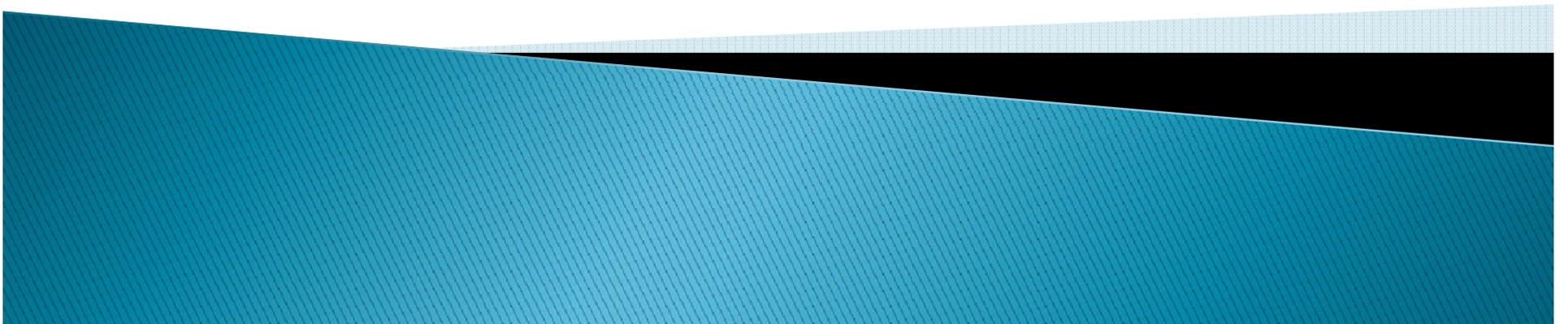


# NAHASDA OVERVIEW



# NAHASDA

- ▶ NATIVE AMERICAN HOUSING ASSISTANCE AND SELF-DETERMINATION ACT OF 1996
- ▶ PASSED OCTOBER 26, 1996
- ▶ STREAMLINES THE PROCESS OF PROVIDING HOUSING TO NATIVE AMERICANS
- ▶ GIVES TRIBES MORE FLEXIBILITY AND RESPONSIBILITY



