

119TH CONGRESS
2D SESSION

S. 5354

To reauthorize the Native American Housing Assistance and Self-Determination Act of 1996.

IN THE SENATE OF THE UNITED STATES

AUGUST 6, 2026

Ms. MURKOWSKI (for herself, Mr. SCHATZ, Mr. DAINES, Mr. LUJÁN, Mr. SULLIVAN, Ms. HIRONO, and Mr. CRAPO) introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

A BILL

To reauthorize the Native American Housing Assistance and Self-Determination Act of 1996.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Native American Housing Assistance and Self-Deter-
6 mination Modernization Act of 2026”.

7 (b) TABLE OF CONTENTS.—The table of contents for
8 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.
- Sec. 3. Consolidation of environmental review requirements.
- Sec. 4. Authorization of appropriations.

- Sec. 5. Eligible families.
- Sec. 6. Student housing assistance.
- Sec. 7. Clarification of application of rent rule to units owned or operated by Indian tribe or tribally designated housing entity.
- Sec. 8. Procurement policies.
- Sec. 9. Total development cost maximum cost.
- Sec. 10. Homeownership or lease-to-own low-income requirement and income targeting.
- Sec. 11. Lease requirements and tenant selection.
- Sec. 12. Housing counseling certification exemption.
- Sec. 13. Statutory authority to suspend grant funds in emergencies.
- Sec. 14. Streamlining reporting requirements.
- Sec. 15. Reports to Congress.
- Sec. 16. 99-year leasehold interest in trust or restricted lands for housing purposes.
- Sec. 17. Innovative readiness training program coordination.
- Sec. 18. Amendments for block grants for affordable housing activities.
- Sec. 19. Reauthorization of housing assistance for Native Hawaiians.
- Sec. 20. Community-based development organizations and special activities by Indian tribes.
- Sec. 21. Eligibility for housing counseling grants.
- Sec. 22. Section 184 Indian Home Loan Guarantee program.
- Sec. 23. Loan guarantees for Native Hawaiian housing.
- Sec. 24. Rental assistance for homeless or at-risk Indian veterans.
- Sec. 25. Continuum of care.
- Sec. 26. Program for housing assistance for homeless American Indians and Alaska Natives.
- Sec. 27. Program for housing assistance for homeless Native Hawaiians.
- Sec. 28. Tribal Continuum of Care Participation Grant Program.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) DEPARTMENT OF HAWAIIAN HOME
 4 LANDS.—The term “Department of Hawaiian Home
 5 Lands” has the meaning given the term in section
 6 801 of the Native American Housing Assistance and
 7 Self-Determination Act of 1996 (25 U.S.C. 4221).

8 (2) DOMESTIC VIOLENCE.—The term “domestic
 9 violence” has the meaning given the term in section
 10 40002(a) of the Violence Against Women Act of
 11 1994 (34 U.S.C. 12291(a)).

1 (3) FEDERALLY RECOGNIZED TRIBE; INDIAN
 2 AREA; INDIAN TRIBE; TRIBALLY DESIGNATED HOUS-
 3 ING ENTITY.—The terms “Federally recognized
 4 tribe”, “Indian area”, “Indian tribe”, and “tribally
 5 designated housing entity” have the meanings given
 6 those terms in section 4 of the Native American
 7 Housing Assistance and Self-Determination Act of
 8 1996 (25 U.S.C. 4103).

9 (4) HAWAIIAN HOME LANDS.—The term “Ha-
 10 waiian Home Lands” means lands that—

11 (A) have the status as Hawaiian home
 12 lands under section 204 of the Hawaiian
 13 Homes Commission Act, 1920 (42 Stat. 110);
 14 or

15 (B) are acquired pursuant to that Act.

16 (5) HOMELESS YOUTH.—The term “homeless
 17 youth” has the meaning given the term in section
 18 387 of the Runaway and Homeless Youth Act (34
 19 U.S.C. 11279).

20 (6) NATIVE HAWAIIAN.—The term “Native Ha-
 21 waiian” means any individual who is—

22 (A) a citizen of the United States; and

23 (B) a descendant of the aboriginal people,
 24 who, prior to 1778, occupied and exercised sov-

ereignty in the area that currently constitutes
the State of Hawaii, as evidenced by—

- (i) genealogical records;
- (ii) verification by kupuna (elders) or
kama'aina (long-term community resi-
dents); or
- (iii) birth records of the State of Ha-
wail.

(7) NATIVE HAWAIIAN ORGANIZATION; NATIVE
HAWAIIAN COMMUNITY-BASED ORGANIZATION.—The
terms “Native Hawaiian organization” and “Native
Hawaiian community-based organization” have the
meanings given those terms in section 6207 of the
Native Hawaiian Education Act (20 U.S.C. 7517).

(8) SECRETARY.—The term “Secretary” means
the Secretary of Housing and Urban Development.

(9) TRIBAL ORGANIZATION.—The term “tribal
organization” has the meaning given the term in
section 4 of the Indian Self-Determination and Edu-
cation Assistance Act (25 U.S.C. 5304).

SEC. 3. CONSOLIDATION OF ENVIRONMENTAL REVIEW RE- QUIREMENTS.

Section 105 of the Native American Housing Assist-
ance and Self-Determination Act of 1996 (25 U.S.C.
4115) is amended—

1 (1) in subsection (c)(2), by inserting “, or a
2 tribally designated housing entity official designated
3 by the tribe,” after “tribe”;

4 (2) in subsection (d)—

5 (A) by redesignating paragraphs (1)
6 through (4) as subparagraphs (A) through (D),
7 respectively, and adjusting the margins accord-
8 ingly;

9 (B) by striking “The Secretary may” and
10 inserting the following:

11 “(1) IN GENERAL.—The Secretary may”; and

12 (C) by adding at the end the following:

13 “(2) TIMELINE.—The Secretary shall act upon
14 a waiver request submitted under this subsection not
15 later than 60 days after receiving the request.”; and

16 (3) by adding at the end of the following:

17 “(e) CONSOLIDATION OF ENVIRONMENTAL REVIEW
18 REQUIREMENTS.—

19 “(1) IN GENERAL.—With respect to a project
20 carried out using amounts provided under this Act,
21 including under title VIII of this Act or carried out
22 by an Indian tribe, or under a grant made to an In-
23 dian tribe under title I of the Housing and Commu-
24 nity Development Act of 1974 (42 U.S.C. 5301 et
25 seq.), the Indian tribe, recipient, or the Director of

1 the Department of Hawaiian Homelands, as applica-
2 ble, shall be deemed to be in compliance with the en-
3 vironmental review requirements under this section
4 or section 806 of this Act, under title I of the Hous-
5 ing and Community Development Act of 1974 (42
6 U.S.C. 5301 et seq.), and under the National Envi-
7 ronmental Policy Act of 1969 (42 U.S.C. 4321 et
8 seq.), and the Indian tribe or the Director of the De-
9 partment of Hawaiian Homelands, as applicable,
10 shall be discharged from any applicable environ-
11 mental review requirements that may apply to Fed-
12 eral agencies with respect to the use of additional
13 Federal funding sources for that project, if—

14 “(A) a recipient is using 1 or more sources
15 of Federal funds in addition to assistance pro-
16 vided under this Act or under title I of the
17 Housing and Community Development Act of
18 1974 (42 U.S.C. 5301 et seq.);

19 “(B) the sum of the other sources of Fed-
20 eral funds described in subparagraph (A) do
21 not exceed 49 percent of the Federal share of
22 the project cost; and

23 “(C) the recipient’s Indian tribe or the Di-
24 rector of the Department of Hawaiian Home-
25 lands, as applicable, has assumed all of the re-

1 sponsibilities for environmental review, decision
2 making, and action pursuant to this section,
3 section 806 of this Act, or title I of the Hous-
4 ing and Community Development Act of 1974
5 (42 U.S.C. 5301 et seq.), as applicable.

6 “(2) EFFECT.—Upon completion of an environ-
7 mental review for a project described in paragraph
8 (1) in accordance with procedures established by the
9 Secretary, as applicable, no other Federal agency
10 providing additional Federal funds for the project
11 shall be required to conduct a separate or supple-
12 mental environmental review for purposes of compli-
13 ance with the National Environmental Policy Act of
14 1969 (42 U.S.C. 4321 et seq.) or any other provi-
15 sion of Federal law described in paragraph (1), ex-
16 cept to the extent that the project is materially
17 changed in a manner that was not analyzed in the
18 consolidated review.

19 “(f) ENVIRONMENTAL STREAMLINING.—With re-
20 spect to a project carried using amounts provided under
21 this Act, including under title VIII of this Act or grants
22 made to an Indian tribe under title I of the Housing and
23 Community Development Act of 1974 (42 U.S.C. 5301 et
24 seq.), each of the following applies:

1 “(1) GENERAL EXEMPTION.—Notwithstanding
2 any other provision of law, the following activities
3 are exempt from any environmental review require-
4 ments:

5 “(A) An activity for which a similar statu-
6 tory exemption applies to comparable activities
7 carried out by another Federal agency.

8 “(B) An affordable housing activity with a
9 total development cost of not more than
10 \$250,000.

11 “(C) An activity consisting solely of the ac-
12 quisition of real property or long-term equip-
13 ment using non-Federal funds.

14 “(D) An activity consisting of the rehabili-
15 tation of an existing structure, if—

16 “(i) the cost of such rehabilitation is
17 less than 50 percent of the market value of
18 the structure before rehabilitation; and

19 “(ii) the rehabilitation does not in-
20 volve ground disturbance, an expansion or
21 change in the footprint of the structure, or
22 any work affecting a structure that is list-
23 ed on the National Register of Historic
24 Places.

1 “(2) DETERMINATION BY TRIBE.—An Indian
 2 tribe that has assumed responsibility for environ-
 3 mental review, decision making, and action pursuant
 4 to procedures established by the Secretary pursuant
 5 to subsection (e)(1)(C) shall make and document
 6 any determination that an activity qualifies for an
 7 exemption under this subsection, and such deter-
 8 mination shall be deemed sufficient for purposes of
 9 compliance by any other Federal agency providing fi-
 10 nancial assistance for the activity.

11 “(3) RADON.—

12 “(A) IN GENERAL.—Notwithstanding any
 13 other provision of law, the Secretary may not
 14 require recipients, including the Director of the
 15 Department of Hawaiian Home Lands, and In-
 16 dian tribes to consider or test for radon as part
 17 of the environmental review for the project.

18 “(B) RULE OF CONSTRUCTION.—Nothing
 19 in subparagraph (A) shall be construed to limit
 20 the authority of a recipient or Indian tribe to
 21 consider, test for, or mitigate radon.

