 CFR 15

**Legal Deadline:** None

**Abstract:** This rule would revise HUD's FOIA regulations to include the Electronic Freedom of Information Act requirements and to simplify them. It would also make changes to reflect the Department's reorganization of the handling of production and disclosure of documents.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** William Barth, Managing Attorney for FOIA, Department of Housing and Urban Development, Office of the General Counsel

Phone: 202 708-3866

**RIN:** 2501-AC51

**1267. • PROCEDURES FOR THE COLLECTION OF CLAIMS BY THE GOVERNMENT (FR-4318)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 31 USC 3701

**CFR Citation:** 24 CFR 17

**Legal Deadline:** None

**Abstract:** This rule would amend the Department's procedures for the collection of claims by (1) moving the designation of the Department's Claims Officer from the Office of Administration to the Office of the Chief Financial Officer, and (2) revising the regulations at 24 CFR part 17 pertaining to administrative offset, tax refund offset, and salary offset.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment	06/00/98	
Period End		

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Wallace Garner, Director, Finance Planning & Analysis Div., Department of Housing and Urban Development, Office of the Secretary

Phone: 202 708-0654

**RIN:** 2501-AC48

**1268. LIMITED DENIAL OF PARTICIPATION IN HUD PROGRAMS; CLARIFYING AMENDMENTS (FR-3975)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 3535(d)

**CFR Citation:** 24 CFR 24

**Legal Deadline:** None

**Abstract:** This rule would streamline and clarify the causes for a limited denial of participation (LDP) in most HUD programs; conform the provisions with Governmentwide regulations; clarify calculation of a time period; and make other technical corrections.

**Timetable:**

Action	Date	FR Cite
NPRM	01/00/99	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Emmett Roden, Assistant General Counsel for Administrative Proceedings, Department of Housing and Urban Development, Office of the General Counsel

Phone: 202 708-2350

**RIN:** 2501-AC08

**1269. • CONFORMING AMENDMENTS TO HUD'S FHA-SINGLE FAMILY HOUSING AND MULTIFAMILY HOUSING ENFORCEMENT REGULATIONS (FR-4308)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 1701q-1; 12 USC 1703; 12 USC 1708(c) to 1708(d); 12 USC 1709(s); 12 USC 1715b; 12 USC 1723i; 12 USC 1735f-14; 12 USC 1735f-15; 15 USC 1717a; 28 USC 2461 note; 42 USC 3535(d)

**CFR Citation:** 24 CFR 25; 24 CFR 30

**Legal Deadline:** None

**Abstract:** The Multifamily Assisted Housing Reform and Affordability Act of 1997 (title V of the Departments of Veterans Affairs and Housing and

Urban Development, and Independent Agencies Appropriations Act, 1998; Pub.L. 105-65, approved October 27, 1997) (Multifamily Housing Reform Act) made several amendments to strengthen the enforcement provisions of the National Housing Act (12 U.S.C. 1701 et seq.). Among other amendments, the Multifamily Housing Reform Act provides that a suspension issued by the HUD Mortgagee Review Board is effective upon issuance, if there is sufficient evidence that immediate action is required to protect the financial interests of HUD or the public. Currently, such a suspension is effective only after HUD's issuance of 30-day written notice to the mortgagee. The Multifamily Housing Reform Act also expanded the list of persons subject to a civil money penalty for violations of Federal Housing Administration (FHA) program requirements. This rule proposes updates to HUD's FHA enforcement regulations at 24 CFR parts 25 and 30 to incorporate the amendments made by the Multifamily Housing Reform Act.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Emmett Roden, Assistant General Counsel for Administrative Proceedings, Department of Housing and Urban Development, Office of the General Counsel

Phone: 202 708-2350

**RIN:** 2501-AC44

**1270. STREAMLINING REGULATIONS IMPLEMENTING UNIFORM RELOCATION ACT AND OTHER RELOCATION REQUIREMENTS IN HUD PROGRAMS (FR-4122)**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 3535(d); 42 USC 4601; 42 USC 5304; 42 USC 12705(b)

**CFR Citation:** 24 CFR 42; 24 CFR 92; 24 CFR 215; 24 CFR 219; 24 CFR 221;

## HUD—HUDSEC

## Proposed Rule Stage

24 CFR 236; 24 CFR 290; 24 CFR 882; 24 CFR 511; 24 CFR 570; 24 CFR 574; 24 CFR 576; 24 CFR 582; 24 CFR 583; 24 CFR 585; ...”

**Legal Deadline:** None

**Abstract:** In an effort to comply with the President's regulatory reform initiatives, HUD proposes streamlining its regulations for displacement, relocation assistance, and real property acquisition, by consolidating into part 42 similar provisions appearing throughout title 24 of the Code of Federal Regulations and by eliminating provisions that repeat statutory language or are otherwise unnecessary. HUD issued an advance notice of proposed rulemaking to identify potential problems with this large-scale undertaking.

**Timetable:**

Action	Date	FR Cite
ANPRM	10/11/96	61 FR 53341
ANPRM Comment Period End	12/10/96	
NPRM	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Marcia Dodge, Director, Office of Affordable Housing Programs, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-2685

**RIN:** 2501-AC31

### 1271. FLOODPLAIN MANAGEMENT AND PROTECTION OF WETLANDS (FR-4142)

**Priority:** Other Significant

**Legal Authority:** 42 USC 3535(d); EO 11990

**CFR Citation:** 24 CFR 55

**Legal Deadline:** None

**Abstract:** HUD is adopting procedures to implement Executive Order 11990 "Protection of Wetlands." HUD's proposed rule published on January 4, 1990 (55 FR 396), proposed to implement wetlands procedures, but the final rule published on April 21, 1994 (59 FR 19100) only contained procedures implementing Executive Order 11988 on Floodplain Management. References to the wetlands procedures were removed from the 1994 final rule because at that time the Administration was revising Federal policy concerning wetlands.

This rule will amend part 55 to implement the procedures for wetlands protection in accordance with Executive Order 11990. The rule would also propose several other changes including expanding the number of HUD programs that would be subject to the four-step decision-making process for ensuring compliance with part 55.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Walter Prybyla, Deputy Director for Policy Environmental Review Div., Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-1201

**RIN:** 2501-AC33

### 1272. FLOOD INSURANCE AND HUD ASSISTED BUILDINGS LOCATED WITHIN SPECIAL FLOOD HAZARD AREAS (FR-4273)

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 3535(d)

**CFR Citation:** 24 CFR 56; 24 CFR 511.16(d); 24 CFR 570.605; 24 CFR 570.640; 24 CFR 572.425(f); 24 CFR 574.640; 24 CFR 583.330(a); 24 CFR 761.40(b); 24 CFR 882.407(c)(2); 24 CFR 886.313(c)(8); 24 CFR 891.155(c); 24 CFR 941.202(j); 24 CFR 968.110(d); 24 CFR 983.7(a)(6)

**Legal Deadline:** None

**Abstract:** This rulemaking is part of the Reinventing Government effort to remove redundancy throughout title 24 of CFR for flood insurance requirements as currently cited in the affected HUD program regulations. The rule would streamline, consolidate, and codify into a single CFR part all the flood insurance and disaster assistance requirements described separately in each of the individual HUD program regulations of title 24 of the CFR. The flood insurance and disaster assistance

requirements are general and cross-cutting and applicable to all HUD programs that provide financial assistance for buildings located within Special Flood Hazard Areas. As presently described in each of the affected individual HUD program regulations, the text is redundant, sometimes outdated or incomplete, uninformative, and less than user-friendly.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Walter Prybyla, Deputy Director for Policy Environmental Review Div., Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-1201

**RIN:** 2501-AC40

### 1273. • REGULATIONS GOVERNING THE ENVIRONMENTAL REVIEW PROCEDURES FOR ENTITIES ASSUMING HUD'S ENVIRONMENTAL RESPONSIBILITIES; MISCELLANEOUS AMENDMENTS (FR-4326)

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 1707; 42 USC 3535(d)

**CFR Citation:** 24 CFR 58

**Legal Deadline:** None

**Abstract:** This rule proposes revisions to 24 CFR part 58 that could not be made as part of the Technical Corrections final rule (see RIN 2501-AC32; FR-4138) because that rule did not provide for prior public comment. Among other matters, this rule would revise notice requirements when funds are needed for an emergency.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Richard Broun, Director, Office of Community Viability, Department of Housing and Urban Development, Office of Community Planning and Development

HUD—HUDSEC

Proposed Rule Stage

Phone: 202 708-2894

RIN: 2501-AC52

**1274. • THE SECRETARY OF HUD'S REGULATION OF FANNIE MAE AND FREDDIE MAC (FR-4297)**

**Priority:** Other Significant

**Legal Authority:** PL 101-73; 12 USC 4501 to 4641

**CFR Citation:** 24 CFR 81

**Legal Deadline:** None

**Abstract:** Through a notice published on 12/30/97, HUD sought comments from the public regarding a possible future proposed rule on non-mortgage investments to amend HUD's regulations at 24 CFR part 81 governing the Federal Home Loan Mortgage Corporation (Freddie Mac) and Federal National Mortgage Corporation (Fannie Mae) (both are known as Government Sponsored Enterprises or GSEs). Under their respective Charters, the GSEs have broad authority to invest their funds. At the same time, the Secretary has general regulatory power over the GSEs to ensure that the purposes of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992, the

Federal National Mortgage Association Charter Act, and the Federal Home Loan Mortgage Corporation Act are accomplished. HUD's current GSE regulations do not contain specific provisions concerning non-mortgage investments by the GSEs. Accordingly, HUD sought the public's comments regarding possible regulations concerning these investments.

**Timetable:**

Action	Date	FR Cite
ANPRM	12/30/97	62 FR 68060
ANPRM Comment Period End	03/30/98	
NPRM	07/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Janet Tasker, Director, Office of Government Sponsored Enterprise Oversight, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2224

RIN: 2501-AC41

**1275. • HOME INVESTMENT PARTNERSHIPS PROGRAM (FR-4329)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 12701 to 12839; 42 USC 3535(d)

**CFR Citation:** 24 CFR 92

**Legal Deadline:** None

**Abstract:** This rulemaking will make changes to the HOME Program final rule to clarify existing policy and/or simplify program administration. It will also make corrections to the HOME Program final rule.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/98	
NPRM Comment Period End	07/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Mary Kolesar, Director, Program Policy Division, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-2470

RIN: 2501-AC53

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Office of the Secretary (HUDSEC)

Final Rule Stage

**1276. • ADOPTION OF REVISED OMB CIRCULAR A-133; ADMINISTRATIVE REQUIREMENTS FOR GRANTEEES TO REFLECT THE SINGLE AUDIT ACT AMENDMENTS OF 1996; TECHNICAL AMENDMENTS (FR-4296)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 3535(d)

**CFR Citation:** 24 CFR 000

**Legal Deadline:** None

**Abstract:** On June 30, 1997, OMB published revised Circular A-133 to implement the Single Audit Act Amendments of 1996. The Act sets forth requirements for obtaining consistency and uniformity among Federal agencies for the audit of States, local governments, and non-profit organizations expending Federal award. HUD adopted the revised circular in November 1997. This final rule makes technical amendments throughout title 24 of the Code of Federal Regulations to correct references outdated as a result of the revised circular.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** James Heist, Director Financial Audits Division, Department of Housing and Urban Development, Office of the Inspector General  
Phone: 202 708-0383

RIN: 2501-AC43

**1277. REVISED RESTRICTION ON ASSISTANCE TO NONCITIZENS (FR-4154)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 1436a; 42 USC 3535(d)

**CFR Citation:** 24 CFR 5, subpart E

**Legal Deadline:** Other, Statutory, November 29, 1996, Interim.

**Abstract:** Section 214 of the Housing and Community Development Act of 1980 prohibits HUD from making certain financial assistance available to persons other than United States citizens, nationals, or certain categories of eligible noncitizens. On November 29, 1996 (62 FR 60535), HUD published an interim rule revising HUD's regulations governing assistance to noncitizens to incorporate the statutory amendments made to section 214 by the Use of Assisted Housing by Aliens Act of 1996 ("Immigration Reform Act"). This rule finalizes the policies and procedures described in the November 29, 1996 interim rule and addresses the public comments received on the interim rule.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	11/29/96	61 FR 60535
Final Action	08/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

## HUD—HUDSEC

## Final Rule Stage

**Agency Contact:** Patricia Arnaudo, Acting Director, Occupancy Division, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-0744

Ulyses Brinkley, Office of Asset Management and Disposition, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-3944

**RIN:** 2501-AC36

### 1278. • UNIFORM FINANCIAL REPORTING STANDARDS FOR HUD HOUSING PROGRAMS (FR-4321)

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 12 USC 1701 et seq; 42 USC 1437 et seq; 42 USC 3535(d)

**CFR Citation:** 24 CFR 5; 24 CFR 207; 24 CFR 266; 24 CFR 880; 24 CFR 891; 24 CFR 965; 24 CFR 990

**Legal Deadline:** None

**Abstract:** This rule establishes for HUD's Public Housing, section 8 housing, and multifamily insured housing programs uniform financial reporting standards. The rule requires public housing authorities, project owners and managers of HUD-assisted housing to submit electronically to HUD, on an annual basis, certain financial information in a format prescribed by HUD. Electronic submission is necessary because the manual submission of HUD financial information has become a significant administrative burden to housing authorities, project owners and mortgagees, as well as to HUD. This rule also requires that the financial information to be submitted to HUD must be prepared in accordance with generally accepted accounting principles. The objective of this rule is to standardize the financial information submission process and, through standardization, bring consistency and fairness to the evaluation of the financial condition of the HUD housing.

