



Federal Register

**Monday,
April 24, 2000**

Part IX

**Department of
Housing and Urban
Development**

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-4577-N-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 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 on a substantial number of small entities, and that are to be reviewed in accordance with the requirements of 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. In 1998, the Quality Housing and Work Responsibility Act of 1998 was enacted (Pub. L. 105-276, approved October 21, 1998) (commonly referred to as the Public Housing Reform Act). The Public Housing Reform Act made significant changes to HUD's public housing and Section 8 assistance programs. This statute, as will be seen by many of the items listed in this semiannual agenda, requires substantial regulatory changes to HUD's public housing and Section 8 assistance programs. In view of the significant changes implemented by the Public Housing Reform Act, the Department is reviewing all of the regulations governing its public housing and Section 8 assistance programs in accordance with the principles of section 610, not only those that are required to be revised by the Public Housing Reform Act. The Department

welcomes comments on these regulations.

Although the Department's focus, during the next several months, is on its regulations governing its public housing and Section 8 assistance programs, the Department invites comments from the public on any rule listed in this agenda that the public believes will have a significant economic impact on a substantial number of small entities.

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. Section 7(o) provides that 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

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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. Several of the public housing or Section 8 assistance regulations that are withdrawn were made obsolete by the Public Housing Reform Act. For other rules, the Department is withdrawing the rule to further assess the subject matter and whether rulemaking continues to be the appropriate method for implementation of the subject matter. Following this review, the Department may determine that certain rules listed as withdrawn under this agenda are necessary. If that

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

The Department invites all interested members of the public to comment on the rules listed in this spring 2000 agenda to assist the Department in improving its regulatory products and procedures.

Dated: February 25, 2000.

Gail W. Laster,
General Counsel.

Office of the Secretary—Prerule Stage

Sequence Number	Title	Regulation Identification Number
1235	24 CFR 30 Single Family Mortgage Insurance; Treble Damages for Failure to Engage in Loss Mitigation Activities (FR-4553)	2501-AC66

Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1236	24 CFR 15 Revisions to HUD's Freedom of Information Act (FOIA) Regulations (FR-4292)	2501-AC51
1237	24 CFR 17 Procedures for the Collection of Claims by the Government (FR-4318)	2501-AC48
1238	24 CFR 27 Prohibited Purchasers of HUD-Insured and HUD-Owned Multifamily Projects (FR-4583)	2501-AC69
1239	24 CFR 30 Amendments to HUD's Civil Money Penalty Regulations (FR-4399)	2501-AC56
1240	24 CFR 58 Environmental Review Procedures for Entities Assuming HUD Environmental Responsibility (FR-4523)	2501-AC64
1241	24 CFR 81 Secretary of HUD's Regulation of Fannie Mae and Freddie Mac: Non-Mortgage Investments (FR-4297)	2501-AC41
1242	24 CFR 81 Secretary of HUD's Regulation of Fannie Mae and Freddie Mac: Purchase Goals (FR-4494)	2501-AC60
1243	24 CFR 905 Tenant Income Verification: Resolving Discrepancies and Enforcement Action (FR-4535)	2501-AC65

Office of the Secretary—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1244	24 CFR 3 Common Rule: Nondiscrimination in Educational Activities (FR-4301)	2501-AC42
1245	24 CFR 8 Nondiscrimination Based on Disability; Multifamily Homeownership Projects (FR-4317)	2501-AC47
1246	24 CFR 24 Limited Denial of Participation — Clarification of Consolidation of Debarment and Suspension Procedures (FR-4505)	2501-AC61
1247	24 CFR 25 Amendments to HUD's Mortgagee Review Board and Civil Money Penalty Regulations (FR-4308)	2501-AC44
1248	24 CFR 28 Adjustment of HUD's Civil Money Penalties Pursuant to the Federal Civil Penalties Inflation Adjustment Act of 1990. (FR-4555)	2501-AC67
1249	24 CFR 45 Administrative Requirements for Grantees To Reflect Single Audit Act Amendments (FR-4258)	2501-AC39
1250	24 CFR 55 Floodplain Management and Protection of Wetlands (FR-4142)	2501-AC33
1251	24 CFR 84 Adoption of Revisions to OMB Circular A-110 (FR-4573)	2501-AC68
1252	24 CFR 91 Clarifying Amendments to Consolidated Submission for Community Planning and Development Programs (FR-4333)	2501-AC54
1253	24 CFR 91 Consolidated Plan Amendments; Needs of Public Housing and Treatment of Troubled PHAs (FR-4518)	2501-AC62
1254	24 CFR 92 HOME Investment Partnerships Program — Additional Streamlining (FR-4111)	2501-AC30
1255	24 CFR 576 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
1256	24 CFR 200 One-Strike Screening and Eviction for Drug Abuse and Other Criminal Activity (FR-4495)	2501-AC63

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Office of the Secretary—Completed Actions

Sequence Number	Title	Regulation Identification Number
1257	24 CFR 5 Changes to Admission and Occupancy Requirements in the Public Housing and Section 8 Housing Assistance Programs (FR-4485)	2501-AC59
1258	24 CFR 24 Limited Denial of Participation in HUD Programs; Clarifying Amendments (FR-3975)	2501-AC08
1259	24 CFR 92 HOME Investment Partnerships Program (FR-4329)	2501-AC53
1260	24 CFR 5 Uniform Physical Conditions and Physical Inspection Requirements for Certain HUD Multifamily Housing; Administrative Process for Assessment of Insured and Assisted Properties (FR-4452)	2501-AC45
1261	24 CFR 401 Multifamily Housing Mortgage and Housing Assistance Restructuring Program (Mark to Market) and Renewal of Expiring Section 8 Project-Based Assistance (FR-4298)	2501-AC57

Office of Housing—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1262	24 CFR 200 Use of Materials Bulletins Used in the HUD Building Products Standards and Certification Program (FR-4391)	2502-AH28
1263	24 CFR 201 Strengthening the Title I Property Improvement and Manufactured Home Loan Insurance Programs and Title I Lender/Title II Mortgagee Approval Requirements (FR-4246)	2502-AG95
1264	24 CFR 202 Mortgagee Approval for Single Family Programs - Procedures for Terminating Origination Approval Agreements and Placement in Credit Watch Status (FR-4492)	2502-AH42
1265	24 CFR 203 Single Family Appraisal Assessment (FR-4395)	2502-AH27
1266	24 CFR 207 Partial Payment of Claims for Health Care Facilities, Hospitals and Group Practice Facilities (FR-4387)	2502-AH25
1267	24 CFR 221 Limitation on Distributions (FR-4532)	2502-AH46
1268	24 CFR 270 Use of Federal Surplus Property for Self-Help Housing (FR-4464)	2502-AH34
1269	24 CFR 291 Disposition of HUD-Owned Single Family Assets in Revitalization Areas (FR-4471)	2502-AH40
1270	24 CFR 401 Release of Information to Tenants and Other Parties Pursuant to MAHRA (FR-4531)	2502-AH45
1271	24 CFR 880 Section 8 Housing Assistance Payments Programs (New Construction Substantial Rehabilitation, State Housing Agencies and Special Allocations) (FR-4479)	2502-AH41
1272	24 CFR 3280 Manufactured Homes Construction and Safety Standards: Smoke Alarms (FR-4552)	2502-AH48
1273	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 Identification Number
1274	24 CFR 200 Uniform Physical Condition Standards and Physical Inspection Requirements for Certain HUD Housing; Administrative Process for Assessment of Insured and Assisted Properties (FR-4452)	2502-AH44
1275	24 CFR 200 Delegation of Insuring Authority to Direct Endorsement Mortgagees (FR-4169)	2502-AG87
1276	24 CFR 200 Use of Materials Bulletins (FR-4265)	2502-AH02
1277	24 CFR 200 Update of the Model Energy Code (MEC) (FR-4272)	2502-AH03
1278	24 CFR 200 Single Family Mortgage Insurance; Appraiser Roster Placement and Removal Procedures (FR-4429)	2502-AH29
1279	24 CFR 203 Mortgage Insurance Premium Reduction in Central Cities (FR-4284)	2502-AH07
1280	24 CFR 203 Single Family Mortgage Insurance; Direct Endorsement and Automated Underwriting (FR-4311)	2502-AH15
1281	24 CFR 203 Sources of Homebuyer Downpayment (FR-4469)	2502-AH38
1282	24 CFR 203 Single Family Claim Reform and Sale of Property (FR-4470)	2502-AH39
1283	24 CFR 236 Rehabilitation Grants for Certain Multifamily Projects (FR-4465)	2502-AH35
1284	24 CFR 245 Tenant Participation in Multifamily Housing Projects (FR-4403)	2502-AH32
1285	24 CFR 291 Officer Next Door Program (FR-4277)	2502-AH37
1286	24 CFR 402 Renewal of Expiring Section 8 Project-Based Assistance Contract (FR-4551)	2502-AH47
1287	24 CFR 891 Supportive Housing for the Elderly and Persons with Disabilities; Duration of Capital Advance (FR-4466)	2502-AH36
1288	24 CFR 3280 Manufactured Home Construction and Safety Standards (FR-4376)	2502-AH23
1289	24 CFR 3280 Federal Manufactured Housing Program; Definition of Manufactured Home (FR-4508)	2502-AH43
1290	24 CFR 3500 RESPA: Disclosure of Fees Paid to Retail Lenders (Brokers) (FR-3780)	2502-AG40

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Office of Housing—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identification Number
1291	24 CFR 3500 Amendment to RESPA; Exemption for Employer Payments to Employees Who Make Like-Provider Referrals, and Other Amendments (FR-4173)	2502-AG88
1292	24 CFR 3500 RESPA Statements of Policy Regarding Certain Private Mortgage Insurance Arrangements (FR-4342)	2502-AH19

Office of Housing—Completed Actions

Sequence Number	Title	Regulation Identification Number
1293	24 CFR 201 Title I Property Improvement and Manufactured Home Loan Insurance Programs (FR-4242)	2502-AG94
1294	24 CFR 206 Home Equity Conversion Mortgages; Right of First Refusal Permitted for Condominium Associations (FR-4267)	2502-AG93
1295	24 CFR 290 Up-Front Grants in the Disposition of Multifamily Projects (FR-4310)	2502-AH12

Office of Community Planning and Development—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1296	24 CFR 570 CDBG Slum/Blight National Objective Rule (FR-4487)	2506-AB94
1297	24 CFR 570 Prohibition on Use of CDBG Assistance for Job-Pirating Activities (FR-4556)	2506-AC04
1298	24 CFR 574 HOPWA Rental Assistance Options and Technical Changes (FR-4467)	2506-AC02

Office of Community Planning and Development—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1299	24 CFR 570 CDBG Program for States; Community Revitalization Strategy Requirements & Miscellaneous Technical Amendments (FR-4081)	2506-AB83
1300	24 CFR 570 CDBG Program Regulations on Pre-Award Cost and New Housing Construction (FR-4559)	2506-AC06
1301	24 CFR 583 Supportive Housing Program—Increasing Operating Cost Percentage (FR-4576)	2506-AC05

Office of Community Planning and Development—Completed Actions

Sequence Number	Title	Regulation Identification Number
1302	24 CFR 000 Administrative Guidelines for CPD Programs; Section 102(d) Limitation on Combining Other Government Assistance With CPD Housing Assistance (FR-3135)	2506-AB74
1303	24 CFR 570 Community Development Block Grant Program; Clarification of the Nature of Required CDBG Expenditure Documentation (FR-4449)	2506-AC00
1304	24 CFR 576 Emergency Shelter Grants Program (FR-4330)	2506-AB99

Government National Mortgage Association—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1305	24 CFR 300.3 Ginnie Mae—Finance—NAHASDA Implementation (FR-4215)	2503-AA11

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Government National Mortgage Association—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1306	24 CFR 300 Elimination of Physical Certificate for Issued Securities (FR-4533)	2503-AA14

Office of Fair Housing and Equal Opportunity—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1307	24 CFR 115 Certification and Funding of State and Local Fair Housing Enforcement Agencies (FR-4392)	2529-AA85

Office of Fair Housing and Equal Opportunity—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1308	24 CFR 100 Fair Housing Act Regulation; Conforming Amendment; Update to Reflect Current Edition of American National Standards Institute (ANSI) (FR-4554)	2529-AA88
1309	24 CFR 135 Economic Opportunities for Low- and Very-Low-Income Persons (FR-2898)	2529-AA49

