

**DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT**

**Office of the Assistant Secretary for
Public and Indian Housing**

[Docket No. N-94-3839; FR-3822-N-01]

**Public and Indian Housing Drug
Elimination Program Notice of Funding
Availability—FY 1995**

AGENCY: Office of the Assistant Secretary for Public and Indian Housing, HUD.

ACTION: Notice of Funding Availability (NOFA) for Fiscal Year (FY) 1995.

SUMMARY: This NOFA announces HUD's FY 1995 funding of \$290,000,000 under the Public and Indian Housing Drug Elimination Program (PHDEP) for use in eliminating drug-related crime. Funded programs must be part of a comprehensive plan for addressing the problem of drug-related crime. In the body of this document is information concerning the purpose of the NOFA, applicant eligibility, available amounts, selection criteria, financial requirements, management, and application processing, including how to apply, how selections will be made, and how applicants will be notified of results. *Hereafter*, the term housing authority (HA) shall include public housing agencies (PHAs) and Indian housing authorities (IHAs).

DATES: Applications must be received at the local HUD Field Office on or before *Friday, April 14, 1995, at 3 p.m., local time. This application deadline is firm as to date and hour.* In the interest of fairness to all competing applicants, the Department will treat as ineligible for consideration any application that is received after the deadline. Applicants should take this practice into account and make early submission of their materials to avoid any risk of loss of eligibility brought about by any unanticipated or delivery-related problems. A FAX is not acceptable.

ADDRESSES: (a) Application Kit: An application kit may be obtained, and assistance provided, from the local HUD Field Office with delegated public housing responsibilities over an applying public housing authority, or from the Field Offices of Native American Programs (FONAPs) having jurisdiction over an Indian housing authority making an application, or by calling HUD's Community Relations and

Involvement (CRI) Clearinghouse, telephone: 1-800-578-3472. The application kit contains information on all exhibits and certifications required under this NOFA.

(b) Application Submission: An applicant *may submit only one application per housing authority* under each Notice of Funding Availability (NOFA). *Joint applications are not permitted under this program* with the following exception: housing authorities (HA) under a single administration (such as housing authorities managing another housing authority under contract or housing authorities sharing a common executive director) may submit a single application, even though each housing authority has its own operating budget. Applications (original and two copies) *must be received by the deadline* at the local HUD Field Office with responsibilities over the applying public housing authorities, Attention: Director, Public Housing Division or, in the case of Indian housing authorities, to the local HUD Field Office of Native American Programs, Attention: Administrator, Native American Programs with jurisdiction over the applying Indian housing authorities, as appropriate. A complete listing of these offices, is provided in appendix "A" of this NOFA. It is not sufficient for an application to bear a postage date within the submission time period. Applications submitted by facsimile are not acceptable. *Applications received after the deadline date and hour, Friday, April 14, 1995, at 3 p.m., local time, will not be considered.*

FOR FURTHER INFORMATION ON THE PUBLIC AND INDIAN HOUSING DRUG ELIMINATION PROGRAM, PUBLIC HOUSING, CONTACT: The local HUD Field Office, Director, Public Housing Division (Appendix "A" of this NOFA), or Malcolm E. Main, Crime Prevention and Security Division (CPSD), Office of Community Relations and Involvement (OCRI), Public and Indian Housing, Department of Housing and Urban Development, Room 4116, 451 Seventh Street, SW., Washington, DC 20410, telephone (202) 708-1197. A telecommunications device for hearing or speech impaired persons (TDD) is available at (202) 708-0850. (These are not toll-free telephone numbers.)

FOR FURTHER INFORMATION ON THE PUBLIC AND INDIAN HOUSING DRUG ELIMINATION PROGRAM FOR NATIVE AMERICAN PROGRAMS CONTACT: The local HUD Field Office Administrator, Office of

Native American Programs (Appendix "A" of this NOFA), or Tracy Outlaw, Office of Native American Programs, Public and Indian Housing, Department of Housing and Urban Development, Room B133, 451 Seventh Street, SW., Washington, DC 20410, telephone (202) 708-0088. A telecommunications device for hearing or speech impaired persons (TDD) is available at (202) 708-0850. (These are not toll-free telephone numbers.)

FOR FURTHER INFORMATION REGARDING ASSISTED (NON-PUBLIC AND INDIAN) HOUSING DRUG ELIMINATION PROGRAM CONTACT: Lessley Wiles, Office of Multifamily Housing Management, Department of Housing and Urban Development, Room 6176, 451 Seventh Street, SW., Washington, DC 20410. Telephone (202) 708-2654. TDD number (202) 708-4594. (These are not toll-free numbers.)

