

OGC IMPLEMENTATION GUIDE FOR FY20 PHASE 3 COVID-19 SUPPLEMENTAL—Coronavirus Aid, Relief, and Economic Security Act (CARES Act)
April 16, 2020 [REVISED]

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IMPORTANT INFORMATION ABOUT THE IMPLEMENTATION GUIDE

TEXT OF APPROPRIATIONS ACTS

Appropriations for HUD: Public Law 116-136: Title XII of Division B of the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), available at <https://www.congress.gov/116/bills/hr748/BILLS-116hr748enr.pdf>.

Government-Wide General Provisions: Public Law 116-136: Title XIII of Division B of the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), available at <https://www.congress.gov/116/bills/hr748/BILLS-116hr748enr.pdf>.

APPLICABILITY OF PRIOR APPROPRIATIONS ACTS

Section 23003 of the CARES Act reads as follows:

SEC. 23003. Unless otherwise provided for by this Act, the additional amounts appropriated by this Act to appropriations accounts shall be available under the authorities and conditions applicable to such appropriations accounts for fiscal year 2020.

Therefore, to get the full picture of all the requirements applicable to the new funding, please refer to the OGC Summary Implementation Guides for FY 2019 and FY2020, which are available on HUD@Work at: <http://hudatwork.hud.gov/HUD/gc/Appropriation-Acts-Implementation-Guides/>.

In addition:

- The text of the FY19 Appropriations Act can be found here: <https://www.congress.gov/116/plaws/publ6/PLAW-116publ6.pdf>
- The text of the FY20 Appropriations Act can be found here: <https://www.congress.gov/116/bills/hr1865/BILLS-116hr1865enr.pdf>.

IMPLEMENTATION METHODS

Implementation, Generally

Where the Office of General Counsel (OGC) has determined that the implementation method requires publication in the Federal Register, the “Implementation Method” column will note that publication in the Federal Register is necessary.

Where publication in the Federal Register is not required, OGC has designated the implementation method as “Administrative means,” which encompasses any number of methods that an office may use to implement the statutory provision, for example, mortgagee letter, directive issuance, etc. (Allocation of funds by formula, unless specifically specified by statute, does not require publication in the Federal Register).

The type of administrative method utilized by an office (1) may be discretionary on the part of the program office (e.g., mortgagee letter, direct letter, or direct issuance, but would not, where discretionary on the part of the office, exclude a Federal Register notice) or (2) may be prescribed by existing statutes or regulations (for example, the HUD Reform Act requires grant awards to be published in the Federal Register). Where the statutory language specifies a specific method, OGC has used the more specific method.

For additional information on HUD administration issues, see HUD Handbook 000.2 Rev-3 on the HUD Directives System. See also HUD Handbook 1830.2 Rev-6 (March 20, 2017), Administrative Control of Funds Policies.

DATE FOR ACTION

Where OGC has determined that the implementation method must be completed by a specific date, that date is included under the “Date for Action” column.

In some circumstances, the statutory language requires that the implementation method must be completed a certain number of days prior to or following another action. This scenario is also reflected in the “Date for Action” column.

If Congress has not provided any timing guidance in statutory language, the “Date for Action” column is left blank.

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
TITLE XII of DIVISION B: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [ACCOUNT LANGUAGE]				
HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<u>MANAGEMENT AND ADMINISTRATION</u>				
<u>ADMINISTRATIVE SUPPORT OFFICES</u> For an additional amount for “Administrative Support Offices”, \$35,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, for the Office of the Chief Financial Officer, including for Department-wide salaries and expenses, Information Technology purposes, and to support the Department’s workforce in a telework environment:	Administrative means	FY20 “Administrative Support Offices” heading covered: <ul style="list-style-type: none"> • OCFO • OGC • OCAO • OCHCO • OFPM • OCPO • ODEEO • OCIO 		OCFO
<i>Provided</i> , That the amounts provided under this heading in this Act shall be in addition to amounts otherwise available for such purposes, including amounts made available under the heading “Program Offices” in this Act:	Administrative means			OCFO
<i>Provided further</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			OCFO
<u>PROGRAM OFFICES</u> For an additional amount for “Program Offices”, \$15,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus:	Administrative means			OCHCO; OASA
<i>Provided</i> , That of the sums appropriated under this heading in this Act— (1) \$5,000,000 shall be available for the Office of Public and Indian Housing; and	Administrative means			PIH
(2) \$10,000,000 shall be available for the Office of Community Planning and Development:	Administrative means			CPD
<i>Provided further</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			OCFO
<u>PUBLIC AND INDIAN HOUSING</u>				
<u>TENANT-BASED RENTAL ASSISTANCE</u> For an additional amount for “Tenant-Based Rental Assistance”, \$1,250,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus, including to provide additional funds for public housing agencies to maintain normal operations and take other	Administrative means			PIH

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HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
necessary actions during the period that the program is impacted by coronavirus:				
<i>Provided</i> , That of the amounts made available under this heading in this Act, \$850,000,000 shall be available for both administrative expenses and other expenses of public housing agencies for their section 8 programs, including Mainstream vouchers:	Administrative means			PIH
<i>Provided further</i> , That such other expenses shall be new eligible activities to be defined by the Secretary and shall include activities to support or maintain the health and safety of assisted individuals and families, and costs related to retention and support of participating owners:	Administrative means			PIH
<i>Provided further</i> , That amounts made available under paragraph (3) under this heading in Public Law 116-94 may be used for such other expenses, as described in the previous proviso, in addition to their other available uses:	Administrative means	<i>Also allows FY20 administrative expenses to be used for eligible activities in previous proviso</i>		PIH
<i>Provided further</i> , That of the amounts made available under this heading in this Act, \$400,000,000 shall be available for adjustments in the calendar year 2020 section 8 renewal funding allocations, in addition to any other appropriations available for such purpose, including Mainstream vouchers, for public housing agencies that experience a significant increase in voucher per-unit costs due to extraordinary circumstances or that, despite taking reasonable cost savings measures, as determined by the Secretary, would otherwise be required to terminate rental assistance for families as a result of insufficient funding:	Administrative means			PIH
<i>Provided further</i> , That the Secretary shall allocate amounts provided in the previous proviso based on need, as determined by the Secretary:	Administrative means			PIH
<i>Provided further</i> , That the Secretary may waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the use of the amounts made available under this heading and the same heading of Public Law 116-94 (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary for the safe and effective administration of these funds, consistent with the purposes described under this heading in this Act, to prevent, prepare for, and respond to coronavirus:	Administrative means (waiver authority)			PIH
<i>Provided further</i> , That the Secretary shall notify the public through the Federal Register or other appropriate means of any such waiver or alternative requirement to ensure the most expeditious allocation of this	Administrative means (waiver authority)	<i>Publication in <u>Federal Register</u> is optional. May be done as a program notice, as long as the notice is also</i>		PIH