Office of Fair Housing and Equal Opportunity—Completed Actions

Sequence Number	Title	Regulation Identification Number
1310	24 CFR 180 Civil Money Penalties for Fair Housing Act Violations (FR-4302)	2529-AA83
1311	24 CFR 570 Fair Housing Planning Performance Standard (FR-4133)	2529-AA81

Office of Administration—Completed Actions

Sequence Number	Title	Regulation Identification Number
1312	48 CFR 2401 HUD Acquisition Regulation—II (FR-4115)	2535-AA24
1313	48 CFR 2409 HUD Acquisition Regulation (FR-4291)	2535-AA25

Office of the Inspector General—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1314	24 CFR 2003 Implementation of Privacy Act of 1974 (FR-4575)	2508-AA11

Office of Public and Indian Housing—Prerule Stage

Sequence Number	Title	Regulation Identification Number
1315	24 CFR 1000 HUD Policy for the Administration of HUD Programs on Indian Reservations and Other Indian Areas (FR-4580)	2577-AC06

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Office of Public and Indian Housing—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1316	24 CFR 901 Resident Survey Information Disclosure Requirements—Privacy Act (FR-4393)	2577-AB84
1317	24 CFR 901 Quality Assurance Review of Independent Public Auditors by Real Estate Assessment Center Staff (FR-4394)	2577-AB85
1318	24 CFR 903 Public Housing Agency Plan (FR-4420)	2577-AB89
1319	24 CFR 905 Public Housing Capital Program (FR-4507)	2577-AC16
1320	24 CFR 941 Public Housing Development Total Development Cost (TDC) (FR-4489)	2577-AC05
1321	24 CFR 941 Mixed-Finance Public Housing Development (FR-4499)	2577-AC09
1322	24 CFR 945 Designated Housing Program Amendments (FR-3964)	2577-AB57
1323	24 CFR 964 Resident Opportunities and Supportive Services (FR-4525)	2577-AC07
1324	24 CFR 970 Demolition and Disposition of Public Housing (FR-4500)	2577-AC11
1325	24 CFR 985 Section 8 Management Assessment Program (SEMAP) New Performance Indicators (FR-4388)	2577-AB83
1326	24 CFR 990 Operating Fund Allocation Formula (FR-4425)	2577-AB88
1327	24 CFR 1000 Revision to Construction Cost Limits for Native American Housing (FR-4517)	2577-AC14
1328	24 CFR Ch. X HOPE VI Program (FR-4530)	2577-AC17

Office of Public and Indian Housing—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1329	24 CFR 5 Pet Ownership in Public Housing (FR-4437)	2577-AB94
1330	24 CFR 791 Review of Applications for Housing Assistance and Allocations of Housing Assistance Funds (FR-4477)	2577-AC03
1331	24 CFR 882 Section 8 Moderate Rehabilitation Program Executing or Terminating Leases on Moderate Rehabilitation Units (FR-4472)	2577-AB98
1332	24 CFR 943 Consortia of Public Housing Agencies and Joint Venture (FR-4474)	2577-AC00
1333	24 CFR 964 Direct Funding of Public Housing Resident Management Corporations (FR-4501)	2577-AC12
1334	24 CFR 972 Required Conversion of Distressed Public Housing to Tenant-Based Assistance (FR-4475)	2577-AC01
1335	24 CFR 972 Voluntary Conversion of Public Housing to Vouchers (Tenant-Based Assistance) (FR-4476)	2577-AC02
1336	24 CFR 982 Section 8 Homeownership (FR-4427)	2577-AB90
1337	24 CFR 1005 Loan Guarantee for Indian Housing; Direct Guarantee Processing (FR-4241)	2577-AB78
1338	24 CFR 906 Public Housing Homeownership Programs (FR-4504)	2577-AC15

Office of Public and Indian Housing—Completed Actions

Sequence Number	Title	Regulation Identification Number
1339	24 CFR 902 Public Housing Assessment System (PHAS); Amendments to the PHAS (FR-4497)	2577-AC08
1340	24 CFR 905 Capital Fund Allocation Formula (FR-4423)	2577-AB87
1341	24 CFR 985 Technical Amendment to the Section 8 Management Assessment Program (SEMAP) (FR-4498)	2577-AC10

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Prerule Stage

Office of the Secretary (HUDSEC)

1235. • SINGLE FAMILY MORTGAGE INSURANCE; TREBLE DAMAGES FOR FAILURE TO ENGAGE IN LOSS MITIGATION ACTIVITIES (FR-4553)

Priority: Other Significant

Legal Authority: 12 USC 1715u; 12 USC 1735f-14; 42 USC 3535(d)

CFR Citation: 24 CFR 30; 24 CFR 203

Legal Deadline: None

Abstract: This proposed rule would implement section 601(f) of the fiscal year 1999 HUD Appropriations Act (Pub.L. 105-276, approved October 21, 1998). Section 601(f) amends the National Housing Act, which establishes the basic framework for HUD's single family mortgage insurance

programs. Specifically, section 601(f) amends section 230 of the National Housing Act (42 U.S.C. 1715u) (entitled "Authority to Assist Mortgagees in Default") to provide that, upon default of an insured single family mortgage, lenders must engage in loss mitigation activities for the purpose of providing an alternative to foreclosure. Further,

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Prerule Stage

section 601(f) amends section 536 of the National Housing Act (12 U.S.C. 1735f-14) (entitled "Civil Money Penalties Against Mortgagees, Lenders, and Other Participants in FHA Programs") to provide for the imposition of treble civil money penalties on lenders that fail to engage in loss mitigation activities, as required under amended section 230.

Timetable:

Action	Date	FR Cite
ANPRM	05/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

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

RIN: 2501-AC66

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

Proposed Rule Stage

1236. REVISIONS TO HUD'S FREEDOM OF INFORMATION ACT (FOIA) REGULATIONS (FR-4292)

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 3535(d); 5 USC 552

CFR Citation: 24 CFR 15

Legal Deadline: None

Abstract: This proposed rule would amend HUD's Freedom of Information Act (FOIA) regulations in their entirety. The rule would implement the amendments made by the Electronic Freedom of Information Act to FOIA. The proposed rule would also rewrite the FOIA regulations using plain language. Plain language is an approach to writing that promotes responsive, accessible, and understandable written communication. The rule would also make various streamlining and organizational changes to the regulations. These proposed amendments would simplify and improve the clarity of the HUD's FOIA requirements.

Timetable:

Action	Date	FR Cite
NPRM	08/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Shari Weaver, Deputy Managing Attorney for FOIA, Department of Housing and Urban Development, Office of the General Counsel
Phone: 202 708-3866

RIN: 2501-AC51

1237. 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	05/00/00	

Regulatory Flexibility Analysis Required: No

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

1238. ● PROHIBITED PURCHASERS OF HUD-INSURED AND HUD-OWNED MULTIFAMILY PROJECTS (FR-4583)

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 3701 to 3717; 12 USC 1701z-11

CFR Citation: 24 CFR 27; 24 CFR 290

Legal Deadline: None

Abstract: This proposed rule would prohibit a defaulting mortgagor or related parties from bidding on or acquiring HUD-insured or HUD-owned multifamily projects.

Timetable:

Action	Date	FR Cite
NPRM	04/00/00	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Marc Harris, Supervisory Project Manager, Office of Portfolio Management in Multifamily Housing, Department of Housing and Urban Development, Office of Housing, Office of Multifamily Housing Management
Phone: 202 708-2654

RIN: 2501-AC69

1239. AMENDMENTS TO HUD'S CIVIL MONEY PENALTY REGULATIONS (FR-4399)

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1701q to 1; 12 USC 1703; 12 USC 1723i; 12 USC 1735f to 14; 12 USC 1735f to 15; 15 USC 1717a; 28 USC 2461 note; 42 USC 1437z to 1; 42 USC 3535(d)

CFR Citation: 24 CFR 30

Legal Deadline: NPRM, Statutory, October 27, 1998.

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) (the Act) made several

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Proposed Rule Stage

amendments to strengthen HUD's enforcement authority. This rule addresses those amendments that require rulemaking for implementation, as follows. The Act expands the list of persons and types of violations subject to a civil money penalty under HUD's multifamily insured housing programs. The Act also amends the United States Housing Act of 1937 (the statutory authority for HUD's public and assisted housing programs) to provide for the imposition of civil money penalties for noncompliance with section 8 Housing Assistance Payment contracts. In accordance with the Act, HUD is implementing these statutory amendments through issuance of a proposed rule. The rule would incorporate these amendments in HUD's civil money penalty regulations located at 24 CFR part 30.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

RIN: 2501-AC56

1240. ENVIRONMENTAL REVIEW PROCEDURES FOR ENTITIES ASSUMING HUD ENVIRONMENTAL RESPONSIBILITY (FR-4523)

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1707 note; 25 USC 4115; 42 USC 1437o(i)(1); 42 USC 1437o(i)(2); 42 USC 1437x; 42 USC 3535(d); 42 USC 3547; 42 USC 4332; 42 USC 4852; 42 USC 5304(g)

CFR Citation: 24 CFR 58

Legal Deadline: None

Abstract: This proposed rule would make a number of changes to 24 CFR part 58. Part 58 implements statutory authorities that permit certain entities other than HUD to assume HUD's environmental review responsibilities for various HUD programs. HUD proposes to update the list of programs and statutory authorities covered by part 58 and to otherwise update the part.

Timetable:

Action	Date	FR Cite
NPRM	05/00/00	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Frederick Regetz, Environmental Review Division, Department of Housing and Urban Development, Office of Community Planning and Development
Phone: 202 708-1201

RIN: 2501-AC64

1241. SECRETARY OF HUD'S REGULATION OF FANNIE MAE AND FREDDIE MAC: NON-MORTGAGE INVESTMENTS (FR-4297)

Priority: Other Significant

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

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 Freddie Mac and 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. Based on comments received and its analysis, HUD may issue a proposed rule on this subject.

Timetable:

Action	Date	FR Cite
ANPRM	12/30/97	62 FR 68060
ANPRM Comment Period End	03/30/98	
NPRM	05/00/00	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Allen Fishbein, Senior Advisor to the Assistant

Secretary for Housing Sponsored Enterprise Oversight, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-3600

RIN: 2501-AC41

1242. SECRETARY OF HUD'S REGULATION OF FANNIE MAE AND FREDDIE MAC: PURCHASE GOALS (FR-4494)

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: 12 USC 1451 et seq; 12 USC 1716 to 1723h; 12 USC 4501 to 4641; 28 USC 2641; 42 USC 3535(d); 42 USC 3601 to 3619

CFR Citation: 24 CFR 81

Legal Deadline: None

Abstract: Through this rule, the Department is issuing new housing goal levels for the purchase of mortgages by Fannie Mae and the Freddie Mac (collectively, the Government Sponsored Enterprises, or GSEs) for calendar years 2000 through 2003. In accordance with the Federal Housing Enterprise Financial Safety and Soundness Act of 1992, this rule establishes new goal levels for purchasing of mortgages financing low- and moderate-income housing, special affordable housing, and housing in central cities, rural areas, and other underserved areas. This rule also clarifies HUD's guidelines for counting different types of mortgage purchases toward those goals, and provides greater public access to certain types of mortgage data in HUD's public use database.

Timetable:

Action	Date	FR Cite
NPRM	03/09/00	65 FR 12632
NPRM Comment Period End	05/08/00	
Final Action	09/00/00	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Allen Fishbein, Senior Advisor to the Assistant Secretary for Housing Sponsored Enterprise Oversight, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-3600

RIN: 2501-AC60

HUD—HUDSEC

Proposed Rule Stage

1243. • TENANT INCOME VERIFICATION: RESOLVING DISCREPANCIES AND ENFORCEMENT ACTION (FR-4535)**Priority:** Other Significant**Legal Authority:** 42 USC 1437z-4; 42 USC 3535(d)**CFR Citation:** 24 CFR 905**Legal Deadline:** None**Abstract:** This rule would strengthen income verification process and promote integrity in the rental assistance programs. It would

accomplish this goal by establishing explicit requirements for administrators of HUD's rental assistance programs to resolve income discrepancies that are identified through HUD's computerized income verification program; by establishing a uniform policy for tenant reporting of income increases between regularly scheduled annual redeterminations of income and resulting redetermination of income-based rental payments; and by establishing requirements for program administrators to take sanctions against

assisted families whose income discrepancies are not resolved.

