

Federal employees and for fair hearing and review in denial of such benefits.

Section 1400c, Pub. L. 85-441, title I, §104, June 4, 1958, 72 Stat. 173; Pub. L. 86-778, title V, §524(b), Sept. 13, 1960, 74 Stat. 982; Pub. L. 88-173, §2, Nov. 7, 1963, 77 Stat. 306, provided for repayment of amounts of any temporary unemployment compensation benefits, except benefits paid to veterans and Federal employees, paid under sections 1400 to 1400k of this title through device of reduction of credits allowed under section 3302 of Title 26, Internal Revenue Code.

Section 1400d, Pub. L. 85-441, title II, §201, June 4, 1958, 72 Stat. 174, defined "Secretary", "State", and "first claim" as used in sections 1400 to 1400k of this title.

Section 1400e, Pub. L. 85-441, title II, §202, June 4, 1958, 72 Stat. 174, provided for review by appropriate State agency with respect to determinations of entitlement to temporary unemployment compensation under sections 1400 to 1400k of this title.

Section 1400f, Pub. L. 85-441, title II, §203, June 4, 1958, 72 Stat. 174, set out penalties for false statements or representations in connection with payments under sections 1400 to 1400k of this title and provided for recovery of overpayments.

Section 1400g, Pub. L. 85-441, title II, §204, June 4, 1958, 72 Stat. 175, required each State to provide Secretary with whatever information he might require in administering sections 1400 to 1400k of this title.

Section 1400h, Pub. L. 85-441, title II, §205, June 4, 1958, 72 Stat. 175, provided for payments to States of funds for benefits under sections 1400 to 1400k of this title, posting of requisite bonds in connection therewith, and liability of certifying and disbursing officers.

Section 1400i, Pub. L. 85-441, title II, §206, June 4, 1958, 72 Stat. 176, provided for denial of benefits under sections 1400 to 1400k of this title to aliens employed by Communist governments or organizations.

Section 1400j, Pub. L. 85-441, title II, §207, June 4, 1958, 72 Stat. 176, authorized promulgation of rules and regulations by Secretary to carry out provisions of sections 1400 to 1400k of this title.

Section 1400k, Pub. L. 85-441, title II, §208, June 4, 1958, 72 Stat. 176, authorized appropriation of funds necessary to carry out sections 1400 to 1400k of this title.

Section 1400l, Pub. L. 87-6, §2, Mar. 24, 1961, 75 Stat. 8, defined "compensation period", "first claim", "State unemployment compensation", "Secretary", "State", "State agency", "State law", "temporary extended unemployment compensation", "title XV", and "week" as used in sections 1400l to 1400v of this title.

Section 1400m, Pub. L. 87-6, §3, Mar. 24, 1961, 75 Stat. 8, provided for payment of temporary extended unemployment compensation benefits under sections 1400l to 1400v of this title for any period of unemployment between March 24, 1961, and June 30, 1962.

Section 1400n, Pub. L. 87-6, §4, Mar. 24, 1961, 75 Stat. 9, provided for reimbursement by the Federal government of any State unemployment compensation paid under sections 1400l to 1400v of this title in excess of formula amount.

Section 1400o, Pub. L. 87-6, §5, Mar. 24, 1961, 75 Stat. 9, placed limitations on total payments and reimbursements under sections 1400l to 1400v of this title.

Section 1400p, Pub. L. 87-6, §6, Mar. 24, 1961, 75 Stat. 10, set out the covered period for benefits under sections 1400l to 1400v of this title as Mar. 24, 1961, to June 30, 1962.

Section 1400q, Pub. L. 87-6, §7, Mar. 24, 1961, 75 Stat. 10, covered agreements with States for payment and reimbursement of temporary unemployment compensation under sections 1400l to 1400v of this title, amendment, suspension, or termination of such an agreement, denial of benefits, review of determinations by State agencies, and reduction of benefits in certain cases.

Section 1400r, Pub. L. 87-6, §8, Mar. 24, 1961, 75 Stat. 12, provided for payment of benefits under sections 1400l to 1400v of this title to veterans and Federal employees.

Section 1400s, Pub. L. 87-6, §9, Mar. 24, 1961, 75 Stat. 12, set out penalties for making false statements or rep-

resentations in connection with benefits under sections 1400l to 1400v of this title and provided for recovery of overpayments.

