

1183; Pub. L. 97-375, title II, §206(c), Dec. 21, 1982, 96 Stat. 1824, required preparation and submission of reports.

Section 3525, Pub. L. 94-505, title II, §205, Oct. 15, 1976, 90 Stat. 2432, related to administrative provisions.

Section 3526, Pub. L. 94-505, title II, §206, Oct. 15, 1976, 90 Stat. 2433, provided for transfer of functions.

Section 3527, Pub. L. 94-505, title II, §207, Oct. 15, 1976, 90 Stat. 2434; Pub. L. 96-88, title V, §509(b), Oct. 17, 1979, 93 Stat. 695, defined "Secretary", "Department", "Inspector General", "Deputy", and "Federal agency".

For transfer of functions under sections 3521 to 3527 to and establishment of the Office of Inspector General of the Department of Health and Human Services, see the Inspector General Act of 1978, Pub. L. 95-452, as amended, set out in the Appendix to Title 5, Government Organization and Employees.

#### EFFECTIVE DATE OF REPEAL

Repeal effective 180 days after Oct. 18, 1988, see section 113 of Pub. L. 100-504, set out as an Effective Date of 1988 Amendment note under section 5 of Pub. L. 95-452 [Inspector General Act of 1978] in the Appendix to Title 5, Government Organization and Employees.

### CHAPTER 44—DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Sec.	Text	Sec.	Text
3531.	Congressional declaration of purpose.	(e)	Temporary employment of experts or consultants; compensation.
3532.	Establishment of Department.	(f)	Working capital fund; establishment; uses; appropriations; capitalization; reimbursement.
	(a) Designation; appointment and supervision of Secretary.	(g)	Seal.
	(b) General duties of Secretary.	(h)	Financial transactions, finality; checking accounts for funds in Treasury; availability of funds for administrative expenses; consolidation of cash for banking and checking purposes.
	(c) Denial or limitation of benefits of departmental programs, functions, or activities on basis of population or corporate status of community.	(i)	Foreclosure of property; actions for protection and enforcement of rights; purchase of property; dealing with property after such acquisition; deprivation of State court civil and criminal jurisdiction; impairment of civil rights under State laws; application of section 5 of title 41; annual payments in lieu of local property taxes; sale and exchanges of property; insurance; modification of interest, time for installment payment, and other terms; other covenants, conditions, and provisions.
	(d) Coordination of housing and urban development programs in enterprise zones.	(j)	Fees and charges.
3533.	Officers of Department.	(k)	Gifts and services, acceptance; taxable status of property; investments; disbursements.
	(a) Deputy Secretary, Assistant Secretaries, and General Counsel.	(l)	Consultants; appointment of advisory committees; compensation and travel expenses.
	(b) Federal Housing Commissioner.	(m)	Occupancy preference in rental housing for military personnel.
	(c) Director of Urban Program Coordination; designation; powers and duties; studies of urban and community problems and recommendations for administration of Federal programs affecting such problems.	(n)	Day care center for children of employees of Department; establishment; fees and charges.
	(d) Assistant to Secretary; designation; duty to provide information and advice to nonprofit project sponsors.	(o)	Agenda of rules or regulations under development or review; transmittal to Congress.
	(e) Special Assistant for Indian and Alaska Native Programs; report to Congress.	(p)	Cost-benefit analysis of field reorganizations; requirements, contents, etc.
	(f) Federal Housing Administration Comptroller.	(q)	Waiver of regulations.
3533a.	Transferred.	(r)	Program evaluation and monitoring.
3534.	Transfer of functions.	(s)	Authorization of appropriations; allocations for staff and training.
	(a) Housing and Home Finance Agency, Federal Housing Administration, and Public Housing Administration.	3536.	Annual reports.
	(b) Government National Mortgage Association.	3537.	Separability.
	(c) Studies of organization of housing and urban development functions and programs and recommendations regarding transfer of such functions and programs to or from Department.	3537a.	Prohibition of advance disclosure of funding decisions.
	(d) Prohibition of merger of Office.		(a) Prohibited actions.
3535.	Administrative provisions.		(b) Administrative remedies.
	(a) Transfer of personnel, assets, etc.		(c) Civil money penalties.
	(b) Repealed.		(d) Criminal penalties.
	(c) Employment, compensation, authority, and duties of personnel.		(e) Definitions.
	(d) Delegation of authority; rules and regulations.		(f) Regulations.
			(g) Applicability.
		3537b.	Repealed.
		3537c.	Prohibition of lump-sum payments.
		3538.	Rescheduling and refinancing of Federal loans.
		3539.	Housing and Urban Development Disaster Assistance Fund.
		3540.	Repealed.
		3541.	Paperwork reduction.
			(a) Declaration of policy.
			(b) Uniform legal and other forms for use by agencies in housing programs.
			(c) Coordination and reports by Director of Office of Management and Budget.
		3542.	Public notice and comment regarding demonstration programs not expressly authorized in law.
		3543.	Preventing fraud and abuse in Department of Housing and Urban Development programs.