Timetable:

Action	Date	FR Cite
NPRM	08/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**RIN:** 2501-AC65**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)
Office of the Secretary (HUDSEC)**

Final Rule Stage

1244. 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 which prohibit discrimination on the basis of sex in all federally funded educational activities.**Timetable:**

Action	Date	FR Cite
NPRM	10/29/99	64 FR 58589
NPRM Comment Period End	12/28/99	
Final Action	06/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Local**Agency Contact:** Betsy Ryan, Office of Enforcement, Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity
Phone: 202 619-8041**RIN:** 2501-AC42**1245. NONDISCRIMINATION BASED ON DISABILITY; MULTIFAMILY HOMEOWNERSHIP PROJECTS (FR-4317)****Priority:** Other Significant**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	06/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Cheryl Kent, Director, Program Compliance and Disability Rights Support Division, Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity
Phone: 202 708-2333**RIN:** 2501-AC47**1246. LIMITED DENIAL OF PARTICIPATION — CLARIFICATION OF CONSOLIDATION OF DEBARMENT AND SUSPENSION PROCEDURES (FR-4505)****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 3535(d); 42 USC 701 et seq**CFR Citation:** 24 CFR 24**Legal Deadline:** None**Abstract:** HUD's regulations at 24 CFR part 24.713(c)(2) provide that if HUD issues a Limited Denial of Participation (LDP) and then subsequently issues or proposed debarment based on the same transaction(s) or conduct as the LDP, and the respondent contests the suspension or proposed debarment, then "the proceedings shall be consolidated and the debarring or suspending official shall issue a final decision as to both the limited denial of participation and the debarment suspension." This final rule will clarify that under the circumstances discussed above, jurisdiction of the hearing officer to hear the LDP under 24 CFR part 24, subpart, G, is divested and transferred to the Debarring Official who will enter a decision on both the LDP and the debarment or suspension.**Timetable:**

Action	Date	FR Cite
Final Action	05/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** John Herold, Enforcement Center, Legal Division, Department of Housing and Urban Development, Office of the Secretary
Phone: 202 708-3856**RIN:** 2501-AC61

HUD—HUDSEC

Final Rule Stage

1247. AMENDMENTS TO HUD'S MORTGAGEE REVIEW BOARD AND CIVIL MONEY PENALTY REGULATIONS (FR-4308)**Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 1701q to 1701q1; 12 USC 1703; 12 USC 1708(c) to 1708(d); 12 USC 1709(s); 12 USC 1715b; 12 USC 1723i; 12 USC 1735f to 1735f15; 15 USC 1717a; 28 USC 2461 note; 42 USC 3535(d)**CFR Citation:** 24 CFR 25; 24 CFR 30**Legal Deadline:** None

Abstract: This interim rule makes conforming changes to HUD regulations to reflect statutory changes made by the Multifamily Assisted Housing Reform and Affordability Act of 1997 (the Multifamily Reform Act). Among other amendments, the Multifamily Reform Act provides that a suspension issued by the HUD Mortgagee Review Board is effective, without previous 30-day written notice of violation to the mortgagee, if there is sufficient evidence that immediate action is required to protect the financial interests of HUD or the public. The Multifamily Reform Act also expanded the list of persons and types of violations subject to a civil money penalty under HUD's insured housing programs. The interim rule also makes three clarifying non-substantive amendments to these regulations. The first clarifies under what conditions HUD's Mortgagee Review Board may issue a suspension. The second amendment clarifies the effect of a suspension or withdrawal issued by the Board. The third clarifies that the Assistant Secretary for Public and Indian Housing may initiate a civil money penalty under the section 184 Indian housing loan guarantee program.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/23/00	65 FR 9084
Interim Final Rule Effective	03/24/00	
Interim Final Rule Comment Period End	04/24/00	
Final Action	07/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**RIN:** 2501-AC44**1248. • ADJUSTMENT OF HUD'S CIVIL MONEY PENALTIES PURSUANT TO THE FEDERAL CIVIL PENALTIES INFLATION ADJUSTMENT ACT OF 1990. (FR-4555)****Priority:** Substantive, Nonsignificant**Legal Authority:** 28 USC 2461 note; 31 USC 3701 note**CFR Citation:** 24 CFR 28; 24 CFR 30; 24 CFR 81; 24 CFR 3282; 24 CFR 3500**Legal Deadline:** None

Abstract: This final rule would adjust for inflation the maximum amounts of HUD's civil money penalties, as required by the Federal Civil Money Penalties Inflation Adjustment Act of 1990 (28 U.S.C. 2461 note), as amended by the Debt Collection Improvement Act of 1996 (31 U.S.C. 3701 note). HUD is required to adjust the maximum amounts of its civil money penalties at least once every 4 years. HUD last adjusted these maximum amounts in a final rule that became effective October 24, 1996 (61 FR 50208). Accordingly, HUD must adjust the maximum amounts of its civil money penalties before October 24, 2000.

Timetable:

Action	Date	FR Cite
Final Action	05/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Undetermined

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-AC67**1249. ADMINISTRATIVE REQUIREMENTS FOR GRANTEES TO REFLECT SINGLE AUDIT ACT AMENDMENTS (FR-4258)****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); 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
Interim Final Rule Effective	12/18/97	
Interim Final Rule Comment Period End	01/20/98	
Final Action	05/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** State, Local

Additional Information: This regulation has been reported elsewhere under RIN 2501-AC40.

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**1250. 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: This rule adopts procedures to implement Executive Order 11990 "Protection of Wetlands." This rule amends part 55 to implement the procedures for wetlands protection in accordance with Executive Order 11990. The rule makes several other changes including expanding the number of HUD programs that are subject to the four-step decision-making process for ensuring compliance with part 55.

HUD—HUDSEC

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	06/02/98	63 FR 30046
NPRM Comment Period End	08/03/98	
Final Action	04/00/00	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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

RIN: 2501-AC33

1251. • ADOPTION OF REVISIONS TO OMB CIRCULAR A-110 (FR-4573)**Priority:** Other Significant**Legal Authority:** PL 105-277; 42 USC 3535(d)**CFR Citation:** 24 CFR 84**Legal Deadline:** None

Abstract: This document presents an interim final revision to the codification, at 24 CFR part 84, Office of Management and Budget (OMB) Circular A-110, "Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations." OMB issued a final revision to Circular A-110 on September 30, 1999, as requires by Public Law 105-227. It was published in the Federal Register on October 8, 1999. This interim rule will provide uniform administrative requirements for all grants and cooperative agreements to institutions of higher education, hospitals, and other non-profit organizations.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/00/00	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None

Agency Contact: William E. Dobrzykowski, Deputy Chief Financial Officer, Department of Housing and Urban Development, Office of the Secretary

Phone: 202 708-0650

RIN: 2501-AC68

1252. 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 and issues regarding coordination with the Public Housing Agency (PHA) Plan, including issues such as the consistent of the PHA Plan with the Consolidated Plan.

Timetable:

Action	Date	FR Cite
Final Action	05/00/00	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Local

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

RIN: 2501-AC54

1253. CONSOLIDATED PLAN AMENDMENTS; NEEDS OF PUBLIC HOUSING AND TREATMENT OF TROUBLED PHAS (FR-4518)**Priority:** Other Significant**Legal Authority:** 42 USC 12705; 42 USC 3535(d)**CFR Citation:** 24 CFR 91**Legal Deadline:** None

Abstract: This rule amends the Consolidated Plan regulations to conform to recent statutory requirements that a consolidated plan from a State or unit of general local government in which any troubled PHA is located must describe the manner in which it will help address the needs of public housing and that a consolidated plan must include a description of the manner in which the State or unit will provide assistance to remove the PHA's troubled designation.

Timetable:

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

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: State, Local

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

RIN: 2501-AC62

1254. HOME INVESTMENT PARTNERSHIPS PROGRAM — ADDITIONAL STREAMLINING (FR-4111)**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 12701 to 12839; 42 USC 3535(d)**CFR Citation:** 24 CFR 92**Legal Deadline:** None

Abstract: This rule makes final a provision published as an interim rule on August 22, 1997, with respect to rents for over-income tenants in HOME-assisted units that "float." This rule also makes other technical clarifications.

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	06/00/00	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Mary Kolesar, Director, Office of Affordable Housing Programs, Department of Housing and Urban Development, Office of Community Planning and Development
Phone: 202 708-2470

RIN: 2501-AC30

HUD—HUDSEC

Final Rule Stage

1255. 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 576; 24 CFR 583; 24 CFR 582; 24 CFR 236; 24 CFR 511; 24 CFR 570; 24 CFR 572; 24 CFR 574; 24 CFR 202; 24 CFR 280; 24 CFR 200; 24 CFR 125; 24 CFR 585; 24 CFR 700; 24 CFR 92; ...**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 awards. 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	05/00/00	

Regulatory Flexibility Analysis Required: No**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**1256. ONE-STRIKE SCREENING AND EVICTION FOR DRUG ABUSE AND OTHER CRIMINAL ACTIVITY (FR-4495)****Priority:** Other Significant**Legal Authority:** 42 USC 1437a; 42 USC 1437c; 42 USC 1437d; 42 USC 3525(d)**CFR Citation:** 24 CFR 200; 24 CFR 247; 24 CFR 5; 24 CFR 880; 24 CFR 882; 24 CFR 884; 24 CFR 891; 24 CFR 960; 24 CFR 966; 24 CFR 982**Legal Deadline:** None**Abstract:** This rule amends regulations for public housing and Section 8 assisted housing programs, and for other HUD-assisted housing programs.

The rule gives public housing agencies and assisted housing owners the tools for adopting and implementing fair, effective and comprehensive policies for denying admission to applicants who engage in illegal drug use or other criminal activity, and for evicting or terminating assistance of persons who engage in such activity. The final rule takes into consideration public comments received on the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	07/23/99	64 FR 40262
NPRM Comment Period End	09/21/99	
Final Action	05/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** State, Local**Agency Contact:** Gloria Cousar, Deputy Assistant Secretary for Public and Assisted Housing Delivery, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-1380**RIN:** 2501-AC63

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Completed Actions

Office of the Secretary (HUDSEC)

1257. CHANGES TO ADMISSION AND OCCUPANCY REQUIREMENTS IN THE PUBLIC HOUSING AND SECTION 8 HOUSING ASSISTANCE PROGRAMS (FR-4485)**Priority:** Other Significant**CFR Citation:** 24 CFR 5; 24 CFR 960; 24 CFR 966; 24 CFR 984**Completed:**

Reason	Date	FR Cite
Final Action	03/29/00	65 FR 16692
Final Action Effective	04/28/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Local**Agency Contact:** Patricia Arnaudo
Phone: 202 708-0744**RIN:** 2501-AC59**1258. LIMITED DENIAL OF PARTICIPATION IN HUD PROGRAMS; CLARIFYING AMENDMENTS (FR-3975)****Priority:** Substantive, Nonsignificant**CFR Citation:** 24 CFR 24**Completed:**

Reason	Date	FR Cite
Withdrawn	02/25/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Local**Agency Contact:** Dane Narode
Phone: 202 708-2350**RIN:** 2501-AC08**1259. HOME INVESTMENT PARTNERSHIPS PROGRAM (FR-4329)****Priority:** Other Significant**CFR Citation:** 24 CFR 92**Completed:**

Reason	Date	FR Cite
Withdrawn	02/25/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Mary Kolesar
Phone: 202 708-2470**RIN:** 2501-AC53

HUD—HUDSEC

Completed Actions

1260. UNIFORM PHYSICAL CONDITIONS AND PHYSICAL INSPECTION REQUIREMENTS FOR CERTAIN HUD MULTIFAMILY HOUSING; ADMINISTRATIVE PROCESS FOR ASSESSMENT OF INSURED AND ASSISTED PROPERTIES (FR-4452)

Timetable:

Action	Date	FR Cite
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Duplicate of RIN 2501- 02/25/00
AC45

RIN: 2501–AC45

1261. MULTIFAMILY HOUSING MORTGAGE AND HOUSING ASSISTANCE RESTRUCTURING PROGRAM (MARK TO MARKET) AND RENEWAL OF EXPIRING SECTION 8 PROJECT-BASED ASSISTANCE (FR-4298)

Priority: Other Significant

CFR Citation: 24 CFR 401; 24 CFR 402

Completed:

Reason	Date	FR Cite
Final Action	03/22/00	65 FR 15452
Final Action Effective	04/21/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Local

Agency Contact: Dan Sullivan
Phone: 202 708-3856

RIN: 2501–AC57

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

Proposed Rule Stage

1262. USE OF MATERIALS BULLETINS USED IN THE HUD BUILDING PRODUCTS STANDARDS AND CERTIFICATION PROGRAM (FR-4391)

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1735e; 42 USC 3535(d)

CFR Citation: 24 CFR 200

Legal Deadline: None

Abstract: This proposed rule would adopt several Use of Materials Bulletins and references related to national voluntary consensus standards in accordance with OMB Circular No. A-119. The proposed rule would also supplement the HUD Building Product Standards and Certification Program by requiring that additional information be included on the label, tag, or mark that each manufacturer affixes to the certified product. The labeling of these products is in the public interest because it will allow consumers to readily identify those products that comply with existing voluntary consensus standards. In addition, the proposed rule would eliminate the need for manufacturers of these building products to seek HUD acceptance for individual products. Under the proposed rule, HUD would accept these products on a generic basis for use in properties covered under the HUD mortgage insurance programs. This would result in the streamlining of existing HUD requirements. The proposed rule would also specify the frequency with which products must be tested in order to be acceptable to HUD.

