# Lead-based Paint Capital Fund Grant Awardees FAQ

1. **Are developments that have converted under the Rental Assistance Demonstration (RAD) eligible for this grant?**

*No. Properties that have been converted under RAD are no longer considered public housing, as they have converted to the project-based voucher (PBV) or project-based rental assistance (PBRA) program.*

1. **The guidance says that funds may not be used at projects under CHAPs. Is it possible to use grant funds for a development that we intend to place under a CHAP in the future - as long as the work is completed before the CHAPs are in place**?

*It is allowable to use these funds on public housing properties that are not yet under a CHAP. The intent of this NOFA, however, was to provide funds for lead hazard evaluation and abatement or hazard control in public housing managed by public housing authorities. Owners participating in the PBV and PBRA programs have different requirements for lead-based paint evaluation and hazard control.*

1. **The NOFA states that eligible properties may include playgrounds or child-care centers that are part of the public housing project. Will “community centers/management offices” also be considered as eligible if they are part of the public housing project?**

*No. Section III, Eligibility Information, part C of the NOFA refers to the types of properties eligible for funding. See Section IV, Application and Submission Information, part F, Funding Restrictions, for information about eligible uses of funds.*

1. **Is a PHA still eligible to receive a grant award if it is issued a Commitment to enter into a Housing Assistance Payment (CHAP) since the time of submission?**

*No. Funds cannot be used for projects with active CHAPs. If an applicant is awarded grant funds and also has an active CHAP, the applicant will be required to withdraw the CHAP or refuse the grant award for each development associated with the CHAP*.

1. **Can funds be transferred from one IMS/PIC Development to another Development in the Housing Authority’s portfolio?**

*Yes and No. Funds can be transferred to eligible IMS/PIC Developments identified in the application. Funds may not be used at developments that were not previously reviewed for eligibility through the application process.*

1. **Can a LBPCF grant awardee reject their award? If so, how is this done?**

*If a PHA elects to reject the LBPCF grant, the executive director or designated official (e.g., CEO, Acting or Interim Executive Director) must send a written statement to the local HUD FO which identifies the grant number and dollar amount of the grant to be rejected. PHAs are required to have on file a resolution from the Board rejecting the LBPCF grant for the 2017 Federal Fiscal year.*

1. **Does the HA have to perform a new Environmental Review prior to spending LBP grant funds?**

*In accordance with the changes in process announced in Notice 2016-22, all activities at project site(s) assisted or to be assisted by HUD must receive environmental clearance before the PHA takes any choice-limiting actions or obligates any funds. HUD has made a programmatic determination under Part 50 that the operating activities listed in Appendix A of Notice 2016-22 are not subject to further environmental review; for any other activities, PHAs must request and receive clearance from either a Responsible Entity or HUD.*

1. **What are the requirements of the grant (such as what is required before we can start spending the money, what are the reporting requirements, etc). Where can we find this information?**

*The LBP grant funds are Capital Funds specifically designated for LBP activities. They carry the same requirements as every other Capital Fund Grant. The dates for obligation and expenditure are as follows:*

*Obligation start date – 9/7/18*

*Obligation end date – 9/6/20*

*Expenditure end date – 9/6/22*

1. **What percentage of this grant can be used for administrative costs?  Is it treated the same way as the regular capital fund in that the flat percentage is allowed?**

*Eligible activities and costs for the capital fund formula grant program, and associated budget line items continue to apply to this NOFA, with the following restriction****: Funds can only be used for the activities of lead-based paint risk assessments, inspections, abatement, interim controls, and clearance examinations.*** *Other work in the property, including work to prepare for lead hazard control (e.g., repairs to the substrate, fixing leaks or other renovations) shall be funded by other sources.*

* *BLI 1410 Administration – Only direct costs such as publication for procurement.*

*Salaries and benefits are not eligible costs under this grant because they are indirect costs.. They are not used to directly perform abatement, inspections, or assessments.  However, they do indirectly support these functions.*

1. **Is the LBPCF grant included in our MTW block grant?**

*No. These funds have been designated LBP activities only and cannot be used to issue additional vouchers or create or replace public housing units.*

1. **On the 5-year action plan and annual statement/budget requirements: are these requirements different for MTW agencies? As an MTW agency, our five-year plan as entered in EPIC is simply “Assignment of Funds to MTW BLI”**

*PHAs that operate Public Housing programs, participate in the CFP, and currently participate in the Moving To Work (MTW) demonstration include a description of capital activities as part of the MTW Plan annual submission process, as required by their MTW Agreements. Existing MTW PHAs will continue to submit capital plan information as prescribed by their MTW Agreements and will not be required to submit detailed Capital Fund 5-Year Action Plans in EPIC. If LBP activities identified as part of the application process are not associated with an approved MTW plan the PHA is required to identify these activities in EPIC and cannot use the “simplified” 5YAP described in PIH Notice 2016-21(HA).*

1. **Can PHA use LBP grant funds to test for lead in water?**

*Water sampling is generally not performed in a routine risk assessment unless there is a specific risk identified by the Risk Assessor. The funds for this program are designated for the evaluation and control of lead-based paint and lead-based paint hazards.*

1. **I can see my grant in LOCCS, but I cannot draw down money, what should I do?**

*You may have noticed these funds are currently in LOCCS  in BLI 0100.  It is important to note that while all PHAs can perform lead-based paint testing and abatement work using capital funds, these particular funds are only available to the attached grantees and for can only be use for lead-based paint testing and abatement.  The funds must also be tracked and monitored separately.*

*PIH field staff will not have primary responsibility for these grants. Instead, a team of OCI and OFO staff in Headquarters will perform all plan approvals and monitoring.*

*In order for a grantee to access these funds, they must first revise their 5-Year Action Plan (5YAP) for 2017 in EPIC and submit and Annual Statement through EPIC as well. Field office staff will see that a grantee has submitted a Revised 5YAP in EPIC to accommodate that award of an LBPCF, however, Field Office staff should not review or recommend these Revised 5YAPs for approval. Instead, please send an email to OCI at* [*PIHOCI@hud.gov*](mailto:PIHOCI@hud.gov) *indicating that a Revised 5YAP needs review. Once the 5YAP is reviewed and determined to be acceptable, OCI grant staff will notify the Field Office Directors and Staff and ask that they complete the approvals. Field Office staff are also asked not to make any changes in LOCCS to spread funds or approve vouchers. Instead, please email*[*PIHOCI@hud.gov*](mailto:PIHOCI@hud.gov) *when assistance is needed.*

*If you have already approved a Revised 5YAP with these funds, please email* [*PIHOCI@hud.gov*](mailto:PIHOCI@hud.gov) *with more information.*

*If you have questions or feedback about this program, you can reach the Lead-based Paint Capital Fund team through* [*PIHOCI@hud.gov*](mailto:PIHOCI@hud.gov)*. You can also contact Damien Thomas or Tara Radosevich directly.*