#### Timetable:

Action	Date	FR Cite
Interim Final Rule	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Camille E. Acevedo, Assistant General Counsel for Regulations, Department of Housing and Urban Development, Office of the General Counsel  
Phone: 202 708-3055

**RIN:** 2501-AC49

### 1279. • NONDISCRIMINATION BASED ON DISABILITY; MULTIFAMILY HOMEOWNERSHIP PROJECTS (FR-4317)

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 29 USC 794

**CFR Citation:** 24 CFR 8

**Legal Deadline:** None

**Abstract:** This rule will clarify the applicability of HUD's requirements under section 504 of the Rehabilitation Act of 1973 to multifamily homeownership projects. It will also replace the term "handicap" with "disability" to conform to the Rehabilitation Amendments of 1992.

#### Timetable:

Action	Date	FR Cite
Interim Final Rule	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Cheryl Kent, Director, Disability Rights Division, Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity  
Phone: 202 708-2333

**RIN:** 2501-AC47

### 1280. LEAD-BASED PAINT POISONING PREVENTION IN CERTAIN RESIDENTIAL STRUCTURES (FR-3482)

**Priority:** Economically Significant

**Unfunded Mandates:** Undetermined

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 4822; 42 USC 3535(d)

**CFR Citation:** 24 CFR 35

#### Legal Deadline:

Final, Statutory, January 1, 1995.

**Abstract:** The Office of Lead Hazard Control was established by Congress within the Office of the Secretary of HUD. The Office provides overall direction to HUD's lead-based paint activities.

Currently, 24 CFR part 35 addresses the Department's requirements on lead hazards in housing. Additional requirements are specified for each housing program in the CFR part pertaining to each program. Sections 1012 and 1013 of the Residential Lead-Based Paint Hazard Reduction Act of 1992, which is title X of the Housing and Community Development Act of 1992 (title X), require substantial revisions to HUD's current regulations for the evaluation and control of lead-based paint hazards in federally assisted and federally owned housing. The legislation evidences a concern with developing a national strategy to build the infrastructure necessary to eliminate lead-based paint hazards in all pre-1978 housing that may be occupied by young children. Because of the scope of the problem, the strategy will be implemented on a priority basis and, in part, is to be based on guidelines issued by the Secretary on August 25, 1995, on the conduct of federally supported work involving risk assessments inspections, interim controls and abatement of lead-based paint hazards ("Guidelines for the Evaluation and Control of Lead-Based Paint Hazards in Housing"). The revisions required by title X will affect HUD's housing programs and the housing programs of other Federal agencies.

HUD is consolidating in a revised part 35 of title 24 of the Code of Federal Regulations the multitude of lead-based paint regulations found throughout HUD programs and will make them consistent, creating a single point of reference for the Department's lead-based paint requirements. Proposed regulations were published for public comment on June 7, 1996.

#### Timetable:

Action	Date	FR Cite
NPRM	06/07/96	61 FR 29170
NPRM Comment Period End	09/05/96	
Final Action	06/00/98	

**Small Entities Affected:** Businesses

HUD—HUDSEC

Final Rule Stage

**Government Levels Affected:** State, Local, Federal

**Agency Contact:** David E. Jacobs, Director, Office of Lead Hazard Control, Department of Housing and Urban Development, Office of the Secretary  
Phone: 202 755-1785

**RIN:** 2501-AB57

**1281. ADMINISTRATIVE REQUIREMENTS FOR GRANTEES TO REFLECT SINGLE AUDIT ACT AMENDMENTS (FR-4258)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 3535(d); PL 104-156

**CFR Citation:** 24 CFR 45

**Legal Deadline:** None

**Abstract:** This rule adopts the final revision of OMB Circular A-133 "Audits of States, Local Governments, and Non-Profit Organizations" to establish uniform audit requirements for non-Federal entities that administer Federal awards and to implement the Single Audit Act Amendments of 1996. OMB Circular A-128 "Audits of States and Local Governments" is rescinded as a result of the consolidation of audit requirements under Circular A-133.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	11/18/97	62 FR 61616
Final Action	04/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** James Heist, Director Financial Audits Division, Department of Housing and Urban Development, Office of the Inspector General  
Phone: 202 708-0383

**RIN:** 2501-AC39

**1282. TECHNICAL AMENDMENT TO HUD'S REGULATIONS GOVERNING THE ENVIRONMENTAL REVIEW PROCEDURES FOR ENTITIES ASSUMING HUD'S ENVIRONMENTAL RESPONSIBILITIES (FR-4138)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 1707, note; 42 USC 1437(o)(i)(1) and (2); 42 USC 3535(d); 42 USC 3547; 42 USC 4332; 42 USC 4852; 42 USC 5304(g); 42 USC 11402; 42 USC 12838; 42 USC 1437x; EO 11514; EO 11991

**CFR Citation:** 24 CFR 58

**Legal Deadline:** None

**Abstract:** On April 30, 1996 (61 FR 19120), HUD published a final rule revising 24 CFR part 58 in its entirety. Part 58 provides instructions and guidance to recipients of HUD assistance and other responsible entities for conducting environmental reviews in accordance with the National Environmental Policy Act of 1969 (42 USC 4321-4347) (NEPA), the NEPA implementing regulations of the Council on Environmental Quality, and other NEPA-related Federal laws and authorities. The April 30, 1996 final rule updated and streamlined these regulations. This final rule makes several technical and clarifying amendments to the April 30, 1996 final rule.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Richard Broun, Director, Office of Community Viability, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-2894

**RIN:** 2501-AC32

**1283. • CLARIFYING AMENDMENTS TO CONSOLIDATED SUBMISSION FOR COMMUNITY PLANNING AND DEVELOPMENT PROGRAMS (FR-4333)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 3535(d)

**CFR Citation:** 24 CFR 91

**Legal Deadline:** None

**Abstract:** This rule would amend 24 CFR part 91 to address comments and

issues raised by members of the public on the Consolidated Plan regulations in part 91. Because certain comments require further proposed rulemaking, they could not be addressed in the technical corrections to the final rule.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Salvatore Sclafani, Acting Director, Policy Division, Office of Executive Services, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-1283

**RIN:** 2501-AC54

**1284. HOME INVESTMENT PARTNERSHIPS PROGRAM—ADDITIONAL STREAMLINING (FR-4111)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

**Legal Authority:** 42 USC 3535(d); 42 USC 12701 to 12839

**CFR Citation:** 24 CFR 92

**Legal Deadline:** None

**Abstract:** This rule implements the proposed rule published December 11, 1996 and amends the existing HOME Program final rule by: replacing the hearing procedures in section 92.552 of the current HOME rule with the Department-wide streamlined hearing procedures at 24 CFR part 26, published as a final rule on September 24, 1996 (61 FR 50208); removing the closeout requirements specified in section 92.507 and instead providing that HOME funds will be closed out in accordance with procedures established by HUD; replacing the extensive requirements for the competitive reallocation of HOME funds in subpart J of part 92 with a citation to the selection factors in the HOME statute and a statement of the maximum number of points that may be awarded for each factor; and amending section 93.220(a)(1)(iii)(B) to establish a separate market promulgates on an interim basis subject to public

## HUD—HUDSEC

## Final Rule Stage

comment an amendment to section 92.252(i)(2) to limit the rents charged to tenants of HOME-assisted units whose income rises above 80 percent of area median income in HOME projects in which the HOME-assisted units "float."

**Timetable:**

Action	Date	FR Cite
NPRM	12/11/96	61 FR 65298
NPRM Comment Period End	02/10/97	
Final Rule	08/22/97	62 FR 44838
Final Rule Effective	09/22/97	
Comment Period End	10/21/97	
Final Action	05/00/98	
Final Action Effective	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Mary Kolesar, Director, Program Policy Division, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-2470

**RIN:** 2501-AC30

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Office of the Secretary (HUDSEC)**

## Completed Actions

**1285. RULEMAKING POLICIES AND PROCEDURES—EXPEDITING RULEMAKING AND POLICY IMPLEMENTATION (FR-3292)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

**CFR Citation:** 24 CFR 10

**Completed:**

Reason	Date	FR Cite
Withdrawn	01/27/98	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local, Federal

**Agency Contact:** Camille E. Acevedo  
Phone: 202 708-3055

**RIN:** 2501-AB43

**1286. HUD'S ENVIRONMENTAL CRITERIA AND STANDARDS; AMENDMENTS (FR-4060)**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 24 CFR 51

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/17/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Richard Broun  
Phone: 202 708-2894

**RIN:** 2501-AC25

**1287. DRUG ELIMINATION PROGRAM; PROPOSED AMENDMENTS (FR-4058)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 24 CFR 761

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/09/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sonia Burgos  
Phone: 202 708-1197

**RIN:** 2501-AC23

**1288. OCCUPANCY STANDARDS UNDER THE FAIR HOUSING ACT (FR-3815)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 882.109; 24 CFR 960; 24 CFR 100

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/09/98	

**Small Entities Affected:** Businesses

**Government Levels Affected:** State, Local

**Agency Contact:** Peter Kaplan  
Phone: 202 708-2904

**RIN:** 2501-AC05

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Office of Housing (OH)**

## Prerule Stage

**1289. • PORTFOLIO REENGINEERING TRANSITION PROGRAM GUIDELINES - FY 1998 (FR-4162)**

**Priority:** Other Significant

**Legal Authority:** 111 Stat 1384

**CFR Citation:** 24 CFR 000

**Legal Deadline:** None

**Abstract:** The Department is currently implementing a statutory demonstration program authorized for fiscal year (FY) 1997. The Demonstration Program is

directed at FHA-insured multifamily projects that have project-based section 8 contracts with rents in excess of 120 percent of fair market rents. That program has been extended by Congress through FY 1998 with certain modifications as a transitional program while the Department develops regulations to implement the new permanent authority for an FHA-insured mortgage and rental assistance restructuring program. This notice provides guidelines for the FY 1998

Transition Program. It also identifies projects that will continue to proceed under the FY 1997 Demonstration Program unmodified by these transitional provisions.