SUPPLEMENTARY INFORMATION:

Paperwork Reduction Act Statement

The information collection requirements contained in this notice have been submitted to the Office of Management and Budget for review under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. 3501-3520) and have been assigned OMB control number 2577-0124, expiration date November 30, 1995.

Environmental Review

Grants under this program are categorically excluded from review under the National Environmental Policy Act of 1969 (NEPA) in accordance with 24 CFR 50.20(p). However, prior to an award of grant funds, HUD will perform an environmental review to the extent required by HUD's environmental regulations at 24 CFR part 50, including the applicable related authorities at 24 CFR 50.4.

Coordination of Anti-Crime Efforts

To coordinate anti-crime related activities across local, State, tribal, and Federal levels for the purpose of maximizing their effectiveness, applicants are encouraged to contact, and work with, such programs as Operation Weed and Seed, Operation Safe Home, and Operation Pulling America's Communities Together described below.

Operation Weed and Seed, conducted through the U.S. Department of Justice, is a comprehensive, multi-agency approach to combatting violent crime, drug use, and gang activity in high-crime neighborhoods. The goal is to "weed out" crime from targeted neighborhoods and then to "seed" the targeted sites with a wide range of crime and drug prevention programs, and human services agency resources to prevent crime from reoccurring. Operation Weed and Seed further emphasizes the importance of community involvement in combatting drugs and violent crime. Community residents need to be empowered to assist in solving crime-related problems in their neighborhoods. In addition, the private sector needs to get involved in reducing crime. All of these entities, Federal, State, and local government, the community and the private sector must work together in partnership to create a safer, drug-free environment.

The Weed and Seed strategy involves four basic elements:

1. Law enforcement must "weed out" the most violent offenders by coordinating and integrating the efforts of Federal, State, and local law enforcement agencies in targeted high-crime neighborhoods. No social program or community activity can flourish in an atmosphere poisoned by violent crime and drug abuse.

2. Local police departments should implement community policing in each of the targeted sites. Under community policing, law enforcement works closely with residents of the community to develop solutions to the problems of violent and drug-related crime. Community policing serves as a "bridge" between the "weeding" (law enforcement) and "seeding" (neighborhood revitalization) components.

3. After the "weeding" takes place, law enforcement and social services agencies, the private sector, and the community must work to prevent crime and violence from reoccurring by concentrating a broad array of human services—drug and crime prevention programs, drug treatment, educational opportunities, family services, and recreational activities—in the targeted sites to create an environment where crime cannot thrive.

4. Federal, State, tribal, local, and private sector resources must focus on revitalizing distressed neighborhoods through economic development and must provide economic opportunities for residents.

For further information on Operation Weed and Seed, contact the Office of Justice Programs, U.S. Department of

Justice, 366 Indiana Avenue, NW., Washington, DC 20531. Telephone (202) 307-5966.

Operation Safe Home was announced jointly by Vice President Albert Gore, HUD Secretary Henry G. Cisneros, Treasury Secretary Lloyd Bentsen, Attorney General Janet Reno, and ONDCP Director Dr. Lee Brown at a White House briefing on February 4, 1994. Operation Safe Home will combat violent crime in public housing through tightly coordinated law enforcement and crime prevention operations at targeted sites; Federal initiatives and policies to strengthen law enforcement and crime and drug prevention in public housing; and improved consultation and coordination between HUD and Federal law enforcement agencies and ONDCP on design and implementation of HUD crime-prevention initiatives.

For more information on Operation Safe Home, contact Crime Prevention and Security Division, Office of Community Relations and Involvement, Public and Indian Housing, Department of Housing and Urban Development, Room 4116, 451 Seventh Street, SW., Washington, DC 20410, telephone (202) 708-1197. A telecommunications device for hearing or speech impaired persons (TDD) is available at (202) 708-0850. (These are not toll-free telephone numbers.)

Operation Pulling America's Communities Together (PACT) conducted through the U.S. Department of Justice, is a comprehensive, multi-agency approach to combatting violent crime in selective metropolitan areas. The goal is to develop a single, seamless strategy and plan using a variety of State and Federal sources, reducing the complexity of applications and program requirements of the variety of agencies and programs. The PACT cities are Atlanta, Georgia; Aurora/Denver, Colorado; District of Columbia; and Omaha, Nebraska.