Section 1400t, Pub. L. 87-6, §10, Mar. 24, 1961, 75 Stat. 13, required each State to furnish Secretary with information required to administer program under sections 1400l to 1400v of this title.

Section 1400u, Pub. L. 87-6, §11, Mar. 24, 1961, 75 Stat. 13, made provision for payments to States under sections 1400l to 1400v of this title, certification by Secretary to Secretary of the Treasury for payment of sums to each State, surety bonds, liability of certifying and disbursing officers, and costs of administration.

Section 1400v, Pub. L. 87-6, §12, Mar. 24, 1961, 75 Stat. 14, authorized promulgation by Secretary of rules and regulations necessary to carry out sections 1400l to 1400v of this title.

CHAPTER 8—LOW-INCOME HOUSING

- Sec. 1401 to 1404. Omitted.
 - 1404a. Secretary of Housing and Urban Development; right to sue; expenses.
 - 1405, 1406. Omitted.
 - 1406a. Expenses of management and operation of transferred projects as nonadministrative; payment.
 - 1406b. Expenses of uncompensated advisers serving United States Housing Authority away from home.
 - 1406c to 1433. Omitted or Repealed.
 - 1434. Records; contents; examination and audit.
 - 1435. Access to books, documents, etc., for purpose of audit.
 - 1436. Repealed.
 - 1436a. Restriction on use of assisted housing by non-resident aliens.
 - (a) Conditions for assistance.
 - (b) "Financial assistance" defined.
 - (c) Preservation of families; students.
 - (d) Conditions for provision of financial assistance for individuals.
 - (e) Regulatory actions against entities for erroneous determinations regarding eligibility based upon citizenship or immigration status.
 - (f) Verification system; liability of State or local government agencies or officials; prior consent agreements, court decrees or court orders unaffected.
 - (g) Reimbursement for costs of implementation.
 - (h) "Applicable Secretary" defined.
 - (i) Verification of eligibility.
 - 1436b. Financial assistance in impacted areas.
 - 1436c. Insurance for public housing agencies and Indian housing authorities.
 - 1436d. Consultation with affected areas in settlement of litigation.
- SUBCHAPTER I—GENERAL PROGRAM OF ASSISTED HOUSING**
- 1437. Declaration of policy and public housing agency organization.
 - (a) Declaration of policy.
 - (b) Public housing agency organization.
 - 1437a. Rental payments.
 - (a) Families included; rent options; minimum amount; occupancy by police officers and over-income families.