**Timetable:**

Action	Date	FR Cite
Notice	04/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

HUD—OH

Prerule Stage

**Agency Contact:** Dan Sullivan, Housing Project Manager, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2300

**RIN:** 2502-AH13

**1290. METAL ROOFING FOR MANUFACTURED HOUSING—INTERPRETATIVE BULLETIN (FR-4271)**

**Priority:** Substantive, Nonsignificant

**Unfunded Mandates:** Undetermined

**Legal Authority:** 42 USC 5424; 42 USC 3535(d)

**CFR Citation:** 24 CFR 3280

**Legal Deadline:** None

**Abstract:** Manufactured homes designed to be sited in high wind areas must be designed to resist either the design wind loads in a specified industry standard or alternative wind pressures set out in a table in 24 CFR 3280.305. Some questions have arisen concerning: (1) whether manufacturers that design their products using the wind pressures in the table must provide sheathing under metal roofing; and (2) the appropriateness of the testing of metal roofing that has been done. HUD will issue an ANPRM and an Interpretative Bulletin to clarify the

Department's policy with regard to these questions.

**Timetable:**

Action	Date	FR Cite
ANPRM Notice	04/00/98	
ANPRM Comment Period End	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** David R. Williamson, Director, Office of Consumer & Regulatory Affairs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401

**RIN:** 2502-AH05

**1291. • PROCEDURAL AND ENFORCEMENT REGULATIONS FOR THE MANUFACTURED HOME CONSTRUCTION AND SAFETY PROGRAM - (FR-4319)**

**Priority:** Other Significant

**Legal Authority:** 28 USC 2461; 42 USC 5424; 42 USC 3535(d)

**CFR Citation:** 24 CFR 3282

**Legal Deadline:** None

**Abstract:** This notice announces HUD's intention to issue a proposed rule to update its procedural and enforcement regulations for the Manufactured Home

Construction and Safety Standards program (24 CFR part 3282). While the current monitoring and enforcement procedures work well in most cases, HUD is interested in alternative approaches that may better serve the objectives of consumers, the manufactured home industry, and HUD. This document requests recommendations from interested members of the public on ways HUD may update, streamline, and increase the effectiveness of its regulations in 24 CFR part 3282. With better enforcement regulations, HUD will ensure that manufacturers make homes that comply with the Federal construction and safety standards. More effective and efficient regulations will also make manufactured housing an attractive source of affordable housing.

**Timetable:**

Action	Date	FR Cite
ANPRM	05/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** David R. Williamson, Director, Office of Consumer & Regulatory Affairs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401

**RIN:** 2502-AH14

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**

Proposed Rule Stage

Office of Housing (OH)

**1292. UPDATE OF THE MODEL ENERGY CODE (MEC) (FR-4272)**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Unfunded Mandates:** Undetermined

**Legal Authority:** PL 102-486 Energy Policy Act of 1992; 42 USC 12709 Cranston-Gonzalez National Affordable Housing Act

**CFR Citation:** 24 CFR 200.925 to 200.926

**Legal Deadline:** None

**Abstract:** The Energy Policy Act of 1992 (EPA) modified section 109 of the National Affordable Housing Act so that HUD must require improved energy efficiency standards for all new housing subject to mortgages insured under the National Housing Act. The

EPA also requires HUD to examine whether compliance with the 1995 edition of the MEC should be required for loan programs. HUD must adopt the updated MEC unless its requirements do not significantly increase energy efficiency or are not technologically feasible or economically justified.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Federal

**Agency Contact:** David R. Williamson, Director, Office of Consumer & Regulatory Affairs, Department of Housing and Urban Development, Office of Housing

Phone: 202 708-6401

**RIN:** 2502-AH03

**1293. • ELECTRONIC SUBMISSION OF REQUIRED DATA BY MULTIFAMILY MORTGAGES (FR-4303)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 12 USC 1701 to 1715z-18; 12 USC 1701z-11(e); 12 USC 1713; 12 USC 1715b; 42 USC 3535(d)

**CFR Citation:** 24 CFR 200; 24 CFR 207

**Legal Deadline:** None

## HUD—OH

## Proposed Rule Stage

**Abstract:** This rule would require mortgagees that hold or service multifamily mortgages insured by HUD to submit certain data electronically to HUD in a HUD-prescribed format. Electronic submission is necessary because the manual submission of HUD forms has become a burden to servicing mortgagees, as well as to HUD. This rule would apply to all multifamily mortgagees in their responsibility to report mortgage delinquencies, mortgage defaults, mortgage reinstatements, elections to assign mortgages to HUD, and withdrawal of assignment elections.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Willie Spearman, Director, Office of Business Products, Room 6134, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-3000

**RIN:** 2502-AH11

#### 1294. • SINGLE-FAMILY MORTGAGE INSURANCE CLARIFICATION REQUIREMENT CONCERNING FLOODPLAINS APPLICABLE TO NEW CONSTRUCTION (FR-4323)

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 1709

**CFR Citation:** 24 CFR 200; 24 CFR 203

**Legal Deadline:** None

**Abstract:** This rule would revise HUD regulations to remove currently conflicting provisions. It would clarify that new construction in a FEMA designated Special Flood Hazard Area may be eligible for single family mortgage insurance if (1) the property is located in a participating community under the FEMA flood insurance program, (2) the property has flood insurance, and (3) the first habitable floor is built above the FEMA designated base 100 year flood level.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/98	
NPRM Comment Period End	07/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Mark W. Holman, Acting Director Home Mortgage Insurance Division, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

**RIN:** 2502-AH16

#### 1295. STRENGTHENING THE TITLE I PROPERTY IMPROVEMENT LOAN INSURANCE PROGRAM (FR-4246)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1703; 42 USC 1436a; 42 USC 3535(d)

**CFR Citation:** 24 CFR 201

**Legal Deadline:** None

**Abstract:** This rule proposes to amend HUD's regulations for the Title I Property Improvement Loan Insurance Program. This rule would require that at least some of the loan proceeds must be used for correcting code violations, health and safety defects, accessibility improvements, or energy improvements. This rule would also require the lender to certify that no party that is debarred or subject to a limited denial of participation will be involved in connection with the loan; that the property has been inspected and the proposed work meets the eligibility requirements; and that a post-completion inspection and verification of completion of the work has occurred. This rule would also establish time limits for completing improvements and streamline requirements, where appropriate. HUD anticipates that this rule will be finalized in conjunction with FR-3718.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/98	
NPRM Comment Period End	09/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Vance Morris, Director, Home Mortgage Insurance Division, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

**RIN:** 2502-AG95

#### 1296. SINGLE-FAMILY PROPERTY DISPOSITION (FR-4244)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1709; 12 USC 1710; 12 USC 1715b; 12 USC 1715u; 42 USC 1441; 42 USC 1441a; 42 USC 1551a; 42 USC 3535(d)

**CFR Citation:** 24 CFR 203; 24 CFR 291

**Legal Deadline:** None

**Abstract:** This rule announces HUD's desire to replace its current principal method to dispose of its acquired single-family inventory with a more cost efficient, innovative and cost-effective alternative within designated geographic areas for a specific period of time. HUD's goal is to reduce the inventory of single-family properties while continuing to expand homeownership opportunities for American families and to ensure the stability of the FHA mortgage insurance fund.

**Timetable:**

Action	Date	FR Cite
ANPRM	06/13/97	62 FR 32251
ANPRM Comment Period End	07/14/97	
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	
Final Action	09/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Joseph McCloskey, Director, Single Family Asset Management Division, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-1672

**RIN:** 2502-AG96

#### 1297. SUSPENSION OF FHA SINGLE FAMILY MORTGAGE INSURANCE PROGRAM FOR MORTGAGES ON INDIAN RESERVATIONS INSURED PURSUANT TO SECTION 248 OF THE NATIONAL HOUSING ACT (FR-4251)

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

**Legal Authority:** 12 USC 1715z-13; 42 USC 3535(d)

**CFR Citation:** 24 CFR 203

**Legal Deadline:** None

## HUD—OH

## Proposed Rule Stage

**Abstract:** This rule proposes to suspend the authority of the HUD Secretary to provide FHA insurance pursuant to section 248 of the National Housing Act for mortgage loans made for the financing of single family homes on Indian reservations. The suspension would be in effect whenever authority is available to the Department to guarantee additional loans under its Indian Housing Loan Guarantee program authorized by section 184 of the Housing and Community Development Act of 1992. The rule would suspend a program that has not been effective in promoting housing opportunities for Native Americans and permit HUD to focus scarce resources on the similar section 184 program, whenever authority under that program is available.

**Timetable:**

Action	Date	FR Cite
NPRM	02/03/98	63 FR 5660
NPRM Comment Period End	04/06/98	
Final Action	07/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** Tribal

**Agency Contact:** John J. Coonts, Director, Office of Insured Single Family Housing, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-3046

**RIN:** 2502-AH00

### 1298. MORTGAGE INSURANCE PREMIUM REDUCTION IN CENTRAL CITIES (FR-4284)

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 1709; 12 USC 1715b

**CFR Citation:** 24 CFR 203

**Legal Deadline:** None

**Abstract:** This proposed rule would amend HUD's regulations in 24 CFR part 203 to reduce the Up-Front Mortgage Insurance Premium from 1.75 percent to 1.50 percent for qualified first-time homebuyers with counseling located in "central cities."

Section 424 of the Departments of Veterans Affairs and Housing and Urban Development and Independent Agencies Appropriations Act of 1997 mandated that the Up-Front Mortgage Insurance Premium not exceed 2.00 percent for first-time homebuyers. The

further reduction from 1.75 to 1.50 is consistent with the Administration's homeownership strategy.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** Local

**Agency Contact:** Stephen Semelsberger, Single Family Home Mortgage Insurance Division, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

**RIN:** 2502-AH07

### 1299. • BUILDER WARRANTY FOR HIGH RATIO SINGLE-FAMILY MORTGAGES (FR-4288)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1709(b)

**CFR Citation:** 24 CFR 203

**Legal Deadline:** None

**Abstract:** The rule would propose an additional means of obtaining property approval for a new home that will secure an FHA-insured mortgage with a loan-to-value (LTV) ratio over 90%. Currently a mortgage with a high LTV ratio will be insured only if the property was approved by HUD or VA before construction or if the property is covered by a 10-year warranty plan offered by a warranty company with an insurance backer. The proposal would also allow a 3-year builder warranty to be used.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** John J. Coonts, Director, Office of Insured Single Family Housing, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-3046

**RIN:** 2502-AH08

### 1300. HOME EQUITY CONVERSION MORTGAGES; RIGHT OF FIRST REFUSAL PERMITTED FOR CONDOMINIUM ASSOCIATIONS (FR-4267)

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 1715z-20; 42 USC 3535(d)

**CFR Citation:** 24 CFR 206.45(e)

**Legal Deadline:** None

**Abstract:** This interim rule removes the current restriction on FHA mortgage insurance for the Home Equity Conversion Mortgage (HECM) program for a dwelling unit in a condominium project where the condominium association has a right of first refusal to purchase units that are offered for sale.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** John J. Coonts, Director, Office of Insured Single Family Housing, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-3046

**RIN:** 2502-AG93

### 1301. • UP-FRONT GRANTS IN THE DISPOSITION OF MULTIFAMILY PROJECTS (FR-4310)

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 1701z-11; 12 USC 1701z-12; 12 USC 1713; 12 USC 1715b; 12 USC 1715z-1b; 42 USC 3535(d)

**CFR Citation:** 24 CFR 290

**Legal Deadline:** None

**Abstract:** This proposed rule would establish requirements to govern the use of up-front grants in the disposition of HUD-owned multifamily properties. Specifically, it addresses which projects and acquiring entities are eligible for up-front grants, and establishes the parameters of up-front grant amounts.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/98	
NPRM Comment Period End	08/00/98	

**Small Entities Affected:** None

## HUD—OH

## Proposed Rule Stage

**Government Levels Affected:** None

**Agency Contact:** Marc Harris, Office of Asset Management & Disposition, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-0216

**RIN:** 2502-AH12

**1302. SUSPENSION OF NEW LEASES UNDER THE SINGLE-FAMILY PROPERTY DISPOSITION HOMELESS PROGRAM (FR-4275)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 1709 to 1715b; 42 USC 1441 to 1441a; 42 USC 3535(d)