For further information on Operation Pulling America's Communities Together contact the U.S. Department of Justice, Office of Justice Programs, 633 Indiana Avenue, NW., Washington, DC 20531. Telephone (202) 307-5966.

I. Purpose and Substantive Description

(a) Authority

These grants are authorized under Chapter 2, Subtitle C, Title V of the Anti-Drug Abuse Act of 1988 (42 U.S.C. 11901 *et seq.*), as amended by Section 581 of the National Affordable Housing Act of 1990 (NAHA), approved November 28, 1990, Pub. L. 101-625, and Section 161 of the Housing and

Community Development Act of 1992 (HCDA 1992) (Pub. L. 102-550, approved October 28, 1992).

(b) Allocation Amounts

(1) Federal Fiscal Year 1995 Funding. The amount available, to remain available until expended, for funding under this NOFA in FY 1995 is \$250,391,741. The Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act 1995, (approved September 28, 1994, Pub. Law 103-327), (95 App. Act) appropriated \$290 million for the Drug Elimination Program. Of the total \$290 million appropriated, \$13,925,000 will fund the Youth Sports Program; \$17,406,250 will fund the Assisted Housing Drug Elimination Program; \$10 million will fund drug elimination technical assistance, contracts and other assistance training, program assessments, and execution for or on behalf of public housing and resident organizations (including the cost of necessary travel for participants in such training); and \$1,500,000 will fund drug information clearinghouse services. The remaining \$247,168,750 of FY 1995 funds are being made available under this NOFA. In addition, \$3,222,991 of carryover FY 1994 PHDEP program will be made available under this NOFA for a total amount of \$250,391,741.

(2) Maximum Grant Award Amounts. HUD is distributing grant funds under this NOFA on a national competition basis. Maximum grant award amounts are computed on a sliding scale, using an overall maximum cap, depending upon the number of public housing agency or Indian housing authority units. The unit count includes rental, Turnkey III Homeownership, Mutual Help Homeownership and Section 23 leased housing bond-financed projects. Units in the Turnkey III Homeownership and Mutual Help programs are counted if they have not been conveyed to the homebuyers prior to the application deadline in this NOFA. For Section 23 bond-finance projects, units are counted if they have not been conveyed or will not be conveyed with clear title to the housing authorities until the end of the bond term. Eligible projects must be covered by an annual contributions contract (ACC) or annual operating agreement (AOA) during the period of the grant award. *Unit counts will be taken from the housing authority low-rent operating budget (form HUD-52564) for the housing authority fiscal year ending June 30, September 30, December 31, 1994 or March 31, 1995.*

Amendments to the Drug Elimination Program made by the Housing and Community Development Act of 1992 (Pub. L. 102-550, approved October 28, 1992), permit grants, under certain conditions as given in section (c)(9) of this NOFA, below, to be used to eliminate drug-related crime in housing owned by PHAs that is not housing assisted under the United States Housing Act of 1937 and is not otherwise federally assisted. Where an application is submitted for this category of housing, the amount of eligible funding will be determined on the same per-unit basis as for federally assisted housing units, above.

The maximum grant awards are as follows, although, as discussed below, in section I.(b)(4) (Reduction of Requested Grant Amounts and Special Conditions), the Department may adjust the amount of any grant award:

(i) For housing authorities with 1-499 units: The maximum grant award is either a maximum grant award cap of \$500.00 per unit, or a total minimum grant award of \$50,000, whichever is greater;

(ii) For housing authorities with 500-1,249 units: The maximum grant award is either a maximum grant award cap of \$300.00 per unit, or a total minimum grant award of \$250,000, whichever is greater;

(iii) For housing authorities with 1,250 or more units: The maximum grant award is either a maximum grant award cap of \$250.00 per unit, or a total minimum grant award of \$375,000 whichever is greater;

Example: A housing authority with 780 units could apply for a maximum grant award of \$250,000, i.e. the minimum grant award of \$250,000 for housing authorities with 500-1,249 units is greater than the per unit award calculation computed at \$300.00 per unit \times 780 units = \$234,000.

Example: A housing authority with 4,234 units could apply for a minimum grant award of \$1,058,500, i.e. computed at \$250.00 per unit \times 4,234 units = \$1,058,500.