22 “(4) LEAD TESTING.—

23 “(A) DEFINITIONS.—In this paragraph:

24 “(i) REMOTE AREA.—The term ‘re-
 25 mote area’ means an area with a United

1 States Postal Service ZIP Code that has a
2 level 1 Frontier and Remote Area code, as
3 most recently posted on the website of the
4 Department of Agriculture.

5 “(ii) TARGET HOUSING.—The term
6 ‘target housing’ means target housing, as
7 defined in section 1004 of the Residential
8 Lead-Based Paint Hazard Reduction Act
9 of 1992 (42 U.S.C. 4851b), that is as-
10 sisted under this Act.

11 “(B) TESTING.—Lead paint testing of tar-
12 get housing that is in a remote area, and that
13 is being rehabilitated, renovated, repaired, or
14 painted in a manner that will repair or disturb
15 building components that are painted or coated,
16 shall be conducted through—

17 “(i) paint chip testing, lead-based
18 paint inspection, visual assessment for de-
19 teriorated paint, or a lead risk assessment
20 for lead-based paint hazards, as applicable
21 in accordance with section 302 of the
22 Lead-Based Paint Poisoning Prevention
23 Act (42 U.S.C. 4822); or

24 “(ii) a visual assessment for deterio-
25 rated paint and use of lead test kits ap-

1 proved by the Environmental Protection
2 Agency in accordance with section 402 or
3 404, as applicable, of the Toxic Substances
4 Control Act (15 U.S.C. 2682, 2684) on
5 each building component that is painted or
6 coated and is to be disturbed.

7 “(5) FEDERAL FLOOD RISK MANAGEMENT
8 STANDARDS.—The project shall not be subject to the
9 Federal Flood Risk Management Standards, and the
10 Secretary shall revise regulations governing flood-
11 plain management and the protection of wetlands to
12 exclude the Federal Flood Risk Management Stand-
13 ards from applying to such projects.

14 “(6) EXEMPTION FROM FLOOD INSURANCE RE-
15 QUIREMENTS.—Notwithstanding any provision of
16 law, the Secretary may provide financial assistance
17 for acquisition or construction purposes to Indian
18 tribes and tribally designated housing entities under
19 any program administered by the Secretary for a
20 property that—

21 “(A) is owned by the Indian tribe, tribally
22 designated housing entity, tribal organization,
23 or other Tribal entity; and

24 “(B) is—

25 “(i) not covered by flood insurance; or

1 “(ii) not located in a jurisdiction that
2 participates in the National Flood Insur-
3 ance Program.

4 “(7) EXEMPTIONS FROM CERTAIN SEPARATION
5 DISTANCE REQUIREMENTS FOR PROJECTS FROM
6 STORAGE TANKS.—

7 “(A) RESIDENTIAL TANKS.—A recipient,
8 including the Director of the Department of
9 Hawaiian Home Lands, carrying out activities
10 under this Act or an Indian tribe carrying out
11 activities under title I of the Housing and Com-
12 munity Development Act of 1974 (42 U.S.C.
13 5301 et seq.) shall be exempt from the accept-
14 able separation distance and mitigation require-
15 ments of the Secretary for residential tanks
16 when the tank—

17 “(i) has a capacity of not more than
18 1,320 gallons;

19 “(ii) is intended to contain common
20 liquid fuels such as gasoline, fuel oil, ker-
21 osene, diesel, liquified petroleum gas (pro-
22 pane), or crude oil;

23 “(iii) is sited on land or property that
24 contains a 1- to 4-family dwelling;

1 “(iv) is intended to be used solely by
2 residents of such dwelling; and

3 “(v) is intended to be used by resi-
4 dents of such dwelling exclusively for non-
5 commercial, non-industrial purposes.

6 “(B) RULE OF CONSTRUCTION.—Nothing
7 in this paragraph shall be construed to limit the
8 authority of a recipient, including the Director
9 of the Department of Hawaiian Home Lands,
10 or an Indian tribe to consider acceptable sepa-
11 ration distance or implementation mitigation
12 measures for residential tanks.

13 “(C) ABOVE GROUND STORAGE TANKS.—
14 The acceptable separation distance require-
15 ments of the Secretary between a residential
16 structure assisted by a recipient, including the
17 Director of the Department of Hawaiian Home
18 Lands, with funds under this Act (or assisted
19 with funds under a grant to an Indian tribe
20 under title I of the Housing and Community
21 Development Act of 1974 (42 U.S.C. 5301 et
22 seq.)) and an above ground storage tank used
23 to store hazardous substances, as defined in
24 subpart C of part 51 of title 24, Code of Fed-
25 eral Regulations, or any successor regulation,

1 including mitigation measures, shall not apply if
2 the recipient, including the Director of the De-
3 partment of Hawaiian Home Lands, or Indian
4 tribe determines that—

5 “(i) the application of the require-
6 ments would prevent or materially impede
7 the ability of the recipient or Indian tribe
8 to address its housing needs;

9 “(ii) the use of an alternative stand-
10 ard, or the absence of a standard, will not
11 present an unacceptable risk to the health
12 or safety of residents; and

13 “(iii) the recipient or Indian tribe
14 has—

15 “(I) provided notice and an op-
16 portunity for comment to residents of
17 the affected area regarding the pro-
18 posed inapplicability of the require-
19 ments; and

20 “(II) developed and adopted a
21 safety and response plan addressing
22 the potential risks associated with an
23 above ground storage tank.

24 “(D) RULE OF CONSTRUCTION.—Nothing
25 in this paragraph shall be construed to limit the

1 authority of a recipient, including the Director
 2 of the Department of Hawaiian Home Lands,
 3 or an Indian tribe to consider, adopt, or enforce
 4 acceptable separation distance standards or im-
 5 plement mitigation measures for risks associ-
 6 ated with above ground storage tanks.

7 “(8) WETLAND REQUIREMENTS.—The Sec-
 8 retary may not apply additional requirements involv-
 9 ing protection of wetlands in instances where—

10 “(A) an affected wetland requires a U.S.
 11 Army Corps of Engineers general, regional, or
 12 individual permit; and

13 “(B) the recipient, including the Director
 14 of the Department of Hawaiian Home Lands,
 15 or Indian tribe complies with the conditions of
 16 the permit.”.

17 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

18 Section 108 of the Native American Housing Assist-
 19 ance and Self-Determination Act of 1996 (25 U.S.C.
 20 4117) is amended, in the first sentence, by striking “2009
 21 through 2013” and inserting “2027 through 2033”.

22 **SEC. 5. ELIGIBLE FAMILIES.**

23 The Native American Housing Assistance and Self-
 24 Determination Act of 1996 (25 U.S.C. 4101 et seq.) is
 25 amended—

(1) by amending section 201(b)(3) (25 U.S.C. 4131(b)(3)) to read as follows:

“(3) OTHER FAMILIES.—

“(A) ESSENTIAL FAMILIES.—Notwithstanding paragraph (1), a recipient may provide housing or housing assistance provided through affordable housing activities assisted with grant amounts under this Act for a family on an Indian reservation or other Indian area if the recipient determines that—

“(i) the presence of the family on the Indian reservation or other Indian area is essential to the well-being of Indian families; and

“(ii) the need for housing for the family cannot reasonably be met without such assistance.

“(B) HOMEOWNERSHIP ASSISTANCE.—

Notwithstanding paragraph (1), a recipient may provide assistance for homeownership activities under section 202 or title VI of this Act with grant amounts under this Act for Indian families with a household income that does not exceed 120 percent of the median income for the area, as determined by the Secretary, and such

1 housing shall be considered affordable housing
 2 for purposes of this Act, provided a recipient
 3 shall not use more than 20 percent of its an-
 4 nual grant under this Act to serve such fami-
 5 lies.”; and

6 (2) in section 809(a)(2) (25 U.S.C.
 7 4228(a)(2)), by amending subparagraph (B) to read
 8 as follows:

9 “(B) EXCEPTION TO LOW-INCOME RE-
 10 QUIREMENT.—

11 “(i) IN GENERAL.—The Director may
 12 provide assistance for homeownership ac-
 13 tivities under—

14 “(I) section 810(b) for Native
 15 Hawaiian families with a household
 16 income that does not exceed 120 per-
 17 cent of the median income for the
 18 area, as determined by the Secretary,
 19 and such housing shall be considered
 20 affordable housing for purposes of
 21 this title; or

22 “(II) loan guarantee activities
 23 under section 184A of the Housing
 24 and Community Development Act of
 25 1992 (12 U.S.C. 1715z–13b) to Na-

1 tive Hawaiian families who are not
 2 low-income families, to the extent that
 3 the Secretary approves the activities
 4 under that section to address a need
 5 for housing for those families that
 6 cannot be reasonably met without that
 7 assistance.

8 “(ii) LIMITATION.—The Director shall
 9 not use more than 20 percent of a grant
 10 provided under this title to serve families
 11 described in clause (i)(I).”.

12 **SEC. 6. STUDENT HOUSING ASSISTANCE.**

13 Section 202(3) of the Native American Housing As-
 14 sistance and Self-Determination Act of 1996 (25 U.S.C.
 15 4132(3)) is amended by inserting “including college hous-
 16 ing assistance,” after “self-sufficiency and other serv-
 17 ices,”.

18 **SEC. 7. CLARIFICATION OF APPLICATION OF RENT RULE**
 19 **TO UNITS OWNED OR OPERATED BY INDIAN**
 20 **TRIBE OR TRIBALLY DESIGNATED HOUSING**
 21 **ENTITY.**

22 Section 203(a) of the Native American Housing As-
 23 sistance and Self-Determination Act of 1996 (25 U.S.C.
 24 4133(a)) is amended—

1 (1) in paragraph (2), by inserting “owned or
2 operated by a recipient and” after “residing in a
3 dwelling unit”; and

4 (2) by adding at the end the following:

5 “(3) SELF-DETERMINATION.—Notwithstanding
6 paragraph (2), each recipient may establish its own
7 policies governing maximum and minimum rents and
8 homebuyer payments for dwelling units assisted
9 under this Act, including rents and homebuyer pay-
10 ments that exceed 30 percent of the monthly ad-
11 justed income, provided that the policies are written
12 and made publicly available.”.

13 **SEC. 8. PROCUREMENT POLICIES.**

14 Section 203 of the Native American Housing Assist-
15 ance and Self-Determination Act of 1996 (25 U.S.C.
16 4133) is amended by adding at the end the following:

17 “(h) TRIBAL PROCUREMENT POLICIES.—

18 “(1) IN GENERAL.—Notwithstanding any other
19 provision of law, including subsection (g), a recipient
20 may adopt its own policies and procedures governing
21 the procurement of goods and services using
22 amounts provided under this Act.

23 “(2) FORM.—A recipient with its own policies
24 and procedures described in paragraph (1) shall—

1 “(A) make the policies and procedures
2 written and publicly available; and

3 “(B) follow those policies and procedures.