# NAHASDA

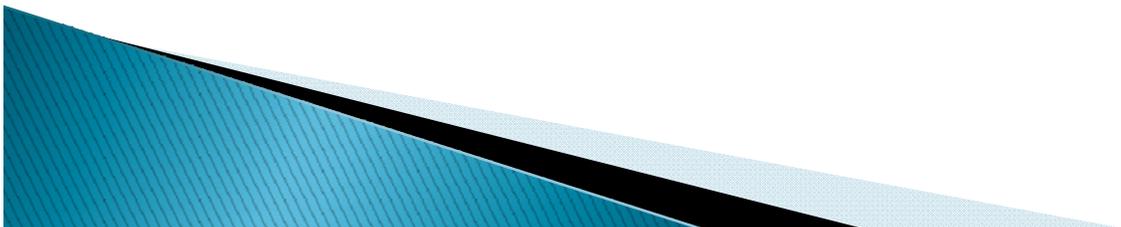
## ▶ FORMULA

### ○ 1. CURRENT ASSISTED STOCK

- BASED ON NUMBER OF 1937 ACT UNITS AS OF 9/30/97

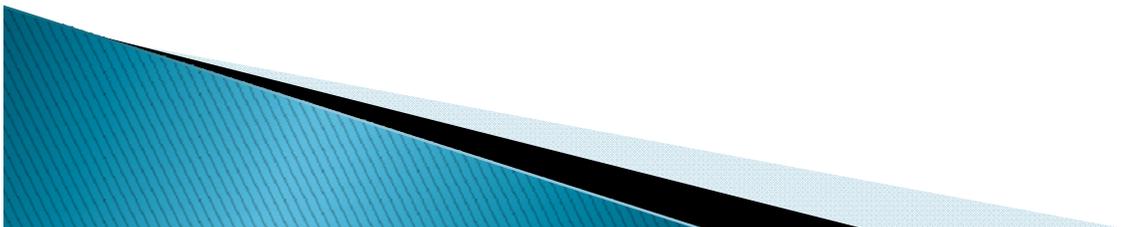
### ○ 2. NEED

- BASED ON AMERICAN INDIAN/ALASKAN NATIVES



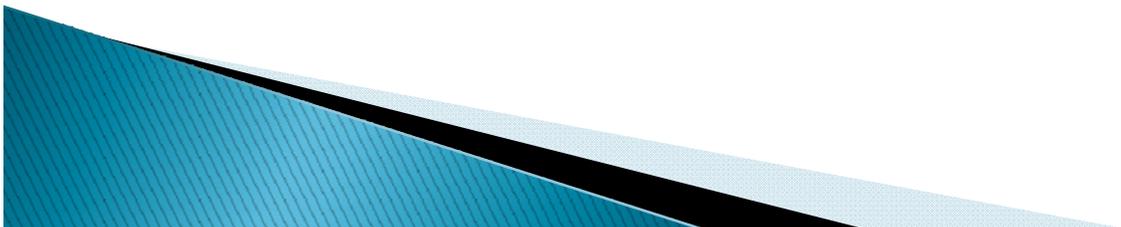
# NAHASDA FUNDING NPONAP

▶ 1998	\$84,633,601
▶ 1999	\$88,065,682
▶ 2000	\$87,987,670
▶ 2001	\$96,843,845
▶ 2002	\$92,744,902
▶ 2003	\$89,046,093
▶ 2004	\$86,365,626
▶ 2005	\$84,451,016
▶ 2006	\$86,512,215
▶ 2007	\$90,826,230
▶ 2008	\$92,338,192
▶ 2009	\$91,898,496
▶ 2010	\$97,500,605



# NAHASDA 2011 ESTIMATE

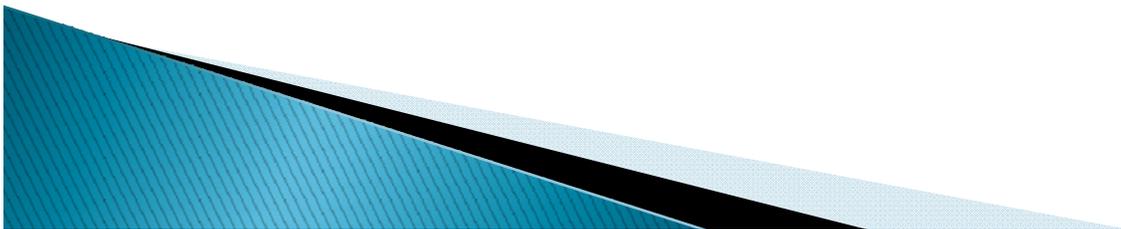
\$86,702,278 IS THE ESTIMATED FUNDING AMOUNT FOR FY 2011. THIS IS BASED ON THE PRESIDENT'S PROPOSED BUDGET. THE ACTUAL FUNDING AMOUNT IS DETERMINED BY THE APPROPRIATION PASSED BY CONGRESS.