Timetable:

Action	Date	FR Cite
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NPRM 05/00/00

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Rebecca Holtz, Acting Director, Office of Consumer and Regulatory Affairs, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0502

RIN: 2502–AH28

1263. STRENGTHENING THE TITLE I PROPERTY IMPROVEMENT AND MANUFACTURED HOME LOAN INSURANCE PROGRAMS AND TITLE I LENDER/TITLE II MORTGAGEE APPROVAL REQUIREMENTS (FR-4246)

Priority: Other Significant

Legal Authority: 12 USC 1703; 12 USC 1709; 12 USC 1715b; 42 USC 3535(d)

CFR Citation: 24 CFR 201; 24 CFR 202

Legal Deadline: None

Abstract: This rule proposes to amend HUD's regulations for the Title I Property Improvement and Manufactured Housing Loan Insurance programs. The changes are designed to enhance program controls and strengthen the financial viability of the programs. Among other amendments, this proposed rule would require that lenders disburse the proceeds of a direct property improvement loan in excess of \$7,500 using a draw system,

similar to that used in construction lending; expand and strengthen the on-site inspection requirements applicable to dealer and direct property improvement loans; and require that a lien securing a property improvement loan must occupy no less than a second lien position. The proposed rule also proposes to increase the insurance charge for Title I property improvement and manufactured housing loan insurance. Additionally, the proposed rule would also conform the liquidity requirements applicable to the Title I program to those currently applicable to the Title II Single Family Mortgage Insurance program. Finally, the rule would increase the net worth requirements applicable to both the Title I and Title II programs.

Timetable:

Action	Date	FR Cite
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NPRM 03/30/00 65 FR 17120

NPRM Comment 05/30/00

Period End

Final Action 08/00/00

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Vance Morris, Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-2700

RIN: 2502–AG95

HUD—OH

Proposed Rule Stage

1264. MORTGAGEE APPROVAL FOR SINGLE FAMILY PROGRAMS - PROCEDURES FOR TERMINATING ORIENTATION APPROVAL AGREEMENTS AND PLACEMENT IN CREDIT WATCH STATUS (FR-4492)**Priority:** Other Significant**Legal Authority:** 12 USC 1703; 12 USC 1709; 12 USC 1715b; 42 USC 3535(d)**CFR Citation:** 24 CFR 202**Legal Deadline:** None

Abstract: This rule would permit HUD/FHA to systematically review mortgagees' early default and claim rates and place mortgagees with loan originations that show an excessive default and claim rate during the initial 24 months from endorsement on Credit Watch status or, in more severe cases, terminate mortgagees' loan origination approval authority.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis**Required:** Undetermined**Small Entities Affected:** No**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-AH42**1265. SINGLE FAMILY APPRAISAL ASSESSMENT (FR-4395)****Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 1708; 42 USC 3535(d)**CFR Citation:** 24 CFR 203**Legal Deadline:** None

Abstract: This proposed rule would set standards and the process under which HUD will assess the accuracy of appraisals performed by the single family industry. HUD seeks to increase the efficiency of receipt of appraisals and to monitor the appraisals' accuracy through standardization and superior quality control of the end product. Appraisals are performed for approximately 1,000,000 home purchases annually.

Timetable:

Action	Date	FR Cite
NPRM	12/00/00	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**RIN:** 2502-AH27**1266. PARTIAL PAYMENT OF CLAIMS FOR HEALTH CARE FACILITIES, HOSPITALS AND GROUP PRACTICE FACILITIES (FR-4387)****Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 1735f to 19**CFR Citation:** 24 CFR 207; 24 CFR 232; 24 CFR 242; 24 CFR 244**Legal Deadline:** None

Abstract: This rule would implement a statutory amendment which extended HUD's authority to make partial payments of claims on insured mortgages covering health care facilities, hospitals and group practice facilities.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Undetermined

Agency Contact: Roger Miller, Acting Director for Office of Insured Health Facilities, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0599

RIN: 2502-AH25**1267. LIMITATION ON DISTRIBUTIONS (FR-4532)****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)**CFR Citation:** 24 CFR 221; 24 CFR 236; 24 CFR 880; 24 CFR 881; 24 CFR 883**Legal Deadline:** None

Abstract: Section 524(a)(1) of the Multifamily Housing Reform and

Affordability Act of 1997 (MAHRA) allows for the renewal of expiring Section 8 contracts at levels that do not exceed comparable rents for the local area. In June 1999 HUD implemented an Emergency Initiative which grants rent increases to certain project owners of limited distribution projects who are eligible for, and decide to participate in, the Emergency Initiative.

Current regulatory provisions limit the owner's distribution to a certain percent of interest on the owner's equity investment. Limited waivers are now being granted by the Department based on the requirements in Notice H-99-15, which provides guidance on the Emergency Initiative. This rule establishes regulations to address this issue on a long term basis.

Timetable:

Action	Date	FR Cite
NPRM	05/00/00	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal

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

RIN: 2502-AH46**1268. USE OF FEDERAL SURPLUS PROPERTY FOR SELF-HELP HOUSING (FR-4464)****Priority:** Other Significant**Legal Authority:** PL 105-50m; 111 Stat 1167**CFR Citation:** 24 CFR 270**Legal Deadline:** None

Abstract: This rule will establish a program to transfer surplus Federal property to a governmental entity or a nonprofit organization to develop as self-help housing for low-income individuals or families. HUD will operate the transfer program in cooperation with the General Services Administration which has an ongoing program of transferring surplus Federal property for public benefit.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis**Required:** No

HUD—OH

Proposed Rule Stage

Small Entities Affected: No

Government Levels Affected: Local

Agency Contact: Elizabeth Burdock, Special Assistant to the Assistant Secretary for Housing, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-1490

RIN: 2502-AH34

1269. DISPOSITION OF HUD-OWNED SINGLE FAMILY ASSETS IN REVITALIZATION AREAS (FR-4471)

Priority: Other Significant

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

CFR Citation: 24 CFR 291

Legal Deadline: Final, Statutory, October 21, 2000.

Abstract: This proposed rule would implement section 602 of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1999 (Pub. L. 105-276 112 Stat. 2461, approved October 21, 1998). Section 602 directs HUD to carry out a program under which HUD-owned homes and mortgages are made available in a manner that promotes expanded homeownership opportunities in designated revitalization areas. Under section 602, the Secretary will designate revitalization areas, in consultation with affected units of general local government and interested nonprofit organizations. Section 602 provides that the Secretary shall provide a preference in the sale of HUD-owned homes and mortgages to nonprofit organizations or to the unit of general local government having jurisdiction in the revitalization area.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis Required: No

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-AH40

1270. RELEASE OF INFORMATION TO TENANTS AND OTHER PARTIES PURSUANT TO MAHRA (FR-4531)

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1437f note

CFR Citation: 24 CFR 401

Legal Deadline: None

Abstract: The proposed rule is designed to ensure that tenants and other interested parties have access to the information needed for meaningful participation in the development of a Restructuring Plan, while ensuring appropriate protection of legitimate interest of project owners in confidential and proprietary business information.

Timetable:

Action	Date	FR Cite
NPRM	05/00/00	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Andrew Fay, Office of Multifamily Housing Assistance Restructuring, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0001

RIN: 2502-AH45

1271. SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAMS (NEW CONSTRUCTION SUBSTANTIAL REHABILITATION, STATE HOUSING AGENCIES AND SPECIAL ALLOCATIONS) (FR-4479)

Priority: Substantive, Nonsignificant

Legal Authority: PL 105-276, secs 549, 575, 576, 577

CFR Citation: 24 CFR 880; 24 CFR 881; 24 CFR 883; 24 CFR 886

Legal Deadline: None

Abstract: This rule will implement the following sections of the Quality Housing and Work Responsibility Act of 1998: sections 549, 575, 576 and 577. These sections provide, among other things, for a 5-year contract renewal subject to funding availability; "one-strike" provisions; and notification of contract expiration or termination.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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

RIN: 2502-AH41

1272. • MANUFACTURED HOMES CONSTRUCTION AND SAFETY STANDARDS: SMOKE ALARMS (FR-4552)

Priority: Other Significant

Legal Authority: 42 USC 3535(d); 42 USC 5403; 42 USC 5424

CFR Citation: 24 CFR 3280; 24 CFR 3282

Legal Deadline: None

Abstract: This proposed rule would amend the Federal Manufactured Home Construction and Safety Standards to revise the location and placement of smoke alarms. The purpose of these amendments is to improve the effectiveness and performance of smoke alarms in early warning detection of manufactured home fires and to reduce the rate of fire fatalities in new manufactured housing.

Timetable:

Action	Date	FR Cite
NPRM	05/00/00	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Agency Contact: Rebecca Holtz, Acting Director, Office of Consumer and Regulatory Affairs, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0502

RIN: 2502-AH48

1273. SPECIAL PROCEDURES PERMITTING LIMITED COMPLETION OF MANUFACTURED HOMES ON-SITE (FR-4216)

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

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duplication, or streamline requirements.

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

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	09/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local

Agency Contact: Rebecca Holtz, Acting Director, Office of Consumer and Regulatory Affairs, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0502

RIN: 2502-AG92

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Final Rule Stage

Office of Housing (OH)

1274. UNIFORM PHYSICAL CONDITION STANDARDS AND PHYSICAL INSPECTION REQUIREMENTS FOR CERTAIN HUD HOUSING; ADMINISTRATIVE PROCESS FOR ASSESSMENT OF INSURED AND ASSISTED PROPERTIES (FR-4452)

Priority: Other Significant

Legal Authority: 12 USC 1701 to 1715; 42 USC 3535(d)

CFR Citation: 24 CFR 5; 24 CFR 200

Legal Deadline: None

Abstract: This rule establishes for multifamily housing an administrative process by which (1) HUD will notify owners, mortgagees or contract administrators of HUD's assessment of the physical condition of their multifamily housing; (2) the owners, mortgagees or contract administrators will be provided an opportunity to review and comment on HUD's physical condition assessment of the multifamily housing; and (3) HUD will take action in cases where the housing is found not to be in compliance with the physical condition standards. This rule takes into consideration comments received on the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	11/26/99	64 FR 66530
NPRM Comment Period End	01/25/00	
Final Action	04/00/00	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Agency Contact: Kenneth Hannon, Office of Multifamily Housing, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-3944

RIN: 2502-AH44

1275. 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 makes final the interim rule that implemented 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 provides 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	05/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Vance Morris, Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-2700

RIN: 2502-AG87

1276. USE OF MATERIALS BULLETINS (FR-4265)

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1701 to 1735e; 42 USC 3535(d)

CFR Citation: 24 CFR 200

Legal Deadline: None

Abstract: This rule, the second of its type, will permit generic acceptances of additional building products or systems. These acceptances are called Use of Materials Bulletins (UMs). UMs are issued to establish a generic level of acceptability for an individual product or system, or a group of similar products or systems. UMs supersede 3

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or more Material Releases (MRs) for generally similar products.