| Sec. | | Sec. | |
|----------|---|--------|--|
| | (b) Definition of terms under this chapter. | 1437d. | Contract provisions and requirements; loans and annual contributions. |
| | (c) Definition of terms used in reference to public housing. | | (a) Conditions; elevators. |
| | (d) Disallowance of earned income from rent determinations. | | (b) Limitation on development costs. |
| | (e) Individual savings accounts. | | (c) Revision of maximum income limits; certification of compliance with requirements; notification of eligibility; informal hearing; compliance with procedures for sound management. |
| | (f) Availability of income matching information. | | (d) Exemption from personal and real property taxes; payments in lieu of taxes; cash contribution or tax remission. |
| 1437a-1. | Repealed. | | (e) Repealed. |
| 1437b. | Loans and commitments to make loans for low-income housing projects. | | (f) Housing quality requirements. |
| | (a) Authority of Secretary; interest rates; repayment date; use as security for obligations of public housing agency. | | (g) Substantial default; conveyance of title and delivery of possession; reconveyance and redelivery; payments for outstanding obligations. |
| | (b) Issuance of obligations by Secretary; limitation on amounts; forms and denominations; terms and conditions; purchase, establishment of maturities and rates of interest, and sale by Secretary of the Treasury. | | (h) New construction contracts. |
| | (c) Public and Indian housing financing reforms. | | (i) Reserve fund; major repairs. |
| 1437c. | Contributions for low-income housing projects. | | (j) Performance indicators for public housing agencies. |
| | (a) Contract authorization; amounts; use as security for obligations of public housing agency; use of existing structures. | | (k) Administrative grievance procedure regulations: grounds of adverse action, hearing, examination of documents, representation, evidence, decision; judicial hearing; eviction and termination procedures. |
| | (b) Maximum amount of contributions; regulations; criteria for rates of contribution. | | (l) Leases; terms and conditions; maintenance; termination. |
| | (c) Limitation on aggregate contractual contributions; contracts for preliminary loans; payments of annual contributions; limitations on specific authorities. | | (m) Reporting requirements; limitation. |
| | (d) Scope of contracts for loans or annual contributions. | | (n) Notice to post office regarding eviction for criminal activity. |
| | (e) Local determination of need as prerequisite for contracts for preliminary loans, and contracts for loans or annual contributions; notice. | | (o) Public housing assistance for foster care children. |
| | (f) Modification by Secretary of terms of contracts, etc.; limitations; amendment or superseding of contracts for annual contributions or loans. | | (p) Repealed. |
| | (g) Pledge of annual contributions as guarantee of payment of obligations issued by public housing agency; exception. | | (q) Availability of records. |
| | (h) Audits. | | (r) Site-based waiting lists. |
| | (i) Prohibition on use of funds. | 1437e. | (s) Authority to require access to criminal records. |
| 1437c-1. | Public housing agency plans. | | (t) Obtaining information from drug abuse treatment facilities. |
| | (a) 5-year plan. | | Designated housing for elderly and disabled families. |
| | (b) Annual plan. | | (a) Authority to provide designated housing. |
| | (c) Procedures. | | (b) Standards regarding evictions. |
| | (d) Contents. | | (c) Relocation assistance. |
| | (e) Resident advisory board. | | (d) Required plan. |
| | (f) Notice and hearing. | | (e) Review of plans. |
| | (g) Amendments and modifications to plans. | | (f) Effectiveness. |
| | (h) Submission of plans. | | (g) Inapplicability of Uniform Relocation Assistance and Real Property Acquisitions Policy Act of 1970. |
| | (i) Review and determination of compliance. | 1437f. | Low-income housing assistance. |
| | (j) Troubled and at-risk PHAs. | | (a) Authorization for assistance payments. |
| | (k) Streamlined plan. | | (b) Other existing housing programs. |
| | (l) Compliance with plan. | | (c) Contents and purposes of contracts for assistance payments; amount and scope of monthly assistance payments. |
| | | | (d) Required provisions and duration of contracts for assistance payments; waiver of limitation. |

| | | | |
|--------|---|----------|--|
| Sec. | (e) Restrictions on contracts for assistance payments. | 1437i. | Obligations of public housing agencies; contestability; full faith and credit of United States pledged as security; tax exemption. |
| | (f) Definitions. | | |
| | (g) Regulations applicable for implementation of assistance payments. | 1437j. | Labor standards and community service requirement. |
| | (h) Nonapplicability of inconsistent provisions to contracts for assistance payments. | | (a) Payment of wages prevailing in locality. |
| | (i) Receipt of assistance by public housing agency under other law not to be considered. | | (b) Exception for volunteers. |
| | (j) Repealed. | | (c) Community service requirement. |
| | (k) Verification of income. | | (d) Treatment of income changes resulting from welfare program requirements. |
| | (l) to (n) Repealed. | | (e) Lease provisions. |
| | (o) Voucher program. | | (f) Treatment of income. |
| | (p) Shared housing for elderly and handicapped. | 1437j-1. | Repealed. |
| | (q) Administrative fees. | 1437k. | Consortia, joint ventures, affiliates, and subsidiaries of public housing agencies. |
| | (r) Portability. | | (a) Consortia. |
| | (s) Prohibition of denial of certificates and vouchers to residents of public housing. | | (b) Joint ventures. |
| | (t) Enhanced vouchers. | 1437l. | Repealed. |
| | (u) Assistance for residents of rental rehabilitation projects. | 1437m. | Payment of non-Federal share. |
| | (v) Extension of expiring contracts. | 1437n. | Eligibility for assisted housing. |
| | (w) Repealed. | | (a) Income eligibility for public housing. |
| | (x) Family unification. | | (b) Income eligibility for tenant-based section 1437f assistance. |
| | (y) Homeownership option. | | (c) Income eligibility for project-based section 1437f assistance. |
| | (z) Termination of section 1437f contracts and reuse of recaptured budget authority. | | (d) Establishment of different standards. |
| | (aa) Omitted. | | (e) Repealed. |
| | (bb) Transfer, reuse, and rescission of budget authority. | | (f) Ineligibility of individuals convicted of manufacturing or producing methamphetamine on the premises. |
| | (cc) Law enforcement and security personnel. | 1437o. | Repealed. |
| | (dd) Tenant-based contract renewals. | 1437p. | Demolition and disposition of public housing. |
| 1437g. | Public housing Capital and Operating Funds. | | (a) Applications for demolition and disposition. |
| | (a) Merger into Capital Fund. | | (b) Disapproval of applications. |
| | (b) Merger into Operating Fund. | | (c) Resident opportunity to purchase in case of proposed disposition. |
| | (c) Allocation amount. | | (d) Replacement units. |
| | (d) Capital Fund. | | (e) Consolidation of occupancy within or among buildings. |
| | (e) Operating Fund. | | (f) De minimus exception to demolition requirements. |
| | (f) Negotiated rulemaking procedure. | | (g) Uniform Relocation and Real Property Acquisition Act. |
| | (g) Limitations on use of funds. | | (h) Relocation and replacement. |
| | (h) Technical assistance. | | Financing limitations. |
| | (i) Eligibility of units acquired from proceeds of sales under demolition or disposition plan. | 1437q. | Public housing resident management. |
| | (j) Penalty for slow expenditure of capital funds. | 1437r. | (a) Purpose. |
| | (k) Emergency reserve and use of amounts. | | (b) Program requirements. |
| | (l) Treatment of nonrental income. | | (c) Assistance amounts. |
| | (m) Provision of only capital or operating assistance. | | (d) Waiver of Federal requirements. |
| | (n) Treatment of public housing. | | (e) Direct provision of operating and capital assistance. |
| 1437h. | Implementation of provisions by Secretary. | | (f), (g) Repealed. |
| | (a) Preparation and submission of annual budget program; maintenance of accounts; audit by General Accounting Office. | 1437s. | (h) Applicability. |
| | (b) Availability of receipts and assets. | | Public housing homeownership and management opportunities. |
| | (c) Federal Reserve banks to act as depositories, custodians and fiscal agents; reimbursement for services. | | (a) Homeownership opportunities in general. |
| | | | (b) Protection of nonpurchasing families. |
| | | | (c) Financial assistance for public housing agencies. |
| | | | (d) Additional homeownership and management opportunities. |