4 “(3) DEFAULT.—If a recipient does not adopt
5 its own policies and procedures under paragraph (1),
6 the recipient shall be subject to the procurement
7 standards applicable to Indian tribes in accordance
8 with section 200.317 of title 2, Code of Federal Reg-
9 ulations, or any successor regulation.”.

10 **SEC. 9. TOTAL DEVELOPMENT COST MAXIMUM COST.**

11 Section 203 of the Native American Housing Assist-
12 ance and Self-Determination Act of 1996 (25 U.S.C.
13 4133), as amended by this Act, is amended by adding at
14 the end the following:

15 “(i) TOTAL DEVELOPMENT COST MAXIMUM COST.—
16 Affordable housing that is developed, acquired, or assisted
17 under the block grant program established under section
18 101 shall not exceed by more than 20 percent, without
19 prior approval of the Secretary, the total development cost
20 maximum cost for all housing assisted under an affordable
21 housing activity, including development and model activi-
22 ties.”.

1 **SEC. 10. HOMEOWNERSHIP OR LEASE-TO-OWN LOW-IN-**
 2 **COME REQUIREMENT AND INCOME TAR-**
 3 **GETING.**

4 The Native American Housing Assistance and Self-
 5 Determination Act of 1996 (25 U.S.C. 4101 et seq.) is
 6 amended—

7 (1) in section 205 (25 U.S.C. 4135)—

8 (A) in subsection (a)(1)—

9 (i) in subparagraph (C), by striking
 10 “and” at the end; and

11 (ii) by adding at the end the fol-
 12 lowing:

13 “(E) notwithstanding any other provision
 14 of this paragraph, in the case of rental housing
 15 that is made available to a current rental family
 16 for conversion to a homebuyer or a lease-pur-
 17 chase unit, that the current rental family can
 18 purchase through a contract of sale, lease-pur-
 19 chase agreement, or any other sales agreement,
 20 is made available for purchase only by the cur-
 21 rent rental family, if the rental family was a
 22 low-income family at the time of their initial oc-
 23 cupancy of such unit; and”;

24 (B) in subsection (c)—

25 (i) by striking “The provisions” and
 26 inserting the following:

1 “(1) IN GENERAL.—The provisions”; and

2 (ii) by adding at the end the fol-
3 lowing:

4 “(2) APPLICABILITY TO IMPROVEMENTS.—The
5 provisions of subsection (a)(2) regarding binding
6 commitments for the remaining useful life of prop-
7 erty shall not apply to improvements of privately
8 owned homes if the cost of the improvements do not
9 exceed 10 percent of the maximum total develop-
10 ment cost for the home.”; and

11 (2) in section 813(a) (25 U.S.C. 4232(a))—

12 (A) in paragraph (1)—

13 (i) in subparagraph (A), by striking
14 “and” at the end; and

15 (ii) by adding at the end the fol-
16 lowing:

17 “(C) notwithstanding any other provision
18 of this paragraph, in the case of rental housing
19 that is made available to a current rental family
20 for conversion to a homebuyer or a lease-pur-
21 chase unit, the current rental family can pur-
22 chase through a contract of sale, lease-purchase
23 agreement, or any other sales agreement, is
24 made available for purchase only by the current
25 rental family, if the rental family was a low-in-

1 come family at the time of their initial occu-
 2 pancy of such unit; and”; and

3 (B) by adding at the end the following:

4 “(3) APPLICABILITY TO IMPROVEMENTS.—The
 5 provisions of subsection (a)(2) regarding binding
 6 commitments for the remaining useful life of prop-
 7 erty or other period as determined by the Secretary
 8 shall not apply to improvements of privately owned
 9 homes if the cost of the improvements do not exceed
 10 10 percent of the maximum total development cost
 11 for the home.”.

12 **SEC. 11. LEASE REQUIREMENTS AND TENANT SELECTION.**

13 Section 207 of the Native American Housing Assist-
 14 ance and Self-Determination Act of 1996 (25 U.S.C.
 15 4137) is amended by adding at the end the following:

16 “(c) NOTICE OF TERMINATION.—The notice period
 17 described in subsection (a)(3) shall apply to projects and
 18 programs funded in part by amounts authorized under
 19 this Act.”.

20 **SEC. 12. HOUSING COUNSELING CERTIFICATION EXEMP-**
 21 **TION.**

22 (a) IN GENERAL.—Subtitle A of title II of the Native
 23 American Housing Assistance and Self-Determination Act
 24 of 1996 (25 U.S.C. 4131 et seq.) is amended by adding
 25 at the end the following:

1 **“SEC. 211. HOUSING COUNSELING CERTIFICATION EXEMP-**
 2 **TION.**

3 “(a) IN GENERAL.—Notwithstanding section
 4 106(g)(1) of the Housing and Urban Development Act of
 5 1968 (12 U.S.C. 1701x(g)(1)), Indian tribes, Tribal orga-
 6 nizations, tribally designated housing entities, and the De-
 7 partment of Hawaiian Home Lands carrying out home-
 8 ownership counseling or rental housing counseling under
 9 section 105(a)(20) of the Housing and Community Devel-
 10 opment Act of 1974 (42 U.S.C. 5305(a)(20)) or section
 11 202(3) or 810(b)(2)(A) of this Act may not be required
 12 to comply with any housing counseling certification re-
 13 quirements established by the Secretary.

14 “(b) RULE OF CONSTRUCTION.—Nothing in this sec-
 15 tion shall be construed to limit the ability of an entity de-
 16 scribed in subsection (a) to obtain a housing counseling
 17 certification from the Secretary.”.

18 (b) TECHNICAL AND CONFORMING AMENDMENT.—
 19 The table of contents in section 1(b) of the Native Amer-
 20 ican Housing Assistance and Self-Determination Act of
 21 1996 (Public Law 104–330; 110 Stat. 4016) is amended
 22 by inserting after the item relating to section 210 the fol-
 23 lowing:

“Sec. 211. Housing counseling certification exemption.”.

1 **SEC. 13. STATUTORY AUTHORITY TO SUSPEND GRANT**
 2 **FUNDS IN EMERGENCIES.**

3 Section 401(a)(4) of the Native American Housing
 4 Assistance and Self-Determination Act of 1996 (25 U.S.C.
 5 4161(a)(4)) is amended—

6 (1) in subparagraph (A), by striking “may take
 7 an action described in paragraph (1)(C)” and insert-
 8 ing “may immediately take an action described in
 9 paragraph (1)(C)”; and

10 (2) by striking subparagraph (B) and inserting
 11 the following:

12 “(B) PROCEDURAL REQUIREMENTS.—

13 “(i) IN GENERAL.—If the Secretary
 14 takes an action described in subparagraph
 15 (A), the Secretary shall provide notice to
 16 the recipient at the time that the Secretary
 17 takes that action.

18 “(ii) NOTICE REQUIREMENTS.—The
 19 notice under clause (i) shall inform the re-
 20 cipient that the recipient may request a
 21 hearing by not later than 30 days after the
 22 date on which the Secretary provides the
 23 notice.

24 “(iii) HEARING REQUIREMENTS.—A
 25 hearing requested under clause (ii) shall be
 26 conducted—

1 “(I) in accordance with subpart
 2 A of part 26 of title 24, Code of Fed-
 3 eral Regulations (or successor regula-
 4 tions); and

5 “(II) to the maximum extent
 6 practicable, on an expedited basis.

7 “(iv) FAILURE TO CONDUCT A HEAR-
 8 ING.—If a hearing requested under clause
 9 (ii) is not completed by the date that is
 10 180 days after the date on which the re-
 11 cipient requests the hearing, the action of
 12 the Secretary to limit the availability of
 13 payments shall no longer be effective.”.

14 **SEC. 14. STREAMLINING REPORTING REQUIREMENTS.**

15 Section 404 of the Native American Housing Assist-
 16 ance and Self-Determination Act of 1996 (25 U.S.C.
 17 4164) is amended—

18 (1) by redesignating subsection (d) as sub-
 19 section (e); and

20 (2) by inserting after subsection (c) the fol-
 21 lowing:

22 “(d) CONSOLIDATED REPORTING.—Notwithstanding
 23 any other provision of law, the Secretary shall develop
 24 policies and procedures that authorize interested Indian
 25 tribes and tribally designated housing entities receiving

1 grant amounts under this Act to submit to the Secretary,
 2 at their discretion, 1 consolidated annual performance re-
 3 port covering all grants the Indian tribe or tribally des-
 4 ignated housing entity receives under this Act and from
 5 other grant programs administered by the Secretary.”.

6 **SEC. 15. REPORTS TO CONGRESS.**

7 The Native American Housing Assistance and Self-
 8 Determination Act of 1996 (25 U.S.C. 4101 et seq.) is
 9 amended—

10 (1) in section 407 (25 U.S.C. 4167)—

11 (A) in subsection (a), in the matter pre-
 12 ceding paragraph (1)—

13 (i) by striking “90” and inserting
 14 “180”; and

15 (ii) by striking “Congress” and insert-
 16 ing “Committee on Indian Affairs and the
 17 Committee on Banking, Housing and
 18 Urban Affairs of the Senate and the Com-
 19 mittee on Financial Services of the House
 20 of Representatives”; and

21 (B) by adding at the end the following:

22 “(c) PUBLIC AVAILABILITY.—The report described in
 23 subsection (a) shall be made publicly available, including
 24 to recipients.”; and

25 (2) in section 823 (25 U.S.C. 4242)—

(A) in subsection (a), in the matter preceding paragraph (1)—

(i) by striking “90” and inserting “180”; and

(ii) by striking “Congress” and inserting “Committee on Indian Affairs and the Committee on Banking, Housing and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives”; and

(B) by adding at the end the following:

“(c) PUBLIC AVAILABILITY.—The report described in subsection (a) shall be made publicly available, including to recipients.”.

SEC. 16. 99-YEAR LEASEHOLD INTEREST IN TRUST OR RESTRICTED LANDS FOR HOUSING PURPOSES.

Section 702 of the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4211) is amended—

(1) in the section heading, by striking “**50-YEAR**” and inserting “**99-YEAR**”;

(2) in subsection (b), by striking “50 years” and inserting “99 years”; and

(3) in subsection (c)(2), by striking “50 years” and inserting “99 years”.

1 **SEC. 17. INNOVATIVE READINESS TRAINING PROGRAM CO-**
2 **ORDINATION.**

3 (a) IN GENERAL.—Title VII of the Native American
4 Housing Assistance and Self-Determination Act of 1996
5 (25 U.S.C. 4211 et seq.) is amended by adding at the end
6 the following:

7 **“SEC. 706. INNOVATIVE READINESS TRAINING PROGRAM**
8 **COORDINATION.**

9 “(a) COORDINATION REQUIREMENT.—The Secretary
10 shall coordinate with the Secretary of Defense, and with
11 Indian tribes and tribally designated housing entities that
12 are recipients of funds under this Act, to maximize the
13 benefit of the Department of Defense’s Innovative Readiness
14 Training Program (in this section referred to as the
15 ‘Program,’), when the Program conducts civil engineering
16 and construction activities in partnership with recipients
17 of formula and competitive block grant funds made avail-
18 able under title I.