# NAHASDA ELIGIBLE RECIPIENTS

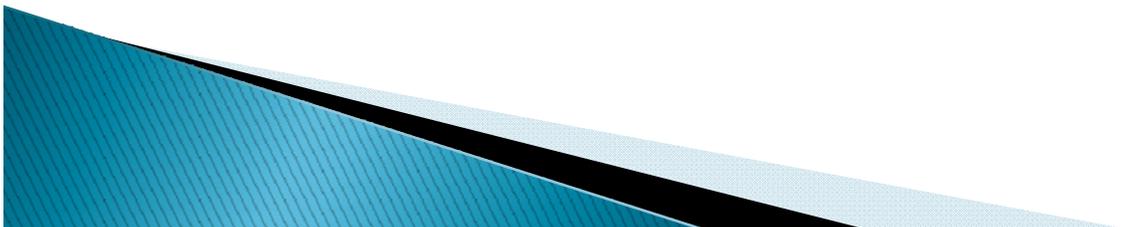
FEDERALLY RECOGNIZED INDIAN TRIBES

TRIBALLY DESIGNATED HOUSING ENTITIES



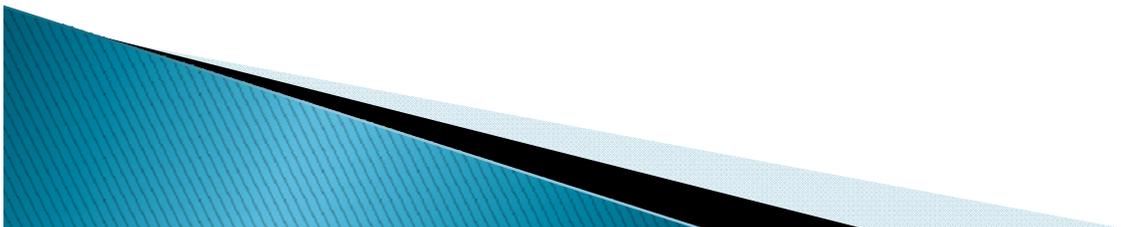
# NAHASDA ELIGIBLE ACTIVITIES

1. INDIAN HOUSING ASSISTANCE
2. DEVELOPMENT
3. HOUSING SERVICES
4. HOUSING MANAGEMENT SERVICES
5. CRIME PREVENTION AND SAFETY ACTIVITIES
6. MODEL ACTIVITIES



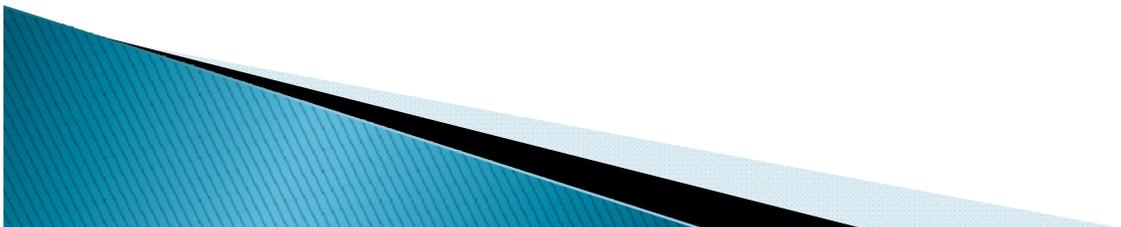
# CHANGES TO NAHASDA

- ▶ NAHASDA HAS BEEN AMENDED 7 TIMES.
- ▶ MOST RECENT AMENDMENT WAS 10/14/08
- ▶ NEGOTIATED RULE MAKING REQUIRED FOR NON SELF IMPLEMENTING CHANGES.
- ▶ NEG-REG COMPLETED ON AUG. 19, 2010.



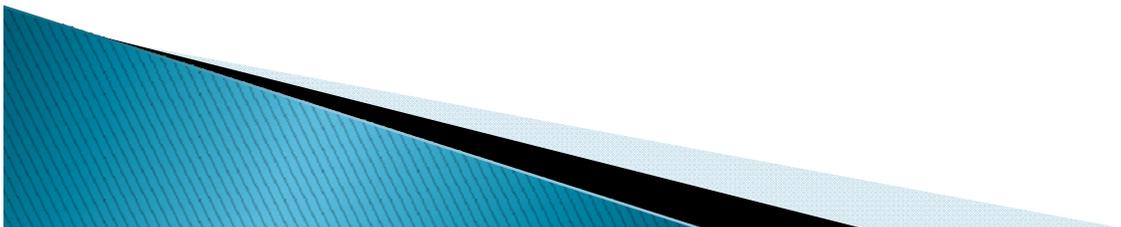
# CHANGES TO NAHASDA

- ▶ SECTION 4 AMENDED TO CLARIFY THAT “HOUSING AND COMMUNITY DEVELOPMENT” DOES NOT INCLUDE ANY ACTIVITY CONDUCTED BY ANY INDIAN TRIBE UNDER THE INDIAN GAMING REGULATORY ACT.
- ▶ SECTION 101 AMENDED TO ALLOW TRIBES AND TDHES ACCESS TO FEDERAL SUPPLY SOURCES THE SAME AS THE EXECUTIVE AGENCIES.



