TO: All Tribal Government Leaders and Tribally Designated Housing Entities (TDHE)

FROM: Jacqueline Johnson, Deputy Assistant Secretary, P

TOPIC: Replacement Reserves

SUBJECT: Status of Notice on Obligating Funds for Replacement Reserves under the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA)

Purpose: This guidance clarifies that the NAHASDA Guidance Bulletins Nos. 99-11t and 99-08t were issued in draft form for consultation purposes only, and are therefore not effective to-date.

Background: The Office of Native American Programs (ONAP) submitted draft NAHASDA Guidance Bulletin No. 99-11t for tribal consultation to all Tribal Government Leaders and tribally designated housing entities (TDHE) in April 1998. As the result of the many comments received on replacement reserves, changes were made to the bulletin and it was reissued for tribal consultation in October 1999, as draft NAHASDA Guidance Bulletin No. 99-08t. Although tribal comments supported the provisions in the draft guidance, it is Departmental Policy that this type of HUD directive be cleared through the Department and issued as a PIH Notice.

Status: To date, the PIH Notice on Replacement Reserves has not been issued. ONAP’s attempts to have the Notice issued are on-going, pending discussion on conflicts with U.S. Treasury draw-down requirements.