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
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HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<p>funding, and in order for such waiver or alternative requirement to take effect, and that such public notice may be provided, at a minimum, on the Internet at the appropriate Government web site or through other electronic media, as determined by the Secretary:</p>		<p><i>published for the general public on HUD.gov or other electronic means.</i></p>		
<p><i>Provided further</i>, That any such waivers or alternative requirements shall remain in effect for the time and duration specified by the Secretary in such public notice and may be extended if necessary upon additional notice by the Secretary:</p>	Administrative means (waiver authority)	<p><i>The public notice required by previous proviso must include the duration of the waivers.</i></p> <p><i>If the waivers are extended, the Secretary should use the same method of notification used to begin the waivers.</i></p>		PIH
<p><i>Provided further</i>, That to prevent, prepare for, and respond to coronavirus, the notification required by section 223 of Public Law 116-6 and section 221 of Public Law 116-94 shall not apply to the award of amounts provided under paragraph (2) of this heading in Public Law 116-6 or under paragraph (7)(B) of this heading in Public Law 116-94 in support of the family unification program under section 8(x) of such Act:</p>	Administrative means	<p><i>The provision in FY19 and 20 appropriations requiring 3-day advance notice to Congress of grants for general FY19 FUP funding and FY20 incremental youth assistance vouchers.</i></p>		PIH
<p><i>Provided further</i>, That the Secretary may award any remaining unobligated balances appropriated under this heading in prior Acts for incremental tenant-based assistance contracts under section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), to prevent, prepare for, and respond to coronavirus, without competition, including for extraordinary administrative fees:</p>	Administrative means (noncompetitive)	<p><i>Amounts may be awarded without competition. Per following proviso, at least 25 percent to be awarded proportionally to FY17 and 19 grantees</i></p>		PIH; HSG
<p><i>Provided further</i>, That no less than 25 percent of such amounts shall be allocated proportionally to public housing agencies who received awards in the 2017 and 2019 competitions for such purposes within 60 days of enactment of this Act:</p>	Administrative means	<p><i>Amounts to be allocated proportionally to 2017 and 2019 section 811 mainstream grantees</i></p>	60 days of enactment [May 26, 2020]	PIH; HSG
<p><i>Provided further</i>, That the waiver and alternative requirements authority provided under this heading in this Act shall also apply to such incremental tenant-based assistance contract amounts:</p>	Administrative means	<p><i>Waiver language also extends to any unobligated 811 mainstream funds from any prior years that are awarded for COVID-19 response</i></p>		PIH; HSG
<p><i>Provided further</i>, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.</p>	Administrative means			PIH

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HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<p><u>PUBLIC HOUSING OPERATING FUND</u> For an additional amount for “Public Housing Operating Fund”, as authorized by section 9(e) of the United States Housing Act of 1937 (42 U.S.C. 1437g(e)), \$685,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, including to provide additional funds for public housing agencies to maintain normal operations and take other necessary actions during the period that the program is impacted by coronavirus:</p>	Administrative means			PIH
<p><i>Provided</i>, That the amount provided under this heading in this Act shall be combined with the amount appropriated for the same purpose under the same heading of Public Law 116–94, and distributed to all public housing agencies pursuant to the Operating Fund formula at part 990 of title 24, Code of Federal Regulations:</p>	Administrative means (formula allocation)	<i>To be combined with FY20 funds and awarded using Op Fund formula</i>		PIH
<p><i>Provided further</i>, That for the period from the enactment of this Act through December 31, 2020, such combined total amount may be used for eligible activities under subsections (d)(1) and (e)(1) of such section 9 and for other expenses related to preventing, preparing for, and responding to coronavirus, including activities to support or maintain the health and safety of assisted individuals and families, and activities to support education and child care for impacted families:</p>	Administrative means	<i>The amount combined and awarded under the previous proviso may be used for both capital and operating expenses</i>		PIH
<p><i>Provided further</i>, That amounts made available under the headings “Public Housing Operating Fund” and “Public Housing Capital Fund” in prior Acts, except for any set-asides listed under such headings, may be used for all of the purposes described in the previous proviso:</p>	Administrative means	<i>Allows the use of funds from all prior appropriations (other than set-asides) for COVID-19 activities</i>		PIH
<p><i>Provided further</i>, That the expanded uses and funding flexibilities described in the previous two provisos shall be available to all public housing agencies through December 31, 2020, except that the Secretary may extend the period under which such flexibilities shall be available in additional 12 month increments upon a finding that individuals and families assisted by the public housing program continue to require expanded services due to coronavirus:</p>	Administrative means		<i>Expanded uses and flexibilities available through December 31, 2020, unless extended by the Secretary in 12-month increments</i>	PIH
<p><i>Provided further</i>, That the Secretary may waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the use of such combined total amount or funds made available under the headings “Public Housing</p>	Administrative means (waiver authority)			PIH

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Operating Fund” and “Public Housing Capital Fund” in prior Acts (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary for the safe and effective administration of these funds to prevent, prepare for, and respond to coronavirus:				
<i>Provided further</i> , That the Secretary shall notify the public through the Federal Register or other appropriate means of any such waiver or alternative requirement, to ensure the most expeditious allocation of this funding, in order for such waiver or alternative requirement to take effect, and that such public notice may be provided, at a minimum, on the Internet at the appropriate Government web site or through other electronic media, as determined by the Secretary:	Administrative means (waiver authority)	<i>Publication in <u>Federal Register</u> is optional. May be done as a program notice, as long as the notice is also published for the general public on HUD.gov or other electronic means.</i>		PIH
<i>Provided further</i> , That any such waivers or alternative requirements shall remain in effect for the time and duration specified by the Secretary in such public notice and may be extended if necessary upon additional notice by the Secretary:	Administrative means (waiver authority)	<i>The public notice required by previous proviso must include the duration of the waivers.</i> <i>If the waivers are extended, the Secretary should use the same method of notification used to begin the waivers.</i>		PIH
<i>Provided further</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			PIH
<u>NATIVE AMERICAN PROGRAMS</u> For an additional amount for “Native American Programs”, \$300,000,000, to remain available until September 30, 2024, to prevent, prepare for, and respond to coronavirus, for activities and assistance authorized under title I of the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA) (25 U.S.C. 4111 et seq.), and under title I of the Housing and Community Development Act of 1974 with respect to Indian tribes (42 U.S.C. 5306(a)(1)):	Administrative means			PIH
<i>Provided</i> , That the amounts made available under this heading in this Act are as follows: (1) No less than \$200,000,000 shall be available for the Native American Housing Block Grants program, as authorized under title I of NAHASDA:	Administrative means			PIH
<i>Provided</i> , That amounts made available under this paragraph shall be distributed according to the funding formula used in fiscal year 2020:	Administrative means (formula distribution)	<i>Must distribute funds using FY20 formula</i>		PIH

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HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<i>Provided further,</i> That such amounts shall be used by recipients to prevent, prepare for, and respond to coronavirus, including to maintain normal operations and fund eligible affordable housing activities under NAHASDA during the period that the program is impacted by coronavirus:	Administrative means			PIH
<i>Provided further,</i> That amounts provided under this heading in this Act may be used to cover or reimburse allowable costs to prevent, prepare for, and respond to coronavirus that are incurred by a recipient, including for costs incurred prior to the date of enactment of this Act:	Administrative means			PIH
<i>Provided further,</i> That the Secretary may waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the use of amounts made available under this paragraph or under the same paragraph in Public Law 116-94 (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary to expedite or facilitate the use of such amounts to prevent, prepare for, and respond to coronavirus:	Administrative means (waiver authority)	<i>Waivers may also cover FY20 funds</i>		PIH
<i>Provided further,</i> That any such waivers shall be deemed to be effective as of the date an Indian tribe or tribally designated housing entity began preparing for coronavirus and shall apply to the amounts made available under this paragraph and to the previously appropriated amounts described in the previous proviso; and	Administrative means (waiver authority)	<i>Waivers deemed to be effective as of the date a recipient took first actions</i>		PIH
(2) Up to \$100,000,000 shall be available for grants to Indian tribes under the Indian Community Development Block Grant program under title I of the Housing and Community Development Act of 1974, notwithstanding section 106(a)(1) of such Act, to prevent, prepare for, and respond to coronavirus, for emergencies that constitute imminent threats to health and safety:	Administrative means	<i>Sets aside funds for ICDBG Imminent Threat grants without forcing the money to come out of larger CDBG funding amount</i>		PIH
<i>Provided,</i> That the Secretary shall prioritize, without competition, allocations of these amounts for activities and projects designed to prevent, prepare for, and respond to coronavirus:	Administrative means (noncompetitive)	<i>Funds to be awarded without competition</i>		PIH
<i>Provided further,</i> That not to exceed 20 percent of any grant made with funds appropriated under this paragraph shall be expended for planning and management development and administration:	Administrative means	<i>Establishes a 20 percent admin cap</i>		PIH