19 “(b) MAXIMIZING BENEFIT.—The coordination
20 under subsection (a) shall include—

21 “(1) the development of a joint Memorandum of
22 Understanding between the Department of Housing
23 and Urban Development and the Department of De-
24 fense to streamline the identification of suitable con-
25 struction projects under this Act;

(b) TECHNICAL AND CONFORMING AMENDMENT.—

The table of contents in section 1(b) of the Native American Housing Assistance and Self-Determination Act of 1996 (Public Law 104–330; 110 Stat. 4016) is amended by inserting after the item relating to section 706 the following:

16 SEC. 18. AMENDMENTS FOR BLOCK GRANTS FOR AFFORD-
17 ABLE HOUSING ACTIVITIES.

21 (1) by striking “The Director” and inserting
22 the following:

24 (2) by adding at the end the following:

1 “(2) SUBAWARDS.—Notwithstanding any other
 2 provision of law, including provisions of State law
 3 requiring competitive procurement, the Director may
 4 make subawards to subrecipients, except for for-
 5 profit entities, using amounts provided under this
 6 title to carry out affordable housing activities upon
 7 a determination by the Director that such subrecipi-
 8 ents have adequate capacity to carry out activities in
 9 accordance with this Act.”.

10 **SEC. 19. REAUTHORIZATION OF HOUSING ASSISTANCE FOR**
 11 **NATIVE HAWAIIANS.**

12 Section 824 of the Native American Housing Assist-
 13 ance and Self-Determination Act of 1996 (25 U.S.C.
 14 4243) is amended by striking “such sums as may be nec-
 15 essary” and all that follows through the period at the end
 16 and inserting “such sums as may be necessary for each
 17 of fiscal years 2027 through 2033.”.

18 **SEC. 20. COMMUNITY-BASED DEVELOPMENT ORGANIZA-**
 19 **TIONS AND SPECIAL ACTIVITIES BY INDIAN**
 20 **TRIBES.**

21 Section 105 of the Housing and Community Develop-
 22 ment Act of 1974 (42 U.S.C. 5305) is amended by adding
 23 at the end the following:

24 “(i) SPECIAL ACTIVITIES BY INDIAN TRIBES.—

25 “(1) DEFINITIONS.—In this paragraph:

1 “(A) TRIBAL ORGANIZATION.—The term
 2 ‘tribal organization’ has the meaning the term
 3 in section 4 of the Indian Self-Determination
 4 and Education Assistance Act (25 U.S.C.
 5 5304).

6 “(B) TRIBALLY DESIGNATED HOUSING EN-
 7 TITY.—The term ‘tribally designated housing
 8 entity’ has the meaning given the term in sec-
 9 tion 4 of the Native American Housing Assist-
 10 ance and Self-Determination Act of 1996 (25
 11 U.S.C. 4103).

12 “(2) AUTHORIZATION.—An Indian tribe (or a
 13 tribal organization or tribally designated housing en-
 14 tity designated by the Indian tribe) receiving a grant
 15 under section 106(a)(1)—

16 “(A) is authorized to directly carry out ac-
 17 tivities described in section 106(a)(15), includ-
 18 ing the new construction of affordable housing;
 19 and

20 “(B) may not be subject to any limitation
 21 on the percentage of the grant that may be
 22 used to carry out the activities described in sub-
 23 paragraph (A).”.

1 **SEC. 21. ELIGIBILITY FOR HOUSING COUNSELING GRANTS.**

2 Section 106(a)(4) of the Housing and Urban Devel-
3 opment Act of 1968 (12 U.S.C. 1701x(a)(4)) is amend-
4 ed—

5 (1) in subparagraph (A)—

6 (A) by striking “and” and inserting a
7 comma; and

8 (B) by inserting before the period at the
9 end the following: “, Indian tribes, and tribally
10 designated housing entities”;

11 (2) in subparagraph (B), by inserting “, Indian
12 tribes, and tribally designated housing entities” after
13 “organizations”;

14 (3) by redesignating subparagraph (F) as sub-
15 paragraph (G); and

16 (4) by inserting after subparagraph (E) the fol-
17 lowing:

18 “(F) DEFINITIONS.—In this paragraph,
19 the terms ‘Indian tribe’ and ‘tribally designated
20 housing entity’ have the meanings given those
21 terms in section 4 of the Native American
22 Housing Assistance and Self-Determination Act
23 of 1996 (25 U.S.C. 4103).”.

1 **SEC. 22. SECTION 184 INDIAN HOME LOAN GUARANTEE**
2 **PROGRAM.**

3 (a) IN GENERAL.—Section 184 of the Housing and
4 Community Development Act of 1992 (12 U.S.C. 1715z–
5 13a) is amended—

6 (1) by amending subsection (a) to read as fol-
7 lows:

8 “(a) AUTHORITY.—To provide access to sources of
9 private financing to Indian families, Indian housing au-
10 thorities, and Indian tribes, who otherwise could not ac-
11 quire housing financing because of the unique legal status
12 of Indian lands and the unique nature of tribal economies,
13 and to expand homeownership opportunities to Indian
14 families, tribally designated housing entities, Indian hous-
15 ing authorities, and Indian tribes on fee simple lands, the
16 Secretary may guarantee not to exceed 100 percent of the
17 unpaid principal and interest due on any loan eligible
18 under subsection (b) made to an Indian family, tribally
19 designated housing entity, Indian housing authority, or
20 Indian tribe on trust land and fee simple land.”;

21 (2) in subsection (b)—

22 (A) by amending paragraph (2) to read as
23 follows:

24 “(2) ELIGIBLE HOUSING.—The loan shall be
25 used to construct, acquire, refinance, or rehabilitate
26 1- to 4-family dwellings that are standard housing.”;

1 (B) in paragraph (4)—

2 (i) by redesignating subparagraphs
3 (A) through (D) as clauses (i) through
4 (iv), respectively, and adjusting the mar-
5 gins accordingly;

6 (ii) by striking “The loan” and insert-
7 ing the following:

8 “(A) IN GENERAL.—The loan”;

9 (iii) in subparagraph (A), as so des-
10 ignated, by adding at the end the fol-
11 lowing:

12 “(v) Any other lender that is super-
13 vised, approved, regulated, or insured by
14 any agency of the Federal Government, in-
15 cluding any entity certified as a community
16 development financial institution by the
17 Community Development Financial Insti-
18 tutions Fund established under section
19 104(a) of the Riegle Community Develop-
20 ment and Regulatory Improvement Act of
21 1994 (12 U.S.C. 4703(a)).”; and

22 (iv) by adding at the end the fol-
23 lowing:

24 “(B) DIRECT GUARANTEE ENDORSEMENT
25 PROCESS AND INDEMNIFICATION.—

1 “(i) AUTHORIZATION.—The Secretary
2 may, dependent on the available systems
3 development and staffing resources, dele-
4 gate to eligible lenders the authority to di-
5 rectly endorse loans under this section.

6 “(ii) INDEMNIFICATION.—

7 “(I) IN GENERAL.—If the Sec-
8 retary determines that a loan guaran-
9 teed under this section was not origi-
10 nated in accordance with the require-
11 ments established by the Secretary,
12 the Secretary may require the lender
13 approved under this subparagraph to
14 indemnify the Secretary for the loss
15 or potential loss, irrespective of
16 whether the violation caused or will
17 cause the loan default.

18 “(II) FRAUD OR MISREPRESENTA-
19 TION.—If fraud or misrepresenta-
20 tion is involved in a loan guaranteed
21 under this section, the Secretary may
22 require the originating lender ap-
23 proved under this subparagraph to in-
24 demnify the Secretary for the loss re-
25 gardless of whether there was a pay-

1 ment made by the Secretary under the
2 guarantee.

3 “(III) IMPLEMENTATION.—The
4 Secretary may implement any require-
5 ment described in this subparagraph
6 by regulation, notice or Dear Lender
7 Letter.”;

8 (C) in paragraph (5)(A), by inserting be-
9 fore the semicolon at the end the following: “ex-
10 cept, as determined by the Secretary, when
11 there is a loan modification under subsection
12 (h)(1)(B), the term of the loan shall not exceed
13 40 years”; and

14 (D) by adding at the end the following:

15 “(6) REVIEW OF LENDERS.—

16 “(A) IN GENERAL.—The Secretary may
17 periodically review the lenders originating, un-
18 derwriting, or servicing single family mortgage
19 loans under this section.

20 “(B) REQUIREMENTS.—In conducting a
21 review under subparagraph (A), the Sec-
22 retary—

23 “(i) shall compare the lender with
24 other lenders originating or underwriting
25 loan guarantees for Indian housing based

on the rates of defaults and claims for
guaranteed loans originated, underwritten,
or serviced by that lender; and

“(ii) may compare the lender with
such other lenders based on underwriting
quality, geographic area served, or any
commonly used factors the Secretary deter-
mines necessary for comparing mortgage
default risk, provided that the comparison
is of factors that the Secretary would ex-
pect to affect the default risk of mortgage
loans guaranteed by the Secretary.”;

(3) in subsection (c)—

(A) in paragraph (1)—

(i) by striking “Before” and inserting
the following:

“(A) IN GENERAL.—Except as provided in
subparagraph (B), before”; and

(ii) by adding at the end the fol-
lowing:

“(B) EXCEPTION.—Subparagraph (A)
shall not apply when the Secretary exercises its
discretion to delegate direct guarantee endorse-
ment authority to eligible lenders under sub-
section (b)(4)(B)(i).”;

1 (B) in paragraph (2)—

2 (i) by striking “The Secretary” and
3 inserting the following:

4 “(A) IN GENERAL.—Except as provided in
5 subparagraph (B), the Secretary”; and

6 (ii) by adding at the end the fol-
7 lowing:

8 “(B) EXCEPTIONS.—When the Secretary
9 exercises its discretion to delegate direct guar-
10 antee endorsement authority to eligible lenders
11 under subsection (b)(4)(B)(i)—

12 “(i) subparagraph (A) shall not apply;
13 and

14 “(ii) the direct guarantee endorsement
15 lender may issue a certificate under this
16 paragraph as evidence of the guarantee in
17 accordance with requirements established
18 by the Secretary.”; and

19 (C) in paragraph (3), by inserting “, or
20 where applicable, the direct guarantee endorse-
21 ment lender,” after “Secretary” in each place
22 that term appears; and
23 (4) in subsection (l)—

1 (A) by redesignating paragraphs (8) and
 2 (9) as paragraphs (9) and (10), respectively;
 3 and

4 (B) by inserting after paragraph (7) the
 5 following:

6 “(8) The term ‘tribally designated housing enti-
 7 ty’ has the meaning given the term in section 4 of
 8 the Native American Housing Assistance and Self-
 9 Determination Act of 1996 (25 U.S.C. 4103).”.