| Sec. | | Sec. | |
|--------|--|----------|--|
| | (e) Regulations. | | (b) Procedure. |
| | (f) Repealed. | | (c) Certification. |
| | (g) Limitation. | | (d) Approval by States. |
| 1437t. | Authority to convert public housing to vouchers. | 1437y. | Provision of information to law enforcement and other agencies. |
| | (a) Authority. | 1437z. | Exchange of information with law enforcement agencies. |
| | (b) Conversion assessment. | 1437z-1. | Civil money penalties against section 1437f owners. |
| | (c) Criteria for implementation of conversion plan. | | (a) In general. |
| | (d) Conversion plan requirement. | | (b) Violations of housing assistance payment contracts for which penalty may be imposed. |
| | (e) Review and approval of conversion plans. | | (c) Agency procedures. |
| | (f) Tenant-based assistance. | | (d) Judicial review of agency determination. |
| 1437u. | Family Self-Sufficiency program. | | (e) Remedies for noncompliance. |
| | (a) Purpose. | | (f) Settlement by Secretary. |
| | (b) Establishment of program. | | (g) Deposit of penalties. |
| | (c) Contract of participation. | | (h) Definitions. |
| | (d) Incentives for participation. | 1437z-2. | Public housing mortgages and security interests. |
| | (e) Effect of increases in family income. | | (a) General authorization. |
| | (f) Program coordinating committee. | | (b) Terms and conditions. |
| | (g) Action plan. | | (c) No Federal liability. |
| | (h) Allowable public housing agency administrative fees and costs. | 1437z-3. | Pet ownership in public housing. |
| | (i) Public housing agency incentive award allocation. | | (a) Ownership conditions. |
| | (j) On-site facilities. | | (b) Reasonable requirements. |
| | (k) Flexibility. | | (c) Pet ownership in public housing designated for occupancy by elderly or handicapped families. |
| | (l) Reports. | | (d) Regulations. |
| | (m) GAO report. | 1437z-4. | Resident homeownership programs. |
| | (n) Definitions. | | (a) In general. |
| | (o) Effective date and regulations. | | (b) Participating units. |
| 1437v. | Demolition, site revitalization, replacement housing, and tenant-based assistance grants for projects. | | (c) Eligible purchasers. |
| | (a) Purposes. | | (d) Right of first refusal. |
| | (b) Grant authority. | | (e) Protection of nonpurchasing residents. |
| | (c) Contribution requirement. | | (f) Financing and assistance. |
| | (d) Eligible activities. | | (g) Downpayment requirement. |
| | (e) Application and selection. | | (h) Ownership interests. |
| | (f) Cost limits. | | (i) Resale. |
| | (g) Disposition and replacement. | | (j) Net proceeds. |
| | (h) Administration by other entities. | | (k) Homeownership assistance. |
| | (i) Withdrawal of funding. | | (l) Inapplicability of disposition requirements. |
| | (j) Definitions. | 1437z-5. | Required conversion of distressed public housing to tenant-based assistance. |
| | (k) Grantee reporting. | | (a) Identification of units. |
| | (l) Annual report. | | (b) Consultation. |
| | (m) Funding. | | (c) Plan for removal of units from inventories of PHA's. |
| | (n) Grants for assisting affordable housing developed through main street projects in smaller communities. | | (d) Conversion to tenant-based assistance. |
| | (o) Sunset. | | (e) Cessation of unnecessary spending. |
| 1437w. | Transfer of management of certain housing to independent manager at request of residents. | | (f) Use of budget authority. |
| | (a) Authority. | | (g) Removal by Secretary. |
| | (b) Request for transfer. | 1437z-6. | Administration. |
| | (c) Capital and operating assistance. | | Services for public and Indian housing residents. |
| | (d) Contract between Secretary and manager. | | (a) In general. |
| | (e) Compliance with public housing agency plan. | | (b) Eligible activities. |
| | (f) Demolition and disposition by manager. | | (c) Funding distribution. |
| | (g) Limitation on PHA liability. | | (d) Matching requirement. |
| | (h) Definitions. | 1437z-7. | Funding for resident organizations. |
| 1437x. | Environmental reviews. | | Mixed-finance public housing. |
| | (a) In general. | | (a) Authority. |
| | | | (b) Assistance. |
| | | | (c) Compliance with public housing requirements. |