Timetable:

Action	Date	FR Cite
NPRM	02/10/98	63 FR 6798
NPRM Comment Period End	04/13/98	
Final Action	06/00/00	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Rebecca Holtz, Acting Director, Office of Consumer and Regulatory Affairs, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0502

RIN: 2502-AH02

1277. UPDATE OF THE MODEL ENERGY CODE (MEC) (FR-4272)

Priority: Substantive, Nonsignificant

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

CFR Citation: 24 CFR 200

Legal Deadline: None

Abstract: The Energy Policy Act of 1992 (EPAct) modified section 109 of the National Affordable Housing Act so that HUD must require improved energy efficiency standards for new construction in certain HUD-insured and -assisted housing 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	04/16/98	63 FR 32958
NPRM Comment Period End	08/17/98	
Final Action	05/00/00	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Rebecca Holtz, Acting Director, Office of Consumer and Regulatory Affairs, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0502

RIN: 2502-AH03

1278. SINGLE FAMILY MORTGAGE INSURANCE; APPRAISER ROSTER PLACEMENT AND REMOVAL PROCEDURES (FR-4429)

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1701 to 1715z-18; 42 USC 3535(d)

CFR Citation: 24 CFR 200

Legal Deadline: None

Abstract: On December 28, 1999, HUD published a final rule (64 FR 72868) that adopted the Appraiser Roster placement procedure published in the July 2, 1999, proposed rule. This final rule would adopt the independent Appraiser Roster removal procedure provisions of the July 2, 1999, proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	07/02/99	64 FR 36216
NPRM Comment Period End	08/02/99	
Final Rule	12/28/99	64 FR 72868
Final Rule Effective	01/27/00	
Final Action	04/00/00	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Vance Morris, Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-2700

RIN: 2502-AH29

1279. 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 rule will amend HUD's regulations in 24 CFR part 203 to permit HUD 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." The Department of 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	05/04/98	63 FR 24736
NPRM Comment Period End	07/06/98	
Final Action	09/00/00	

Regulatory Flexibility Analysis

Required: No

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

1280. SINGLE FAMILY MORTGAGE INSURANCE; DIRECT ENDORSEMENT AND AUTOMATED UNDERWRITING (FR-4311)

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 1709; 12 USC 1710; 12 USC 1715b; 12 USC 1715u; 42 USC 3535(d)

CFR Citation: 24 CFR 203

Legal Deadline: None

Abstract: On May 29, 1998, the Department issued an interim rule which amended 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 prior regulatory provision required the Direct Endorsement underwriter to certify that the underwriter had personally reviewed the credit application and appraisal report. This rule makes final the interim rule.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/29/98	63 FR 29506
Final Action Effective	06/29/98	
Comment Period End	07/28/98	
Final Action	05/00/00	

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Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Vance Morris, Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-2700

RIN: 2502-AH15**1281. SOURCES OF HOMEBUYER DOWNPAYMENT (FR-4469)****Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 1709**CFR Citation:** 24 CFR 203**Legal Deadline:** None

Abstract: Section 203(b)(9) of the National Housing Act requires mortgagors to pay on account of the property at least 3 percent of the cost of acquisition in order for the mortgage to be eligible for insurance by FHA. The implementing regulations at 24 CFR 203.19 generally require that borrowers pay as downpayment in cash or its equivalent at least 3 percent of the acquisition cost. However, both the statute and the regulations are silent about permissible and/or impermissible sources of the downpayment (except for legislation in 1996 to permit family members to provide gifts and loans to other family members). This rule will clarify acceptable sources of homebuyer downpayment on FHA-insured mortgages.

Timetable:

Action	Date	FR Cite
NPRM	09/14/99	64 FR 49956
NPRM Comment Period End	11/15/99	
Final Action	06/00/00	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Vance Morris, Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-2700

RIN: 2502-AH38**1282. SINGLE FAMILY CLAIM REFORM AND SALE OF PROPERTY (FR-4470)****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 1710; 12 USC 1735f-14; 42 USC 3535(d); PL 105-276**CFR Citation:** 24 CFR 203**Legal Deadline:** Final, Statutory, October 21, 2000.

Abstract: The interim rule will eliminate redundant and obsolete provisions of the National Housing Act; provide a new authority to take assignment of notes and transfer these notes to third parties for servicing and foreclosure avoidance and will provide the authority to pay assignment claims for those cases. In addition the rule will make loss mitigation mandatory for lenders (except for assignments), and will provide the authority for HUD to assess a new civil money penalty for a lender's failure to engage in loss mitigation.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/00/00	

Regulatory Flexibility Analysis**Required:** No**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-AH39**1283. REHABILITATION GRANTS FOR CERTAIN MULTIFAMILY PROJECTS (FR-4465)****Priority:** Other Significant**Legal Authority:** PL 105-65, sec 531**CFR Citation:** 24 CFR 236**Legal Deadline:** None

Abstract: This rule implements a new statutory program of grants to owners of certain multifamily housing projects in need of rehabilitation that cannot be funded from project income. The grants are funded from recaptured or

uncommitted funds originally intended for interest reduction payments (IRP) by HUD.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/00/00	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

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

RIN: 2502-AH35**1284. TENANT PARTICIPATION IN MULTIFAMILY HOUSING PROJECTS (FR-4403)****Priority:** Other Significant**Legal Authority:** 12 USC 1715z-1b; 42 USC 3535(d)**CFR Citation:** 24 CFR 245**Legal Deadline:** None

Abstract: This rule amends HUD's regulations for tenant participation in multifamily housing projects. Specifically, the rule expands the number of categories of multifamily housing projects in which tenants have the right to establish and operate tenant organizations. The rule clarifies the reasonable activities that the owner of a multifamily housing project covered under this rule must allow tenants and tenant organizers to engage in while organizing their co-tenants and operating a tenant organization. The rule would also clarify the requirements for establishing and operating a tenant organization. The rule takes into consideration public comment received on the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	06/17/99	64 FR 32782
NPRM Comment Period End	08/16/99	
Final Action	05/00/00	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Willie Spearmon, Director, Office of Business Products,

HUD—OH

Final Rule Stage

Department of Housing and Urban Development, Office of Housing
Phone: 202 708-3000

RIN: 2502-AH32

1285. OFFICER NEXT DOOR PROGRAM (FR-4277)

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1701 et seq; 42 USC 1441; 42 USC 1441a; 42 USC 1551a; 42 USC 3535(d)

CFR Citation: 24 CFR 291

Legal Deadline: None

Abstract: This rule makes final an interim rule that implemented the Officer Next Door Sales Program (OND Program). The interim rule established the OND Program as a permanent program. The OND Program enables law enforcement officers to purchase, through a direct sale, HUD-acquired single family homes at a significant discount. Homes must be located in HUD-designated Revitalization Areas or HUD-approved except areas and law enforcement officers must agree to occupy a home purchased through the OND Program as their sole residence for at least 3 years. Governmental entities and private nonprofit organizations may also purchase homes through the OND Program if they intend to resell these homes directly to law enforcement officers under the terms and conditions of the OND Program. The final rule takes into consideration public comments received on the interim rule.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/02/99	64 FR 36210
Interim Final Rule Effective	08/02/99	
Interim Final Rule Comment Period End	08/31/99	
Final Action	05/00/00	

Regulatory Flexibility Analysis Required: No

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-AH37

1286. RENEWAL OF EXPIRING SECTION 8 PROJECT-BASED ASSISTANCE CONTRACT (FR-4551)

Priority: Other Significant

Legal Authority: PL 106-74, sec. 524

CFR Citation: 24 CFR 402

Legal Deadline: None

Abstract: This final rule will replace interim part 402, which was published on September 11, 1998, together with interim part 401 that established the Mark-to-Market program. Subsequently HUD decided to separate the two parts and publish final part 401 separately. Final part 402 will set forth the regulations governing the renewal of expiring section 8 project-based assistance contracts, whether the projects rents are above- or below market, except for renewals made as part of a Mark-to-Market Restructuring Plan under part 401.

Timetable:

Action	Date	FR Cite
Final Action	06/00/00	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

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

RIN: 2502-AH47

1287. SUPPORTIVE HOUSING FOR THE ELDERLY AND PERSONS WITH DISABILITIES; DURATION OF CAPITAL ADVANCE (FR-4466)

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1701q; 42 USC 1437f; 42 USC 535(d)

CFR Citation: 24 CFR 891

Legal Deadline: None

Abstract: This interim rule amends the regulations for the Supportive Housing Programs for the Elderly and Persons with Disabilities (also referred to as the Section 202 Program and the Section 811 Program, respectively) to extend the duration of the fund reservation, for project development, from 24 months to 36 months. The extension to 36 months better coincides with the amount of time that is frequently

involved to commence construction of supportive housing for the elderly and for persons with disabilities.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

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

RIN: 2502-AH36

1288. MANUFACTURED HOME CONSTRUCTION AND SAFETY STANDARDS (FR-4376)

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 3535(d); 42 USC 5403; 42 USC 5424

CFR Citation: 24 CFR 3280

Legal Deadline: None

Abstract: This rule will amend the Federal Manufactured Home Construction and Safety Standards (FMHCSS) to update many of the standards that are incorporated by reference therein. These reference standards, which are developed by voluntary consensus or industry groups, provide necessary technical standards for the FMHCSS. These amendments will keep the FMHCSS current with the industries that use these reference standards by incorporating the latest edition of these standards and new relevant standards.

Timetable:

Action	Date	FR Cite
NPRM	10/30/98	63 FR 58570
NPRM Comment Period End	12/29/98	
Final Action	05/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Rebecca Holtz, Acting Director, Office of Consumer and Regulatory Affairs, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0502

RIN: 2502-AH23

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1289. FEDERAL MANUFACTURED HOUSING PROGRAM; DEFINITION OF MANUFACTURED HOME (FR-4508)**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 3535(d); 42 USC 5403; 42 USC 5424**CFR Citation:** 24 CFR 3280; 24 CFR 3282**Legal Deadline:** None

Abstract: This final rule amends HUD's regulations for the program operated under the National Manufactured Housing Construction and Safety Standards Act of 1974, to conform the definition of "manufactured home" to the statutory definition, as recently amended. The amendment removes self-propelled recreational vehicles from the definition of "manufactured home." Conforming changes are also made in the definition of "recreational vehicle" in part 3282.

Timetable:

Action	Date	FR Cite
Final Action	05/00/00	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Rebecca Holtz, Acting Director, Office of Consumer and Regulatory Affairs, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0502

RIN: 2502-AH43**1290. RESPA: DISCLOSURE OF FEES PAID TO RETAIL LENDERS (BROKERS) (FR-3780)****Priority:** Economically Significant**Legal Authority:** 12 USC 2601; 42 USC 3535(d)**CFR Citation:** 24 CFR 3500**Legal Deadline:** None

Abstract: A final rule will 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. Confusion about how RESPA applies to mortgage broker fees has led to litigation and numerous requests for clarification. The proposed rule was developed after receiving

comments on a prior proposed rule and after parties to a negotiated rulemaking process, including consumer and industry groups, could not reach a consensus.

In order to benefit from greater clarity about permissibility of fees, mortgage brokers would be encouraged to provide information to the consumer early in a mortgage financing transaction. The information would include a statement regarding information about the mortgage broker's duties and compensation.

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	08/00/00	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Governmental Jurisdictions**Government Levels Affected:** None

Agency Contact: Rebecca Holtz, Acting Director, Office of Consumer and Regulatory Affairs, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0502

RIN: 2502-AG40**1291. 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: This rule implements two amendments to RESPA contained in the Economic Growth and Regulatory Paperwork Reduction Act of 1996. One concerns referrals of settlement service business through telemarketing, in writing, or through electronic media. The other concerns mortgage servicing sales or transfers. The rule also concerns an exemption that would

allow payments by an employer to its own bona fide employees for the referral of settlement service business.

Timetable:

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

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Rebecca Holtz, Acting Director, Office of Consumer and Regulatory Affairs, Department of Housing and Urban Development, Office of Housing
Phone: 202 708-0502

RIN: 2502-AG88**1292. RESPA STATEMENTS OF POLICY REGARDING CERTAIN PRIVATE MORTGAGE INSURANCE ARRANGEMENTS (FR-4342)****Priority:** Other Significant**Legal Authority:** 12 USC 2601 et seq; 42 USC 3535(d)**CFR Citation:** 24 CFR 3500**Legal Deadline:** None

Abstract: This statement of policy sets forth the Department's interpretation under the Real Estate Settlement Procedures Act (RESPA) (12 U.S.C. 2601 et seq.) of the legality of certain arrangements involving private mortgage insurers and lenders and are issued under the authority of RESPA and Regulation X (24 CFR 3500.4(a)(ii)). These statements of policy analyze the applicability of section 8 of RESPA to Lender Paid Mortgage Insurance, to captive reinsurance arrangements, to the Performance Notes program and to agency pool insurance.