- Sec. (a) Disclosure of social security account number.
- (b) Definitions.
3544. Preventing fraud and abuse in housing and urban development programs.
- (a) Definitions.
- (b) Applicant and participant consent.
- (c) Access to records.
- (d) Effective date.
- (e) Conditions of release of information by third parties.
3545. HUD accountability.
- (a) Notice regarding assistance.
- (b) Disclosures by applicants.
- (c) Updating of disclosure.
- (d) Limitation of assistance.
- (e) Administrative remedies.
- (f) Civil money penalties.
- (g) Agency procedures.
- (h) Judicial review of agency determination.
- (i) Action to collect penalty.
- (j) Settlement by Secretary.
- (k) Regulations.
- (l) Deposit of penalties.
- (m) Definitions.
- (n) Effective date.
3546. Use of domestic products.
- (a) Prohibition against fraudulent use of "Made in America" labels.
- (b) Report.
- (c) "Domestic product" defined.
3547. Special projects.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 12 section 1701d-4.

§ 3531. Congressional declaration of purpose

The Congress hereby declares that the general welfare and security of the Nation and the health and living standards of our people require, as a matter of national purpose, sound development of the Nation's communities and metropolitan areas in which the vast majority of its people live and work.

To carry out such purpose, and in recognition of the increasing importance of housing and urban development in our national life, the Congress finds that establishment of an executive department is desirable to achieve the best administration of the principal programs of the Federal Government which provide assistance for housing and for the development of the Nation's communities; to assist the President in achieving maximum coordination of the various Federal activities which have a major effect upon urban community, suburban, or metropolitan development; to encourage the solution of problems of housing, urban development, and mass transportation through State, county, town, village, or other local and private action, including promotion of interstate, regional, and metropolitan cooperation; to encourage the maximum contributions that may be made by vigorous private homebuilding and mortgage lending industries to housing, urban development, and the national economy; and to provide for full and appropriate consideration, at the national level, of the needs and interests of the Nation's communities and of the people who live and work in them.

(Pub. L. 89-174, § 2, Sept. 9, 1965, 79 Stat. 667.)

CODIFICATION

Section was formerly classified to section 624 of former Title 5, Executive Departments and Govern-

ment Officers and Employees, prior to the general revision and enactment of Title 5, Government Organization and Employee by Pub. L. 89-554, § 1, Sept. 1, 1966, 80 Stat. 378.

EFFECTIVE DATE: INTERIM APPOINTMENTS

Section 11 of Pub. L. 89-174 provided that:

"(a) The provisions of this Act [enacting this chapter and amending sections 1 and 2211 of former Title 5, Executive Departments and Government Officers and Employees, section 19(d)(1) of Title 3, the President, section 1723 of Title 12, Banks and Banking and section 1451(c) of this title] shall take effect upon the expiration of the first period of sixty calendar days following the date on which this Act is approved by the President [Sept. 9, 1965], or on such earlier date as the President shall specify by Executive order published in the Federal Register, except that any of the officers provided for in sections 3(a), 4(a), and 4(b) of this Act [sections 3532(a), 3533(a), and 3533(b) of this title] may be nominated and appointed, as provided in such sections, at any time after the date this Act is approved by the President [Sept. 9, 1965].

"(b) In the event that one or more officers required by this Act, to be appointed, by and with the advice and consent of the Senate, shall not have entered upon office on the effective date of this Act, the President may designate any person who was an officer of the Housing and Home Finance Agency immediately prior to said effective date to act in such office until the office is filled as provided in this Act or until the expiration of the first period of sixty days following said effective date, whichever shall first occur. While so acting such persons shall receive compensation at the rates provided by this Act for the respective offices in which they act."

SHORT TITLE OF 1989 AMENDMENT

Pub. L. 101-235, § 1(a), Dec. 15, 1989, 103 Stat. 1987, provided that: "This Act [see Tables for classification] may be cited as the 'Department of Housing and Urban Development Reform Act of 1989'."

SHORT TITLE

Section 1 of Pub. L. 89-174 provided: "That this Act [enacting this chapter, amending section 1451 of this title, sections 1 and 2211 of former Title 5, Executive Departments and Government Officers and Employees (see sections 101 and 5312 of Title 5, Government Organization and Employees), section 19 of Title 3, The President, and section 1723 of Title 12, Banks and Banking] may be cited as the 'Department of Housing and Urban Development Act'."

SAVINGS PROVISION: ABATEMENT OF ACTIONS; CONTINUATION OF RULES, REGULATIONS, ETC.; REFERENCES IN OTHER LAWS TO HOUSING AND HOME FINANCE AGENCY; LAPSE OF AGENCIES

Section 9 of Pub. L. 89-174 provided that:

"(a) No cause of action by or against any agency whose functions are transferred by this Act [see Short Title note above and section 3534 of this title], or by or against any officer of any agency in his official capacity, shall abate by reason of this enactment. Such causes of action may be asserted by or against the United States or such official of the Department as may be appropriate.

"(b) No suit, action, or other proceeding commenced by or against any agency whose functions are transferred by this Act [see Short Title note above and section 3534 of this title], or by or against any officer of any such agency in his official capacity, shall abate by reason of the enactment of this Act. A court may at any time during the pendency of the litigation, on its own motion or that of any party, order that the same may be maintained by or against the United States or such official of the Department as may be appropriate.

"(c) Except as may be otherwise expressly provided in this Act [see Short Title note above], all powers and