| | |
|--|---|
| <p>Sec.</p> <p>(d) Mixed-finance projects. (e) Structure of projects. (f) Taxation. (g) Use of savings. (h) Effect of certain contract terms.</p> <p style="text-align: center;">SUBCHAPTER II—ASSISTED HOUSING FOR INDIANS AND ALASKA NATIVES</p> <p>1437aa to 1437ee. Repealed. 1437ff. Transferred.</p> <p style="text-align: center;">SUBCHAPTER II—A—HOPE FOR PUBLIC HOUSING HOMEOWNERSHIP</p> <p>1437aaa. Program authority. (a) In general. (b) Authority to reserve housing assistance.</p> <p>1437aaa-1. Planning grants. (a) Grants. (b) Eligible activities. (c) Application. (d) Selection criteria.</p> <p>1437aaa-2. Implementation grants. (a) Grants. (b) Eligible activities. (c) Matching funding. (d) Application. (e) Selection criteria. (f) Location within participating jurisdictions. (g) Approval.</p> <p>1437aaa-3. Homeownership program requirements. (a) In general. (b) Affordability. (c) Plan. (d) Acquisition and rehabilitation limitations. (e) Financing. (f) Housing quality standards. (g) Repealed. (h) Protection of non-purchasing families.</p> <p>1437aaa-4. Other program requirements. (a) Sale by public housing agency to applicant or other entity required. (b) Preferences. (c) Cost limitations. (d) Annual contributions. (e) Amounts from Operating Fund allocation. (f) Use of proceeds from sales to eligible families. (g) Restrictions on resale by homeowners. (h) Third party rights. (i) Dollar limitation on economic development activities. (j) Timely homeownership. (k) Capability of resident management corporations and resident councils. (l) Records and audit of recipients of assistance.</p> <p>1437aaa-5. Definitions. 1437aaa-6. Relationship to other homeownership opportunities. 1437aaa-7. Limitation on selection criteria. 1437aaa-8. Annual report.</p> <p style="text-align: center;">SUBCHAPTER II—B—HOME RULE FLEXIBLE GRANT DEMONSTRATION</p> <p>1437bbb.</p> | <p>Sec.</p> <p>1437bbb-1. Flexible grant program. (a) Authority and use. (b) Period of participation. (c) Participating jurisdictions.</p> <p>1437bbb-2. Program allocation and covered housing assistance. (a) Program allocation. (b) Covered housing assistance.</p> <p>1437bbb-3. Applicability of requirements under programs for covered housing assistance. (a) In general. (b) Number of families assisted. (c) Protection of recipients. (d) Effect on ability to compete for other programs.</p> <p>1437bbb-4. Program requirements. (a) Applicability of certain provisions. (b) Compliance with assistance plan.</p> <p>1437bbb-5. Application. (a) In general. (b) Review, approval, and performance standards. (c) Status of PHAs. (d) PHA plans.</p> <p>1437bbb-6. Training.</p> <p>1437bbb-7. Accountability. (a) Maintenance of records. (b) Reports. (c) Access to documents by Secretary and Comptroller General. (d) Performance review and evaluation.</p> <p>1437bbb-8. Definitions.</p> <p>1437bbb-9. Termination and evaluation. (a) Termination. (b) Evaluation.</p> <p style="text-align: center;">SUBCHAPTER III—MISCELLANEOUS PROVISIONS</p> <p>1438. Repealed.</p> <p>1439. Local housing assistance plan. (a) Applicability of approved plan to housing assistance application; procedure upon receipt of application by Secretary of Housing and Urban Development; definitions. (b) Housing assistance applications subject to procedures. (c) Repealed. (d) Allocation and reservation of housing assistance funds; purposes; prohibited reallocation of unutilized funds; enumerated uses for retained funds; competition for reservation and obligation of funds. (e) Assistance payments for properties in Jefferson County, Texas.</p> <p>1440. State housing finance and development agencies. (a) Statement of purpose; participation by private and non-profit developers in activities assisted. (b) Determination of eligibility for assistance; definitions.</p> |
|--|---|