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS				
PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
TITLE XII of DIVISION B: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [ACCOUNT LANGUAGE]				
HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<i>Provided further,</i> That amounts provided under this heading in this Act may be used to cover or reimburse allowable costs to prevent, prepare for, and respond to coronavirus incurred by a recipient, including for costs incurred prior to the date of enactment of this Act:	Administrative means	<i>New funds may be used to reimburse funds spent prior to passage of the CARES Act</i>		PIH
<i>Provided further,</i> That, notwithstanding section 105(a)(8) of such Act (42 U.S.C. 23 5305(a)(8)), there shall be no per centum limitation for the use of funds for public services activities to prevent, prepare for, and respond to coronavirus:	Administrative means	<i>Overrides the normal cap on public services spending</i>		PIH
<i>Provided further,</i> That the previous proviso shall apply to all such activities for grants of funds made available under this paragraph or under paragraph (4) of this heading in Public Law 116-94:	Administrative means	<i>Statutory cap on public services also removed for FY20 ICDBG funds</i>		PIH
<i>Provided further,</i> That the Secretary may waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the use of amounts made available under this paragraph or under paragraph (4) in Public Law 116-94 (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary to expedite or facilitate the use of such amounts to prevent, prepare for, and respond to coronavirus:	Administrative means (waiver authority)	<i>Waiver authority extends to FY20 ICDBG funds</i>		PIH
<i>Provided further,</i> That any such waivers shall be deemed to be effective as of the date an Indian tribe began preparing for coronavirus and shall apply to the amounts made available under this paragraph and to the previously appropriated amounts described in the previous proviso:	Administrative means (waiver authority)	<i>Waivers deemed to be effective as of the date a Tribe took first actions</i>		PIH
<i>Provided further,</i> That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			PIH
COMMUNITY PLANNING AND DEVELOPMENT				
<u>HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS</u> For an additional amount for carrying out the “Housing Opportunities for Persons with AIDS” program, as authorized by the AIDS Housing Opportunity Act (42 U.S.C. 12901 et seq.), \$65,000,000, to remain available until September 30, 2021, except that amounts allocated pursuant to section 854(c)(5) of such Act shall remain available until September 30, 2022, to provide additional funds to maintain operations and for rental assistance, supportive services, and other necessary actions, in order to prevent, prepare for, and respond to coronavirus:	Administrative means	<i>Extends the date of availability for nonformula allocations from CARES Act to September 30, 2022</i>		CPD

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<i>Provided</i> , That not less than \$50,000,000 of the amount provided under this heading in this Act shall be allocated pursuant to the formula in section 854 of such Act using the same data elements as utilized pursuant to that same formula in fiscal year 2020:	Administrative means (formula funds)	<i>Funds to be allocated using FY20 formula</i>		CPD
<i>Provided further</i> , That up to \$10,000,000 of the amount provided under this heading in this Act shall be to provide an additional one-time, nonrenewable award to grantees currently administering existing contracts for permanent supportive housing that initially were funded under section 854(c)(5) of such Act from funds made available under this heading in fiscal year 2010 and prior years:	Administrative means	<i>Awards to be made to current non-formula grantees.</i>		CPD
<i>Provided further</i> , That such awards shall be made proportionally to their existing grants:	Administrative means	<i>Grants to be awarded in proportional amounts to existing grants</i>		CPD
<i>Provided further</i> , That such awards are not required to be spent on permanent supportive housing:	Administrative means			CPD
<i>Provided further</i> , That, notwithstanding section 859(b)(3)(B) of such Act, housing payment assistance for rent, mortgage, or utilities payments may be provided for a period of up to 24 months:	Administrative means	<i>Correct citation should be 858(b)(3)(B).</i>		CPD
<i>Provided further</i> , That, to protect persons who are living with HIV/AIDS, such amounts provided under this heading in this Act may be used to self isolate, quarantine, or to provide other coronavirus infection control services as recommended by the Centers for Disease Control and Prevention for household members not living with HIV/AIDS:	Administrative means			CPD
<i>Provided further</i> , That such amounts may be used to provide relocation services, including to provide lodging at hotels, motels, or other locations, for persons living with HIV/AIDS and household members not living with HIV/AIDS:	Administrative means			CPD
<i>Provided further</i> , That, notwithstanding section 856(g) of such Act (42 U.S.C. 12905(g)), a grantee may use up to 6 percent of its award under this Act for administrative purposes, and a project sponsor may use up to 10 percent of its subaward under this Act for administrative purposes:	Administrative means	<i>Establishes 6 and 10 percent administrative caps for grantees and project sponsors, respectively.</i>		CPD
<i>Provided further</i> , That such amounts provided under this heading in this Act may be used to cover or reimburse allowable costs consistent with the purposes of this heading incurred by a grantee or project sponsor regardless of the date on which such costs were incurred:	Administrative means	<i>New funds may be used to reimburse funds spent prior to passage of the CARES Act</i>		CPD
<i>Provided further</i> , That any regulatory waivers the Secretary may issue may be deemed to be effective as of the date a grantee began preparing for coronavirus:	Administrative means (waiver authority)	<i>Authorizes retroactive regulatory waivers for coronavirus response</i>		CPD

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HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<i>Provided further</i> , That any additional activities or authorities authorized pursuant to this Act may also apply at the discretion and upon notice of the Secretary to all amounts made available under this same heading in Public Law 116-94 if such amounts are used by grantees for the purposes described under this heading:	Administrative means	<i>Secretary may apply CARES Act flexibilities to FY20 funds “upon notice”. Such notice should be public, but need not be published in the Federal Register.</i>		CPD
<i>Provided further</i> , That up to 2 percent of amounts made available under this heading in this Act may be used, without competition, to increase prior awards made to existing technical assistance providers to provide an immediate increase in capacity building and technical assistance available to grantees under this heading and under the same heading in prior Acts:	Administrative means (noncompetitive)	<i>Funds may be added to existing technical assistance awards without competition</i>		CPD
<i>Provided further</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			CPD
COMMUNITY DEVELOPMENT FUND For an additional amount for “Community Development Fund”, \$5,000,000,000, to remain available until September 30, 2022, to prevent, prepare for, and respond to coronavirus:	[See below for specifics]			CPD
<i>Provided</i> , That up to \$2,000,000,000 of the amount made available under this heading in this Act shall be distributed pursuant to section 106 of the Housing and Community Development Act of 1974 (42 U.S.C. 5306) to grantees that received allocations pursuant to that same formula in fiscal year 2020, and that such allocations shall be made within 30 days of enactment of this Act:	Administrative means (formula allocation)	<i>Awards are to grantees receiving FY20 allocations</i>	Formula allocations to be made no later than 30 days after enactment [April 26, 2020]	CPD
<i>Provided further</i> , That, in addition to amounts allocated pursuant to the preceding proviso, an additional \$1,000,000,000 shall be allocated directly to States and insular areas, as defined by 42 U.S.C. 5302(a), to prevent, prepare for, and respond to coronavirus within the State or insular area, including activities within entitlement and nonentitlement communities, based on public health needs, risk of transmission of coronavirus, number of coronavirus cases compared to the national average, and economic and housing market disruptions, and other factors, as determined by the Secretary, using best available data and that such allocations shall be made within 45 days of enactment of this Act:	Administrative means	<i>Additional funds to be allocated to States and insular areas “by need” as determined by a formula developed by the Secretary</i>	Formula allocations to be made no later than 45 days after enactment [May 11, 2020]	CPD; PD&R
<i>Provided further</i> , That remaining amounts shall be distributed directly to the State or unit of general local government, at the discretion of the Secretary, according to a formula based on factors to be determined by the	Administrative means (formula allocation)	<i>Funds to be allocated to States and units of general local government</i>		CPD; PD&R

**EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS
PUBLIC LAW 116-136, APPROVED MARCH 27, 2020**

TITLE XII of DIVISION B: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [ACCOUNT LANGUAGE]

HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
Secretary, prioritizing risk of transmission of coronavirus, number of coronavirus cases compared to the national average, and economic and housing market disruptions resulting from coronavirus:		<i>based on a formula developed by the Secretary</i>		
<i>Provided further</i> , That such allocations may be made on a rolling basis based on the best available data at the time of allocation:	Administrative means (formula allocation)	<i>Allocations may be made on a rolling basis</i>		CPD; PD&R
<i>Provided further</i> , That amounts made available in the preceding provisos may be used to cover or reimburse allowable costs consistent with the purposes of this heading in this Act incurred by a State or locality regardless of the date on which such costs were incurred:	Administrative means	<i>New funds may be used to reimburse allowable costs incurred prior to passage of the CARES Act</i>		CPD
<i>Provided further</i> , That section 116(b) of such Act (42 U.S.C. 5316(b)) and any implementing regulations, which requires grantees to submit their final statements of activities no later than August 16 of a given fiscal year, shall not apply to final statements submitted in accordance with sections 104(a)(2) and (a)(3) of such Act (42 U.S.C. 5304(a)(2) and (a)(3)) and comprehensive housing affordability strategies submitted in accordance with section 105 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12705) for fiscal years 2019 and 2020:	Administrative means	<i>Eliminates public participation and related certification deadline for FY19, FY20, and new funds (revised date in following proviso)</i>		CPD
<i>Provided further</i> , That such final statements and comprehensive housing affordability strategies shall instead be submitted no later than August 16, 2021:	Administrative means	<i>Revised deadline for submission of Con Plans</i>	No later than August 16, 2021	CPD
<i>Provided further</i> , That the Secretary may waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the use of amounts made available under this heading in this Act and under the same heading in Public Law 116-94 and Public Law 116-6 (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary to expedite or facilitate the use of such amounts to prevent, prepare for, and respond to coronavirus:	Administrative means (waiver authority)	<i>Waiver authority covers FY19, FY20, and new funds</i>		CPD
<i>Provided further</i> , That up to \$10,000,000 of amounts made available under this heading in this Act may be used to make new awards or increase prior awards to existing technical assistance providers, without competition, to provide an immediate increase in capacity building and technical assistance to support the use of amounts made available under this heading in this Act and under the same heading in prior Acts to prevent, prepare for, and respond to coronavirus:	Administrative means (noncompetitive)	<i>No competition required to make new awards or to increase existing awards to technical assistance providers for capacity building and technical assistance</i>		CPD
<i>Provided further</i> , That, notwithstanding sections 104(a)(2), (a)(3), and (c) of the Housing and Community Development Act of 1974 (42 U.S.C.	Administrative means	<i>Allows grantees to use expedited public comment procedures for their</i>		CPD

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
TITLE XII of DIVISION B: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [ACCOUNT LANGUAGE]				
HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
5304(a)(2), (a)(3), and (c)) and section 105 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12705), a grantee may adopt and utilize expedited procedures to prepare, propose, modify, or amend its statement of activities for grants from amounts made available under this heading in this Act and under the same heading in Public Law 116-94 and Public Law 116-6:		<i>statements of activities for FY19, FY20, and new funds</i>		
<i>Provided further</i> , That under such expedited procedures, the grantee need not hold in-person public hearings, but shall provide citizens with notice and a reasonable opportunity to comment of no less than 5 days:	Administrative means	<i>Allows for reduced public comment/participation period of no less than 5 days</i>		CPD
<i>Provided further</i> , That, for as long as national or local health authorities recommend social distancing and limiting public gatherings for public health reasons, a grantee may create virtual public hearings to fulfill applicable public hearing requirements for all grants from funds made available under this heading in this Act and under the same heading in Public Law 116-94 and Public Law 116-6:	Administrative means	<i>Allows virtual public hearings as needed for social distancing for FY19, FY20, and new funds.</i>		CPD
<i>Provided further</i> , That any such virtual hearings shall provide reasonable notification and access for citizens in accordance with the grantee's certifications, timely responses from local officials to all citizen questions and issues, and public access to all questions and responses:	Administrative means			CPD
<i>Provided further</i> , That, notwithstanding section 105(a)(8) of the Housing and Community Development Act of 1974 (42 U.S.C. 5305(a)(8)), there shall be no per centum limitation for the use of funds for public services activities to prevent, prepare for, and respond to coronavirus:	Administrative means	<i>Eliminates the cap on spending for public services for spending on COVID-19 activities.</i>		CPD
<i>Provided further</i> , That the previous proviso shall apply to all such activities for grants of funds made available under this heading in this Act and under the same heading in Public Law 116-94 and Public Law 116-6:	Administrative means	<i>Eliminated public spending cap applies to FY19, FY20, and new funds</i>		CPD
<i>Provided further</i> , That the Secretary shall ensure there are adequate procedures in place to prevent any duplication of benefits as required by section 312 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5155) and in accordance with section 1210 of the Disaster Recovery Reform Act of 2018 (division D of Public Law 115-254; 132 Stat. 3442), which amended section 312 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5155):	Administrative means	<i>Secretary must put adequate procedures in place to prevent duplication of benefits</i>		CPD
<i>Provided further</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			CPD

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
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HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<p><u>HOMELESS ASSISTANCE GRANTS</u> For an additional amount for “Homeless Assistance Grants”, \$4,000,000,000, to remain available until September 30, 2022, to prevent, prepare for, and respond to coronavirus, among individuals and families who are homeless or receiving homeless assistance and to support additional homeless assistance and homelessness prevention activities to mitigate the impacts created by coronavirus under the Emergency Solutions Grants program as authorized under subtitle B of title IV of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11371 et seq.), as amended:</p>	Administrative means			CPD
<p><i>Provided</i>, That up to \$2,000,000,000 of the amount appropriated under this heading in this Act shall be distributed pursuant to 24 CFR 576.3 to grantees that received allocations pursuant to that same formula in fiscal year 2020, and that such allocations shall be made within 30 days of enactment of this Act:</p>	Administrative means (formula allocation)	<i>Up to \$2 billion must be distributed under formula used for FY20 ESG funds</i>	Formula allocation to be made within 30 days of enactment [April 27, 2020]	CPD
<p><i>Provided further</i>, That, remaining amounts shall be allocated directly to a State or unit of general local government by a formula to be developed by the Secretary and that such allocations shall be made within 90 days of enactment of this Act:</p>	Administrative means (formula allocation)	<i>Requires Secretary to develop new allocation formula, using factors included in the following proviso. Strongly encouraged to establish new formula through a <u>Federal Register</u> notice effective upon publication. No comment is required, though comment may be solicited to prepare for possible future funding.</i>	Formula allocation to be made within 90 days of enactment [June 25, 2020]	CPD
<p><i>Provided further</i>, That such formula shall allocate such amounts for the benefit of unsheltered homeless, sheltered homeless, and those at risk of homelessness, to geographical areas with the greatest need based on factors to be determined by the Secretary, such as risk of transmission of coronavirus, high numbers or rates of sheltered and unsheltered homeless, and economic and housing market conditions as determined by the Secretary:</p>	Administrative means (formula allocation)			CPD
<p><i>Provided further</i>, That individuals and families whose income does not exceed the Very Low- Income Limit of the area, as determined by the Secretary, shall be considered “at risk of homelessness” and shall be eligible for homelessness prevention if they meet the criteria in section 401(1)(B) and (C) of such Act (42 U.S.C. 11360(1)(B) and (C)):</p>	Administrative means (formula allocation)	<i>VLI families qualify as “at risk of homelessness” as long as they meet other “homeless” conditions in section 401.</i>		CPD