10 (b) LOAN GUARANTEES FOR INDIAN HOUSING.—
 11 Section 184(i)(5) of the Housing and Community Devel-
 12 opment Act of 1992 (12 U.S.C. 1715z–13a(i)(5)) is
 13 amended—

14 (1) in subparagraph (B), by inserting after the
 15 first sentence the following: “There are authorized
 16 to be appropriated for those costs such sums as may
 17 be necessary for each of fiscal years 2027 through
 18 2033.”; and

19 (2) in subparagraph (C), by striking “2008
 20 through 2012” and inserting “2027 through 2033”.

21 **SEC. 23. LOAN GUARANTEES FOR NATIVE HAWAIIAN HOUS-**
 22 **ING.**

23 Section 184A of the Housing and Community Devel-
 24 opment Act of 1992 (12 U.S.C. 1715z–13b) is amended—

1 (1) in subsection (b), by inserting “, and to ex-
 2 pand homeownership opportunities to Native Hawai-
 3 ian families who are eligible to receive a homestead
 4 under the Hawaiian Homes Commission Act, 1920
 5 (42 Stat. 108) on fee simple lands in the State of
 6 Hawaii” after “markets”;

7 (2) in subsection (c)—

8 (A) by amending paragraph (2) to read as
 9 follows:

10 “(2) ELIGIBLE HOUSING.—The loan shall be
 11 used to construct, acquire, refinance, or rehabilitate
 12 1- to 4-family dwellings that are standard housing.”;

13 (B) in paragraph (4)—

14 (i) in subparagraph (B)—

15 (I) by redesignating clause (iv) as
 16 clause (v); and

17 (II) by adding after clause (iii)
 18 the following:

19 “(iv) Any other lender that is super-
 20 vised, approved, regulated, or insured by
 21 any agency of the Federal Government, in-
 22 cluding any entity certified as a community
 23 development financial institution by the
 24 Community Development Financial Insti-
 25 tutions Fund established under section

104(a) of the Riegle Community Development and Regulatory Improvement Act of 1994 (12 U.S.C. 4703(a)).”; and

(ii) by adding at the end the following:

“(C) DIRECT GUARANTEE ENDORSEMENT
AND INDEMNIFICATION.—

“(i) IN GENERAL.—If the Secretary determines that a loan guaranteed under this section was not originated in accordance with the requirements established by the Secretary, the Secretary may require the lender approved under this paragraph to indemnify the Secretary for the loss or potential loss, irrespective of whether the violation caused or will cause the loan default.

“(ii) DIRECT GUARANTEE ENDORSEMENT.—The Secretary may, dependent on the availability of systems development and staffing resources, delegate to eligible lenders the authority to directly endorse loans under this section.

“(iii) FRAUD OR MISREPRESENTATION.—If fraud or misrepresentation is in-

1 involved in a loan guaranteed under this sec-
 2 tion, the Secretary may require the origi-
 3 nating lender approved under this subpara-
 4 graph to indemnify the Secretary for the
 5 loss regardless of whether there was a pay-
 6 ment made by the Secretary under the
 7 guarantee.

8 “(iv) IMPLEMENTATION.—The Sec-
 9 retary may implement any requirements
 10 described in this subparagraph by regula-
 11 tion, notice, or Dear Lender Letter.”;

12 (C) in paragraph (5)(A), by inserting be-
 13 fore the semicolon at the end the following: “ex-
 14 cept, as determined by the Secretary, when
 15 there is a loan modification under subsection
 16 (i)(1)(B), the term of the loan shall not exceed
 17 40 years”; and

18 (D) by adding at the end the following:

19 “(6) REVIEW OF LENDERS.—

20 “(A) IN GENERAL.—The Secretary may
 21 periodically review the lenders originating, un-
 22 derwriting, or servicing single family mortgage
 23 loans under this section.

1 “(B) REQUIREMENTS.—In conducting a
2 review under subparagraph (A), the Sec-
3 retary—

4 “(i) shall compare the lender with
5 other lenders originating or underwriting
6 loan guarantees for Indian housing and
7 Native Hawaiian housing based on the
8 rates of defaults and claims for guaranteed
9 loans originated, underwritten, or serviced
10 by that lender;

11 “(ii) may compare the lender with
12 such other lenders based on underwriting
13 quality, geographic area served, or any
14 commonly used factors the Secretary deter-
15 mines necessary for comparing mortgage
16 default risk, provided that the comparison
17 is of factors that the Secretary would ex-
18 pect to affect the default risk of mortgage
19 loans guaranteed by the Secretary;

20 “(iii) shall implement the comparisons
21 described in clauses (i) and (ii) by regula-
22 tion, notice, or Dear Lender Letter; and

23 “(iv) may terminate the approval of a
24 lender to originate, underwrite, or service
25 loan guarantees for housing under this sec-

tion if the Secretary determines that the mortgage loans originated, underwritten, or serviced by the lender present an unacceptable risk to the Hawaiian Housing Loan Guarantee Fund established under subsection (j)—

“(I) based on a comparison of any of the factors set forth in this subparagraph; or

“(II) by a determination that the lender engaged in fraud or misrepresentation.”;

(3) in subsection (d)—

(A) in paragraph (1)—

(i) in subparagraph (A), by striking “Before” and inserting “Except as provided in subsection (C), before”;

(ii) in subparagraph (B), by striking “If” and inserting “Except as provided under subparagraph (C), before”; and

(iii) by adding at the end the following:

“(C) EXCEPTION.—When the Secretary exercises its discretion to delegate direct guarantee endorsement authority pursuant to sub-

1 section (c)(4)(C)(ii), subparagraphs (A) and
 2 (B) of this paragraph shall not apply.”;

3 (B) by amending paragraph (2) to read as
 4 follows:

5 “(2) STANDARD FOR APPROVAL.—

6 “(A) APPROVAL.—Except as provided in
 7 subparagraph (B), the Secretary may approve a
 8 loan for guarantee under this section and issue
 9 a certificate under this subsection only if the
 10 Secretary determines that there is a reasonable
 11 prospect of repayment of the loan.

12 “(B) EXCEPTIONS.—When the Secretary
 13 exercises its discretion to delegate direct guar-
 14 antee endorsement authority pursuant to sub-
 15 section (c)(4)(C)(ii)—

16 “(i) subparagraph (A) shall not apply;
 17 and

18 “(ii) the direct guarantee endorsement
 19 lender may issue a certificate under this
 20 paragraph as evidence of the guarantee in
 21 accordance with requirements prescribed
 22 by the Secretary.”; and

23 (C) in paragraph (3)(A), by inserting “or,
 24 where applicable, the direct guarantee endorse-
 25 ment lender,” after “Secretary”; and

1 (4) in subsection (j)(5)(B), by inserting after
 2 the first sentence the following: “There are author-
 3 ized to be appropriated for those costs such sums as
 4 may be necessary for each of fiscal years 2027
 5 through 2033.”.

6 **SEC. 24. RENTAL ASSISTANCE FOR HOMELESS OR AT-RISK**
 7 **INDIAN VETERANS.**

8 Section 8(o)(19) of the United States Housing Act
 9 of 1937 (42 U.S.C. 1437f(o)(19)) is amended—

10 (1) by redesignating subparagraph (D) as sub-
 11 paragraph (E); and

12 (2) by inserting after subparagraph (C) the fol-
 13 lowing:

14 “(D) INDIAN VETERANS HOUSING RENTAL
 15 ASSISTANCE PROGRAM.—

16 “(i) DEFINITIONS.—In this subpara-
 17 graph:

18 “(I) ELIGIBLE INDIAN VET-
 19 ERAN.—The term ‘eligible Indian vet-
 20 eran’ means an Indian veteran who
 21 is—

22 “(aa) homeless or at risk of
 23 homelessness; and

24 “(bb) living—

1 “(AA) on or near a res-
 2 ervation; or

3 “(BB) in or near any
 4 other Indian area.

5 “(II) ELIGIBLE RECIPIENT.—
 6 The term ‘eligible recipient’ means a
 7 recipient eligible to receive a grant
 8 under section 101 of the Native
 9 American Housing Assistance and
 10 Self-Determination Act of 1996 (25
 11 U.S.C. 4111).

12 “(III) INDIAN; INDIAN AREA.—
 13 The terms ‘Indian’ and ‘Indian area’
 14 have the meanings given those terms
 15 in section 4 of the Native American
 16 Housing Assistance and Self-Deter-
 17 mination Act of 1996 (25 U.S.C.
 18 4103).

19 “(IV) INDIAN VETERAN.—The
 20 term ‘Indian veteran’ means an In-
 21 dian who is a veteran.

22 “(V) PROGRAM.—The term ‘Pro-
 23 gram’ means the Tribal HUD–VASH
 24 program carried out under clause (ii).

1 “(VI) TRIBAL ORGANIZATION.—

2 The term ‘tribal organization’ has the
3 meaning given the term in section 4
4 of the Indian Self-Determination and
5 Education Assistance Act (25 U.S.C.
6 5304).

7 “(ii) PROGRAM SPECIFICATIONS.—

8 The Secretary may not use less than 5 per-
9 cent of the amounts made available for
10 rental assistance under this paragraph to
11 carry out a rental assistance and sup-
12 ported housing program, to be known as
13 the ‘Tribal HUD–VASH program’, in con-
14 junction with the Secretary of Veterans Af-
15 fairs, by awarding grants for the benefit of
16 eligible Indian veterans.

17 “(iii) MODEL.—

18 “(I) IN GENERAL.—Except as
19 provided in subclause (II), the Sec-
20 retary shall model the Program on the
21 rental assistance and supported hous-
22 ing program authorized under sub-
23 paragraph (A) and applicable appro-
24 priations Acts, including administra-

tion in conjunction with the Secretary of Veterans Affairs.

“(II) EXCEPTIONS.—

“(aa) SECRETARY OF HOUSING AND URBAN DEVELOPMENT.—After consultation with Indian tribes, eligible recipients, and any other appropriate tribal organizations, the Secretary may make necessary and appropriate modifications to facilitate the use of the Program by eligible recipients to serve eligible Indian veterans.

“(bb) SECRETARY OF VETERANS AFFAIRS.—After consultation with Indian tribes, eligible recipients, and any other appropriate tribal organizations, the Secretary of Veterans Affairs may make necessary and appropriate modifications to facilitate the use of the Program by eligible recipients to serve eligible Indian veterans.

1 “(iv) ELIGIBLE RECIPIENTS.—The
2 Secretary shall make amounts for rental
3 assistance and associated administrative
4 costs under the Program available in the
5 form of grants to eligible recipients.