Sec.

- (c) Guarantee of obligations issued by agencies; grants to agencies for interest payments on obligations; maximum amount of grants; prerequisites for guarantee; full faith and credit pledged for payment of guarantee; effect and validity of guarantee; fees and charges for guarantee; authorization of appropriations for grants; maximum amount of obligations guaranteed.
- (d) Requirements for guaranteed obligations.
- (e) Revolving fund for payment of liabilities incurred pursuant to guarantees and payment of obligations issued to Secretary of the Treasury; composition; availability, issuance of obligations to Secretary of the Treasury for implementation of guarantees; amount, maturity, rate of interest, and purchase by Secretary of the Treasury of obligations; payment of expenses and charges.
- (f) Technical assistance to agencies for planning and execution of development activities.
- (g) Labor standards.
- (h) Protection of guarantees issued by United States; inclusion by purchaser in gross income of interest paid on obligations issued by agencies.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 1382a, 1396r-1a, 1404a, 1434, 1436a, 1436b, 1439, 1471, 1485, 1490a, 1502, 1503, 1504, 1586, 1590, 1594c, 1766, 3013, 5153, 5515, 8003, 11903, 12705, 12896, 12910, 14614 of this title; title 12 sections 24, 1441a, 1701r-1, 1715z-1a, 1701z-3, 1701z-11, 1715l, 1831q; title 25 sections 640d-14, 4103, 4111, 4112, 4116, 4133, 4140, 4152, 4181, 4182, 4183, 4191; title 26 section 32.

§§ 1401 to 1404. Omitted

CODIFICATION

Sections 1401 to 1404 were omitted in the general revision of the United States Housing Act of 1937 by Pub. L. 93-383, title II, §201(a), Aug. 22, 1974, 88 Stat. 653.

Section 1401, acts Sept. 1, 1937, ch. 896, §1, 50 Stat. 888; July 15, 1949, 338, title III, §307(a), 63 Stat. 429; Sept. 23, 1959, Pub. L. 86-372, title V, §501, 73 Stat. 679; Aug. 1, 1968, Pub. L. 90-448, title II, §206(a), 82 Stat. 504; Dec. 31, 1970, Pub. L. 91-609, title II, §211, 84 Stat. 1779, set out declaration of policy. See section 1437 of this title.