**CFR Citation:** 24 CFR 291

**Legal Deadline:** None

**Abstract:** This rule proposes to permanently suspend new leases under the Single-Family Property Disposition Homeless Program. This rule would not affect the terms and conditions of existing leases nor would it affect leases with Option to Purchase under the Supportive Housing Program and Direct Sales to Homeless Providers.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

**Small Entities Affected:** Organizations

**Government Levels Affected:** Local

**Agency Contact:** Kitty Woodley, Director, Office of Marketing and Outreach, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-0317

**RIN:** 2502-AH06

**1303. • UPDATING MANUFACTURED HOUSING REFERENCE STANDARDS (FR-4337)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 5403

**CFR Citation:** 24 CFR 3280

**Legal Deadline:** None

**Abstract:** The Department's Manufactured Home Construction and Safety Standards include numerous standards adopted by voluntary consensus standards bodies, which have been incorporated by reference in 24 CFR part 3280. Generally, the voluntary consensus standards bodies update their standards on a regular cycle. Before the Department can adopt the updates to these consensus standards, however, it is required to permit additional public review through notice-and-comment rulemaking. The Department intends to propose adoption of many updates to currently referenced standards, in order to more adequately meet its responsibilities under the Manufactured Housing Program.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** David R. Williamson, Director, Office of Consumer & Regulatory Affairs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401

**RIN:** 2502-AH17

**1304. SPECIAL PROCEDURES PERMITTING LIMITED COMPLETION OF MANUFACTURED HOMES ON-SITE (FR-4216)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 5424; 42 USC 3535(d)

**CFR Citation:** 24 CFR 3282

**Legal Deadline:** None

**Abstract:** This rule proposes a new process, under which manufacturers and State and private inspection agencies could agree to permit limited site work, under certain conditions, to complete production of manufactured homes, without prior approval by the Secretary. This new process would supplement the current process for approving alternative construction methods.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** David R. Williamson, Director, Office of Consumer & Regulatory Affairs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401

**RIN:** 2502-AG92

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

## Final Rule Stage

## Office of Housing (OH)

**1305. • FHA-INSURED MULTIFAMILY HOUSING MORTGAGE AND HOUSING ASSISTANCE RESTRUCTURING (FR-4298)**

**Priority:** Other Significant

**Legal Authority:** PL 105-65; 111 Stat 1344

**CFR Citation:** 24 CFR 000

**Legal Deadline:**

Final, Statutory, October 27, 1998.  
Final, Statutory, October 27, 1998, A final rule must be published one year

after the date of enactment or three months after the appointment of a director.

**Abstract:** This rule implements the FHA-Insured Multifamily Housing Mortgage and Housing Assistance Restructuring Program. This program was enacted in the Department's FY 1998 appropriations Act. It gives HUD permanent authority to deal with the problem of expiring project-based section 8 assistance contracts. It is intended to reduce long-term costs

while maintaining the units as affordable housing.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Dan Sullivan, Housing Project Manager, Department of Housing and Urban Development, Office of Housing

HUD—OH

Final Rule Stage

Phone: 202 708-2300

RIN: 2502-AH09

**1306. DELEGATION OF INSURING AUTHORITY TO DIRECT ENDORSEMENT MORTGAGEES (FR-4169)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 12 USC 1709; 12 USC 1710; 12 USC 1715b; 12 USC 1715u; 42 USC 3535(d); PL 104-204**CFR Citation:** 24 CFR 200; 24 CFR 202; 24 CFR 203; 24 CFR 206**Legal Deadline:** None**Abstract:** This rule implements the Lender Insurance program, which reflects the Secretary's new authority to delegate the issuance of Mortgage Insurance Certificates (MICs) to mortgagees that are approved under the Direct Endorsement program. This rule will provide that eligible mortgagees that participate in the Lender Insurance program will be responsible for conducting a pre-endorsement review during the origination of their single family mortgage loans, and they will be responsible for endorsing the mortgages for insurance. HUD intends that delegating this insurance authority through the Lender program will be consistent with HUD's efforts to reinvent the Federal Housing Administration (FHA) by creating a more efficient and less burdensome process for providing single family mortgage insurance.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	06/02/97	62 FR 30222
Interim Final Rule Effective	07/02/97	
Interim Final Rule Comment Period End	08/01/97	
Final Action	12/00/98	
Final Action Effective	01/00/99	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** John J. Coonts, Director, Office of Insured Single Family Housing, Department of Housing and Urban Development, Office of Housing

Phone: 202 708-3046

RIN: 2502-AG87

**1307. USE OF MATERIAL BULLETINS (FR-4265)****Priority:** Routine and Frequent**Legal Authority:** 12 USC 1701 to 1715z-18; 42 USC 3535(d)**CFR Citation:** 24 CFR 200**Legal Deadline:** None**Abstract:** This rule, the second of its type in two years after a long hiatus, will permit generic acceptances of additional building products or systems. These acceptances are called "Use of Material Bulletins" (UMs) and they supersede separate approvals for individual products without having each manufacturer apply for a separate Materials release on a specific product.**Timetable:**

Action	Date	FR Cite
NPRM	02/10/98	63 FR 6798
NPRM Comment Period End	04/13/98	
Final Action	09/00/98	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** David R. Williamson, Director, Office of Consumer & Regulatory Affairs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401

RIN: 2502-AH02

**1308. TITLE I PROPERTY IMPROVEMENT AND MANUFACTURED HOME LOAN INSURANCE PROGRAMS (FR-4242)****Priority:** Other Significant**Legal Authority:** 12 USC 1703; 42 USC 1436a; 42 USC 3535 (d); 12 USC 1709; 12 USC 1715b**CFR Citation:** 24 CFR 201; 24 CFR 202**Legal Deadline:** None**Abstract:** This rule will amend HUD's regulations for the Title I Property Improvement and Manufactured Home Loan Insurance Programs. In this rule, HUD will eliminate the portion of the program through which sellers, contractors, or suppliers of goods or services assist borrowers in preparing credit applications or otherwise obtaining Title I property improvement

loans from HUD-insured lenders.

Property improvement loans will still, however, be available directly from lenders. This rule will attempt to end the abuses and excessive claims that HUD has experienced in the dealer loan portion of the Title I Property Loan Program.

**Timetable:**

Action	Date	FR Cite
NPRM	07/03/97	62 FR 36194
NPRM Comment Period End	09/02/97	
Final Action	06/00/98	
Final Action Effective	07/00/98	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Vance Morris, Director, Home Mortgage Insurance Division, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

RIN: 2502-AG94

**1309. TERMINATION OF AN APPROVED MORTGAGEE'S ORIGINATION APPROVAL AGREEMENT (FR-4239)****Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 1703; 12 USC 1709**CFR Citation:** 24 CFR 201; 24 CFR 202; 24 CFR 203**Legal Deadline:** None**Abstract:** This interim rule clarifies changes to 24 CFR parts 202 and 203 to improve the provisions regarding termination of a single family mortgagee's origination approval agreement with FHA. The interim rule also corrects errors in 24 CFR parts 201 and 202.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/00/98	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Phillip Murray, Director, Office of Lender Activities and Program Compliance, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-1515

RIN: 2502-AG99

## HUD—OH

## Final Rule Stage

**1310. • SINGLE FAMILY MORTGAGE INSURANCE; DIRECT ENDORSEMENT AND AUTOMATED UNDERWRITING (FR-4311)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 12 USC 1709; 12 USC 1710; 12 USC 1715b; 12 USC 1715u; 42 USC 3535(d)**CFR Citation:** 24 CFR 203**Legal Deadline:** None**Abstract:** This interim rule amends the regulations on Single Family Mortgage Insurance to allow the lender to accept the classification from an automated underwriting system approved by FHA that a borrower is an accepted risk. The current regulatory provision requires the Direct Endorsement underwriter to certify that the underwriter has personally reviewed the credit application and appraisal report.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/00/98	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** John J. Coonts, Director, Office of Insured Single Family Housing, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-3046**RIN:** 2502-AH15**1311. • HOME EQUITY CONVERSION MORTGAGES; CONSUMER PROTECTION MEASURES AGAINST EXCESSIVE FEES (FR-4306)****Priority:** Other Significant**Legal Authority:** 12 USC 1715b; 12 USC 1715z to 1720; 42 USC 3535(d)**CFR Citation:** 24 CFR 206**Legal Deadline:** None**Abstract:** This proposed rule would amend the regulations for the FHA Home Equity Conversion Mortgage program under part 206. The HECM program offers FHA-insured first mortgages providing payments to elderly homeowners based on the accumulated equity in their home.

These FHA-insured "HECMs" are commonly referred to as "reverse mortgages." The rule is designed to protect homeowners in the HECM program from becoming liable for payment of excessive fees for third-party provided services of little or no value.

**Timetable:**

Action	Date	FR Cite
NPRM	03/16/98	63 FR 12930
NPRM Comment Period End	05/15/98	
Final Action	08/00/98	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Sandy Allison, Special Assistant to the Deputy Assistant Secretary for Single Family Housing, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2733**RIN:** 2502-AH10**1312. RISK-SHARING HOSPITAL MORTGAGE INSURANCE PROGRAM (FR-3914)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 12 USC 1715z**CFR Citation:** 24 CFR 242**Legal Deadline:** None**Abstract:** This rule implements a program under which the Secretary will be authorized to enter into risk-sharing agreements with mortgagees to facilitate the financing of hospitals. The concept of risk-sharing is one of the underpinnings of the Federal Housing Administration's (FHA's) reinvention efforts and is critical to our intensified focus on customer service. The hospital risk-sharing initiative is one component of a comprehensive risk-sharing strategy for all FHA program types to assure that FHA has a method of reducing its exposure and strengthening its financial and actuarial positions.**Timetable:**

Action	Date	FR Cite
NPRM	12/04/96	61 FR 64414

Action	Date	FR Cite
NPRM Comment Period End	02/03/97	
Final Action	08/00/98	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** John U. Sepulveda, Director, Hospital Mortgage Insurance Staff, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-0599**RIN:** 2502-AG53**1313. RESPA: DISCLOSURE OF FEES PAID TO RETAIL LENDERS (BROKERS) (FR-3780)****Priority:** Other Significant**Legal Authority:** 12 USC 2601; 42 USC 3535(d)**CFR Citation:** 24 CFR 3500**Legal Deadline:** None**Abstract:** This proposed rule would provide consumers with increased disclosure concerning the mortgage broker's function and fees and would provide mortgage brokers with greater clarity regarding application of the Real Estate Settlement Procedures Act (RESPA) to mortgage broker fees.**Timetable:**

Action	Date	FR Cite
NPRM	09/13/95	60 FR 47650
Notice	10/25/95	60 FR 54794
NPRM Comment Period End	11/13/95	
Notice Comment Period End	11/24/95	
NPRM	10/16/97	62 FR 53912
NPRM Comment Period End	12/15/97	
Final Action	05/00/98	
Final Action Effective	06/00/98	

**Small Entities Affected:** Businesses**Government Levels Affected:** State, Federal**Agency Contact:** David R. Williamson, Director, Office of Consumer & Regulatory Affairs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401**RIN:** 2502-AG40

HUD—OH

Final Rule Stage

**1314. AMENDMENT TO RESPA; EXEMPTION FOR EMPLOYER PAYMENTS TO EMPLOYEES WHO MAKE LIKE-PROVIDER REFERRALS, AND OTHER AMENDMENTS (FR-4173)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 2601 to 2617; 42 USC 3535(d); PL 104-208

**CFR Citation:** 24 CFR 3500

**Legal Deadline:** None

**Abstract:** In this proposed rule, the Department is considering a new exemption under Regulation X, its regulation implementing the Real Estate Settlement Procedures Act of 1974 (RESPA). The exemption would allow payments by an employer to its own bona fide employees for the referral of

settlement service business to an affiliated settlement service provider, provided that the settlement service business that is referred is the category of settlement service as provided by the employer of the employee making the referral, the employee makes the affiliated business arrangement disclosure as provided in 24 CFR section 3500.15, and the employee making the referral does not perform any other category of settlement service in the same transaction. This rule also implements two amendments to RESPA in recent legislation. One concerns referrals of settlement service business through telemarketing, in writing, or through electronic media. The other

concerns mortgage servicing sales or transfers.