6 “(v) FUNDING CRITERIA.—The Sec-
7 retary shall award grants under the Pro-
8 gram based on—

9 “(I) need;

10 “(II) administrative capacity; and

11 “(III) any other funding criteria
12 established by the Secretary in a no-
13 tice published in the Federal Register
14 after consulting with the Secretary of
15 Veterans Affairs.

16 “(vi) ADMINISTRATION.—Grants
17 awarded under the Program shall be ad-
18 ministered in accordance with the Native
19 American Housing Assistance and Self-De-
20 termination Act of 1996 (25 U.S.C. 4101
21 et seq.), except that recipients shall—

22 “(I) submit to the Secretary, in a
23 manner prescribed by the Secretary,
24 reports on the utilization of rental as-

1 sistance provided under the Program;
2 and

3 “(II) provide to the Secretary in-
4 formation specified by the Secretary
5 to assess the effectiveness of the Pro-
6 gram in serving eligible Indian vet-
7 erans.

8 “(vii) CONSULTATION.—

9 “(I) GRANT RECIPIENTS; TRIBAL
10 ORGANIZATIONS.—The Secretary, in
11 coordination with the Secretary of
12 Veterans Affairs, shall consult with el-
13 igible recipients and any other appro-
14 priate tribal organization on the de-
15 sign of the Program to ensure the ef-
16 fective delivery of rental assistance
17 and supportive services to eligible In-
18 dian veterans under the Program.

19 “(II) INDIAN HEALTH SERV-
20 ICE.—The Director of the Indian
21 Health Service shall provide any as-
22 sistance requested by the Secretary or
23 the Secretary of Veterans Affairs in
24 carrying out the Program.

25 “(viii) WAIVER.—

1 “(I) IN GENERAL.—Except as
2 provided in subclause (II), the Sec-
3 retary may waive or specify alter-
4 native requirements for any provision
5 of law (including regulations) that the
6 Secretary administers in connection
7 with the use of rental assistance made
8 available under the Program if the
9 Secretary finds that the waiver or al-
10 ternative requirement is necessary for
11 the effective delivery and administra-
12 tion of rental assistance under the
13 Program to eligible Indian veterans.

14 “(II) EXCEPTION.—The Sec-
15 retary may not waive or specify alter-
16 native requirements under subclause
17 (I) for any provision of law (including
18 regulations) relating to labor stand-
19 ards or the environment.

20 “(ix) RENEWAL GRANTS.—The Sec-
21 retary may—

22 “(I) set aside, from amounts
23 made available for tenant-based rental
24 assistance under this subsection and
25 without regard to the amounts used

1 for new grants under clause (ii), such
2 amounts as may be necessary to
3 award renewal grants to eligible re-
4 cipients that received a grant under
5 the Program in a previous year; and

6 “(II) specify criteria that an eli-
7 gible recipient must satisfy to receive
8 a renewal grant under subclause (I),
9 including providing data on how the
10 eligible recipient used the amounts of
11 any grant previously received under
12 the Program.

13 “(x) REPORTING.—Not later than 1
14 year after the date of enactment of this
15 subparagraph, and every 5 years there-
16 after, the Secretary, in coordination with
17 the Secretary of Veterans Affairs and the
18 Director of the Indian Health Service,
19 shall—

20 “(I) conduct a review of the im-
21 plementation of the Program, includ-
22 ing any factors that may have limited
23 its success; and

1 “(II) submit a report describing
 2 the results of the review under sub-
 3 clause (II) to—

4 “(aa) the Committee on In-
 5 dian Affairs, the Committee on
 6 Banking, Housing, and Urban
 7 Affairs, the Committee on Vet-
 8 erans’ Affairs, and the Com-
 9 mittee on Appropriations of the
 10 Senate; and

11 “(bb) the Subcommittee on
 12 Indian and Insular Affairs of the
 13 Committee on Natural Resources,
 14 the Committee on Financial
 15 Services, the Committee on Vet-
 16 erans’ Affairs, and the Com-
 17 mittee on Appropriations of the
 18 House of Representatives.

19 “(xi) IMPACT ON FORMULA CURRENT
 20 ASSISTED STOCK.—For a given fiscal
 21 year’s allocation formula of the Native
 22 American Housing Block Grant program,
 23 as authorized under title I of the Native
 24 American Housing Assistance and Self-De-
 25 termination Act of 1996 (25 U.S.C. 4111

1 et seq.), the number of qualifying low-in-
 2 come housing dwelling units under section
 3 302(b)(1) of the Native American Housing
 4 Assistance and Self-Determination Act of
 5 1996 (25 U.S.C. 4152(b)(1)) shall not be
 6 reduced due to the placement of an eligible
 7 Indian veteran assisted with amounts pro-
 8 vided under the Program within such
 9 qualifying units.”.

10 **SEC. 25. CONTINUUM OF CARE.**

11 Title IV of the McKinney-Vento Homeless Assistance
 12 Act (42 U.S.C. 11360 et seq.) is amended—

13 (1) in section 401 (42 U.S.C. 11360)—

14 (A) by redesignating paragraphs (32)
 15 through (35) as paragraphs (33) through (36)
 16 respectively; and

17 (B) by inserting after paragraph (31) the
 18 following:

19 “(32) TRIBALLY DESIGNATED HOUSING ENTI-
 20 TY.—The term ‘tribally designated housing entity’
 21 has the meaning given the term in section 4 of the
 22 Native American Housing Assistance and Self-De-
 23 termination Act of 1996 (25 U.S.C. 4103).”;

(2) in section 423(g) (42 U.S.C. 11383(g)), by inserting “Indian tribe, tribally designated housing entity,” after “private nonprofit organization,”; and (3) in section 435 (42 U.S.C. 11389)—

(A) by striking “Notwithstanding” and inserting “(a) ELIGIBLE ENTITIES.—Notwithstanding”;

(B) in subsection (a), as so designated, by striking “(as defined in section 4 of the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4103))”; and

(C) by adding at the end the following:

“(b) CIVIL RIGHTS EXEMPTIONS.—

“(1) DEFINITIONS.—In this subsection:

“(A) FORMULA AREA.—The term ‘formula area’ has the meaning given the term in section 1000.302 of title 24, Code of Federal Regulations, or any successor regulation.

“(B) TRIBAL PROJECT.—The term ‘Tribal project’ means a project in which amounts provided under this Act shall be used specifically to benefit Tribal communities or Tribal members.

“(2) EXEMPTIONS.—With respect to grants awarded to carry out eligible activities under this subtitle, title VI of the Civil Rights Act of 1964 (42

1 U.S.C. 2000d et seq.) and title VIII of the Civil
 2 Rights Act of 1968 (42 U.S.C. 3601 et seq.) shall
 3 not apply to applications or awards for—

4 “(A) projects to be carried out—

5 “(i) on or off reservation or trust
 6 lands for awards made to Indian tribes or
 7 tribally designated housing entities; or

8 “(ii) on reservation or trust lands for
 9 awards made to eligible entities; or

10 “(B) Tribal projects located in Indian
 11 Housing Block Grant formula areas.

12 “(c) CERTIFICATION.—Notwithstanding section 106
 13 of the Cranston-Gonzalez National Affordable Housing
 14 Act (42 U.S.C. 12706) and section 403 of this Act, with
 15 respect to applications for projects to be carried out on
 16 reservations or trust land using grants awarded under this
 17 subtitle—

18 “(1) the applications shall contain a certifi-
 19 cation of consistency with an approved Indian hous-
 20 ing plan developed under section 102 of the Native
 21 American Housing Assistance and Self-Determina-
 22 tion Act of 1996 (25 U.S.C. 4112); and

23 “(2) Indian tribes and tribally designated hous-
 24 ing entities that are recipients of awards for projects
 25 on reservations or trust land from such funds shall

1 certify that they are following an approved housing
 2 plan developed under section 102 of the Native
 3 American Housing Assistance and Self-Determina-
 4 tion Act of 1996 (25 U.S.C. 4112).

5 “(d) CONSOLIDATED PLAN EXEMPTION.—A collabo-
 6 rative applicant for a continuum of care whose geographic
 7 area includes only reservation or trust land is not required
 8 to meet the requirement described in section 402(f)(2).

9 “(e) WAIVER AUTHORITY FOR TRIBAL PARTICIPA-
 10 TION.—In administering the amounts made available
 11 under this subtitle, the Secretary may waive, or specify
 12 alternative requirements for, any provision of any statute
 13 or regulation that the Secretary administers in connection
 14 with the obligation by the Secretary or the use by the re-
 15 cipient of these amounts (except for requirements related
 16 to labor standards and the environment), if the Secretary
 17 finds that—

18 “(1) good cause exists for the waiver or alter-
 19 native requirement; and

20 “(2) such waiver or alternative requirement—

21 “(A) is necessary to modify any require-
 22 ments preventing the participation of Indian
 23 tribes or tribally designated housing entities in
 24 the program under this subtitle; or

1 “(B) would expedite or facilitate the use of
2 funds.

3 “(f) ENVIRONMENTAL REVIEW.—Projects under this
4 title shall be treated as assistance for special projects that
5 are subject to section 305(c) of the Multifamily Housing
6 Property Disposition Reform Act of 1994 (42 U.S.C.
7 3547), and subject to the regulations issued by the Sec-
8 retary to implement such section, and with respect to
9 projects under this title, an Indian tribe shall be consid-
10 ered a State for purposes of section 305(c) of such Act.”.

11 **SEC. 26. PROGRAM FOR HOUSING ASSISTANCE FOR HOME-**
12 **LESS AMERICAN INDIANS AND ALASKA NA-**
13 **TIVES.**

14 (a) IN GENERAL.—Title VII of the Native American
15 Housing Assistance and Self-Determination Act of 1996
16 (25 U.S.C. 4211 et seq.), as amended by this Act, is
17 amended by adding at the end the following:

18 **“SEC. 707. PROGRAM FOR HOUSING ASSISTANCE FOR**
19 **HOMELESS AMERICAN INDIANS AND ALASKA**
20 **NATIVES.**

21 “(a) DEFINITIONS.—In this section:

22 “(1) AMERICAN INDIANS AND ALASKA NA-
23 TIVES.—The term ‘American Indians and Alaska
24 Natives’ means individuals who are regarded as
25 American Indian or Alaska Native by the Indian or

1 Alaska Native community in which the individual
2 lives, as evidenced by tribal membership, enrollment,
3 eligibility for enrollment, active participation in trib-
4 al affairs, or other indicia of community affiliation.

5 “(2) DOMESTIC VIOLENCE.—The term ‘domes-
6 tic violence’ has the meaning given the term in sec-
7 tion 40002(a) of the Violence Against Women Act of
8 1994 (34 U.S.C. 12291(a)).

