



ASSISTANT SECRETARY FOR
PUBLIC AND INDIAN HOUSING

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-5000

Special Attention of:
Administrators, Offices of Native
American
Programs, Tribes, Tribal Organizations,
and Tribally Designated Housing Entities
(TDHEs)

Notice PIH-2022-13

Issued: May 6, 2022

Expires: This Notice remains in effect
until amended, superseded, or rescinded.

Cross References:

24 CFR Part 1003

2 CFR Part 200

PIH Notice 2021-11

PIH Notice 2021-14

PIH Notice 2021-22

ONAP Program Guidance 2018-04

**SUBJECT: Notice of Reallocation of Unaccepted Indian Housing Block Grant
American Rescue Plan Act (IHBG-ARP) Funds to the Indian Community Development
Block Grant Imminent Threat – American Rescue Plan Act (ICDBG-ARP) Program**

- 1. Purpose:** The purpose of this Notice is to provide Indian tribes and Tribally Designated Housing Entities (TDHEs) with notice that the deadline to submit their Abbreviated Indian Housing Plan (AIHP) to receive their [IHBG-ARP grant funding](#) is **July 5, 2022**.

Any IHBG-ARP funds that have not been accepted by this date will be reallocated from the IHBG-ARP program to the ICDBG-ARP program, in accordance with [Section 11003\(a\)\(1\)\(F\) of the American Rescue Plan Act of 2021 \(ARP\)](#). Reallocated funds will be used to fund additional approved ICDBG-ARP applications, as described in [PIH Notice 2021-22](#), ICDBG-ARP Implementation Notice.

- 2. Background:** On March 11, 2021, ARP was signed into law. ARP provided \$450 million in IHBG-ARP funding. It also provided \$280 million in ICDBG-ARP funding for eligible applicants to use for emergencies that constitute imminent threats to health and safety and that are designed to prevent, prepare for, or respond to coronavirus. Under [Section 11003\(a\)\(1\)\(F\) of ARP](#), amounts appropriated to IHBG-ARP that “are not accepted, are voluntarily returned, or otherwise recaptured for any reason shall be used to fund grants” under ICDBG-ARP.

On April 13, 2021, [PIH Notice 2021-11](#), IHBG-ARP Implementation Notice, was published providing Tribes and TDHEs with instructions on how to submit an AIHP for the [IHBG-ARP Allocations](#), which were published in March 2021. As of the date of this Notice, over 330 AIHPs have been submitted for approximately \$420 million.

On July 20, 2021, [PIH Notice 2021-22](#), ICDBG-ARP Implementation Notice, was published providing Indian tribes, THDEs, and Tribal organizations with instructions on how to apply for ICDBG-ARP grants. The response to the ICDBG-ARP program has been strong. To date, over 270 applications have been received, requesting over \$325 million. This requested amount exceeds the funding appropriated by the Congress for the ICDBG-ARP program by over \$45 million.

As of the date of this Notice, approximately \$20 million in IHBG-ARP funds have not been accepted, meaning the recipient has not submitted an AIHP for the use of these funds. To fund as many approved ICDBG-ARP applications as possible, HUD will reallocate all IHBG-ARP funds that are not accepted, voluntarily returned, or otherwise recaptured after July 5, 2022, as required by ARP.

In late January 2022, letters were sent to all Tribes and TDHEs that were allocated – and had not accepted – IHBG-ARP funds, to let them know that this IHBG-ARP Reallocation Notice was forthcoming.

On February 18, 2022, ONAP issued a Dear Tribal Leader Letter suspending acceptance of applications for ICDBG-ARP grants on March 1, 2022 and informing all ONAP grantees that this IHBG-ARP Reallocation Notice was forthcoming, and encouraging any grantee with unaccepted funds to submit an AIHP for its allocated IHBG-ARP funds as soon as possible.

3. Reallocation of Unaccepted IHBG-ARP Funds:

Through this Notice, HUD is setting a deadline of July 5, 2022, for Tribes and TDHEs to accept IHBG-ARP funds by submitting an AIHP. Any IHBG-ARP funds that are not accepted after July 5, 2022, will be reallocated from the IHBG-ARP program to the ICDBG-ARP program, in accordance with ARP. IHBG-ARP funds can only be accepted by submitting an AIHP.

Once the deadline passes, any IHBG-ARP funds remaining that have not been accepted will be reallocated to fund additional approved ICDBG-ARP applications. Additionally, ONAP will not process any AIHPs received after the deadline. Once funds have been reallocated, a Tribe or TDHE may not seek reconsideration, beyond demonstrating that it had in fact submitted to HUD an AIHP by the deadline, since the funding would have been repurposed to be used to fund additional ICDBG-ARP grants pursuant to ARP.

For purposes of determining whether funds have been “accepted,” a Tribe or TDHE must have at least submitted to HUD an initial AIHP for HUD’s review by the deadline set in this Notice. So long as a Tribe or TDHE has submitted an initial AIHP for HUD’s review, HUD will refrain from reallocating the Tribe’s or TDHE’s IHBG-ARP allocation to the ICDBG-ARP program. HUD will then work with the Tribe or TDHE to review and, if necessary, recommend revisions to the AIHP to ensure that it can be found to be in compliance with program requirements. However, HUD retains the right to set a deadline for when a submitted AIHP has to be found in compliance by HUD. Should a Tribe or TDHE fail to revise and finalize an AIHP so that it is in compliance with program requirements in a timely manner as determined by HUD, HUD reserves the right to reallocate the Tribe’s or TDHE’s allocated funding to the ICDBG-ARP program at a later date. HUD will provide adequate prior notice before doing so.

IHBG-ARP reallocated funds will be awarded to approved ICDBG-ARP applications, as described in [PIH Notice 2021-22](#), ICDBG-ARP Implementation Notice.

4. Submitting an IHP to Accept Allocated IHBG-ARP Funds:

IHBG-ARP funds can be accepted by submitting an initial AIHP to the Area ONAP. IHBG-ARP resources such as the IHBG-ARP Implementation Notice, a recording of the [IHBG-ARP implementation training](#), and guidance on the [Abbreviated IHBG-ARP IHP/APR](#) form can be found on the [Codetalk](#) website.

As a reminder, on December 17, 2021, a [Dear Tribal Leader Letter](#) was sent reminding potential applicants of the broad range of activities that are eligible under the IHBG-ARP program, the amendment process, and the training and Technical Assistance resources that are available to assist with the application process.

The National American Indian Housing Council (NAIHC) facilitated a series of ONAP-sponsored IHBG-ARP implementation trainings in fall 2021. To request additional support or inquire about future training opportunities, please contact NAIHC's Technical Assistance staff at training@naihc.net. Your Area ONAP Grants Management Specialists are also available to assist.

5. General Resources:

Office of Native American Programs COVID-19 Recovery Programs website: https://www.hud.gov/program_offices/public_indian_housing/ih/Covid_Recovery

Office of Native American Programs website, including updated COVID-19-related Frequently Asked Questions: <https://www.hud.gov/codetalk>

6. Paperwork Reduction Act: The information collection requirements contained in this Notice are approved by the Office of Management and Budget (OMB) under the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501 et seq.). In accordance with the PRA, HUD may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection displays a currently valid OMB control number. The active information collections contained in this Notice are approved under the PRA OMB Control Number 2577-0191.

If you have questions about the ICDBG-ARP grant funding process, please contact your Area Office of Native American Programs.

/s/
Dominique Blom
General Deputy Assistant Secretary
for Public and Indian Housing