**Timetable:**

Action	Date	FR Cite
NPRM	05/09/97	62 FR 25740
NPRM Comment Period End	07/08/97	
Final Action	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** David R. Williamson, Director, Office of Consumer & Regulatory Affairs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401

**RIN:** 2502-AG88

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Office of Housing (OH)**

Completed Actions

**1315. CHANGES IN THE MINIMUM PROPERTY STANDARDS; TECHNICAL SUITABILITY OF PRODUCTS PROGRAM (FR-4137)**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 24 CFR 200

**Completed:**

Reason	Date	FR Cite
Final Action	02/02/98	63 FR 5422

**Small Entities Affected:** Businesses

**Government Levels Affected:** State, Federal

**Agency Contact:** David R. Williamson  
Phone: 202 708-6401

**RIN:** 2502-AG84

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/17/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Joseph Malloy  
Phone: 202 708-3000

**RIN:** 2502-AG90

**1318. LOSS MITIGATION—SINGLE FAMILY (FR-4032)**

**Priority:** Economically Significant. Major under 5 USC 801.

**CFR Citation:** 24 CFR 203

**Completed:**

Reason	Date	FR Cite
Final Action	11/06/97	62 FR 60124

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Joseph McCloskey  
Phone: 202 708-1672

**RIN:** 2502-AG72

**1316. MULTIFAMILY PROVISIONS OF THE PART 200 REGULATIONS— FURTHER STREAMLINING AND TECHNICAL AMENDMENTS (FR-4164)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 24 CFR 200

**1317. APPROVAL OF LENDING INSTITUTIONS AND MORTGAGEES (FR-4132)**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 24 CFR 202

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/17/98	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Lynn Herbert  
Phone: 202 708-3976

**RIN:** 2502-AG82

**1319. STREAMLINING SINGLE FAMILY MORTGAGE INSURANCE PROGRAM (FR-4109)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 24 CFR 203

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/11/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** John J. Coonts

## HUD—OH

## Completed Actions

Phone: 202 708-3046

RIN: 2502-AG79

**1320. ELECTRONIC PAYMENT OF MULTIFAMILY INSURANCE PREMIUMS (FR-4203)****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 24 CFR 207; 24 CFR 251; 24 CFR 252; 24 CFR 255**Completed:**

Reason	Date	FR Cite
Final Action	01/08/98	63 FR 1302

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Samuel N. Conner  
Phone: 202 708-0223

RIN: 2502-AG91

**1321. SINGLE-FAMILY RISK-SHARING WITH HOUSING FINANCE AGENCIES AND WITH PRIVATE MORTGAGE INSURERS (FR-3862)****Priority:** Other Significant**CFR Citation:** 24 CFR 216**Completed:**

Reason	Date	FR Cite
Withdrawn	04/03/98	

**Small Entities Affected:** None**Government Levels Affected:** Undetermined**Agency Contact:** John J. Coonts  
Phone: 202 708-3046

RIN: 2502-AH01

**1322. DEPARTMENT OF TRANSPORTATION—FEDERAL HIGHWAY ADMINISTRATION & HUD REQUIREMENTS REGARDING “MANUFACTURED HOME TIRE OVERLOADING” (FR-3943)****Priority:** Other Significant**CFR Citation:** 24 CFR 3280**Completed:**

Reason	Date	FR Cite
Final Action	02/18/98	63 FR 8330

**Small Entities Affected:** None**Government Levels Affected:** State, Local, Federal**Agency Contact:** David R. Williamson  
Phone: 202 708-6401

RIN: 2502-AG54

**1323. CONTINGENCY FUNDING INCLUDING FLOOD PLAIN CERTIFICATIONS—REAL ESTATE SETTLEMENT PROCEDURES ACT (FR-3930)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 24 CFR 3500**Completed:**

Reason	Date	FR Cite
Withdrawn	02/03/98	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** David R. Williamson  
Phone: 202 708-6401

RIN: 2502-AG56

**1324. REAL ESTATE SETTLEMENT PROCEDURES ACT: ESCROW ACCOUNTING PROCEDURES (FR-4079)****Priority:** Other Significant**CFR Citation:** 24 CFR 3500**Completed:**

Reason	Date	FR Cite
Final Action	01/21/98	63 FR 3214

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** David R. Williamson  
Phone: 202 708-6401

RIN: 2502-AG75

**1325. IMPROVEMENT OF DISCLOSURES UNDER THE REAL ESTATE SETTLEMENT PROCEDURES ACT AND THE TRUTH IN LENDING ACT (FR-4184)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 24 CFR 3500**Completed:**

Reason	Date	FR Cite
Withdrawn	02/09/98	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** David R. Williamson  
Phone: 202 708-6401

RIN: 2502-AG86

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Office of Community Planning and Development (CPD)**

## Proposed Rule Stage

**1326. COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; NATIONAL OBJECTIVE AND STREAMLINING CHANGES (FR-4144)****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

**Legal Authority:** 42 USC 3535(d); 42 USC 5301 to 5321**CFR Citation:** 24 CFR 570**Legal Deadline:** None**Abstract:** This rule would make a variety of changes and clarifications to the regulations for the Community Development Block Grant (CDBG)

Entitlement program. This rule would, in part, codify statutory changes made by section 225 of the Omnibus Consolidated Rescissions and Appropriations Act of 1996 and section 807(a) of the Housing and Community Development Act of 1992. This rule would also make further changes necessary to conform the CDBG and HOME programs, particularly in regard to national objective requirements, and

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make other changes to the national objectives regarding job retention for low- and moderate-income persons.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** Local

**Agency Contact:** Deirdre Maguire-Zinni, Director, Entitlement Communities Division, Department of Housing and Urban Development,

Office of Community Planning and Development  
Phone: 202 708-1577

**RIN:** 2506-AB90

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Office of Community Planning and Development (CPD)**

Final Rule Stage

**1327. CDBG PROGRAM FOR STATES; COMMUNITY REVITALIZATION STRATEGY REQUIREMENTS & MISCELLANEOUS TECHNICAL AMENDMENTS (FR-4081)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 3535(d); 42 USC 3601 to 3619; 42 USC 5300 to 5320; 42 USC 11331 to 11388; 42 USC 12701 to 12711; 42 USC 12741 to 12756; 42 USC 12901 to 12912

**CFR Citation:** 24 CFR 91; 24 CFR 570

**Legal Deadline:** None

**Abstract:** This rule implements the Community Revitalization Strategies concept into the State CDBG program. This concept will provide States additional flexibility in meeting certain requirements regarding the program's national objectives and public benefit. This rule also makes several technical amendments to correct errors from previous rulemaking and to enhance and clarify the regulation. These amendments are consistent with recent changes to the Entitlement CDBG program.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	10/22/96	61 FR 54914
Interim Final Rule Effective	11/21/96	
Interim Final Rule Comment Period End	02/16/97	
Final Action	06/00/98	

**Small Entities Affected:** Governmental Jurisdictions

**Government Levels Affected:** State, Local

**Agency Contact:** Steve Johnson, Director, State and Small Cities

Division, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-1322

**RIN:** 2506-AB83

**1328. COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; DISPUTE RESOLUTION AND ENFORCEMENT ACTIONS (FR-3298)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 3535(d); 42 USC 5301 to 5320

**CFR Citation:** 24 CFR 570

**Legal Deadline:** None

**Abstract:** This rule proposes revisions to HUD's regulations governing the imposition of administrative sanctions in the CDBG program for entitlement grantees. The rule would establish clear standards for determining what constitutes substantial noncompliance entitling grantees to a hearing before an Administrative Law Judge. In addition, this rule would clarify certain regulations on CDBG performance standards and HUD's review procedures. A previous proposed rule for CDBG Sanctions was published in the Federal Register on November 12, 1993. While the final rulemaking for that proposal was under consideration, HUD decided to substantially revise the informal hearing procedures. Therefore HUD decided to publish another proposed rule and solicit public comments.

**Timetable:**

Action	Date	FR Cite
NPRM	11/12/93	58 FR 60088
NPRM Comment Period End	01/11/94	

Action	Date	FR Cite
Second NPRM Final Action	09/26/96	61 FR 50654
	01/00/99	

**Small Entities Affected:** Governmental Jurisdictions

**Government Levels Affected:** Local

**Agency Contact:** Jan C. Opper, Senior Program Officer, Office of Block Grant Assistance, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-3587

**RIN:** 2506-AB43

**1329. SECTION 108 LOAN GUARANTEE PROGRAM (FR-4039)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 3535(d); 42 USC 5300 to 5320

**CFR Citation:** 24 CFR 570

**Legal Deadline:** None

**Abstract:** This rule removes misleading and unnecessary language from the regulations that govern security requirements for loans guaranteed under the section 108 Loan Guarantee Program.

**Timetable:**

Action	Date	FR Cite
Final Action	09/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Paul Webster, Director, Financial Management Div., Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-1871

**RIN:** 2506-AB80

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**1330. COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAMS FOR STATES; PROGRAM INCOME (FR-4067)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 3535(d); 42 USC 5300 to 5320**CFR Citation:** 24 CFR 570**Legal Deadline:** None**Abstract:** This rule will make many small changes and clarifications to the regulations for the State CDBG Program. This rule will allow States to apply additional requirements to units of general local government that are not inconsistent with statutes and regulations. It will clarify the standards for spending funds outside the recipient's jurisdiction. It will clarify the conflict of interest provisions, and update the national objective of benefit to low- and moderate-income persons. It will also make conforming changes to update the regulations based on recent statutory amendments.**Timetable:**

Action	Date	FR Cite
NPRM	03/11/97	62 FR 11284
NPRM Comment Period End	05/12/97	
Final Action	06/00/98	

**Small Entities Affected:** None**Government Levels Affected:** State, Local**Agency Contact:** Yvette Aidara, CPD Specialist, State and Small Cities Division, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-1322**RIN:** 2506-AB82**1331. CDBG SLUM/BLIGHT NATIONAL OBJECTIVE RULE (FR-4260)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 3535; 42 USC 5300 to 5320**CFR Citation:** 24 CFR 570.208; 24 CFR 570.483**Legal Deadline:** None**Abstract:** This rule will be a key step in the implementation of the Department's Brownfields Initiative. (The Brownfields Initiative will stimulate economic development through the redevelopment of contaminated industrial properties.) It will increase Community Development Block Grant (CDBG) recipients' flexibility to undertake activities which meet the national objective of preventing or eliminating slums or blighting conditions. The criteria for meeting the slum/blight national objective will be revised to specifically recognize economic obsolescence of buildings and the presence of environmental contaminants as blighting influences on an area or property.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	08/00/98	

**Small Entities Affected:** None**Government Levels Affected:** State, Local**Agency Contact:** Steve Johnson, Director, State and Small Cities Division, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-1322**RIN:** 2506-AB94**1332. CLARIFICATION OF THE NATURE OF REQUIRED CDBG EXPENDITURE DOCUMENTATION AND ACCOUNTING FOR APPLICABLE CREDITS (FR-4261)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 3535 (d); 42 USC 5300 to 5320**CFR Citation:** 24 CFR 570.200; 24 CFR 570.502; 24 CFR 570.506**Legal Deadline:** None**Abstract:** This rule will clarify the level of expenditure documentation

that is needed to meet the financial management requirement that grantees and subrecipients maintain adequate records to identify the use of funds provided for assisted activities. This rule will further advise grantees and subrecipients regarding the need to net all applicable credits from costs to be paid with CDBG funds.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	09/00/98	