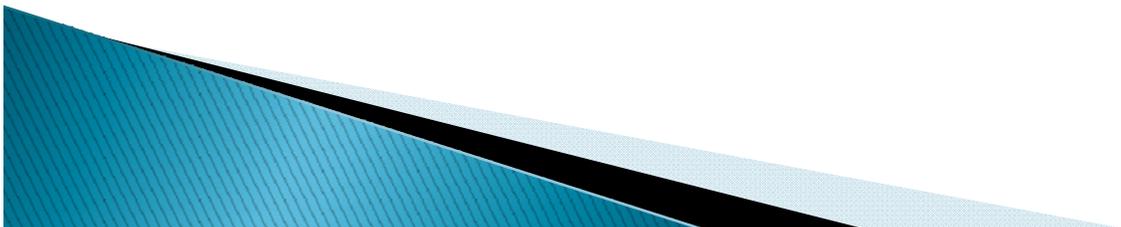
# CHANGES TO NAHASDA

- ▶ SECTION 101 AMENDED TO ALLOW TRIBAL PREFERENCE IN EMPLOYMENT AND CONTRACTING.
- ▶ SECTION 102 (a) AMENDED TO CHANGE THE DATE OF SUBMITTAL OF AN IHP FROM NO LATER THAN JULY 1 TO 75 DAYS PRIOR TO THE BEGINNING OF THE RECIPIENT'S PROGRAM YEAR.



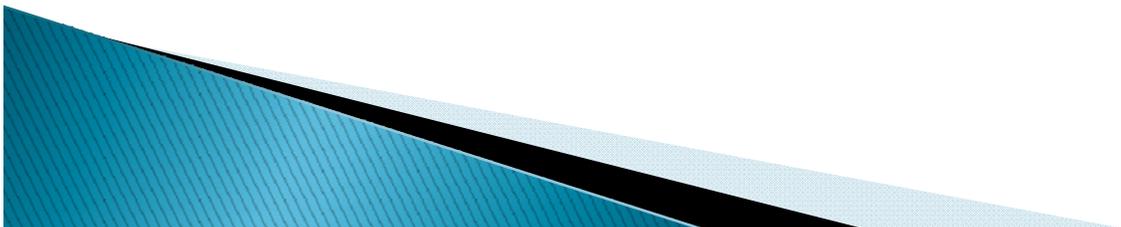
# CHANGES TO NAHASDA

- ▶ SECTION 102 (b) AMENDED TO NO LONGER REQUIRE SUBMISSION OF 5-YEAR PLAN.
- ▶ SECTION 102 AMENDED TO REVISE THE IHP.
- ▶ SECTION 103(d) AMENDED TO CHANGE FROM FISCAL YEAR TO PROGRAM YEAR.



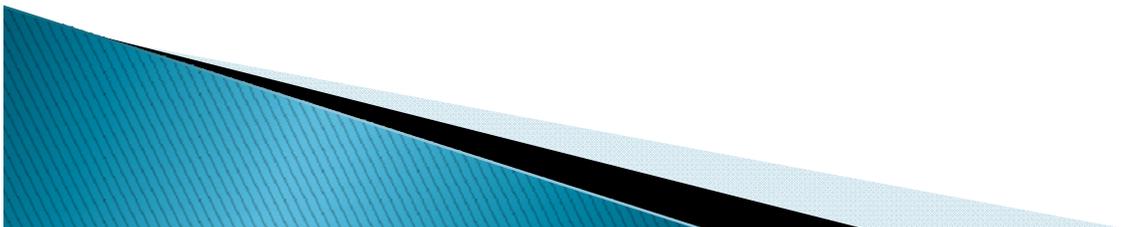
# CHANGES TO NAHASDA

- ▶ SECTION 104 (a) AMENDED TO CLARIFY THAT A DEVELOPERS FEE SHALL NOT BE CONSIDERED TO BE PROGRAM INCOME.
- ▶ SECTION 201 (b) AMENDED TO MODIFY THE LOW INCOME REQUIREMENT FOR TITLE VI. ALSO ALLOWS NON LOW INCOME FAMILIES TO BE SERVED WHERE HOUSING IS NEEDED AND CANNOT BE REASONABLY BE MET WITHOUT NAHASDA ASSISTANCE. HUD WILL SET LIMITS ON THAT ASSISTANCE.