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
TITLE XII of DIVISION B: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [ACCOUNT LANGUAGE]				
HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<i>Provided further</i> , That amounts provided under this heading in this Act may be used to cover or reimburse allowable costs to prevent, prepare for, and respond to coronavirus that are incurred by a State or locality, including for costs incurred prior to the date of enactment of this Act:	Administrative means	<i>New funds may be used to reimburse costs incurred prior to passage of the CARES Act</i>		CPD
<i>Provided further</i> , That recipients may deviate from applicable procurement standards when procuring goods and services to prevent, prepare for, and respond to coronavirus:	Administrative means	<i>Waives standard procurement standards for COVID-19 procurements for recipients</i>		CPD
<i>Provided further</i> , That a recipient may use up to 10 percent of its allocation for administrative purposes:	Administrative means			CPD
<i>Provided further</i> , That the use of amounts provided under this heading in this Act shall not be subject to the consultation, citizen participation, or match requirements that otherwise apply to the Emergency Solutions Grants program, except that a recipient must publish how it has and will utilize its allocation, at a minimum, on the Internet at the appropriate Government web site or through other electronic media:	Administrative means	<i>Recipient publication requirement</i>		CPD
<i>Provided further</i> , That the spending cap established pursuant to section 415(b) of such Act (42 U.S.C. 11374) shall not apply to amounts provided under this heading in this Act:	Administrative means	<i>Eliminates the cap on spending for street outreach and emergency shelter activities</i>		CPD
<i>Provided further</i> , That amounts provided under this heading in this Act may be used to provide temporary emergency shelters (through leasing of existing property, temporary structures, or other means) to prevent, prepare for, and respond to coronavirus, and that such temporary emergency shelters shall not be subject to the minimum periods of use required by section 416(c)(1) of such Act (42 U.S.C. 11375(c)(1)):	Administrative means			CPD
<i>Provided further</i> , That Federal habitability and environmental review standards and requirements shall not apply to the use of such amounts for those temporary emergency shelters that have been determined by State or local health officials to be necessary to prevent, prepare for, and respond to coronavirus:	Administrative means			CPD
<i>Provided further</i> , That amounts provided under this heading in this Act may be used for training on infectious disease prevention and mitigation and to provide hazard pay, including for time worked prior to the date of enactment of this Act, for staff working directly to prevent, prepare for, and respond to coronavirus among persons who are homeless or at risk of homelessness, and that such activities shall not be considered administrative costs for purposes of the 10 percent cap:	Administrative means			CPD
<i>Provided further</i> , That in administering the amounts made available under this heading in this Act, the Secretary may waive, or specify alternative	Administrative means (waiver authority)			CPD

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
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HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
requirements for, any provision of any statute or regulation that the Secretary administers in connection with the obligation by the Secretary or the use by the recipient of these amounts (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment unless otherwise provided under this paragraph), if the Secretary finds that good cause exists for the waiver or alternative requirement and such waiver or alternative requirement is necessary to prevent, prepare for, and respond to coronavirus:				
<i>Provided further</i> , That any such waivers shall be deemed to be effective as of the date a State or unit of local government began preparing for coronavirus and shall apply to the use of amounts provided under this heading in this Act and amounts provided under the same heading for the Emergency Solutions Grant program in prior Acts used by recipients to prevent, prepare for, and respond to coronavirus:	Administrative means (waiver authority)	<i>Waivers must be deemed to be effective as of date of first actions and apply to any prior-year funds used by recipients for COVID-19 activities</i>		CPD
<i>Provided further</i> , That the Secretary shall notify the public through the Federal Register or other appropriate means of any such waiver or alternative requirement, and that such public notice may be provided, at a minimum, on the Internet at the appropriate Government web site or through other electronic media, as determined by the Secretary:	Administrative means (waiver authority)	<i>Publication in <u>Federal Register</u> is optional. May be done as a program notice, as long as the notice is also published for the general public on HUD.gov or other electronic means.</i>		CPD
<i>Provided further</i> , That any additional activities or authorities authorized pursuant to this Act, including any waivers and alternative requirements established by the Secretary pursuant to this Act, may also apply at the discretion and upon notice of the Secretary with respect to all amounts made available for the Emergency Solutions Grants program under the heading "Homeless Assistance Grants" in any prior Act and used by recipients to prevent, prepare for, and respond to coronavirus:	Administrative means (waiver authority)	<i>Secretary may apply waivers and other authority/flexibilities provided under this heading to ESG funds appropriated in any prior appropriation act</i>		CPD
<i>Provided further</i> , That up to 1 percent of amounts made available under this heading in this Act may be used to make new awards or increase prior awards made to existing technical assistance providers with experience in providing health care services to homeless populations, without competition, to provide an immediate increase in capacity building and technical assistance available to recipients of amounts for the Emergency Solutions Grants program under this heading in this Act and under the same heading in prior Acts:	Administrative means (noncompetitive)	<i>No competition required to make new awards or expand prior awards to existing recipients of technical assistance providers</i>		CPD
<i>Provided further</i> , That none of the funds provided under this heading in this Act may be used to require people experiencing homelessness to receive treatment or perform any other prerequisite activities as a condition for receiving shelter, housing, or other services:	Administrative means	<i>Assistance funded under this Act cannot be conditioned on a beneficiary's participation in</i>		CPD

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
TITLE XII of DIVISION B: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [ACCOUNT LANGUAGE]				
HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
		<i>services or performance of other activities</i>		
<i>Provided further</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			CPD
HOUSING				
<u>PROJECT-BASED RENTAL ASSISTANCE</u>				
For an additional amount for “Project-Based Rental Assistance”, \$1,000,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus, including to provide additional funds to maintain normal operations and take other necessary actions during the period that the program is impacted by coronavirus, for assistance to owners or sponsors of properties receiving project-based assistance pursuant to section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f et seq.):	Administrative means, <u>Federal Register</u> notice	<i>The HUD Reform Act allows competition to be waived in certain circumstances, as long as there is a notice in the <u>Federal Register</u>. No specific mechanism is required for funding distribution (e.g, formula, competition, other distribution).</i>		HSG
<i>Provided</i> , That the Secretary may waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the use of amounts made available under this heading in this Act (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary to expedite or facilitate the use of such amounts to prevent, prepare for, and respond to coronavirus, and such waiver or alternative requirement is consistent with the purposes described under this heading in this Act:	Administrative means (waiver authority)			HSG
<i>Provided further</i> , That the Secretary shall notify the public through the Federal Register or other appropriate means of any such waiver or alternative requirement in order for such waiver or alternative requirement to take effect, and that such public notice may be provided, at a minimum, on the Internet at the appropriate Government web site or through other electronic media, as determined by the Secretary:	Administrative means (waiver authority)	<i>Publication in <u>Federal Register</u> is optional. May be done as a program notice, as long as the notice is also published for the general public on HUD.gov or other electronic means.</i>		HSG
<i>Provided further</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			HSG
<u>HOUSING FOR THE ELDERLY</u>				
For an additional amount for “Housing for the Elderly”, \$50,000,000, to remain available until September 30, 2023, to prevent, prepare for, and respond to coronavirus, including to provide additional funds to maintain	NOFA			HSG

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
TITLE XII of DIVISION B: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [ACCOUNT LANGUAGE]				
HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
normal operations and take other necessary actions during the period that the program is impacted by coronavirus, for assistance to owners or sponsors of properties receiving project-based assistance pursuant to section 202 of the Housing Act of 1959 (12 U.S.C. 1701q), as amended:				
<i>Provided</i> , That of the amount provided under this heading in this Act, up to \$10,000,000 shall be for service coordinators and the continuation of existing congregate service grants for residents of assisted housing projects:	Administrative means			HSG
<i>Provided further</i> , That the Secretary may waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the use of amounts made available under this heading in this Act (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary to expedite or facilitate the use of such amounts to prevent, prepare for, and respond to coronavirus, and such waiver or alternative requirement is consistent with the purposes described under this heading in this Act:	Administrative means (waiver authority)			HSG
<i>Provided further</i> , That the Secretary shall notify the public through the Federal Register or other appropriate means of any such waiver or alternative requirement in order for such waiver or alternative requirement to take effect, and that such public notice may be provided, at a minimum, on the Internet at the appropriate Government web site or through other electronic media, as determined by the Secretary:	Administrative means (waiver authority)	<i>Publication in <u>Federal Register</u> is optional. May be done as a program notice, as long as the notice is also published for the general public on HUD.gov or other electronic means.</i>		HSG
<i>Provided further</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			HSG
<u>HOUSING FOR PERSONS WITH DISABILITIES</u> For an additional amount for “Housing for Persons with Disabilities”, \$15,000,000, to remain available until September 30, 2023, to prevent, prepare for, and respond to coronavirus, including to provide additional funds to maintain normal operations and take other necessary actions during the period that the program is impacted by coronavirus, for assistance to owners or sponsors of properties receiving project-based assistance pursuant to section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), as amended:	NOFA			HSG
<i>Provided</i> , That the Secretary may waive, or specify alternative requirements for, any provision of any statute or regulation that the	Administrative means (waiver authority)			HSG