**Small Entities Affected:** None**Government Levels Affected:** Local**Agency Contact:** Deirdre Maguire-Zinni, Director, Entitlement Communities Division, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-1577**RIN:** 2506-AB95**1333. • EMERGENCY SHELTER GRANTS PROGRAM (FR-4330)****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 11371 et seq; 42 USC 3535(d)**CFR Citation:** 24 CFR 576**Legal Deadline:** None**Abstract:** The regulatory changes to be made by this rule include technical corrections to the Emergency Shelter Grants (ESG) Program final rule published on October 2, 1996, and also revisions to CPD's implementation of IDIS an automated payment and reporting system.**Timetable:**

Action	Date	FR Cite
Final Action	09/00/98	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Local**Agency Contact:** John Garrity, Director, Office of Special Needs Assistance Programs, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-4300**RIN:** 2506-AB99**1334. • NEW EMPOWERMENT ZONES (FR-4281)****Priority:** Other Significant**Legal Authority:** 26 USC 1391; 26 USC 1392; 26 USC 1394; 26 USC 1397B

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Final Rule Stage

**CFR Citation:** 24 CFR 597

**Legal Deadline:** None

**Abstract:** This rule will create a new part for a second round of designations of empowerment zones, to implement the new statutory authority to designate 15 new zones in urban areas. The new designations must be made by January 1, 1999.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local, Tribal

**Agency Contact:** Dennis Kane, Coordinator, EZ/EC Initiative, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-6339

**RIN:** 2506-AB97

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Office of Community Planning and Development (CPD)

Long-Term Actions

**1335. ADMINISTRATIVE GUIDELINES FOR CPD PROGRAMS; SEC. 102(D) LIMITATION ON COMBINING OTHER GOVERNMENT ASSISTANCE WITH CPD HOUSING ASSISTANCE (FR-3135)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 3535(d)

**CFR Citation:** 00 CFR 000

**Legal Deadline:** None

**Abstract:** This document sets forth the administrative guidelines the Office of Community Planning and Development

will follow in determining, on a case-by-case basis, that the amount of assistance being provided by HUD for a specific housing project for which other government assistance is also being made available, is not more than is necessary to make the assisted activity feasible after taking into account the other government assistance. HUD is required to make these determinations, and to so certify, under section 102(d) of the Department of Housing and Urban Development Reform Act of 1989 for certain CPD programs.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Robert Duncan, Assistant Director, Office of Block Grants, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-3587

**RIN:** 2506-AB74

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Office of Community Planning and Development (CPD)

Completed Actions

**1336. HOMELESS ASSISTANCE FUND REGULATION (FR-4130)**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 24 CFR ch V

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/09/98	

**Small Entities Affected:** Governmental Jurisdictions, Organizations

**Government Levels Affected:** State, Local, Federal

**Agency Contact:** John Garrity  
Phone: 202 708-4300

**RIN:** 2506-AB88

**1337. COMMUNITY DEVELOPMENT BLOCK GRANTS: AMENDMENTS TO THE NEW YORK SMALL CITIES PROGRAM (FR-4155)**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 24 CFR 570

**Completed:**

Reason	Date	FR Cite
Final Action	11/25/97	62 FR 62912

**Small Entities Affected:** Governmental Jurisdictions

**Government Levels Affected:** Local

**Agency Contact:** Cornelia Robertson Terry  
Phone: 202 708-1322

**RIN:** 2506-AB91

**1338. SECTION 108 LOAN GUARANTEE PROGRAM; LOAN POOLING/RISK SHARING ARRANGEMENTS (FR-4214)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 570

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/09/98	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Paul Webster  
Phone: 202 708-1871

**RIN:** 2506-AB92

**1339. LOAN GUARANTEE RECOVERY FUND: LOAN GUARANTEE ASSISTANCE IN RESPONSE TO ACTS OF ARSON OR TERRORISM MOTIVATED BY RACE, COLOR OR ETHNICITY (FR-4282)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 573

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/09/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

## HUD—CPD

## Completed Actions

**Agency Contact:** Anthony Johnston  
Phone: 202 708-1871

**RIN:** 2506-AB98

**1340. PERFORMANCE GRANTS FOR URBAN EMPOWERMENT ZONES AND ENTERPRISE COMMUNITIES (FR-4262)**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**CFR Citation:** 24 CFR 597

**Completed:**

Reason	Date	FR Cite
Withdrawn	01/28/98	

**Small Entities Affected:** None

**Government Levels Affected:** Local

**Agency Contact:** Mike Savage  
Phone: 202 708-2290

**RIN:** 2506-AB96

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Government National Mortgage Association (GNMA)**

**Proposed Rule Stage**

**1341. GINNIE MAE - FINANCE - NAHASDA AMERICAN (FR-4215)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 104-330

**CFR Citation:** 24 CFR 300.3; 24 CFR 320; 24 CFR 330; 24 CFR 340

**Legal Deadline:** None

**Abstract:** Section 701(c) of the Native American Housing Assistance and Self-Determination Act of 1996 permits

Ginnie Mae to securitize loans guaranteed by the Secretary.

This rule will make amendments to the Ginnie Mae regulations to reflect this change and to make certain technical amendments to the Ginnie Mae regulations.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Nicholas Shelley, Acting Vice President for Policy Planning and Risk Management, Department of Housing and Urban Development, Government National Mortgage Association  
Phone: 202 708-4141

**RIN:** 2503-AA11

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Government National Mortgage Association (GNMA)**

**Final Rule Stage**

**1342. • GINNIE MAE - FINANCIAL REPORTING (FR-4331)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 1721(g)(1); 42 USC 3535(d)

**CFR Citation:** 24 CFR 320.10

**Legal Deadline:** None

**Abstract:** This final rule describes the relocation of standards for audited

financial statements submitted to Ginnie Mae by its issuers; eliminates the requirement for a classified balance sheet; and eliminates the physical certificate backing for each Ginnie Mae-guaranteed security and permits a true book entry system.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Thomas R. Weakland, Vice President for Program Administration, Department of Housing and Urban Development, Government National Mortgage Association  
Phone: 202 708-2884

**RIN:** 2503-AA12

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Office of Fair Housing and Equal Opportunity (FHEO)**

**Proposed Rule Stage**

**1343. FAIR HOUSING PLANNING PERFORMANCE STANDARD (FR-4133)**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 3535(d); 42 USC 3600 to 3620

**CFR Citation:** 24 CFR 570

**Legal Deadline:** None

**Abstract:** This rule will assist communities in complying with the legal requirement to certify that they are affirmatively furthering fair housing. It will provide a performance standard (for accepting a certification) rather than prescribing precisely what a community should do. Thus, communities will have a clear idea of what is expected of them and the

standards HUD will use in reviewing their certifications.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Deirdre Maguire-Zinni, Director, Entitlement

HUD—FHEO

Proposed Rule Stage

Communities Division, Department of Housing and Urban Development,

Office of Fair Housing and Equal Opportunity

Phone: 202 708-1577

RIN: 2529-AA81

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)  
Office of Fair Housing and Equal Opportunity (FHEO)

Final Rule Stage

**1344. IMPLEMENTATION OF THE HOUSING FOR OLDER PERSONS ACT OF 1995 (FR-4094)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 3601 to 3619; 42 USC 3535(d)

**CFR Citation:** 24 CFR 100

**Legal Deadline:** None

**Abstract:** The Housing for Older Persons Act (HOPA) of 1995 (Pub. L. 104-76), signed into law on December 28, 1995, amends the "55 and older housing" exemption to the Fair Housing Act's (the Act) prohibition against discrimination based on familial status. The HOPA eliminates the requirement that "housing for older persons" have significant services and facilities for their residents and establishes a good faith reliance defense for monetary damages based on the housing provider's legitimate belief that the housing was entitled to an exemption. In order to qualify for the "55 or over housing" exemption, a housing community must be able to meet the following criteria: 1) at least 80 percent of the units are occupied by at least one person 55 years of age or older per unit; 2) the publication and adherence to policies and procedures which demonstrate an intent by the owner or manager to provide housing for persons 55 years of age or older; and 3) verification of the ages of its residents through reliable surveys and affidavits.

**Timetable:**

Action	Date	FR Cite
NPRM	01/14/97	62 FR 2000
NPRM Comment Period End	03/17/97	
Final Action	07/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sara K. Pratt, Director, Office of Investigations, Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity  
Phone: 202 708-0836

RIN: 2529-AA80

**1345. ECONOMIC OPPORTUNITIES FOR LOW- AND VERY LOW-INCOME PERSONS (FR-2898)**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 1450; 42 USC 3301; 12 USC 1701u; 42 USC 3535(d)

**CFR Citation:** 24 CFR 135

**Legal Deadline:** Final, Statutory, April 28, 1993.

**Abstract:** The regulations at 24 CFR 135 were revised substantially to incorporate the statutory amendments in the Housing and Community Development Act of 1992, to reflect certain changes in the design of the Department's programs that are subject to the section 3 regulations to clarify the obligations of individuals and entities subject to the requirements of section 3, and to simplify the Department's administration of section 3 requirements. The final rule may make further revisions in response to public comment.

**Timetable:**

Action	Date	FR Cite
NPRM	10/08/93	58 FR 52534
Notice	11/09/93	58 FR 59423
Notice Comment Period End	12/08/93	
Interim Final Rule	06/30/94	59 FR 33886
Interim Final Rule Effective	08/01/94	
Interim Final Rule Comment Period End	08/29/94	
Final Rule Extension of Effective Period of Interim Rule	05/31/95	60 FR 28325
Extension Effective	06/30/96	
Final Action	04/00/98	

**Small Entities Affected:** Businesses, Governmental Jurisdictions, Organizations

**Government Levels Affected:** State, Local, Federal

**Agency Contact:** John Waller, Director, Office of Economic Opportunity, Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity  
Phone: 202 708-2251

RIN: 2529-AA49

**1346. CIVIL MONEY PENALTIES FOR FAIR HOUSING ACT VIOLATIONS (FR-4302)**

**Priority:** Other Significant

**Legal Authority:** 29 USC 794; 42 USC 2000d-1; 42 USC 3601 to 3619; 42 USC 5301 to 5320; 42 USC 6103; 42 USC 3535(d)

**CFR Citation:** 24 CFR 180

**Legal Deadline:** None

**Abstract:** This rule finalizes the policies and procedures described in HUD's December 18, 1997 proposed rule. Specifically, the final rule interprets the Fair Housing Act to clarify that an Administrative Law Judge (ALJ) may assess more than one maximum civil penalty against a respondent in a given case, where the respondent has committed separate and distinct acts of discrimination. The final rule is also part of President Clinton's "Make 'Em Pay" initiative, which is designed to fight housing-related acts of hate violence and intimidation with increased enforcement and monetary penalties. The rule describes how ALJs apply in determining the amount of a civil penalty to assess against a respondent found to have committed a discriminatory housing practice.

**Timetable:**

Action	Date	FR Cite
NPRM	12/18/97	62 FR 66488
NPRM Comment Period End	01/20/98	
Final Action	06/00/98	
Final Action Effective	07/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Stephen Shaw, Trial Attorney, Department of Housing and

## HUD—FHEO

Final Rule Stage

Urban Development, Office of the  
General Counsel

Phone: 202 708-1042  
RIN: 2529-AA83

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Office of Fair Housing and Equal Opportunity (FHEO)**

Completed Actions

**1347. FAIR LENDING—SELF-TESTING  
(FR-4160)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 100

**Completed:**

Reason	Date	FR Cite
Final Action	12/18/97	62 FR 66424

**Small Entities Affected:** None

**Government Levels Affected:** State,  
Local, Federal

**Agency Contact:** Peter Kaplan  
Phone: 202 708-2904

**RIN:** 2529-AA82

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Office of Administration (OA)**

Proposed Rule Stage

**1348. • HUD ACQUISITION  
REGULATION FOR LEGAL SERVICES  
CONTRACTORS (FR-4291)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 40 USC 486(c); 42  
USC 3535(d)

**CFR Citation:** 48 CFR 2409; 48 CFR  
2452

**Legal Deadline:** None

**Abstract:** This proposed rule would  
amend the HUD Acquisition Regulation  
(HUDAR) to require offerors and  
contractors for the performance of legal  
services to identify all former and

current clients in, and the facts and  
circumstances of, any claims against  
HUD, any matters involving HUD as a  
party, and any matters without formal  
parties, such as rulemaking or  
attempting to influence legislation or  
policy, in which HUD has a direct  
interest. HUD would use this  
information in determining whether a  
conflict of interest is present.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/98	
NPRM Comment Period End	08/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Procurement:** This is a procurement-  
related action for which there is a  
statutory requirement. There is no  
paperwork burden associated with this  
action.