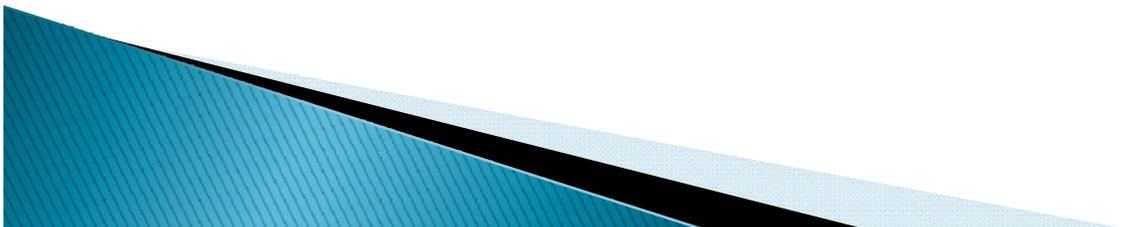
# CHANGES TO NAHASDA

- ▶ SECTION 201 (b) AMENDED SO THAT AN ESSENTIAL FAMILY CAN BE EITHER AN INDIAN OR NON-INDIAN FAMILY.
- ▶ ALSO LAW ENFORCEMENT OFFICERS CAN BE PROVIDED HOUSING REGARDLESS OF THE UNIT OF GOVERNMENT THEY WORK FOR.



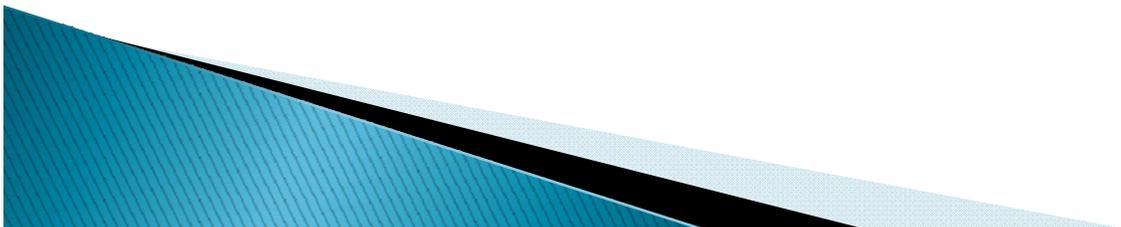
# CHANGES TO NAHASDA

- ▶ SECTION 202 AMENDED TO ALLOW FOR RESERVE ACCOUNTS OF NOT MORE THAN  $\frac{1}{4}$  OF THE 5 YEAR AVERAGE OF THE ANNUAL AMOUNT USED BY A RECIPIENT FOR ADMIN AND PLANNING.
- ▶ SECTION 203 CHANGES THE WAY NAHASDA FUNDS AREA ACCCOUNTED FOR.



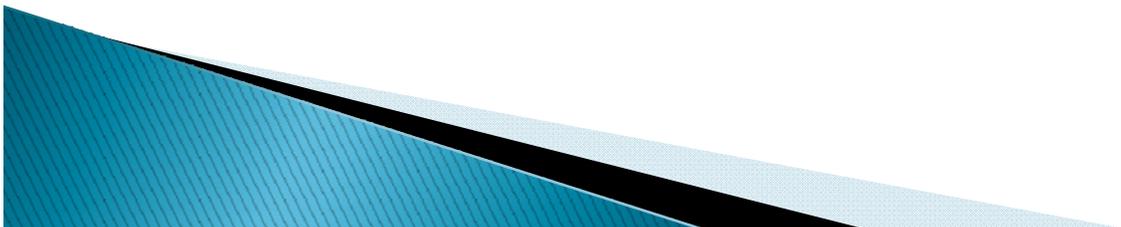
# CHANGES TO NAHASDA

- ▶ DE MINIMIS PURCHASES (UNDER \$5000) DO NOT REQUIRE PROCUREMENT.
- ▶ Section 205 amended to make binding commitments for the remaining useful life not applicable to conveyed homeownership units.



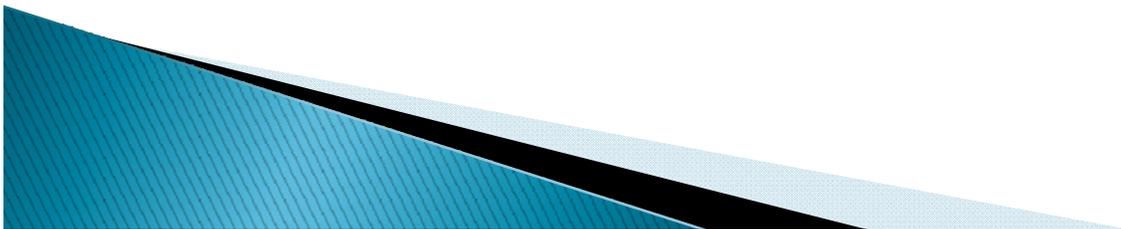
# CHANGES TO NAHASDA

- ▶ SECTION 208 (a) REQUIRES LAW ENFORCEMENT TO SUPPLY CRIMINAL CONVICTION RECORDS OF APPLICANTS FOR EMPLOYMENT TO TRIBES AND TDHES.