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
TITLE XII of DIVISION B: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [ACCOUNT LANGUAGE]				
HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
Secretary administers in connection with the use of amounts made available under this heading in this Act (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary to expedite or facilitate the use of such amounts to prevent, prepare for, and respond to coronavirus, and such waiver or alternative requirement is consistent with the purposes described under this heading in this Act:				
<i>Provided further</i> , That the Secretary shall notify the public through the Federal Register or other appropriate means of any such waiver or alternative requirement in order for such waiver or alternative requirement to take effect, and that such public notice may be provided, at a minimum, on the Internet at the appropriate Government web site or through other electronic media, as determined by the Secretary:	Administrative means (waiver authority)	<i>Publication in <u>Federal Register</u> is optional. May be done as a program notice, as long as the notice is also published for the general public on HUD.gov or other electronic means.</i>		HSG
<i>Provided further</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			HSG
<u>FAIR HOUSING AND EQUAL OPPORTUNITY</u>				
<u>FAIR HOUSING ACTIVITIES</u> For an additional amount for “Fair Housing Activities”, \$2,500,000, to remain available until September 30, 2021, for contracts, grants, and other assistance, as authorized by title VIII of the Civil Rights Act of 1968, as amended by the Fair Housing Amendments Act of 1988, and section 561 of the Housing and Community Development Act of 1987, to prevent, prepare for, and respond to coronavirus, of which \$1,500,000 shall be for the Fair Housing Assistance Program Partnership for Special Enforcement grants to address fair housing issues relating to coronavirus, and \$1,000,000 shall be for the Fair Housing Initiatives Program for education and outreach activities under such section 561 to educate the public about fair housing issues related to coronavirus:	Administrative means/NOFA			FHEO
<i>Provided</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			FHEO
<u>OFFICE OF INSPECTOR GENERAL</u>				
For an additional amount for “Office of Inspector General”, \$5,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus:	Administrative means			OIG

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
TITLE XII of DIVISION B: DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [ACCOUNT LANGUAGE]				
HUD APPROPRIATIONS ACCOUNT	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<i>Provided</i> , That the funding made available under this heading in this Act shall be used for conducting audits and investigations of projects and activities carried out with funds made available in this Act to the Department of Housing and Urban Development to prevent, prepare for, and respond to coronavirus:	Administrative means			OIG
<i>Provided further</i> , That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.	Administrative means			OIG

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
TITLE XII of DIVISION B: GENERAL PROVISIONS [HUD GENERAL PROVISIONS]				
HUD GENERAL PROVISION	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
SEC. 22004. ¹ No later than September 30, 2020, the remaining unobligated balances of funds made available for the youth homelessness demonstration under the heading “Department of Housing and Urban Development—Community Planning and Development—Homeless Assistance Grants” in the Consolidated Appropriations Act, 2018 (Public Law 115–141) are hereby permanently rescinded, and an amount of additional new budget authority equivalent to the amount rescinded is hereby appropriated, to remain available until September 30, 2021, in addition to other funds as may be available for such purposes, and shall be available, without additional competition, for completing the funding of awards made pursuant to the fiscal year 2018 youth homelessness demonstration.	Administrative means (Rescission and Re-appropriation)			OCFO; CPD

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020		
TITLE XIII of DIVISION B: GENERAL PROVISIONS—THIS ACT		
GENERAL PROVISION	HUD COMMENTS	LEAD OFFICE
SEC. 23001. Each amount appropriated or made available by this Act is in addition to amounts otherwise appropriated for the fiscal year involved.		All HUD offices
SEC. 23002. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.		OCFO

¹ The remaining general provisions in Title XII only applied to the Department of Transportation and are not included in this document.

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020		
TITLE XIII of DIVISION B: GENERAL PROVISIONS—THIS ACT		
GENERAL PROVISION	HUD COMMENTS	LEAD OFFICE
SEC. 23003. Unless otherwise provided for by this Act, the additional amounts appropriated by this Act to appropriations accounts shall be available under the authorities and conditions applicable to such appropriations accounts for fiscal year 2020.		All HUD offices
SEC. 23004. (a) Subject to subsection (b), and notwithstanding any other provision of law, funds made available in this Act, or transferred pursuant to authorization granted in this Act, may only be used to prevent, prepare for, and respond to coronavirus. (b) Subsection (a) shall not apply to sections 11002, 13002, and 18114 of this Act, reimbursements made pursuant to authority in this Act, or to funds made available in this Act for the Emergency Reserve Fund, established pursuant to section 7058(c)(1) of division J of Public Law 115–31, or to funds made available in this Act for the Infectious Diseases Rapid Response Reserve Fund, established pursuant to section 231 of division B of Public Law 115–245. (c) This section shall not apply to title VI of this Act.	<i>The provisions referenced in subsection (b) do not apply to HUD.</i>	All HUD offices
SEC. 23005. In this Act, the term “coronavirus” means SARS–CoV–2 or another coronavirus with pandemic potential.		All HUD offices
SEC. 23006. Each amount designated in this Act by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 shall be available (or rescinded or transferred, if applicable) only if the President subsequently so designates all such amounts and transmits such designations to the Congress.		OCFO
SEC. 23007. Any amount appropriated by this Act, designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 and subsequently so designated by the President, and transferred pursuant to transfer authorities provided by this Act shall retain such designation.		OCFO
SEC. 23008. (a) STATUTORY PAYGO SCORECARDS.—The budgetary effects of this division shall not be entered on either PAYGO scorecard maintained pursuant to section 4(d) of the Statutory Pay As-You-Go Act of 2010. (b) SENATE PAYGO SCORECARDS.—The budgetary effects of this division shall not be entered on any PAYGO scorecard maintained for purposes of section 4106 of H. Con. Res. 71 (115th Congress). (c) CLASSIFICATION OF BUDGETARY EFFECTS.— Notwithstanding Rule 3 of the Budget Scorekeeping Guidelines set forth in the joint explanatory statement of the committee of conference accompanying Conference Report 105–217 and section 250(c)(7) and (c)(8) of the Balanced Budget and Emergency Deficit Control Act of 1985, the budgetary effects of this division shall be estimated for purposes of section 251 of such Act. (d) ENSURING NO WITHIN-SESSION SEQUESTRATION.—Solely for the purpose of calculating a breach within a category for fiscal year 2020 pursuant to section 251(a)(6) or section 254(g) of the Balanced Budget and Emergency Deficit Control Act of 1985, and notwithstanding any		OCFO

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020 TITLE XIII of DIVISION B: GENERAL PROVISIONS—THIS ACT		
GENERAL PROVISION	HUD COMMENTS	LEAD OFFICE
other provision of this division, the budgetary effects from this division shall be counted as amounts designated as being for an emergency requirement pursuant to section 251(b)(2)(A) of such Act.		
This division may be cited as the “Emergency Appropriations for Coronavirus Health Response and Agency Operations”.		