Timetable:

Action	Date	FR Cite
Final Action	07/00/00	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Rebecca Holtz, Acting Director, Office of Consumer and Regulatory Affairs, Department of Housing and Urban Development, Office of Housing

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Phone: 202 708-0502

RIN: 2502-AH19

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

Completed Actions

1293. TITLE I PROPERTY IMPROVEMENT AND MANUFACTURED HOME LOAN INSURANCE PROGRAMS (FR-4242)

Priority: Other Significant

CFR Citation: 24 CFR 201; 24 CFR 202

Completed:

Reason	Date	FR Cite
Merged with RIN 2502-AG95 (FR-4246)	02/24/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Vance Morris
Phone: 202 708-2700

RIN: 2502-AG94

1294. HOME EQUITY CONVERSION MORTGAGES; RIGHT OF FIRST REFUSAL PERMITTED FOR CONDOMINIUM ASSOCIATIONS (FR-4267)

Priority: Substantive, Nonsignificant

CFR Citation: 24 CFR 206

Completed:

Reason	Date	FR Cite
Final Action	02/03/00	65 FR 5406
Final Action Effective	03/06/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Vance Morris
Phone: 202 708-2700

RIN: 2502-AG93

1295. UP-FRONT GRANTS IN THE DISPOSITION OF MULTIFAMILY PROJECTS (FR-4310)

Priority: Substantive, Nonsignificant

CFR Citation: 24 CFR 290

Completed:

Reason	Date	FR Cite
Final Action	12/27/99	64 FR 72410
Final Action Effective	01/26/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Marc Harris
Phone: 202 708-2654

RIN: 2502-AH12

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

Proposed Rule Stage

1296. CDBG SLUM/BLIGHT NATIONAL OBJECTIVE RULE (FR-4487)

Priority: Other Significant

Legal Authority: 42 USC 3535; 42 USC 5300 to 5320

CFR Citation: 24 CFR 570

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 CDBG recipients' flexibility to undertake activities that 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. This rule also will propose clarifications of the standards for meeting the slum/blight national

objective criteria on a spot basis, in accordance with recent statutory changes.

Timetable:

Action	Date	FR Cite
NPRM	07/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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

1297. • PROHIBITION ON USE OF CDBG ASSISTANCE FOR JOB-PIRATING ACTIVITIES (FR-4556)

Priority: Other Significant

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

CFR Citation: 24 CFR 570

Legal Deadline: None

Abstract: This rule proposes to implement section 588 of the Quality Housing and Work Responsibility Act of 1998 by revising HUD's regulations for the Community Development Block Grant (CDBG) program. Section 588 prohibits State and local governments from using CDBG funds for "job pirating" activities that are likely to result in significant job loss. Job-pirating, in this context, refers to the use of CDBG funds to lure or attract a business and its jobs from one community to another community.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local

Agency Contact: Richard Kennedy, Office of Block Grant Assistance, Department of Housing and Urban Development, Office of Community Planning and Development

HUD—CPD

Proposed Rule Stage

Phone: 202 708-3587

RIN: 2506-AC04

1298. HOPWA RENTAL ASSISTANCE OPTIONS AND TECHNICAL CHANGES (FR-4467)**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 12901 et seq**CFR Citation:** 24 CFR 574**Legal Deadline:** None**Abstract:** The regulatory changes by this rule will provide for a number of edits that update the HOPWA

regulations, and establish additional program guidance. The revised provisions include a change in rental assistance requirements in order to specify additional options available to grantees in responding to client needs, such as the limited short-term use of shallow rent subsidies that are offered in connection with other rental assistance options and allowance for client selection of units that are above area FMRs. Other revisions will update and clarify the regulation and address current requirements for performance reporting.

Timetable:

Action	Date	FR Cite
NPRM	05/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** David Vos, Director, Office of HIV/AIDS Housing, Department of Housing and Urban Development, Office of Community Planning and Development
Phone: 202 708-1934

RIN: 2506-AC02

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Final Rule Stage

Office of Community Planning and Development (CPD)

1299. CDBG PROGRAM FOR STATES; COMMUNITY REVITALIZATION STRATEGY REQUIREMENTS & MISCELLANEOUS TECHNICAL AMENDMENTS (FR-4081)**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 11331 to 11388; 42 USC 12701 to 12711; 42 USC 12741 to 12756; 42 USC 12901 to 12912; 42 USC 3535(d); 42 USC 3601 to 3619; 42 USC 5300 to 5320**CFR Citation:** 24 CFR 570; 24 CFR 91**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. This rule will be merged with the "CDBG Program for States: Program Income" rule (FR-4067) when published as a final rule.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	10/22/96	61 FR 54914

Action	Date	FR Cite
Interim Final Rule Effective	11/21/96	
Interim Final Rule Comment Period End	02/16/97	
Final Action	05/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**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-AB83

1300. • CDBG PROGRAM REGULATIONS ON PRE-AWARD COST AND NEW HOUSING CONSTRUCTION (FR-4559)**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 5301 et seq**CFR Citation:** 24 CFR 570**Legal Deadline:** None**Abstract:** The rule changes the CDBG program regulations to permit a new grantee without a consolidated plan to incur costs for plan preparation, and permits grantees to fund homeownership activities in connection with new construction.**Timetable:**

Action	Date	FR Cite
Final Action	05/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** State, Local, Tribal**Agency Contact:** Sue Miller, Acting Director, Entitlement Communities Division, Department of Housing and Urban Development, Office of Community Planning and Development
Phone: 202 708-1577

RIN: 2506-AC06

1301. • SUPPORTIVE HOUSING PROGRAM—INCREASING OPERATING COST PERCENTAGE (FR-4576)**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 11389; 42 USC 3535(d)**CFR Citation:** 24 CFR 583**Legal Deadline:** None**Abstract:** This interim rule makes it possible for the portion of a supportive housing program grant used to cover operating costs to be the same for all years of the grant term. Specifically, it raises from 50 percent to 75 percent the amount that can be so used after the second year of the grant, to equal the permissible amount in the first two years of the grant.**Timetable:**

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

Regulatory Flexibility Analysis Required: No

HUD—CPD

Final Rule Stage

Small Entities Affected: No

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-AC05

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

Completed Actions

**1302. ADMINISTRATIVE GUIDELINES
FOR CPD PROGRAMS; SECTION
102(D) LIMITATION ON COMBINING
OTHER GOVERNMENT ASSISTANCE
WITH CPD HOUSING ASSISTANCE
(FR-3135)**

Priority: Substantive, Nonsignificant

CFR Citation: Not Yet Determined

Completed:

Reason	Date	FR Cite
Withdrawn	02/24/00	

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: None

Agency Contact: Robert Duncan
Phone: 202 708-3587

RIN: 2506-AB74

**1303. COMMUNITY DEVELOPMENT
BLOCK GRANT PROGRAM;
CLARIFICATION OF THE NATURE OF
REQUIRED CDBG EXPENDITURE
DOCUMENTATION (FR-4449)**

Priority: Substantive, Nonsignificant

CFR Citation: 24 CFR 570

Completed:

Reason	Date	FR Cite
Final Action	11/22/99	64 FR 63680
Final Action Effective	12/22/99	

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: Local

Agency Contact: Sue Miller
Phone: 202 708-1577

RIN: 2506-AC00

**1304. EMERGENCY SHELTER
GRANTS PROGRAM (FR-4330)**

Priority: Substantive, Nonsignificant

CFR Citation: 24 CFR 576

Completed:

Reason	Date	FR Cite
Withdrawn	02/25/00	

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: Local

Agency Contact: John Garrity
Phone: 202 708-4300

RIN: 2506-AB99

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

Proposed Rule Stage

**1305. GINNIE MAE—FINANCE—
NAHASDA IMPLEMENTATION (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	10/00/00	

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: None

Agency Contact: Charles Clark, Office
of 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

**1306. ELIMINATION OF PHYSICAL
CERTIFICATE FOR ISSUED
SECURITIES (FR-4533)**

Priority: Substantive, Nonsignificant

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

CFR Citation: 24 CFR 300

Legal Deadline: None

Abstract: Ginnie Mae is considering
eliminating physical certificates for
securities that are already issued. This
regulation would benefit investors who
hold their securities in book entry form
and pay to have their physical
securities stored.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/00	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: None

HUD—GNMA

Final Rule Stage

Agency Contact: Thomas R. Weakland,
Vice President, Department of Housing

and Urban Development, Government
National Mortgage Association

Phone: 202 708-2884

RIN: 2503-AA14

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

Proposed Rule Stage

**1307. CERTIFICATION AND FUNDING
OF STATE AND LOCAL FAIR
HOUSING ENFORCEMENT AGENCIES
(FR-4392)**

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 3601 to 3619

CFR Citation: 24 CFR 115

Legal Deadline: None

Abstract: This proposed rule will amend the regulations to reflect changes resulting from departmental reform and FHEO reorganization and to improve program implementation.

Timetable:

Action	Date	FR Cite
NPRM	09/00/00	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Laretta Dixon,
Director, FHIP/FHAP Support Division,
Department of Housing and Urban
Development, Office of Fair Housing
and Equal Opportunity
Phone: 202 708-1992

RIN: 2529-AA85

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

Final Rule Stage

**1308. • FAIR HOUSING ACT
REGULATION; CONFORMING
AMENDMENT; UPDATE TO REFLECT
CURRENT EDITION OF AMERICAN
NATIONAL STANDARDS INSTITUTE
(ANSI) (FR-4554)**

Priority: Other Significant

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

CFR Citation: 24 CFR 100

Legal Deadline: None

Abstract: Subpart D of HUD's Fair Housing Act regulations (24 CFR part 100), which address the accessibility requirements of the Fair Housing Act have not been updated since their issuance in 1989. These regulations reference compliance with the building standards of the American National Standards Institute (ANSI), but the reference to the ANSI edition of 1986 has long been superseded by two more recent editions. Although parties subject to the Fair Housing Act regulations may continue to refer to the 1986 edition of ANSI, the regulations need to be updated to also offer compliance with the 1992 and 1998 editions as a safe harbor for compliance. This rule will update the regulations to provide that compliance with the appropriate requirements of the 1986, 1992 or 1998 editions of ANSI A117.1 suffices to satisfy the

accessibility requirements of the Fair Housing Act.

Timetable:

Action	Date	FR Cite
Notice	03/23/00	65 FR 15740
Interim Final Rule	07/00/00	

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected:
Undetermined

Agency Contact: Linda Cruciani,
Assistant General Counsel for Fair
Housing Enforcement, Department of
Housing and Urban Development,
Office of the General Counsel
Phone: 202 708-0570

RIN: 2529-AA88

**1309. 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: 12 USC 1701u; 42 USC 1450; 42 USC 3301; 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	
Extension of Effective Period of Interim Rule	05/31/95	60 FR 28325
Extension Effective	06/30/96	
Final Action	05/00/00	

HUD—FHEO

Final Rule Stage

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Local**Agency Contact:** John Waller, Program Manager, Office of Economic Development, Department of Housingand Urban Development, Office of Fair Housing and Equal Opportunity
Phone: 202 708-3633**RIN:** 2529-AA49**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)
Office of Fair Housing and Equal Opportunity (FHEO)**

Completed Actions

1310. CIVIL MONEY PENALTIES FOR FAIR HOUSING ACT VIOLATIONS (FR-4302)**Priority:** Other Significant**CFR Citation:** 24 CFR 180**Completed:**

Reason	Date	FR Cite
Final Action	12/28/99	64 FR 72726
Final Action Effective	01/27/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Harry Carey
Phone: 202 708-0614**RIN:** 2529-AA83**Completed:**

Reason	Date	FR Cite
Withdrawn	02/24/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Sue Miller
Phone: 202 708-1577Ivy Davis
Phone: 202 708-1992**RIN:** 2529-AA81**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)
Office of Administration (OA)**

Completed Actions

1312. HUD ACQUISITION REGULATION—II (FR-4115)**Priority:** Substantive, Nonsignificant**CFR Citation:** 48 CFR 2401**Completed:**

Reason	Date	FR Cite
Final Action	01/21/00	65 FR 3572
Final Action Effective	02/22/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Edward L. Girovasi,
Phone: 202 708-0294**RIN:** 2535-AA24**Completed:**

Reason	Date	FR Cite
Final Action	01/21/00	65 FR 3576
Final Action Effective	02/22/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Edward L. Girovasi,
Phone: 202 708-0294**RIN:** 2535-AA25**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)
Office of the Inspector General (HUDIG)**

Proposed Rule Stage

1314. • IMPLEMENTATION OF PRIVACY ACT OF 1974 (FR-4575)**Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 552a; 5 USC App. 3; 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) implementing the Privacy Act of 1974 to conform them with OIG's notice adding two new systems of records to the four already in existence.