**Agency Contact:** Edward L. Girovasi,  
Jr., Director, Policy & Evaluation Div.  
Office of Procurement & Contracts,  
Department of Housing and Urban  
Development, Office of Administration  
Phone: 202 708-0294

**RIN:** 2535-AA25

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Office of Administration (OA)**

Final Rule Stage

**1349. HUD ACQUISITION  
REGULATION—II (FR-4115)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 40 USC 486(c); 42  
USC 3535(d); 41 USC 251

**CFR Citation:** 48 CFR 2401

**Legal Deadline:** None

**Abstract:** This rule will implement  
changes stemming from the "Federal  
Acquisition Reform Act of 1996" and

subsequent revisions to the Federal  
Acquisition Regulation.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Procurement:** This is a procurement-  
related action for which there is a

statutory requirement. There is a  
paperwork burden associated with this  
action.

**Agency Contact:** Edward L. Girovasi,  
Jr., Director, Policy & Evaluation Div.  
Office of Procurement & Contracts,  
Department of Housing and Urban  
Development, Office of Administration  
Phone: 202 708-0294

**RIN:** 2535-AA24

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Office of the Inspector General (HUDIG)**

**Proposed Rule Stage**

**1350. PRIVACY ACT OF 1974; CONSOLIDATION OF EXISTING SYSTEMS OF RECORDS INTO SINGLE SYSTEM OF RECORDS (FR-4283)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 552a; 5 USC app, Inspector General Act of 1978; 42 USC 3535(d)

**CFR Citation:** 24 CFR 2003

**Legal Deadline:** None

**Abstract:** This proposed rule would amend the regulations of the Office of Inspector General (OIG), found in 24 CFR part 2003, that implement the Privacy Act of 1974 to conform with OIG's notice consolidating its four existing systems of records into a single new system of records titled "Office of Inspector General Audit Support and Investigation Systems" or OASIS.

The OIG currently maintains four systems of records pursuant to the Privacy Act of 1974: (1) Investigative

Files of the Office of Inspector General (HUD/OIG-1); (2) Hotline Complaint Files of the Office of Inspector General (HUD/OIG-2); Name Indices System of the Office of Inspector General (HUD/OIG-3); and (4) Independent Auditor Monitoring Files of the Office of Inspector General (HUD/OIG-4). The notice for these systems of records was last published on June 12, 1992 (57 FR 25069).

The OIG's new OASIS automated information tracking and storage system will effectively consolidate, replace, and expand upon these existing systems of records. OASIS is designed to function as a general reference system for all types of "requests" generated or received by the OIG for work of any kind. These requests may involve investigations, hotline and other complaints or referrals, the planning, conduct, and resolution of reviews of HUD programs and

participants in those programs, legal assistance requests, and information requests. For each request, the system contains information regarding the date received, the relevant geographic location, a request summary, the level of security assigned, the HUD program at issue, the focus of the work to be performed, and the main indices.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Philip Kesaris, Associate Counsel to the Inspector General, Department of Housing and Urban Development, Office of the Inspector General  
 Phone: 202 708-1613

**RIN:** 2508-AA10

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Office of the Inspector General (HUDIG)**

**Completed Actions**

**1351. IMPLEMENTATION OF PRIVACY ACT OF 1974 (FR-4270)**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 24 CFR 2003

**Completed:**

Reason	Date	FR Cite
Withdrawn	11/02/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Dennis A. Rashka, Director  
 Phone: 202 708-0006

**RIN:** 2508-AA09

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Policy Development and Research (PD&R)**

**Final Rule Stage**

**1352. COMMUNITY DEVELOPMENT HISPANIC-SERVING INSTITUTIONS WORK STUDY PROGRAM (FR-4269)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 5307(c)

**CFR Citation:** 24 CFR 570

**Legal Deadline:** None

**Abstract:** The rule proposes to change eligibility standards to broaden this program to schools beyond those on the U.S. Department of Education's Hispanic Serving Institutions list to all community colleges that have at least 25 percent full-time hispanic enrollment.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	02/25/98	63 FR 9682
Final Rule	08/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jane Karadibil, Office of University Partnerships, Department of Housing and Urban Development, Policy Development and Research  
 Phone: 202 708-1537

**RIN:** 2528-AA07

**1353. • REMOVAL OF THE REPAYMENT REQUIREMENT FOR PARTICIPANTS IN THE COMMUNITY DEVELOPMENT WORK-STUDY PROGRAM (CDWSP) (FR-4324)**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Legal Authority:** 42 USC 5307; 42 USC 3535(d)

**CFR Citation:** 24 CFR 570

**Legal Deadline:** None

**Abstract:** On July 10, 1996 (61 FR 36456), HUD published a final rule making various amendments to the Community Development Work Study Program (CDWSP). Under the CDWSP, HUD awards grants to institutions of higher education for the purpose of providing assistance to economically disadvantaged and minority-full-time students who participate in a community development work-study program. Among other amendments, the July 10, 1996 final rule eliminated the requirement that students who are terminated from the CDWSP repay tuition and additional assistance to the grant recipient, and that the grant recipient repay those funds to HUD. The repayment requirement was a disincentive to prospective students and imposed a substantial

## HUD—PD&amp;R

## Final Rule Stage

administrative burden on institutions of higher education. The elimination of the repayment requirement applies only to CDWSP grants made after the effective date of the July 10, 1996 final rule (August 9, 1996). This rule extends the removal of the repayment requirement to all existing open CDWSP grants, to the extent that

repayment of the tuition and additional assistance to terminated students has not occurred.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/98	
Final Action Effective	07/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** John Hartung, Office of University Partnerships, Department of Housing and Urban Development, Policy Development and Research  
Phone: 202 708-1537

**RIN:** 2528-AA08

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

## Prerule Stage

## Office of Public and Indian Housing (PIH)

**1354. ADMINISTRATIVE GUIDELINES FOR PIH REGARDING SEC. 102(D) LIMITATIONS ON COMBINING OTHER GOVERNMENT ASSISTANCE ("SUBSIDY LAYERING") (FR-3100)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 3535(d)

**CFR Citation:** 00 CFR 000

**Legal Deadline:** None

**Abstract:** This notice sets forth the PIH administrative guidelines which HUD, or in certain circumstances Housing Credit Agencies (HCAs) will follow in

implementing "subsidy layering" reviews in accordance with section 102(d) of the HUD Reform Act of 1989 and section 911 of the Housing and Community Development Act of 1992 for public and Indian housing programs. Such reviews are necessary to ensure that the amount of assistance being provided by HUD for a specific housing project is not more than is necessary to make the assisted activity feasible after taking into account assistance from other government sources.

**Timetable:**

Action	Date	FR Cite
Notice	07/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** G. Dewayne Kimbrough, Urban Revitalization Specialist, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-0614

**RIN:** 2577-AB53

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

## Proposed Rule Stage

## Office of Public and Indian Housing (PIH)

**1355. • PHMAP ASSESSMENT CONSOLIDATION (FR-4313)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 1437(d); 42 USC 1437(j); 42 USC 3535(d)

**CFR Citation:** 24 CFR 901

**Legal Deadline:** None

**Abstract:** This rule would amend the Public Housing Management Assessment Program (PHMAP) at 24 CFR part 901 to take into account the role of HUD's Real Estate Assessment Center.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	
NPRM Comment Period End	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Rod J. Solomon, Senior Director, Policy and Legislation,

Office of Policy, Program, and Legislative Initiatives, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-0713

**RIN:** 2577-AB81

**1356. DESIGNATED HOUSING PROGRAM AMENDMENTS (FR-3964)**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 1423; 42 USC 3535(d)

**CFR Citation:** 24 CFR 945

**Legal Deadline:** None

**Abstract:** The proposed rule would amend HUD's Designated Housing

Program regulations at 24 CFR part 945 to implement certain new requirements made to this program by the Housing Opportunity Program Extension Act of 1996 (Pub.L. 104-120, approved March 28 1996). In addition to implementing these requirements the regulations would be streamlined to allow autonomy and flexibility.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Gloria Cousar, Deputy Assistant Secretary for Public Assisted Housing Operations, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 619-8201

**RIN:** 2577-AB57

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Office of the Inspector General (HUDIG)**

**Proposed Rule Stage**

**1350. PRIVACY ACT OF 1974; CONSOLIDATION OF EXISTING SYSTEMS OF RECORDS INTO SINGLE SYSTEM OF RECORDS (FR-4283)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 552a; 5 USC app, Inspector General Act of 1978; 42 USC 3535(d)

**CFR Citation:** 24 CFR 2003

**Legal Deadline:** None

**Abstract:** This proposed rule would amend the regulations of the Office of Inspector General (OIG), found in 24 CFR part 2003, that implement the Privacy Act of 1974 to conform with OIG's notice consolidating its four existing systems of records into a single new system of records titled "Office of Inspector General Audit Support and Investigation Systems" or OASIS.

The OIG currently maintains four systems of records pursuant to the Privacy Act of 1974: (1) Investigative

Files of the Office of Inspector General (HUD/OIG-1); (2) Hotline Complaint Files of the Office of Inspector General (HUD/OIG-2); Name Indices System of the Office of Inspector General (HUD/OIG-3); and (4) Independent Auditor Monitoring Files of the Office of Inspector General (HUD/OIG-4). The notice for these systems of records was last published on June 12, 1992 (57 FR 25069).

The OIG's new OASIS automated information tracking and storage system will effectively consolidate, replace, and expand upon these existing systems of records. OASIS is designed to function as a general reference system for all types of "requests" generated or received by the OIG for work of any kind. These requests may involve investigations, hotline and other complaints or referrals, the planning, conduct, and resolution of reviews of HUD programs and

participants in those programs, legal assistance requests, and information requests. For each request, the system contains information regarding the date received, the relevant geographic location, a request summary, the level of security assigned, the HUD program at issue, the focus of the work to be performed, and the main indices.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/98	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Philip Kesaris, Associate Counsel to the Inspector General, Department of Housing and Urban Development, Office of the Inspector General  
 Phone: 202 708-1613

**RIN:** 2508-AA10

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Office of the Inspector General (HUDIG)**

**Completed Actions**

**1351. IMPLEMENTATION OF PRIVACY ACT OF 1974 (FR-4270)**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 24 CFR 2003

**Completed:**

Reason	Date	FR Cite
Withdrawn	11/02/97	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Dennis A. Rashka, Director  
 Phone: 202 708-0006

**RIN:** 2508-AA09

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)**  
**Policy Development and Research (PD&R)**

**Final Rule Stage**

**1352. COMMUNITY DEVELOPMENT HISPANIC-SERVING INSTITUTIONS WORK STUDY PROGRAM (FR-4269)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 5307(c)

**CFR Citation:** 24 CFR 570

**Legal Deadline:** None

**Abstract:** The rule proposes to change eligibility standards to broaden this program to schools beyond those on the U.S. Department of Education's Hispanic Serving Institutions list to all community colleges that have at least 25 percent full-time hispanic enrollment.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	02/25/98	63 FR 9682
Final Rule	08/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jane Karadbil, Office of University Partnerships, Department of Housing and Urban Development, Policy Development and Research  
 Phone: 202 708-1537

**RIN:** 2528-AA07

**1353. • REMOVAL OF THE REPAYMENT REQUIREMENT FOR PARTICIPANTS IN THE COMMUNITY DEVELOPMENT WORK-STUDY PROGRAM (CDWSP) (FR-4324)**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Legal Authority:** 42 USC 5307; 42 USC 3535(d)