9 “(3) ELIGIBLE AMERICAN INDIANS AND ALASKA
10 NATIVES.—The term ‘eligible American Indians and
11 Alaska Natives’ means American Indians and Alaska
12 Natives who are homeless or at risk of homelessness,
13 as defined by the Indian tribe.

14 “(4) ELIGIBLE RECIPIENT.—The term ‘eligible
15 recipient’ means an Indian tribe, or a tribally des-
16 ignated housing entity or tribal organization des-
17 ignated by such Indian tribe to apply for a grant on
18 its behalf under this section.

19 “(5) HOMELESS YOUTH.—The term ‘homeless
20 youth’ has the meaning given the term in section
21 387 of the Runaway and Homeless Youth Act (34
22 U.S.C. 11279).

23 “(6) PROGRAM.—The term ‘Program’ means
24 the program established under subsection (b).

1 “(7) SECRETARY OF HEALTH AND HUMAN
2 SERVICES.—The term ‘Secretary of Health and
3 Human Services’ means the Secretary of Health and
4 Human Services, acting through the Indian Health
5 Service.

6 “(b) ESTABLISHMENT.—

7 “(1) IN GENERAL.—The Secretary, in coordina-
8 tion with the Secretary of Health and Human Serv-
9 ices, shall establish and administer a grant program
10 to provide rental assistance and supportive housing
11 services to be known as the ‘Tribal Homeless Hous-
12 ing Assistance Grant Program’ for American Indi-
13 ans and Alaska Natives who are homeless or at risk
14 of homelessness.

15 “(2) PURPOSE.—The purpose of this section is
16 to establish a supportive housing competitive grant
17 program that—

18 “(A) provides rental assistance for Amer-
19 ican Indians and Alaska Natives who are home-
20 less or at risk of homelessness;

21 “(B) integrates supportive services and
22 case management;

23 “(C) prioritizes homeless youth, families
24 with children, and survivors of domestic vio-
25 lence;

1 “(D) strengthens tribal self-determination
2 in housing administration; and

3 “(E) reduces and prevents homelessness in
4 tribal communities and Native populations.

5 “(3) MANAGEMENT.—Except as otherwise pro-
6 vided in this section, the Secretary shall administer
7 the Program in a manner similar to the program
8 under section 8(o)(19) of the United States Housing
9 Act of 1937 (42 U.S.C. 1437f(o)(19)) and the dem-
10 onstration program established under paragraph (5)
11 under the heading ‘TENANT-BASED RENTAL ASSIST-
12 ANCE’ under the heading ‘PUBLIC AND INDIAN
13 HOUSING’ in title II of division K of the Consoli-
14 dated and Further Continuing Appropriations Act,
15 2015 (Public Law 113–235; 128 Stat. 2732), in ac-
16 cordance with the regulations promulgated to carry
17 out those programs.

18 “(4) AUTHORIZATION.—Of the amounts made
19 available for grants under title IV of the McKinney-
20 Vento Homeless Assistance Act (42 U.S.C. 11360 et
21 seq.) each fiscal year, the Secretary may make avail-
22 able not more than 5 percent to carry out this sec-
23 tion.

24 “(c) CONSULTATION.—The Secretary, in coordina-
25 tion with the Secretary of Health and Human Services,

1 shall consult with eligible recipients to ensure effective de-
 2 livery of grants under the Program.

3 “(d) APPLICATION.—Each eligible recipient applying
 4 for a grant under the Program shall submit to the Sec-
 5 retary an application that describes how the eligible recipi-
 6 ent will provide 2 years of mandatory case management
 7 services to eligible American Indians and Alaska Natives
 8 under the Program, including in partnership with other
 9 qualified organizations or the Indian Health Service, when
 10 appropriate.

11 “(e) USE OF FUNDS.—

12 “(1) SUPPORTIVE SERVICES.—

13 “(A) IN GENERAL.—An eligible recipient
 14 receiving a grant under the Program—

15 “(i) may use the grant to provide sup-
 16 portive services to eligible American Indi-
 17 ans and Alaska Natives; and

18 “(ii) shall determine the supportive
 19 services that are necessary and appropriate
 20 to prevent or end homelessness, reducing
 21 housing instability, preserving family unity
 22 where housing instability is a contributing
 23 factor, or promote long-term housing sta-
 24 bility.

1 “(B) TRIBAL FLEXIBILITY.—An eligible
2 recipient receiving a grant under the Program
3 shall determine the nature, scope, and delivery
4 of supportive services described in subpara-
5 graph (A), which may include services to ad-
6 dress behavioral health needs, substance use
7 disorders, transportation barriers, employment
8 and education needs, child welfare involvement,
9 domestic violence, or other barriers to housing
10 stability identified by the eligible recipient.

11 “(C) DEFERENCE TO TRIBAL DETERMINA-
12 TION.—The Secretary—

13 “(i) shall defer to the determination
14 of an eligible recipient regarding the de-
15 sign, scope, and delivery of supportive serv-
16 ices under subparagraph (B), including
17 culturally appropriate and traditional serv-
18 ices identified by the eligible recipient; and

19 “(ii) may not require a showing that
20 a specific service category is authorized
21 under any other Federal housing or home-
22 less assistance program, provided that the
23 eligible recipient determines and docu-
24 ments that the services are reasonably re-

1 lated to the housing stability for eligible
2 American Indians and Alaska Natives.

3 “(2) PRIORITY.—An eligible recipient that re-
4 ceives a grant under the Program shall prioritize
5 providing assistance to homeless youth, families with
6 children, and survivors of domestic violence.

7 “(f) FUNDING CRITERIA.—Grants awarded under the
8 Program shall be based on need, administrative capacity,
9 service of homeless youth, families with children and sur-
10 vivors of domestic violence, and other criteria established
11 by the Secretary, in consultation with the Secretary of
12 Health and Human Services and eligible recipients.

13 “(g) ADMINISTRATION AND WAIVER AUTHORITY.—
14 The Secretary may waive, or specify alternative require-
15 ments for, any provision of any statute or regulation that
16 the Secretary administers in connection with the use of
17 funds made available under the Program (except for re-
18 quirements related to fair housing, nondiscrimination, and
19 labor standards), upon a finding by the Secretary that any
20 such waiver or alternative requirement is necessary for the
21 effective delivery and administration of such assistance.

22 “(h) RENEWAL GRANTS.—The Secretary may set
23 aside amounts made available under subsection (b)(4) for
24 renewal grants under the Program and define renewal cri-
25 teria, including data reporting.

1 “(i) STUDY ON BARRIERS TO IMPLEMENTATION.—
 2 Not later than 2 years after the date of enactment of this
 3 section, and every 5 years thereafter, the Secretary, in co-
 4 ordination with the Secretary of Health and Human Serv-
 5 ices, shall review and submit to Congress a report on the
 6 implementation of the Program, including any rec-
 7 ommendations to improve the Program and its implemen-
 8 tation.”.

9 (b) TECHNICAL AND CONFORMING AMENDMENT.—
 10 The table of contents in section 1(b) of the Native Amer-
 11 ican Housing Assistance and Self-Determination Act of
 12 1996 (Public Law 104–330; 110 Stat. 4016) is amended
 13 by inserting after the item relating to section 706, as
 14 added by this Act, the following:

“Sec. 707. Program for housing assistance for homeless American Indians and
 Alaska Natives”.

15 **SEC. 27. PROGRAM FOR HOUSING ASSISTANCE FOR HOME-**
 16 **LESS NATIVE HAWAIIANS.**

17 (a) IN GENERAL.—Title VIII of the Native American
 18 Housing Assistance and Self-Determination Act of 1996
 19 (25 U.S.C. 4221 et seq.) is amended by adding at the end
 20 the following:

21 **“SEC. 825. PROGRAM FOR HOUSING ASSISTANCE FOR**
 22 **HOMELESS NATIVE HAWAIIANS.**

23 “(a) DEFINITIONS.—In this section:

1 “(1) DOMESTIC VIOLENCE.—The term ‘domes-
2 tic violence’ has the meaning given the term in sec-
3 tion 40002(a) of the Violence Against Women Act of
4 1994 (34 U.S.C. 12291(a)).

5 “(2) ELIGIBLE NATIVE HAWAIIAN.—The term
6 ‘eligible Native Hawaiian’ means a Native Hawaiian
7 who is homeless or at risk of homelessness, as de-
8 fined in sections 103 and 401 of the McKinney-
9 Vento Homeless Assistance Act (42 U.S.C. 11302,
10 11360).

11 “(3) ELIGIBLE RECIPIENT.—The term ‘eligible
12 recipient’ means the Department of Hawaiian Home
13 Lands, a Native Hawaiian Organization, or a Native
14 Hawaiian community-based organization.

15 “(4) HOMELESS YOUTH.—The term ‘homeless
16 youth’ has the meaning given the term in section
17 387 of the Runaway and Homeless Youth Act (34
18 U.S.C. 11279).

19 “(5) NATIVE HAWAIIAN ORGANIZATION; NATIVE
20 HAWAIIAN COMMUNITY-BASED ORGANIZATION.—The
21 terms ‘Native Hawaiian organization’ and ‘Native
22 Hawaiian community-based organization’ have the
23 meanings given those terms in section 6207 of the
24 Native Hawaiian Education Act (20 U.S.C. 7517).

1 “(6) PROGRAM.—The term ‘Program’ means
2 the program established under subsection (b).

3 “(7) SECRETARY OF THE INTERIOR.—The term
4 ‘Secretary of the Interior’ means the Secretary of
5 the Interior, acting through the Office of Native Ha-
6 waiian Relations.

7 “(b) ESTABLISHMENT.—

8 “(1) IN GENERAL.—The Secretary, in coordina-
9 tion with the Secretary of the Interior, shall estab-
10 lish and administer a grant program to provide rent-
11 al assistance and supportive housing services for Na-
12 tive Hawaiians who are homeless or at risk of home-
13 lessness, to be known as the ‘Native Hawaiian
14 Homeless Housing Assistance Grant Program’.

15 “(2) PURPOSE.—The purpose of this section is
16 to establish a supportive housing competitive grant
17 program that—

18 “(A) provides rental assistance for Native
19 Hawaiians who are homeless or at risk of home-
20 lessness;

21 “(B) integrates supportive services and
22 case management;

23 “(C) prioritizes homeless youth, families
24 with children, and survivors of domestic vio-
25 lence;

1 “(D) strengthens Native Hawaiian self-de-
2 termination in housing administration; and

3 “(E) reduces and prevents homelessness in
4 Native Hawaiian populations.