Timetable:

Action	Date	FR Cite
NPRM	04/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Bryan Saddler, Acting Counsel to the Inspector General, Department of Housing and Urban Development, Office of the Inspector General

Phone: 202 708-1613

RIN: 2508-AA11

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)
Office of Public and Indian Housing (PIH)

Prerule Stage

1315. HUD POLICY FOR THE ADMINISTRATION OF HUD PROGRAMS ON INDIAN RESERVATIONS AND OTHER INDIAN AREAS (FR-4580)
Priority: Other Significant**Legal Authority:** 25 USC 4101 et seq; EO 13084**CFR Citation:** 24 CFR 1000**Legal Deadline:** None

Abstract: This notice sets forth HUD's policy for ensuring regular and meaningful consultation and collaboration with Indian tribal governments in the administration of HUD programs on Indian reservations and other Indian areas. The notice

implements Executive Order 13084, Consultation and Coordination with Indian Tribal Governments, issued by President Clinton on May 14, 1998 (63 FR 27655, May 19, 1998). In formulating policies that significantly or uniquely affect Indian tribal governments, HUD will adhere to the principles of respect, Indian tribal self-government, sovereignty, tribal legal rights, and the responsibilities that arise from the legal relationship that exists between the Federal government and Indian tribal governments. As provided in the notice, HUD will make all reasonable efforts to take into consideration and apply these principles when policy decisions are

made affecting Native American communities.

Timetable:

Action	Date	FR Cite
Notice	04/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Tribal

Agency Contact: Ed Fagan, Office of Native American Programs, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 401-7914

RIN: 2577-AC06
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)
Office of Public and Indian Housing (PIH)

Proposed Rule Stage

1316. RESIDENT SURVEY INFORMATION DISCLOSURE REQUIREMENTS—PRIVACY ACT (FR-4393)
Priority: Substantive, Nonsignificant**Legal Authority:** 42 USC 3535(d); 5 USC 552(a)**CFR Citation:** 24 CFR 901**Legal Deadline:** None

Abstract: This proposed rule would amend HUD's Privacy Act regulations by describing under what circumstances HUD may release information obtained from a resident survey. This rule would also describe the privacy requirements for public or private entities that have access to this data.

Timetable:

Action	Date	FR Cite
NPRM	07/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**RIN:** 2577-AB84**CFR Citation:** 24 CFR 901**Legal Deadline:** None

Abstract: This proposed rule would establish generally applicable requirements for HUD Quality Assurance reviews of parties that audit the books and records of HUD program recipients. The rule would address HUD inspections, HUD review of work paper prepared by Independent Public Auditors, and HUD enforcement of its right to such reviews.

Timetable:

Action	Date	FR Cite
NPRM	05/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**RIN:** 2577-AB85

provide further direction to public housing agencies on the implementation of deconcentration and affirmatively further fair housing.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/18/99	64 FR 8170
Interim Final Rule Effective	03/22/99	
Interim Final Rule Comment Period End	04/19/99	
Final Rule	09/21/99	64 FR 51045
Final Rule	10/21/99	64 FR 56844
Final Rule Effective	11/22/99	
NPRM	04/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Rod J. Solomon, Deputy Assistant Secretary for Policy, Programs and Legislative Initiatives, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-0713

RIN: 2577-AB89
1317. QUALITY ASSURANCE REVIEW OF INDEPENDENT PUBLIC AUDITORS BY REAL ESTATE ASSESSMENT CENTER STAFF (FR-4394)
Priority: Substantive, Nonsignificant**Legal Authority:** 31 USC ch 35; 42 USC 3535(d)**CFR Citation:** 24 CFR 903**Legal Deadline:** None

Abstract: In accordance with section 511 of the Quality Housing and Work Responsibility Act of 1998 (Pub. L. 105-276, 112 Stat. 2461 approved October 21, 1998), this rule proposes to amend the October 21, 1999, final rule to

1319. PUBLIC HOUSING CAPITAL PROGRAM (FR-4507)
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

HUD—PIH

Proposed Rule Stage

duplication, or streamline requirements.

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

CFR Citation: 24 CFR 905; 24 CFR 941; 24 CFR 968

Legal Deadline: None

Abstract: This proposed rule would provide a combination of the old Comprehensive Grant Program/CIAP portions of 24 CFR part 968 and the public housing development program 24 CFR part 941, subparts A through E. This rule would implement the requirements for the use of assistance made available under the Capital Fund formula, establishing the Capital Fund Program (CFP) at 24 CFR part 905. Assistance under the CFP is the primary, regular source of funding made available by HUD to a PHA for its capital and management improvement activities.

Timetable:

Action	Date	FR Cite
NPRM	04/00/00	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: William Flood, Director, Office of Capital Improvements, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-1640

RIN: 2577-AC16

1320. PUBLIC HOUSING DEVELOPMENT TOTAL DEVELOPMENT COST (TDC) (FR-4489)

Priority: Other Significant

Legal Authority: 42 USC 1437b; 42 USC 1437c; 42 USC 1437g; 43 USC 3535(d)

CFR Citation: 24 CFR 941

Legal Deadline: None

Abstract: This proposed rule would amend HUD's regulations governing Total Development Cost (TDC) for the development of public housing. The amendments would implement changes made to the statutory TDC requirements. Among other changes, this proposed rule would limit the amount of public housing funds that

a public housing agency may use to pay for housing construction costs. The rule would also provide that demolition and environmental hazard remediation costs are included in TDC only to the extent that such costs are associated with the replacement of public housing units on the project site.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Elinor Bacon, Deputy Assistant Secretary for Public Housing Investments, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 401-8812

RIN: 2577-AC05

1321. MIXED-FINANCE PUBLIC HOUSING DEVELOPMENT (FR-4499)

Priority: Other Significant

Legal Authority: 42 USC 1437z-7; 42 USC 3535

CFR Citation: 24 CFR 941

Legal Deadline: None

Abstract: This proposed rule would implement section 35 of the United States Housing Act, as enacted on October 21, 1998. It would revise the program of mixed-finance public housing development which involves financial assistance from private sources. It would permit the use of a HUD grant, loan, guarantee or other form of investment in a mixed-finance project, using funds from the Capital Fund or the Operating Fund, as appropriate.

Timetable:

Action	Date	FR Cite
NPRM	04/00/00	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Agency Contact: David Sowell, Senior Advisor, Office of Public Housing Investments, Department of Housing and Urban Development, Office of Public and Indian Housing

Phone: 202 401-8812

RIN: 2577-AC09

1322. 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 1473e; 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	04/00/00	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Gloria Cousar, Deputy Assistant Secretary for Public and Assisted Housing Delivery, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-1380

RIN: 2577-AB57

1323. RESIDENT OPPORTUNITIES AND SUPPORTIVE SERVICES (FR-4525)

Priority: Other Significant

Legal Authority: 42 USC 1437z-6; 42 USC 3535(d)

CFR Citation: 24 CFR 964

Legal Deadline: None

Abstract: This rule will implement section 538 of Quality Housing and Work Responsibility Act of 1998 (title V of Public Law 105-276 approved October 21, 1998, 112 Stat. 2461; hereafter, "Public Housing Reform Act") by adding the Resident

HUD—PIH

Proposed Rule Stage

Opportunities and Supportive Services (ROSS) program requirements to 24 CFR part 964. The purpose of the ROSS Program is to provide linkage of services to public housing residents, including supportive services and resident empowerment activities. Eligible activities include those related to physical improvements of a public housing development in order to provide space for supportive services of residents; work readiness including education, job training and counseling; and other activities designed to improve the economic self-sufficiency of residents.

Timetable:

Action	Date	FR Cite
NPRM	05/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Paula Blunt, Director, Customer Services and Amenities Division, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 619-8201

RIN: 2577-AC07

1324. DEMOLITION AND DISPOSITION OF PUBLIC HOUSING (FR-4500)**Priority:** Other Significant**Legal Authority:** 42 USC 1437t; 42 USC 1437v; 42 USC 3535(d)**CFR Citation:** 24 CFR 970**Legal Deadline:** None

Abstract: This proposed rule will implement changes made to sections 18 and 24 of the United States Housing Act of 1937 by the Quality Housing and Work Opportunity Act of 1998. Among those changes are that before demolishing public housing units the PHA must now consult with the local government and must provide a HUD-prescribed certification. In addition, demolition of public housing units can be approved under a HOPE VI revitalization plan instead of under the authority of these regulations. The requirement that residents must be offered an opportunity to buy their units is now applicable only to planned disposition, not to planned demolition. The right of tenants to organize in order to purchase their units after the decision has been made to dispose of

the units, which was not required by statute, may be discontinued.

Timetable:

Action	Date	FR Cite
NPRM	07/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Local

Agency Contact: Elinor Bacon, Deputy Assistant Secretary for Public Housing Investments, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 401-8812

RIN: 2577-AC11

1325. SECTION 8 MANAGEMENT ASSESSMENT PROGRAM (SEMAP) NEW PERFORMANCE INDICATORS (FR-4388)**Priority:** Other Significant**Legal Authority:** 42 USC 1437a; 42 USC 1437c; 42 USC 1437f; 42 USC 3535(d)**CFR Citation:** 24 CFR 985**Legal Deadline:** None

Abstract: Under the Section 8 Management Assessment Program (SEMAP), HUD assesses whether local agencies operate the tenant-based rental assistance programs effectively. SEMAP currently measures housing agency performance under indicators representing 14 key program areas. This rule would add four new performance indicators to SEMAP: timeliness of housing assistance payments (HAPs) to owners; implementation of screening and termination policies for certain evictions, for drug-related criminal activity, and for disruptive alcohol abuses; for deconcentration of assisted families; and for timely response to inspection requests.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Local

Agency Contact: Gerald Benoit, Director, Real Estate Performance and Housing Division, Department of Housing and Urban Development, Office of Public and Indian Housing

Phone: 202 708-0477

RIN: 2577-AB83

1326. OPERATING FUND ALLOCATION FORMULA (FR-4425)**Priority:** Other Significant**Legal Authority:** 42 USC 1437g(e); 42 USC 1437g(f); 42 USC 3535(d)**CFR Citation:** 24 CFR 990

Legal Deadline: Final, Statutory, October 1, 1999, Section 519(f) permits the Department to extend the effective date for up to 6 months.

Abstract: This rule will implement a new formula system for allocating funds to public housing agencies for their operation and management of public housing. The new formula system is being developed through negotiated rulemaking procedures, as required by section 519 of the Quality Housing and Work Responsibility Act of 1998 (title V of Public Law 105-276, approved October 21, 1998, 112 Stat. 2551; hereafter, "Public Housing Reform Act"). That statute amended section 9 of the United States Housing Act of 1937 to require development of a new formula that would change the current method (the Performance Funding System) of determining the payment of operating subsidies to public housing agencies.

Timetable:

Action	Date	FR Cite
Notice	02/03/99	64 FR 5570
Notice Comment Period End	03/05/99	
NPRM	05/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Local

Agency Contact: Stephen Sprague, Funding and Financial Management Division, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-1872

RIN: 2577-AB88

1327. REVISION TO CONSTRUCTION COST LIMITS FOR NATIVE AMERICAN HOUSING (FR-4517)**Priority:** Other Significant**Legal Authority:** 25 USC 4101 et seq; 42 USC 3535(d)

HUD—PIH

Proposed Rule Stage

CFR Citation: 24 CFR 1000**Legal Deadline:** None

Abstract: This rule proposes to revise the way construction costs are controlled in the Indian Housing Block Grant (IHBG) program administered by IHBG grantees, who are Indian Tribes or their Tribally Designated Housing Entities (TDHEs). It would replace the system of HUD-established Dwelling Construction and Equipment costs with a choice between HUD-established Total Development Costs (TDC) or standards established by the TDHE based on standards in its geographic area. This rule also would provide that the construction, acquisition, or assistance of non-dwelling buildings is subject either to standards established by the TDHE or documentation of comparability to the size, design and amenities of similar buildings constructed in the geographic area.

When tribes began using Dwelling Construction Equipment Costs in place of TDC in accordance with the program changes implemented after enactment of the Native American Housing Assistance and Self-Determination Act, they discovered that the new limits were inadequate. This rule provides an alternative.