An applicant shall not apply for more funding than is permitted in accordance with the maximum grant award amount as described above. Any application requesting funding that exceeds the maximum grant award amount permitted will be rejected and will not be eligible for any funding *unless a computational error* was involved in the funding request. Section IV of this NOFA provides guidance regarding application curable and noncurable deficiencies.

Such an error will be considered a curable deficiency in the application.

Section III.(d) (Checklist of Application Requirements) of this NOFA requires applicants to compute the maximum grant award amount for which they are eligible, as follows: *eligible dollar amount per unit \times (times) number of units listed in the housing authority low-rent operating budget (form HUD-52564) for housing authority fiscal year ending, June 30, September 30, December 31, 1994 or March 31, 1995.* The applicant *is required to confirm the unit count* with the local HUD Field Office prior to submission of the application.

The amount computed in this way must be compared with the dollar amount requested in the application to make certain the amount requested *does not exceed the maximum grant award.*

(3) Reallocation. All awards will be made to fund fully an application, except as provided in paragraph I.(b)(4) (Reduction of Requested Grant Amounts and Special Conditions) below.

(4) Reduction of Requested Grant Amounts and Special Conditions. HUD may approve an application for an amount lower than the amount requested, withhold funds after approval, and/or the grantee will be required to comply with special conditions added to the grant agreement, in accordance with 24 CFR 85.12 (PHAs), and 24 CFR 905.135 (IHAs) as applicable, and the requirements of this NOFA, or where:

(i) HUD determines the amount requested for one or more eligible activities is unreasonable or unnecessary;

(ii) The application does not otherwise meet applicable cost limitations established for the program;

(iii) The applicant has requested an ineligible activity;

(iv) Insufficient amounts remain in that funding round to fund the full amount requested in the application and HUD determines that partial funding is a viable option;

(v) The applicant fails to implement the program in its plan and/or fails to submit required reports;

(vi) The applicant has demonstrated an inability to manage HUD grants, particularly Drug Elimination Program grants; or

(vii) For any other reason where good cause exists.

(c) Eligibility

Funding under this NOFA is available *only for Public Housing Agencies and Indian Housing Authorities.* Although section 161 of the Housing and Community Development Act of 1992 (Pub. L. 102-550, approved October 28, 1992) makes public housing resident

management corporations (RMCs) eligible for Drug Elimination Program funding, the 95 App. Act limited the funds appropriated "for grants to public housing agencies". The authorizing statute includes Indian housing authorities (IHAs) in the term "public housing agencies" and, therefore, IHAs are eligible for funding. Because RMCs, unlike IHAs, constitute a separate entity from PHAs under the authorizing statute, no funds are appropriated for RMCs as direct applicants under the 95 App. Act. However, RMCs may continue to receive funding from housing authority grantees to develop security and drug abuse prevention programs involving site residents as they have in the past.

An application for funding under this program may be for one or more of the following eligible activities. An applicant may submit *only one application* under this Notice of Funding Availability (NOFA). *Joint applications are not permitted under this program* with the following exception: housing authorities (HA) under a single administration (such as housing authorities managing another housing authority under contract or housing authorities sharing a common executive director) may submit a single application, even through each housing authority has its own operating budget. The following is a listing of eligible activities under this program and guidance as to their parameters:

(1) *Employment of Security Personnel.*

(i) *Contracted Security Guard Personnel.* Contracting for security guard personnel services in public and Indian housing developments proposed for funding is permitted under this program. Contracting for security guard personnel services is defined as a competitive process in which individual companies and/or individuals participate.

(A) Contracted security personnel funded by this program must perform services *not usually performed by local law enforcement agencies on a routine basis*, such as, patrolling inside buildings, providing guard services at building entrances to check for identification cards (Ids), or patrolling and checking car parking lots for appropriate parking decals.

(B) Contracted security personnel funded by this program must meet all relevant tribal, state or local government insurance, licensing, certification, training, bonding, or other similar law enforcement requirements.

(C) The applicant, the cooperating local law enforcement agency, and the provider (contractor) of the security personnel *are required* to enter into and

execute a security personnel contract that includes the following:

(1) The activities to be performed by the security personnel, their scope of authority, established policies, procedures, and practices that will govern their performance (i.e., a Policy Manual as described in section I.(c)(1)(i)(D)) and how they will coordinate their activities with the local law enforcement agency;

(2) The types of activities that the security personnel are expressly prohibited from undertaking.

