

One Hundred Third Congress
of the
United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Tuesday,
the fifth day of January, one thousand nine hundred and ninety-three*

An Act

To provide increased flexibility to States in carrying out the Low-Income Home Energy Assistance Program.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. INCREASED STATE FLEXIBILITY IN THE LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM.

Section 927 of the Housing and Community Development Act of 1992 (Public Law 102-550) is amended—

(1) in subsection (a)—

(A) by striking the parenthetical phrase; and

(B) by inserting before the period “, except as provided in subsection (d)”;

(2) in subsection (b)—

(A) by striking “such” and inserting in lieu thereof “or receiving energy”; and

(B) by inserting before the period “for any program in which eligibility or benefits are based on need, except as provided in subsection (d)”;

(3) by inserting at the end thereof the following new subsection:

“(d) SPECIAL RULE FOR LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM.—For purposes of the Low-Income Home Energy Assistance Program, tenants described in subsection (a)(2) who are responsible for paying some or all heating or cooling costs shall not have their eligibility automatically denied. A State may consider the amount of the heating or cooling component of utility allowances received by tenants described in subsection (a)(2) when setting benefit levels under the Low-Income Home Energy Assistance Program. The size of any reduction in Low-Income Home Energy Assistance Program benefits must be reasonably related to the amount of the heating or cooling component of the utility allowance received and must ensure that the highest level of assistance will be furnished to those households with the lowest incomes and the highest energy costs in relation to income, taking into account family size,

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in compliance with section 2605(b)(5) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8624(b)(5)).”.

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*