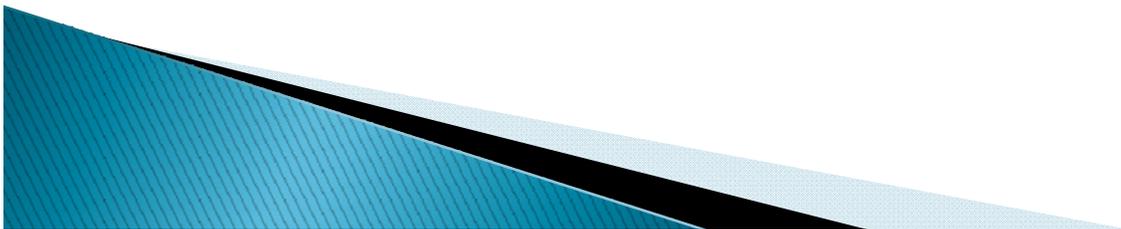


# CHANGES TO NAHASDA

- ▶ SUBTITLE B

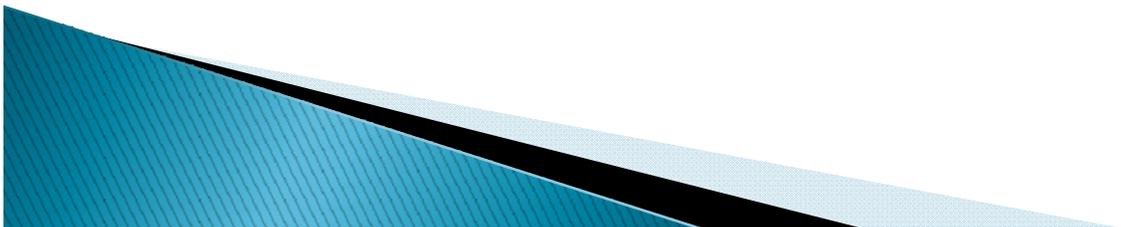


# CHANGES TO NAHASDA

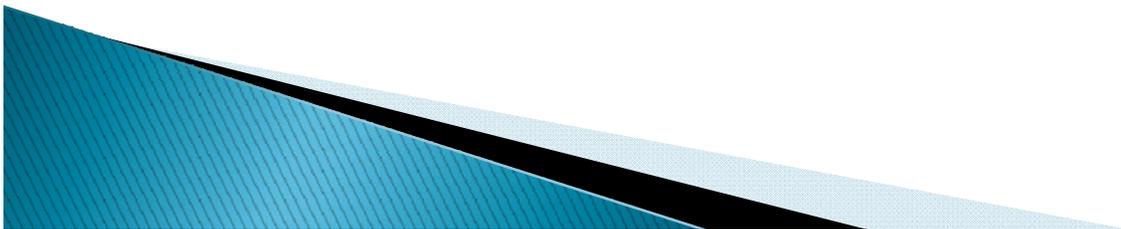


# CHANGES TO NAHASDA

- ▶ SECTION 302 (b) AMENDS NAHASDA TO CLARIFY THE FACT THAT UNITS WILL BE EXCLUDED FROM CURRENT ASSISTED STOCK WHEN THE RECIPIENT CEASES TO POSSESS THE LEGAL RIGHT TO OWN, OPERATE OR MAINTAIN THE UNIT OR THE UNIT IS LOST DUE TO CONVEYANCE DEMOLITION OR OTHER MEANS.