Section 1402, acts, Sept. 1, 1937, ch. 896, §2, 50 Stat. 888; July 15, 1949, ch. 338, title III, §§302(b), 304(c), (i), 306, 307(b), 63 Stat. 424, 425, 429; Oct. 26, 1951, ch. 577, §1, 65 Stat. 647; June 30, 1953, 170, §24(c), 67 Stat. 128; Aug. 7, 1956, ch. 1029, title IV, §404(a), 70 Stat. 1104; July 12, 1957, Pub. L. 85-104, title III, §307, title IV, §401(a), 71 Stat. 301; Sept. 23, 1959, Pub. L. 86-372, title V, §§502, 503(a), 504, 73 Stat. 680; June 30, 1961, Pub. L. 87-70, title II, §202, 75 Stat. 163; Sept. 2, 1964, Pub. L. 88-560, title II, §203(d), title IV, §401(a), 78 Stat. 784, 794; Aug. 10, 1965, Pub. L. 89-117, title I, §§103(b), 104, 79 Stat. 457; Aug. 1, 1968, Pub. L. 90-448, title II, §209(a), 82 Stat. 505; Dec. 24, 1969, Pub. L. 91-152, title II, §213(a), title IV, §403(a), 83 Stat. 389, 395; Dec. 31, 1970, Pub. L. 91-609, title II, §208(a), title IX, §903(c), 84 Stat. 1778, 1808; Dec. 22, 1971, Pub. L. 92-213, §9, 85 Stat. 776, defined applicable terms. See section 1437a of this title.

Section 1403, acts Sept. 1, 1937, ch. 896, §3, 50 Stat. 889; May 25, 1967, Pub. L. 90-19, §2(b), 81 Stat. 20; Aug. 1, 1968, Pub. L. 90-448, title XVII, §1719(a), 82 Stat. 610, created the United States Housing Authority in the Department of Housing and Urban Development.

Section 1404, acts Sept. 1, 1937, ch. 896, §4, 50 Stat. 889; Oct. 28, 1949, ch. 782, title XI, §1106(a), 63 Stat. 972; May 25, 1967, Pub. L. 90-19, §2(a), (c), 81 Stat. 19, 20, provided for assistance of officers, etc., of other agencies and transfer of property to the Authority.

EFFECTIVE DATE OF 1969 AMENDMENT; APPLICABILITY

Section 213(b) of Pub. L. 91-152 provided that the rents fixed by public housing agencies not exceed one-fourth of a low-rent housing tenant's income be effective not later than ninety days after Dec. 24, 1969, and that the requirements not apply in any case in which the Secretary of Housing and Urban Development determined that limiting the rent of any tenant or class of tenants would have resulted in a deduction in the amount of welfare assistance which would otherwise have been provided to the tenant or class of tenants by a public agency.

§ 1404a. Secretary of Housing and Urban Development; right to sue; expenses

The Secretary of Housing and Urban Development may sue and be sued only with respect to its functions under the United States Housing Act of 1937, as amended [42 U.S.C. 1437 et seq.], and title II of Public Law 671, Seventy-sixth Congress, approved June 28, 1940, as amended [42 U.S.C. 1501 et seq.]. Funds made available for carrying out the functions, powers, and duties of the Secretary of Housing and Urban Development (including appropriations therefor, which are authorized) shall be available, in such amounts as may from year to year be authorized by the Congress, for the administrative expenses of the Secretary of Housing and Urban Development. Notwithstanding any other provisions of law except provisions of law enacted after August 10, 1948 expressly in limitation hereof, the Secretary of Housing and Urban Development, or any State or local public agency administering a low-rent housing project assisted pursuant to the United States Housing Act of 1937 or title II of Public Law 671, Seventy-sixth Congress, approved June 38, 1940, shall continue to have the right to maintain an action or proceeding to recover possession of any housing accommodations operated by it where such action is authorized by the statute or regulations under which such housing accommodations are administered, and, in determining net income for the purposes of tenant eligibility with respect to low-rent housing projects assisted pursuant to said Acts, the Secretary of Housing and Urban Development is authorized, where it finds such action equitable and in the public interest, to exclude amounts or portions thereof paid by the United States Government for disability or death occurring in connection with military service.

(Aug. 10, 1948, ch. 832, title V, §502(b), 62 Stat. 1284; Oct. 28, 1949, ch. 782, title XI, §1106(a), 63 Stat. 972; Pub. L. 90-19, §5(d)(4)-(7), May 25, 1967, 81 Stat. 21; Pub. L. 100-242, title V, §570(a)(2), Feb. 5, 1988, 101 Stat. 1949.)

REFERENCES IN TEXT

The United States Housing Act of 1937, referred to in text, is act Sept. 1, 1937, ch. 896, as revised generally by Pub. L. 93-383, title II, §201(a), Aug. 22, 1974, 88 Stat. 653,