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020 DIVISION A, TITLE IV, SUBTITLE A: CORONAVIRUS ECONOMIC STABILIZATION ACT OF 2020				
HUD GENERAL PROVISION	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<p>²SEC. 4010. TEMPORARY HIRING FLEXIBILITY.</p> <p>(a) DEFINITION.—In this section, the term “covered period” means the period beginning on the date of enactment of this Act and ending on the sooner of—</p> <p>(1) the termination date of the national emergency concerning the novel coronavirus disease (COVID–19) outbreak declared by the President on March 13, 2020 under the National Emergencies Act (50 U.S.C. 1601 et seq.); or</p> <p>(2) December 31, 2020.</p> <p>(b) AUTHORITY.— During the covered period, the Secretary of Housing and Urban Development, the Securities and Exchange Commission, and the Commodity Futures Trading Commission may, without regard to sections 3309 through 3318 of title 5, United States Code, recruit and appoint candidates to fill temporary and term appointments within their respective agencies upon a determination that those expedited procedures are necessary and appropriate to enable the respective agencies to prevent, prepare for, or respond to COVID–19.</p>	Administrative Means		Authority effective upon signature of President.	OCHCO/OASA
<p>SEC. 4019. CONFLICTS OF INTEREST.</p> <p>(a) DEFINITIONS.—In this section:</p> <p>(1) CONTROLLING INTEREST.—The term “controlling interest” means owning, controlling, or holding not less than 20 percent, by vote or value, of the outstanding amount of any class of equity interest in an entity.</p> <p>(2) COVERED ENTITY.—The term “covered entity” means an entity in which a covered individual directly or indirectly holds a controlling interest. For the purpose of determining whether an entity is a covered entity, the securities owned, controlled, or held by 2 or more individuals who are related as described in paragraph (3)(B) shall be aggregated.</p> <p>(3) COVERED INDIVIDUAL.—The term “covered individual” means—</p>	Administrative means			OGC

² This document only includes those provisions that apply to HUD.

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<p>(A) the President, the Vice President, the head of an Executive department, or a Member of Congress; and</p> <p>(B) the spouse, child, son-in-law, or daughter-in-law, as determined under applicable common law, of an individual described in subparagraph (A).</p> <p>(4) EXECUTIVE DEPARTMENT.—The term “Executive department” has the meaning given the term in section 101 of title 5, United States Code.</p> <p>(5) MEMBER OF CONGRESS.—The term “member of Congress” means a member of the Senate or House of Representatives, a Delegate to the House of Representatives, and the Resident Commissioner from Puerto Rico.</p> <p>(6) EQUITY INTEREST.—The term “equity interest” means—</p> <p>(A) a share in an entity, without regard to whether the share is—</p> <p>(i) transferable; or</p> <p>(ii) classified as stock or anything similar;</p> <p>(B) a capital or profit interest in a limited liability company or partnership;</p> <p>or</p> <p>(C) a warrant or right, other than a right to convert, to purchase, sell, or subscribe to a share or interest described in subparagraph (A) or (B), respectively.</p> <p>(b) PROHIBITION.—Notwithstanding any other provision of this subtitle, no covered entity may be eligible for any transaction described in section 4003.</p> <p>(c) REQUIREMENT.—The principal executive officer and the principal financial officer, or individuals performing similar functions, of an entity seeking to enter a transaction under section 4003 shall, before that transaction is approved, certify to the Secretary and the Board of Governors of the Federal Reserve System that the entity is eligible to engage in that transaction, including that the entity is not a covered entity.</p>				
<p>SEC. 4022. FORECLOSURE MORATORIUM AND CONSUMER RIGHT TO REQUEST FORBEARANCE.</p> <p>(a) DEFINITIONS.—In this section:</p> <p>(1) COVID–19 EMERGENCY.—The term “COVID–19 emergency” means the national emergency concerning the novel coronavirus disease (COVID–19) outbreak declared by the President on March 13, 2020 under the National Emergencies Act (50 U.S.C. 1601 et seq.).</p> <p>(2) FEDERALLY BACKED MORTGAGE LOAN.—The term “Federally backed mortgage loan” includes any loan which is secured by a first or subordinate lien on residential real property (including individual units of condominiums and cooperatives) designed principally for the occupancy of from 1- to 4- families that is—</p>	As long as no Secretarial discretion exercised, may be limited by notice			HSG PIH

**EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS
PUBLIC LAW 116-136, APPROVED MARCH 27, 2020**

DIVISION A, TITLE IV, SUBTITLE A: CORONAVIRUS ECONOMIC STABILIZATION ACT OF 2020

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<p>(A) insured by the Federal Housing Administration under title II of the National Housing Act (12 U.S.C. 1707 et seq.);</p> <p>(B) insured under section 255 of the National Housing Act (12 U.S.C. 1715z-20);</p> <p>(C) guaranteed under section 184 or 184A of the Housing and Community Development Act of 1992 (12 U.S.C. 1715z-13a, 1715z-13b);</p> <p>(D) guaranteed or insured by the Department of Veterans Affairs;</p> <p>(E) guaranteed or insured by the Department of Agriculture;</p> <p>(F) made by the Department of Agriculture; or</p> <p>(G) purchased or securitized by the Federal Home Loan Mortgage Corporation or the Federal National Mortgage Association.</p> <p>(b) FORBEARANCE.—</p> <p>(1) IN GENERAL.—During the covered period, a borrower with a Federally backed mortgage loan experiencing a financial hardship due, directly or indirectly, to the COVID-19 emergency may request forbearance on the Federally backed mortgage loan, regardless of delinquency status, by—</p> <p>(A) submitting a request to the borrower’s servicer; and</p> <p>(B) affirming that the borrower is experiencing a financial hardship during the COVID-19 emergency.</p> <p>(2) DURATION OF FORBEARANCE.—Upon a request by a borrower for forbearance under paragraph (1), such forbearance shall be granted for up to 180 days, and shall be extended for an additional period of up to 180 days at the request of the borrower, provided that, at the borrower’s request, either the initial or extended period of forbearance may be shortened.</p> <p>(3) ACCRUAL OF INTEREST OR FEES.—During a period of forbearance described in this subsection, no fees, penalties, or interest beyond the amounts scheduled or calculated as if the borrower made all contractual payments on time and in full under the terms of the mortgage contract, shall accrue on the borrower’s account.</p> <p>(c) REQUIREMENTS FOR SERVICERS.—</p> <p>(1) IN GENERAL.—Upon receiving a request for forbearance from a borrower under subsection (b), the servicer shall with no additional documentation required other than the borrower’s attestation to a financial hardship caused by the COVID-19 emergency and with no fees, penalties, or interest (beyond the amounts scheduled or calculated as if the borrower made all contractual payments on time and in full under the terms of the mortgage contract) charged to the borrower in connection with the forbearance, provide the forbearance for up to 180 days, which may be extended for an additional period of up to 180 days at the request of the</p>				

EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
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<p>borrower, provided that, the borrower’s request for an extension is made during the covered period, and, at the borrower’s request, either the initial or extended period of forbearance may be shortened.</p> <p>(2) FORECLOSURE MORATORIUM.—Except with respect to a vacant or abandoned property, a servicer of a Federally backed mortgage loan may not initiate any judicial or non-judicial foreclosure process, move for a foreclosure judgment or order of sale, or execute a foreclosure-related eviction or foreclosure sale for not less than the 60-day period beginning on March 18, 2020.</p>			Final day of 60-day period is May 17, 2020³	
<p>SEC. 4023. FORBEARANCE OF RESIDENTIAL MORTGAGE LOAN PAYMENTS FOR MULTIFAMILY PROPERTIES WITH FEDERALLY BACKED LOANS.</p> <p>(a) IN GENERAL.—During the covered period, a multifamily borrower with a Federally backed multifamily mortgage loan experiencing a financial hardship due, directly or indirectly, to the COVID–19 emergency may request a forbearance under the terms set forth in this section.</p> <p>(b) REQUEST FOR RELIEF.—A multifamily borrower with a Federally backed multifamily mortgage loan that was current on its payments as of February 1, 2020, may submit an oral or written request for forbearance under subsection (a) to the borrower’s servicer affirming that the multifamily borrower is experiencing a financial hardship during the COVID–19 emergency.</p> <p>(c) FORBEARANCE PERIOD.—</p> <p>(1) IN GENERAL.—Upon receipt of an oral or written request for forbearance from a multifamily borrower, a servicer shall—</p> <p>(A) document the financial hardship;</p> <p>(B) provide the forbearance for up to 30 days; and</p> <p>(C) extend the forbearance for up to 2 additional 30 day periods upon the request of the borrower provided that, the borrower’s request for an extension is made during the covered period, and, at least 15 days prior to the end of the forbearance period described under subparagraph (B).</p> <p>(2) RIGHT TO DISCONTINUE.—A multifamily borrower shall have the option to discontinue the forbearance at any time.</p> <p>(d) RENTER PROTECTIONS DURING FORBEARANCE PERIOD.—A multifamily borrower that receives a forbearance under this section may not, for the duration of the forbearance—</p> <p>(1) evict or initiate the eviction of a tenant from a dwelling unit located in or on the applicable property solely for nonpayment of rent or other fees or charges; or</p>	As long as no Secretarial discretion exercised, may be limited by notice			HSG

³ Because May 17 is a Sunday, the April 1, 2020 version of this guide originally stated that the moratorium period ended on May 18, 2020.