**CFR Citation:** 24 CFR 570

**Legal Deadline:** None

**Abstract:** On July 10, 1996 (61 FR 36456), HUD published a final rule making various amendments to the Community Development Work Study Program (CDWSP). Under the CDWSP, HUD awards grants to institutions of higher education for the purpose of providing assistance to economically disadvantaged and minority-full-time students who participate in a community development work-study program. Among other amendments, the July 10, 1996 final rule eliminated the requirement that students who are terminated from the CDWSP repay tuition and additional assistance to the grant recipient, and that the grant recipient repay those funds to HUD. The repayment requirement was a disincentive to prospective students and imposed a substantial

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Final Rule Stage

**Government Levels Affected:** None**Agency Contact:** David Sowell, Director, Office of Public Housing Partnerships, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 401-8812**RIN:** 2577-AB69**1361. LOAN GUARANTEE FOR INDIAN HOUSING; DIRECT GUARANTEE PROCESSING (FR-4241)****Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 1715z-13a**CFR Citation:** 24 CFR 955; 24 CFR 10005**Legal Deadline:** None**Abstract:** This interim rule would authorize a processing alternative known as "direct guarantee" under which HUD would not issue guarantee commitments and would not review an application for guarantee until after a loan has closed.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/00/98	

**Small Entities Affected:** None**Government Levels Affected:** Undetermined**Agency Contact:** Jacqueline Johnson, Deputy Assistant Secretary for Native American Programs, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-0950**RIN:** 2577-AB78**1362. PUBLIC HOUSING ADMISSION AND OCCUPANCY REFORMS AND STREAMLINING (FR-4084)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 1437a; 42 USC 1437c; 42 USC 1437d; 42 USC 1437n; 42 USC 3535(d)**CFR Citation:** 24 CFR 960; 24 CFR 966**Legal Deadline:** None**Abstract:** This rule streamlines admission and occupancy regulations,

and implements relevant parts of the Housing Opportunity Program Extension Act of 1996.

Additional administrative flexibility is provided to housing authorities through this rule: HAs can verify information about an applicant's disability to determine appropriate accommodations, to verify information relative to qualification for a preference, and to determine deductions for calculating adjusted income. It clarifies that the HA makes the final determination of whether an applicant's failure to meet the HA's tenant selection criteria is outweighed with respect to these issues. The rule also provides explicit authorization for HAs to adopt income limits for continued occupancy and removes language that required a tenant's approval for direct payment of a utility reimbursement to a utility provider.

The Housing Opportunity Program Extension Act of 1996 amended the U.S. Housing Act of 1937 to make drug-related criminal activity a criterion for denial of admission to housing assisted under the 1937 Act and make drug use and/or alcohol abuse a criterion for eviction from housing assisted under the 1937 Act.

**Timetable:**

Action	Date	FR Cite
NPRM	05/09/97	62 FR 25728
Final Action	07/00/98	

**Small Entities Affected:** Governmental Jurisdictions**Government Levels Affected:** State, Local**Agency Contact:** Patricia Arnaudo, Acting Director, Occupancy Division, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-0744**RIN:** 2577-AB67**1363. REPLACEMENT HOUSING FACTOR IN MODERNIZATION FUNDING (FR-4125)****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 1437l(k)(2)(B); 42 USC 3535(d)**CFR Citation:** 24 CFR 968**Legal Deadline:** None**Abstract:** The replacement housing factor would offset for five years much of the loss of formula share funding due to the reduction of units as a result of demolition, disposition, or conversion from October 1, 1996, as long as the reduced units are not in developments receiving MROP or HOPE IV implementation funding and as long as the funds conserved by the offset are used for approved replacement housing.**Timetable:**

Action	Date	FR Cite
NPRM	09/10/97	62 FR 47720
NPRM Comment Period End	12/09/97	
Final Action	06/00/98	

**Small Entities Affected:** None**Government Levels Affected:** State, Local**Agency Contact:** Rod J. Solomon, Senior Director, Policy and Legislation, Office of Policy, Program, and Legislative Initiatives, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-0713**RIN:** 2577-AB71**1364. ASSESSMENT OF THE REASONABLE REVITALIZATION POTENTIAL OF CERTAIN PUBLIC HOUSING REQUIRED BY LAW (FR-4120)****Priority:** Other Significant**Legal Authority:** PL 104-134 Sec. 202 of the OCRA of 1996**CFR Citation:** 24 CFR 971**Legal Deadline:** None**Abstract:** Section 202 of the Omnibus Consolidated Rescissions Act (OCRA) of 1996 requires PHAs to identify certain distressed public housing developments which may be required to be converted to section 8 vouchers or certificates. The requirement covers developments that are on the same or contiguous sites, are more expensive than tenant-based assistance, and cannot be revitalized through reasonable programs. To be subject to these requirements, the developments must have more than 300 dwelling units and have a vacancy rate of at least ten percent for dwelling units not in

## HUD—PIH

## Final Rule Stage

funded on-schedule modernization programs.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	09/22/97	62 FR 49572
Interim Final Rule Effective	10/22/97	
Interim Final Rule Comment Period End	11/21/97	
Final Action	06/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Rod J. Solomon, Senior Director, Policy and Legislation, Office of Policy, Program, and Legislative Initiatives, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-0713

**RIN:** 2577-AB79

### 1365. SECTION 8 TENANT-BASED PROGRAMS: ADDITION OF PROVISIONS ON RENTS AND SPECIAL HOUSING TYPES (FR-4054)

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 1437f; 42 USC 3535(d)

**CFR Citation:** 24 CFR 982; 24 CFR 983

**Legal Deadline:** None

**Abstract:** This rule adds to part 982 the two subparts that have previously been reserved: subpart K, Rents and subpart M, Special Housing Types. It also covers contract rents and rent adjustments for the project-based certificate program. The rule completes the rulemaking process for tenant-based section 8 assistance first published in July 1994, streamlining provisions throughout part 982.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Gerald Benoit, Director, Operations Div., Department of Housing and Urban Development, Office of Public and Indian Housing

Phone: 202 708-0477

**RIN:** 2577-AB63

### 1366. SECTION 8 PROGRAM RESTRICTIONS ON LEASING TO RELATIVES (FR-4149)

**Priority:** Other Significant

**Legal Authority:** 42 USC 1437a; 42 USC 1437c; 42 USC 1437f; 42 USC 3535(d)

**CFR Citation:** 24 CFR 982

**Legal Deadline:** None

**Abstract:** This final rule would limit the circumstances under which a landlord could lease a unit with section 8 certificate or voucher assistance to a relative of the landlord. It would permit such leasing only if an HA determines that the leasing would accommodate a person with disabilities. The rule is intended to reduce the potential for misuse of section 8 assistance. It would reduce the likelihood of families that have the ability to assist a family member from seeking Federal rental assistance and thereby, would help to direct scarce Federal financial assistance to the more needy.

**Timetable:**

Action	Date	FR Cite
NPRM	03/10/97	62 FR 10786
NPRM Comment Period End	05/09/97	
Final Action	04/00/98	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Gerald Benoit, Director, Operations Div., Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-0477

**RIN:** 2577-AB73

### 1367. SECTION 8 RENTAL VOUCHER AND CERTIFICATE PROGRAMS—SECTION 8 MANAGEMENT ASSESSMENT PROGRAM (SEMAP) (FR-3986)

**Priority:** Other Significant

**Legal Authority:** 42 USC 1437f; 42 USC 3535(d); 42 USC 1437a; 42 USC 1437c

**CFR Citation:** 24 CFR 985

**Legal Deadline:** None

**Abstract:** Under the section 8 Management Assessment Program (SEMAP) established by the rule, HUD

assesses whether the section 8 tenant-based assistance programs operate effectively to achieve the intended result of helping eligible families afford decent rental units at a reasonable subsidy cost. SEMAP establishes an objective system for HUD to measure HA performance in key section 8 program areas to enable the Department to ensure program integrity and accountability. SEMAP provides procedures for HUD to identify housing agency management capabilities and deficiencies in order to target monitoring and program assistance more effectively. Housing agencies can use the SEMAP performance analysis to assess and improve their own program operations.

**Timetable:**

Action	Date	FR Cite
NPRM	12/02/96	61 FR 63930
NPRM Comment Period End	01/31/97	
Final Action	06/00/98	

**Small Entities Affected:** Governmental Jurisdictions

**Government Levels Affected:** State, Local

**Agency Contact:** Gerald Benoit, Director, Operations Div., Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-0477

**RIN:** 2577-AB60

### 1368. PUBLIC HOUSING PERFORMANCE FUNDING SYSTEM: INCENTIVES (FR-4072)

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 1437g; 42 USC 3535(d)

**CFR Citation:** 24 CFR 990

**Legal Deadline:** None

**Abstract:** In addition to codifying minor changes to the Performance Funding System inspired by the continuing resolution and implemented by a Notice to Housing Agencies with respect to FYs '96, '97 and '98, this rule provides for a gradual phase-down of operating subsidy with respect to public housing units being demolished.

## HUD—PIH

## Final Rule Stage

## Timetable:

Action	Date	FR Cite
ANPRM	09/20/96	61 FR 51178
Interim Final Rule	09/20/96	61 FR 51178
Interim Final Rule Effective	10/30/96	

## Action Date FR Cite

Interim Final Rule	11/29/96	
Comment Period End		
Final Action	04/00/98	

Small Entities Affected: None

Government Levels Affected: None

**Agency Contact:** Joan DeWitt, Director, Finance & Budget Division, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-1872

RIN: 2577-AB65

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

## Long-Term Actions

## Office of Public and Indian Housing (PIH)

## 1369. STREAMLINING OF TURNKEY III PROGRAM REGULATIONS (FR-4217)

Priority: Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 42 USC 1437 to 1437ee; 42 USC 3535(d)

CFR Citation: 24 CFR 904

Legal Deadline: None

**Abstract:** HUD's regulations at 24 CFR part 904 describe the requirements for the Homeownership Opportunities Program for Low-Income Families (Turnkey III). This final rule makes several streamlining amendments to part 904. Specifically, this final rule eliminates the sections of part 904 that are obsolete or are best set forth in non-regulatory guidance. This rule also amends the remaining provisions of part 904 to reduce redundancy and regulatory burden. HUD's reinvention of part 904 will make the Turnkey III Program regulations more concise and easier to understand.

## Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

**Agency Contact:** Gary Van Buskirk, Director, Homeownership Division, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 401-8812

RIN: 2577-AB76

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

## Completed Actions

## Office of Public and Indian Housing (PIH)

## 1370. IMPLEMENTATION OF THE NATIVE AMERICAN HOUSING ASSISTANCE AND SELF-DETERMINATION ACT OF 1996 (FR-4170)

Priority: Other Significant

**CFR Citation:** 24 CFR 950; 24 CFR 953; 24 CFR 955; 24 CFR 1000; 24 CFR 1003; 24 CFR 1005

## Completed:

Reason	Date	FR Cite
Final Action	03/12/98	63 FR 12334
Final Action Effective	04/13/98	

Small Entities Affected: None

Government Levels Affected: Tribal

**Agency Contact:** Jacqueline Johnson  
Phone: 202 708-0950

RIN: 2577-AB74

## 1371. INDIAN HOME: REVISED PROGRAM REGULATIONS (FR-3567)

Priority: Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 24 CFR 954

## Completed:

Reason	Date	FR Cite
Final Action	10/31/97	62 FR 58905

Small Entities Affected: None

Government Levels Affected: None

**Agency Contact:** Jacqueline Johnson  
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RIN: 2577-AB35

## 1372. SECTION 8 PROGRAM RENT LIMITS IN TAX CREDIT PROJECTS (FR-4268)

Priority: Substantive, Nonsignificant

CFR Citation: 24 CFR 982

## Completed:

Reason	Date	FR Cite
Withdrawn	02/17/98	

Small Entities Affected: None

Government Levels Affected: None

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RIN: 2577-AB80

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