(3) Expenditures for activities under this section *will not be incurred by the grantee and/or funds released by the local HUD Field Office until the grantee has executed a contract for security guard services.*

(D) Security guard personnel funded under this program *shall be guided by a policy manual* (see below) that regulates, directs, and controls the conduct and activities of its personnel. *All security guard personnel must be trained at a minimum* in the areas described below in paragraph (2) of this section.

(1) An up-to-date policy manual, which contains the policies, procedures, and general orders that regulate conduct and describe in detail how jobs are to be performed, *must exist or be completed* before a contract for services can be executed.

(2) *Areas that must be covered in the security guard manual include but are not limited to:* use of force, resident contacts, response criteria to calls, pursuits, arrest procedures, reporting of crimes and workload, feedback procedures to victims, citizens complaint procedures, internal affairs investigations, towing of vehicle, authorized weapons and other equipment, radio procedures internally and with local police, training requirements, patrol procedures, scheduling of meetings with residents, record keeping and position descriptions on every post and assignment.

(F) *If the security guard contractor* collects officer activity information (which the Department recommends) for the housing authority, the contractor must use a housing authority approved activity form for the collection, analysis and reporting of activities by officers funded under this section. Computers and software may be included as an eligible item in support of this housing authority data collection activity.

(ii) *Employment of Housing Authority Police.* Employment of additional housing authority police officers is *permitted only* by housing authorities that already have their own housing

authority police departments, which are the following housing authorities:

(1) Baltimore Housing Authority and Community Development, Baltimore, MD.

(2) Boston Housing Authority, Boston, MA.

(3) Chicago Housing Authority, Chicago, IL.

(4) Cuyahoga Metropolitan Housing Authority, Cleveland, OH.

(5) Housing Authority of the City of Los Angeles, LA, CA.

(6) New York City Department of Housing Preservation and Development, NYC, NY.

(7) Housing Authority of the City of Oakland, Oakland, CA.

(8) Philadelphia Housing Authority, Philadelphia, PA.

(9) Housing Authority of the City of Pittsburgh, Pittsburgh, PA.

(10) Waterbury Housing Authority, Waterbury, CT.

(11) Virgin Islands Housing Authority, Virgin Islands.

Housing authorities that have their own housing authority police departments, *but that are not included* on this list must contact Malcolm E. Main, Crime Prevention and Security Division (CPSD), Office of Community Relations and Involvement (OCRI), Public and Indian Housing, Department of Housing and Urban Development, Room 4116, 451 Seventh Street, SW., Washington, DC 20410, telephone (202) 708-1197 to request approval before they may apply for funding under this paragraph. A telecommunications device for hearing or speech impaired persons (TDD) is available at (202) 708-0850. (These are not toll-free telephone numbers.)

(A) *If additional* housing authority police officers are to be employed for a service that is also provided by a local law enforcement agency, *the applicant must provide a cost analysis/budget narrative that demonstrates* the employment of additional housing authority police officers is more cost efficient than obtaining the service from the local law enforcement agency.

(B) Additional housing authority police officers to be funded under this program *must be an increase* in the number of HA police officers authorized by the housing authority, although such additional housing authority police officers funded under a prior Drug Elimination Program Grant may qualify for funding as a continuing activity under section I.(c)(8) (Continuation of Current Program Activities) of this NOFA.

(C) *An applicant seeking funding for this activity must describe the baseline services by describing the current level*

of services provided by the local law enforcement agency and then demonstrate to what extent the additional housing authority police officers will represent an increase over these services. For purposes of this NOFA, *the current level of services* is defined as ordinary and routine services provided or required to be provided under a cooperation agreement to the residents of public housing developments as a part of the overall, city and county-wide deployment of police resources, to respond to crime and other public safety incidents. These include the number of officers and equipment and the actual percent of their time assigned to the developments proposed for funding, and the kinds of services provided, e.g., 9-1-1 communications, processing calls for service, and investigative follow-up of criminal activity.

(D) Housing authority police funded by this program *must meet* all relevant state, tribal or local government insurance, licensing, certification, training, bonding, or other similar law enforcement requirements.

(E) The applicant and the cooperating local law enforcement agency are *required to enter into and execute a contract* that describes the following:

(1) The activities to be performed by the housing authority police, their scope of authority, established policies, procedures, and practices that will govern their performance (i.e., a Policy Manual as described in section I.(c)(1)(ii)(F)), and how they will coordinate their activities with the local, state and Federal law enforcement agencies;

(2) The types of activities that the housing authority police are expressly prohibited from undertaking.