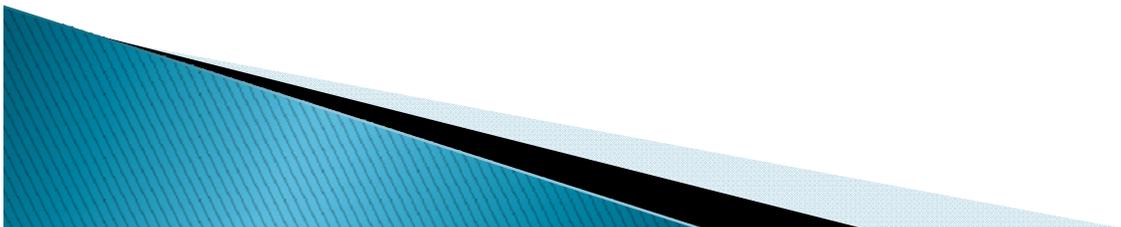


- ▶ IF A UNIT IS NOT CONVEYED WITHIN 25 YEARS OF DOFA THROUGH NO FAULT OF THE RECIPIENT, THEN THE UNIT WILL REMAIN IN CAS.
- ▶ IF A UNIT IS DEMOLISHED AND REBUILT IN ONE YEAR THAT UNIT WILL REMAIN IN CAS.



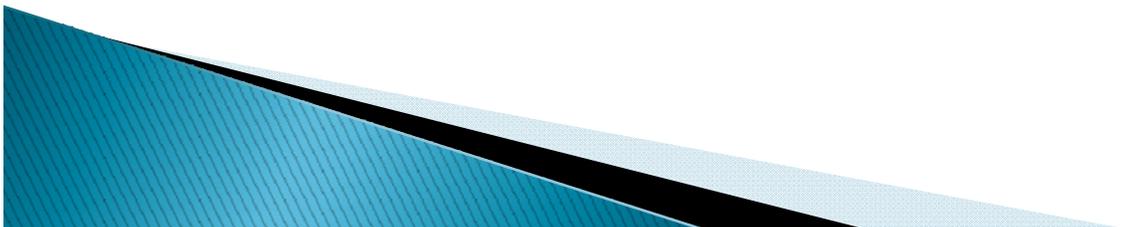
# CHANGES TO NAHASDA

- ▶ SECTION 401 (a) IS AMENDED TO STATE THAT FAILURE OF A RECIPIENT TO COMPLY WITH 302(b)(1) REGARDING THE REPORTING OF LOW-INCOME DWELLING UNITS SHALL NOT, IN ITSELF, BE CONSIDERED SUBSTANTIAL NONCOMPLIANCE.



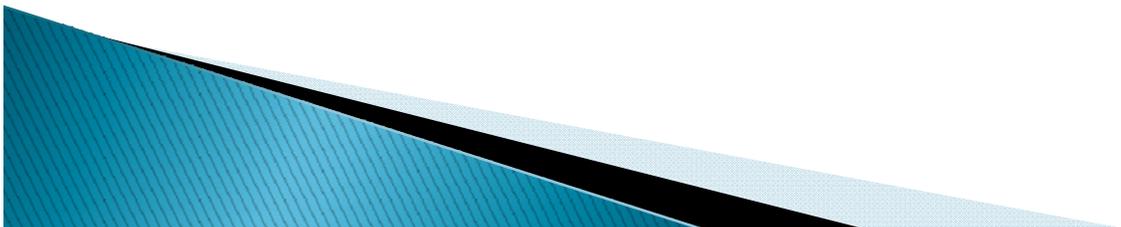
# CHANGES TO NAHASDA

- ▶ ADDS SECTION 509 TO NAHASDA TO ALLOW PARTICIPATING JURISDICTIONS TO PROVIDE FUNDS TO INDIAN TRIBES AND TDHES EVENTHOUGH THEY RECEIVE IHBG FUNDS.



# CHANGES TO NAHASDA

- ▶ A NEW SECTION 606 IS ADDED TO INCLUDE A NEW DEMONSTATION PROGRAM THAT WILL GUARANTEE 95% OF UNPAID BALANCE ON NOTES AND OBLIGATIONS FOR TRIBES AND TDHES TO DEVELOP COMMUNITY AND ECONOMIC DEVELOPMENT ACTIVITIES.
- ▶ LIMITATION – LIMITED TO 4 IN EACH ONAP REGION.
- ▶ LOW INCOME – 70% LOW TO MODERATE INCOME BENEFIT.



- ▶ LIMITED TO NOT MORE THAN \$200,000,000 FOR EACH OF FISCALS YEARS 2009–2013.