5 “(3) MANAGEMENT.—Except as otherwise pro-
6 vided in this section, the Secretary shall administer
7 the Program in a manner similar to the program
8 under section 8(o)(19) of the United States Housing
9 Act of 1937 (42 U.S.C. 1437f(o)(19)) and the dem-
10 onstration program established under paragraph (5)
11 under the heading ‘TENANT-BASED RENTAL ASSIST-
12 ANCE’ under the heading ‘PUBLIC AND INDIAN
13 HOUSING’ in title II of division K of the Consoli-
14 dated and Further Continuing Appropriations Act,
15 2015 (Public Law 113–235; 128 Stat. 2732), in ac-
16 cordance with the regulations promulgated to carry
17 out those programs.

18 “(4) AUTHORIZATION.—Of the amounts made
19 available for grants under title IV of the McKinney-
20 Vento Homeless Assistance Act (42 U.S.C. 11360 et
21 seq.) each fiscal year, the Secretary may make avail-
22 able not more than 0.2 percent of such amounts to
23 carry out this section.

24 “(c) CONSULTATION.—The Secretary, in coordina-
25 tion with the Secretary of the Interior, shall consult with

1 eligible recipients to ensure effective delivery of grants
 2 under the Program.

3 “(d) APPLICATION.—Each eligible recipient applying
 4 for a grant under the Program shall submit to the Sec-
 5 retary an application that describes how the eligible recipi-
 6 ent will provide 2 years of mandatory case management
 7 services to eligible Native Hawaiians under the Program,
 8 including in partnership with other qualified organiza-
 9 tions, when appropriate.

10 “(e) USE OF FUNDS.—

11 “(1) SUPPORTIVE SERVICES.—

12 “(A) IN GENERAL.—An eligible recipient
 13 receiving a grant under the Program—

14 “(i) may use the grant to provide sup-
 15 portive services to eligible Native Hawai-
 16 ians; and

17 “(ii) shall determine the supportive
 18 services that are necessary and appropriate
 19 to prevent or end homelessness, reduce
 20 housing instability, preserve family unity
 21 where housing instability is a contributing
 22 factor, or promote long-term housing sta-
 23 bility.

24 “(B) TRIBAL FLEXIBILITY.—An eligible
 25 recipient receiving a grant under the Program

1 shall determine the nature, scope, and delivery
2 of supportive services described in subpara-
3 graph (A), which may include services to ad-
4 dress behavioral health needs, substance use
5 disorders, transportation barriers, employment
6 and education needs, child welfare involvement,
7 domestic violence, or other barriers to housing
8 stability identified by the eligible recipient.

9 “(C) DEFERENCE TO NATIVE HAWAIIAN
10 DETERMINATION.—The Secretary—

11 “(i) shall defer to the determination
12 of an eligible recipient regarding the de-
13 sign, scope, and delivery of supportive serv-
14 ices under subparagraph (B), including
15 culturally appropriate and traditional serv-
16 ices identified by the eligible recipient; and

17 “(ii) may not require a showing that
18 a specific service category is authorized
19 under any other Federal housing or home-
20 less assistance program, provided that the
21 eligible recipient determines and docu-
22 ments that the services are reasonably re-
23 lated to the housing stability for eligible
24 Native Hawaiians.

1 “(2) PRIORITY.—An eligible recipient that re-
2 ceives a grant under the Program shall prioritize
3 providing assistance to homeless youth, families with
4 children, and survivors of domestic violence.

5 “(f) FUNDING CRITERIA.—Grants awarded under the
6 Program shall be based on need, administrative capacity,
7 service of homeless youth, families with children, and sur-
8 vivors of domestic violence, and other criteria established
9 by the Secretary, in consultation with the Office of Native
10 Hawaiian Relations in the Department of the Interior and
11 eligible recipients.

12 “(g) ADMINISTRATION AND WAIVER AUTHORITY.—
13 The Secretary may—

14 “(1) waive, or specify alternative requirements
15 for, any provision of any statute or regulation that
16 the Secretary administers in connection with the use
17 of funds made available under the Program (except
18 for requirements related to fair housing, non-
19 discrimination, labor standards, and the environ-
20 ment), upon a finding by the Secretary that any
21 such waivers or alternative requirements are nec-
22 essary for the effective delivery and administration
23 of such assistance; and

24 “(2) by regulation provide for the release of
25 funds for specific projects to eligible recipients under

1 this section if the Department of Hawaiian Home
 2 Lands assumes all of the responsibilities for environ-
 3 mental review, decision making, and action pursuant
 4 to section 806(a)(1)(B).

5 “(h) RENEWAL GRANTS.—The Secretary may set
 6 aside amounts made available under subsection (b)(4) for
 7 renewal grants under the Program and define renewal cri-
 8 teria, including data reporting.

9 “(i) STUDY ON BARRIERS TO IMPLEMENTATION.—
 10 Not later than 2 years after the date of enactment of this
 11 section, and every 5 years thereafter, the Secretary, in co-
 12 ordination with the Secretary of the Interior, shall review
 13 and submit to Congress a report on the implementation
 14 of the Program, including any recommendations to im-
 15 prove the Program and its implementation.”.

16 (b) TECHNICAL AND CONFORMING AMENDMENT.—
 17 The table of contents in section 1(b) of the Native Amer-
 18 ican Housing Assistance and Self-Determination Act of
 19 1996 (Public Law 104–330; 110 Stat. 4016) is amended
 20 by inserting after the item relating to section 824 the fol-
 21 lowing:

“Sec. 825. Program for housing assistance for homeless Native Hawaiians.”.

22 **SEC. 28. TRIBAL CONTINUUM OF CARE PARTICIPATION**
 23 **GRANT PROGRAM.**

24 (a) IN GENERAL.—Title VII of the Native American
 25 Housing Assistance and Self-Determination Act of 1996

1 (25 U.S.C. 4211 et seq.), as amended by this Act, is
 2 amended by adding at the end the following:

3 **“SEC. 708. TRIBAL CONTINUUM OF CARE PARTICIPATION**
 4 **GRANT PROGRAM.**

5 “(a) DEFINITIONS.—In this section:

6 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-
 7 tity’ means an Indian tribe and a tribally designated
 8 housing entity.

9 “(2) PROGRAM.—The term ‘Program’ means
 10 the program established under subsection (b).

11 “(b) ESTABLISHMENT.—

12 “(1) IN GENERAL.—The Secretary shall estab-
 13 lish and administer a grant program, to be known
 14 as the ‘Tribal Continuum of Care Participation
 15 Grant Program’, to provide competitive grants to eli-
 16 gible entities for participating in a continuum of
 17 care program under subtitle C of title IV of the
 18 McKinney-Vento Homeless Assistance Act (42
 19 U.S.C. 11381 et seq.), either as a collaborative ap-
 20 plicant or as a project applicant through a local con-
 21 tinuum of care competition.

22 “(2) PURPOSE.—The purpose of the Program
 23 is to ensure dedicated funding is available to eligible
 24 entities working to address homelessness and hous-
 25 ing instability affecting Indian tribes and tribal com-

1 munities through participation in the continuum of
2 care program under subtitle C of title IV of the
3 McKinney-Vento Homeless Assistance Act (42
4 U.S.C. 11381 et seq.), including as a collaborative
5 applicant or as a project applicant within a con-
6 tinuum of care.

7 “(3) AUTHORIZATION.—

8 “(A) IN GENERAL.—Of the amounts made
9 available for competitive grants under subtitle C
10 of title IV of the McKinney-Vento Homeless As-
11 sistance Act (42 U.S.C. 11381 et seq.) each fis-
12 cal year, \$25,000,000 shall be available to carry
13 out this section.

14 “(B) HOLD HARMLESS.—Amounts made
15 available under subparagraph (A) shall only be
16 available for a fiscal year in which the total
17 amount appropriated for competitive grants
18 under subtitle C of title IV of the McKinney-
19 Vento Homeless Assistance Act (42 U.S.C.
20 11381 et seq.) exceeds the amount appropriated
21 for such grants for fiscal year 2026.

22 “(C) LIMITATION.—The Secretary may not
23 reserve amounts under subparagraph (A) if
24 doing so would reduce the amount available for
25 competitive grants under subtitle C of title IV

1 of the McKinney-Vento Homeless Assistance
 2 Act (42 U.S.C. 11381 et seq.) below the
 3 amount appropriated for fiscal year 2026.

4 “(4) ADMINISTRATIVE COSTS.—An eligible enti-
 5 ty may use not more than 10 percent of grant
 6 amounts received under the Program for administra-
 7 tive costs.

8 “(c) CERTIFICATION.—Notwithstanding section 106
 9 of the Cranston-Gonzalez National Affordable Housing
 10 Act (42 U.S.C. 12706), with respect to applications for
 11 projects to be carried out on reservations or trust land
 12 using grants awarded under this section—

13 “(1) the applications shall contain a certifi-
 14 cation that the applicant consulted with each recipi-
 15 ent required to submit an Indian housing plan devel-
 16 oped under section 102 of this Act; and

17 “(2) Indian tribes and tribally designated hous-
 18 ing entities that are recipients of awards for projects
 19 on reservations or trust land from such funds shall
 20 certify that they have consulted with the recipients
 21 required to submit an Indian housing plan developed
 22 under section 102 of this Act.

23 “(d) CONSOLIDATED PLAN EXEMPTION.—A collabo-
 24 rative applicant for a Continuum of Care whose geo-
 25 graphic area includes reservation or trust land is not re-

1 quired to meet the requirement described in section
 2 402(f)(2) of the McKinney-Vento Homeless Assistance
 3 Act (42 U.S.C. 11360a(f)(2)) in order to be eligible for
 4 assistance under the continuum of care program under
 5 title IV of the McKinney-Vento Homeless Assistance Act
 6 (42 U.S.C. 11360 et seq.).

7 “(e) WAIVER AUTHORITY FOR TRIBAL PARTICIPA-
 8 TION.—In administering the amounts made available
 9 under this section, the Secretary may waive, or specify al-
 10 ternative requirements for, any provision of any statute
 11 or regulation that the Secretary administers in connection
 12 with the obligation by the Secretary or the use by the re-
 13 cipient of these amounts (except for requirements related
 14 to labor standards and the environment), if the Secretary
 15 finds that—

16 “(1) good cause exists for the waiver or alter-
 17 native requirement; and

18 “(2) such waiver or alternative requirement is
 19 necessary to modify any requirements preventing the
 20 participation of eligible entities in the continuum of
 21 care program under subtitle C of title IV of the
 22 McKinney-Vento Homeless Assistance Act (42
 23 U.S.C. 11381 et seq.) or would expedite or facilitate
 24 the use of funds.”.

1 (b) TECHNICAL AND CONFORMING AMENDMENT.—
2 The table of contents in section 1(b) of the Native Amer-
3 ican Housing Assistance and Self-Determination Act of
4 1996 (Public Law 104–330; 110 Stat. 4016) is amended
5 by inserting after the item relating to section 707, as
6 added by this Act, the following:

“708. Tribal Continuum of Care Participation Grant Program.”.