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<p>(2) charge any late fees, penalties, or other charges to a tenant described in paragraph (1) for late payment of rent.</p> <p>(e) NOTICE.—A multifamily borrower that receives a forbearance under this section—</p> <p>(1) may not require a tenant to vacate a dwelling unit located in or on the applicable property before the date that is 30 days after the date on which the borrower provides the tenant with a notice to vacate; and</p> <p>(2) may not issue a notice to vacate under paragraph (1) until after the expiration of the forbearance.</p> <p>(f) DEFINITIONS.—In this section:</p> <p>(1) APPLICABLE PROPERTY.—The term “applicable property”, with respect to a Federally backed multifamily mortgage loan, means the residential multifamily property against which the mortgage loan is secured by a lien.</p> <p>(2) FEDERALLY BACKED MULTIFAMILY MORTGAGE LOAN.—The term “Federally backed multifamily mortgage loan” includes any loan (other than temporary financing such as a construction loan) that—</p> <p>(A) is secured by a first or subordinate lien on residential multifamily real property designed principally for the occupancy of 5 or more families, including any such secured loan, the proceeds of which are used to prepay or pay off an existing loan secured by the same property; and</p> <p>(B) is made in whole or in part, or insured, guaranteed, supplemented, or assisted in any way, by any officer or agency of the Federal Government or under or in connection with a housing or urban development program administered by the Secretary of Housing and Urban Development or a housing or related program administered by any other such officer or agency, or is purchased or securitized by the Federal Home Loan Mortgage Corporation or the Federal National Mortgage Association.</p> <p>(3) MULTIFAMILY BORROWER.—the term “multifamily borrower” means a borrower of a residential mortgage loan that is secured by a lien against a property comprising 5 or more dwelling units.</p> <p>(4) COVID-19 EMERGENCY.—The term “COVID-19 emergency” means the national emergency concerning the novel coronavirus disease (COVID-19) outbreak declared by the President on March 13, 2020 under the National Emergencies Act (50 U.S.C. 1601 et seq.).</p> <p>(5) COVERED PERIOD.—The term “covered period” means the period beginning on the date of enactment of this Act and ending on the sooner of—</p>				

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HUD GENERAL PROVISION	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
(A) the termination date of the national emergency concerning the novel coronavirus disease (COVID-19) outbreak declared by the President on March 13, 2020 under the National Emergencies Act (50 U.S.C. 1601 et seq.); or (B) December 31, 2020.				
<p>SEC. 4024. TEMPORARY MORATORIUM ON EVICTION FILINGS.</p> <p>(a) DEFINITIONS.—In this section:</p> <p>(1) COVERED DWELLING.—The term “covered dwelling” means a dwelling that—</p> <p>(A) is occupied by a tenant—</p> <p>(i) pursuant to a residential lease; or</p> <p>(ii) without a lease or with a lease terminable under State law; and</p> <p>(B) is on or in a covered property.</p> <p>(2) COVERED PROPERTY.—The term “covered property” means any property that—</p> <p>(A) participates in—</p> <p>(i) a covered housing program (as defined in section 41411(a) of the Violence Against Women Act of 1994 (34 U.S.C. 12491(a))); or</p> <p>(ii) the rural housing voucher program under section 542 of the Housing Act of 1949 (42 U.S.C. 1490r); or</p> <p>(B) has a—</p> <p>(i) Federally backed mortgage loan; or</p> <p>(ii) Federally backed multifamily mortgage loan.</p> <p>(3) DWELLING.—The term “dwelling”—</p> <p>(A) has the meaning given the term in section 802 of the Fair Housing Act (42 U.S.C. 3602); and</p> <p>(B) includes houses and dwellings described in section 803(b) of such Act (42 U.S.C. 3603(b)).</p> <p>(4) FEDERALLY BACKED MORTGAGE LOAN.—The term “Federally backed mortgage loan” includes any loan (other than temporary financing such as a construction loan) that—</p> <p>(A) is secured by a first or subordinate lien on residential real property (including individual units of condominiums and cooperatives) designed principally for the occupancy of from 1 to 4 families, including any such secured loan, the proceeds of which are used to prepay or pay off an existing loan secured by the same property; and</p> <p>(B) is made in whole or in part, or insured, guaranteed, supplemented, or assisted in any way, by any officer or agency of the Federal Government or under or in connection with a housing or urban development program</p>	As long as no Secretarial discretion exercised, may be limited by notice	<p><i>VAWA defines covered housing (for HUD programs) as:</i></p> <ul style="list-style-type: none"> • <i>Section 202</i> • <i>Section 811</i> • <i>HOPWA</i> • <i>CoC</i> • <i>HOME</i> • <i>Section 221(d)(3)</i> • <i>Section 236</i> • <i>Section 8 programs (PBRA and voucher)</i> • <i>Public Housing</i> 		HSG PIH

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PUBLIC LAW 116-136, APPROVED MARCH 27, 2020				
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HUD GENERAL PROVISION	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
<p>administered by the Secretary of Housing and Urban Development or a housing or related program administered by any other such officer or agency, or is purchased or securitized by the Federal Home Loan Mortgage Corporation or the Federal National Mortgage Association.</p> <p>(5) FEDERALLY BACKED MULTIFAMILY MORTGAGE LOAN.—The term “Federally backed multifamily mortgage loan” includes any loan (other than temporary financing such as a construction loan) that—</p> <p>(A) is secured by a first or subordinate lien on residential multifamily real property designed principally for the occupancy of 5 or more families, including any such secured loan, the proceeds of which are used to prepay or pay off an existing loan secured by the same property; and</p> <p>(B) is made in whole or in part, or insured, guaranteed, supplemented, or assisted in any way, by any officer or agency of the Federal Government or under or in connection with a housing or urban development program administered by the Secretary of Housing and Urban Development or a housing or related program administered by any other such officer or agency, or is purchased or securitized by the Federal Home Loan Mortgage Corporation or the Federal National Mortgage Association.</p> <p>(b) MORATORIUM.—During the 120-day period beginning on the date of enactment of this Act, the lessor of a covered dwelling may not—</p> <p>(1) make, or cause to be made, any filing with the court of jurisdiction to initiate a legal action to recover possession of the covered dwelling from the tenant for nonpayment of rent or other fees or charges; or</p> <p>(2) charge fees, penalties, or other charges to the tenant related to such nonpayment of rent.</p> <p>(c) NOTICE.—The lessor of a covered dwelling unit—</p> <p>(1) may not require the tenant to vacate the covered dwelling unit before the date that is 30 days after the date on which the lessor provides the tenant with a notice to vacate; and</p> <p>(2) may not issue a notice to vacate under paragraph (1) until after the expiration of the period described in subsection (b).</p>			<p>Moratorium period is the 120-day period beginning on date of enactment [July 24, 2020]⁴</p>	

⁴ The April 1, 2020 version of this guide originally had the date as July 27, 2020.

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DIVISION B, TITLE X: DEPARTMENT OF VETERANS AFFAIRS – GENERAL PROVISIONS – THIS TITLE				
HUD GENERAL PROVISION	IMPLEMENTATION METHOD	HUD COMMENTS	DATE FOR ACTION	LEAD OFFICE
SEC. 20011. The Secretary of Veterans Affairs shall ensure that telehealth capabilities are available during a public health emergency for case managers of, and homeless veterans participating in, the Department of Housing and Urban Development–Department of Veterans Affairs Supportive Housing program (commonly referred to as “HUD–VASH”).				PIH CPD