Timetable:

Action	Date	FR Cite
NPRM	04/00/00	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Tribal

Agency Contact: Bruce Knott, Director, Office of Grants Evaluation, Department of Housing and Urban Development, Office of Public and Indian Housing, 1999 Broadway, Suite 3390, Denver, CO 90202

Phone: 303 675-1600

RIN: 2577-AC14**1328. HOPE VI PROGRAM (FR-4530)****Priority:** Other Significant**Legal Authority:** 42 USC 1437v; 42 USC 3535(d)**CFR Citation:** 24 CFR Ch X**Legal Deadline:** None

Abstract: This rule will establish regulations that will govern funding and eligible activities of HUD's HOPE VI Program. To date HOPE VI has been operated from year to year as a demonstration program in accordance

with authorization provided each year in appropriations bills. HOPE VI activities were funded and guided by notices of funding availability issued each fiscal year by HUD. The Quality Housing and Work Responsibility Act of 1998 (title V of Public Law 105-276, approved October 21 1998, 112 Stat. 2585; hereafter, "Public Housing Reform Act") makes HOPE VI a permanent program. The regulations to be implemented for the HOPE VI program will include the provisions set out in section 535 of the Public Housing Reform Act.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Milan Ozdinec, Director, Office of Urban Revitalization, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 401-8812

RIN: 2577-AC17

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Final Rule Stage

Office of Public and Indian Housing (PIH)

1329. PET OWNERSHIP IN PUBLIC HOUSING (FR-4437)**Priority:** Other Significant**Legal Authority:** 42 USC 1437 et seq; 42 USC 3535(d)**CFR Citation:** 24 CFR 5**Legal Deadline:** None

Abstract: Section 526 of the Quality Housing and Work Responsibility Act of 1998 (Pub. L. 105-276, 112 Stat. 2461, approved October 21 1998) ("QHWRA") added a new section 31 to the United States Housing Act of 1937 (42 U.S.C. 1437 et seq.) (the "1937 Act"). New section 31 of the 1937 Act provides that a public housing resident may have one or more common household pets in the resident's dwelling unit, subject to reasonable requirements established by the Public Housing Agency and in accordance with applicable State and local laws. This rule amends HUD's regulations regarding pet ownership in public and

HUD-assisted housing (24 CFR part 5, subpart C) to implement the statutory amendments to the 1937 Act made by section 526 of QHWRA. The final takes into consideration public comment received on the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	06/23/99	64 FR 33640
NPRM Comment Period End	08/23/99	
Final Action	06/00/00	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Patricia Arnaudo, Senior Housing Program Manager, Office of Public and Assisted Housing Delivery, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-0744

RIN: 2577-AB94**1330. REVIEW OF APPLICATIONS FOR HOUSING ASSISTANCE AND ALLOCATIONS OF HOUSING ASSISTANCE FUNDS (FR-4477)****Priority:** Other Significant**Legal Authority:** 42 USC 1439; 42 USC 3535(d)**CFR Citation:** 24 CFR 791**Legal Deadline:** None

Abstract: This rule would revise the current program regulations to implement the statutory language which eliminates the requirements for comment from local governments in non-housing assistance payment communities on applications for Section 8 funding and eliminates the non-metropolitan funding set-asides imposed by section 213 of the Housing and Community Development Act of 1974.

HUD—PIH

Final Rule Stage

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Gerald Benoit, Director, Real Estate Performance and Housing Division, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-0477

RIN: 2577-AC03

1331. SECTION 8 MODERATE REHABILITATION PROGRAM EXECUTING OR TERMINATING LEASES ON MODERATE REHABILITATION UNITS (FR-4472)

Priority: Substantive, Nonsignificant

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

CFR Citation: 24 CFR 882**Legal Deadline:** None

Abstract: Section 8(d)(1)(B)(i) of the United States Housing Act requires that the initial lease between the tenant and the owner be for at least one year or the term of the HAP contract, whichever is shorter. Current program regulations state that the initial term between an owner and a family must be for at least one year. The regulation is silent on the requisite lease term when the HAP contract term expires in less than one year. The purpose of this regulation revision is to implement the statutory language which requires that any initial lease term not extend beyond the term of the housing assistance payment contract.

This rule also will revise existing regulations to allow an owner and a public housing agency (PHA) to mutually agree to terminate a unit from the HAP contract if a unit becomes vacant and the term of the HAP contract is for less than one year.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/04/99	64 FR 53868
Interim Final Rule Effective Date	11/03/99	
Interim Final Rule Comment Period End	12/02/99	
Final Action	05/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Gerald Benoit, Director, Real Estate Performance and Housing Division, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-0477

RIN: 2577-AB98

1332. CONSORTIA OF PUBLIC HOUSING AGENCIES AND JOINT VENTURE (FR-4474)

Priority: Other Significant**Legal Authority:** 42 USC 1437k**CFR Citation:** 24 CFR 943**Legal Deadline:** None

Abstract: This rule will implement a new statutory provision specifically authorizing public housing agencies (PHAs) to administer any or all of their housing programs through a consortium of PHAs. The rule also authorizes PHAs to use subsidiaries, joint ventures partnerships or other business arrangements to administer its housing programs or to provide supportive or social services. The rule specifies minimum requirements relating to formation and operation of consortia and minimum contents of consortium agreements, as required by the statute. The rule takes into consideration public comments received on the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	09/14/99	64 FR 49940
NPRM Comment Period End	11/15/99	
Final Action	04/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Stephen Holmquist, Program Development Advisor, 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-AC00

1333. DIRECT FUNDING OF PUBLIC HOUSING RESIDENT MANAGEMENT CORPORATIONS (FR-4501)

Priority: Other Significant

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

CFR Citation: 24 CFR 964**Legal Deadline:** None

Abstract: This final rule revises HUD's regulations regarding resident participation and resident opportunities in public housing. Specifically, the rule makes conforming amendments to the HUD regulations to reflect recent statutory changes made by the Quality Housing and Work Responsibility Act of 1998. The rule provides that a resident management corporation (RMC) may receive capital and operating funds from HUD if the RMC has primary management responsibility for the public housing project and HUD determines that the RMC has the capacity to effectively discharge such responsibility. The rule takes into consideration comments received on the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	10/21/99	64 FR 56890
NPRM Comment Period End	12/20/99	
Final Action	05/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Paula Blunt, Director, Customer Services and Amenities Division, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 619-8201

RIN: 2577-AC12

1334. REQUIRED CONVERSION OF DISTRESSED PUBLIC HOUSING TO TENANT-BASED ASSISTANCE (FR-4475)

Priority: Other Significant

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

CFR Citation: 24 CFR 972**Legal Deadline:** Final, Statutory, October 1, 1999.

Abstract: This rule implements a recent revision to the statute that

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Final Rule Stage

authorizes the public housing and Section 8 housing assistance programs. The revision requires Public Housing Agencies (PHAs) to identify distressed public housing developments that must be converted to tenant-based assistance. If it would be more expensive to modernize and operate a distressed development for its remaining useful life than to provide tenant-based assistance to all residents, or the PHA cannot assure the long-term viability of a distressed development, then the PHA must develop and carry out a five-year plan to remove the development from its public housing inventory, and convert it to tenant-based assistance. This rule takes into consideration public comments received on the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	07/23/99	64 FR 40232
NPRM Comment Period End	09/21/99	
Final Action	06/00/00	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Rod J. Solomon, Deputy Assistant Secretary for Policy, Programs and Legislative Initiatives, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-0713

RIN: 2577-AC01

1335. VOLUNTARY CONVERSION OF PUBLIC HOUSING TO VOUCHERS (TENANT-BASED ASSISTANCE) (FR-4476)

Priority: Other Significant

Legal Authority: 42 USC 1437t; 42 USC 1437z-5; 42 USC 3535(d)

CFR Citation: 24 CFR 972

Legal Deadline: Final, Statutory, October 1, 1999.

Abstract: This rule implements a recent revision to the statute authorizing the public housing and Section 8 housing assistance programs to allow a Public Housing Agency (PHA) to convert any public housing project it owns to tenant-based assistance where the conversion would satisfy statutory objectives. If, after conducting a conversion assessment, the PHA determines that the following

conditions are met, it may convert the project: Conversion will not be more expensive than continued operation of the project conversion will benefit residents and the community; and conversion will not adversely affect the availability of affordable housing in the community. The statute requires every PHA to conduct and submit to HUD a conversion assessment for its projects no later than October 1 2001. However, HUD has the authority to exclude developments from the assessment requirement, or to streamline the conversion assessment requirements, and this rule does include streamlining for specified categories of developments. This rule takes into consideration public comments received on the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	07/23/99	64 FR 40240
NPRM Comment Period End	09/21/99	
Final Action	06/00/00	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Rod J. Solomon, Deputy Assistant Secretary for Policy, Programs and Legislative Initiatives, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-0713

RIN: 2577-AC02

1336. SECTION 8 HOMEOWNERSHIP (FR-4427)

Priority: Other Significant

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

CFR Citation: 24 CFR 982

Legal Deadline: Final, Statutory, October 21, 1999.

Abstract: This rule amends the regulations for the Section 8 tenant-based voucher program at 24 CFR part 982. These amendments implement Section 8(y) of the United States Housing Act of 1937 as amended by Section 555 of the Quality Housing and Work Responsibility Act of 1998 (42 USC 1437f(y)). Section 8(y) authorizes a public housing agency to provide tenant-based assistance for an eligible family that purchases a dwelling unit that will be occupied by the family.

This final rule takes into consideration public comments received on the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	04/30/99	64 FR 23488
End NPRM Comment Period	06/29/99	
Final Action	06/00/00	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Gerald Benoit, Director, Real Estate Performance and Housing Division, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 708-0477

RIN: 2577-AB90

1337. LOAN GUARANTEE FOR INDIAN HOUSING; DIRECT GUARANTEE PROCESSING (FR-4241)

Priority: Other Significant

Legal Authority: 12 USC 1715z-13a

CFR Citation: 24 CFR 1005

Legal Deadline: None

Abstract: This final 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	09/11/98	63 FR 48988
Final Action	05/00/00	

Regulatory Flexibility Analysis

Required: No

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: 202 401-7914

RIN: 2577-AB78

HUD—PIH

Final Rule Stage

1338. PUBLIC HOUSING HOMEOWNERSHIP PROGRAMS (FR-4504)**Priority:** Other Significant**Legal Authority:** PL 105-276, sec 536; 42 USC 3535(d)**CFR Citation:** 24 CFR 906**Legal Deadline:** None

Abstract: This rule would set forth the requirements and procedures governing a new statutory homeownership program to be administered by public housing agencies (PHAs). Under this rule, a PHA may make public housing dwelling units, public housing projects, and other housing projects available for

purchase by low-income families as their principal residence. This rule would set forth the requirements and procedures governing a new statutory homeownership program to be administered by public housing agencies (PHAs). Under this rule, a PHA may make public housing dwelling units, public housing projects, and other housing projects available for purchase by low-income families as their principal residence.

Timetable:

Action	Date	FR Cite
NPRM	09/14/99	64 FR 49932

Action	Date	FR Cite
End NPRM Comment Period	11/15/99	
Final Action	06/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: David Sowell, Senior Advisor, Office of Public Housing Investments, Department of Housing and Urban Development, Office of Public and Indian Housing
Phone: 202 401-8812

RIN: 2577-AC15

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Completed Actions

Office of Public and Indian Housing (PIH)

1339. PUBLIC HOUSING ASSESSMENT SYSTEM (PHAS); AMENDMENTS TO THE PHAS (FR-4497)**Priority:** Other Significant**CFR Citation:** 24 CFR 902**Completed:**

Reason	Date	FR Cite
Final Action	01/11/00	65 FR 1712
Final Action Effective	02/10/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Wanda Funk
Phone: 202 755-7540

RIN: 2577-AC08**1340. CAPITAL FUND ALLOCATION FORMULA (FR-4423)****Priority:** Other Significant**CFR Citation:** 24 CFR 905**Completed:**

Reason	Date	FR Cite
Final Action	03/16/00	65 FR 14422
Final Action Effective	04/17/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: William Flood
Phone: 202 708-1640

RIN: 2577-AB87**1341. TECHNICAL AMENDMENT TO THE SECTION 8 MANAGEMENT ASSESSMENT PROGRAM (SEMAP) (FR-4498)****Priority:** Other Significant**CFR Citation:** 24 CFR 985**Completed:**

Reason	Date	FR Cite
Final Action	12/03/99	64 FR 67982
Final Action Effective	01/03/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Gerald Benoit
Phone: 202 708-0477

RIN: 2577-AC10

[FR Doc. 00-5297 Filed 04-21-00; 8:45 am]

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