(F) Housing authority police departments funded under this program *shall be guided by a policy manual* (see paragraph (1) below) that regulates, directs, and controls the conduct and activities of its personnel. All HA police officers *must be trained at a minimum* in the areas described in paragraph (2), below.

(1) An up-to-date public housing police department policy manual, which contains the policies, procedures, and general orders that regulate conduct and describe in detail how jobs are to be performed, *must either exist or be completed within 12 months of the execution of the grant agreement.* Applicants must submit a plan and timetable for the implementation of training staff.

(2) *Areas that must be covered in the public housing police department manual include but are not limited to:*

use of force, resident contacts, response criteria to calls, pursuits, arrest procedures, prisoner transport procedures, reporting of crimes and workload, feedback procedures to victims, citizens complaint procedures, internal affairs investigations, towing of vehicle, authorized weapons and other equipment, radio procedures internally and with local police, training requirements, patrol procedures, scheduling of meetings with residents, record keeping and position descriptions on every post and assignment.

(G) *If the housing authority police department collects officer activity information* (which the Department recommends), a housing authority approved activity form must be used for the collection, analysis and reporting of activities by officers funded under this section. Computers and software may be included as an eligible item in support of this housing authority data collection activity.

(H) *Applicants for funding of additional housing authority police officers must have car-to-car* (or other vehicles) and portable-to-portable radio communications links between housing authority police officers and local law enforcement officers to assure a coordinated and safe response to crimes or calls for services. *The use of scanners (radio monitors) is not sufficient to meet the requirements of this section.* Applicants that do not have such links must submit a plan and timetable for the implementation of such communications links.

(I) Housing authority police departments funded under this program *that are not employing a community policing concept must submit a plan and timetable* for the implementation of community policing.

(1) *Community policing has a variety of definitions; however, for the purposes of this program, it is defined as follows:* Community policing is a method of providing law enforcement services that stresses a partnership among residents, police, government services, the private sector, and other local, state and Federal law enforcement agencies to prevent crime by addressing the conditions and problems that lead to criminal activity and the fear of this type of activity.

(2) *This method of policing involves a philosophy of proactive measures, such as foot patrols, bicycle patrols, and citizen contacts.* This concept empowers police officers at the beat and zone level and residents in neighborhoods in an effort to: reduce crime and fear of crime; assure the maintenance of order; provide referrals of residents, victims, and the homeless to social services and

government agencies; assure feedback of police actions to victims of crime; and promote a law enforcement value system on the needs and rights of residents.

(J) Housing authority police departments funded under this program *that are not nationally or state accredited must submit a plan and timetable that may not exceed 24 months, from the execution of the grant agreement, for such accreditation.* Housing authorities may use either their state accreditation program, if one exists, or the Commission on Accreditation for Law Enforcement Agencies (CALEA) for this purpose.

(1) The law enforcement community developed a body of standards in 1981 against which law enforcement agencies could be evaluated. While some states have their own law enforcement accreditation program, the nationwide accreditation program is managed by the CALEA, which is located in Fairfax, VA. The purpose of accreditation is to reduce liability exposure of agencies and personnel, and to assure that law enforcement agencies meet a uniform body of standards.

(2) *The accreditation concept emphasizes a voluntary, self-motivated approach by which organizations seek to achieve and maintain objectively verified high quality operations through periodic evaluations conducted by an independent, non-governmental body that has established standards for its "clientele".* In simple terms, "to accredit" means to recognize or vouch for an agency as conforming to a body of standards related to a specific discipline—in this instance, law enforcement.

(3) *The process for CALEA consists of formal application, mutual aid contract, an in-depth self assessment, an on-site assessment by Commission-selected practitioner assessors from outside the state of the requesting agency, and final Commission review and decision.* Self-assessment enables an agency to establish proofs of compliance with standards specific to the agency to review its organization, management, operations, and administrative activities to determine if it believes it meets the requirements. Certain standards are mandatory based on health, life, safety, and importance to the community and the agency.

(4) Use of grant funds for public housing police department accreditation activities *is permitted.*

(5) *Funding is not permitted to purchase or lease any military or law enforcement clothing or equipment, such as vehicles, uniforms, ammunition, firearms/weapons, military or police*

vehicles; including cars, vans, buses, protective vests, and any other supportive equipment, etc.

(K) Expenditures for activities under this section *will not be incurred by the grantee and/or funds released by the local HUD Field Office until the grantee has met all the above requirements.*

(L) In order to assist housing authorities to develop and administer relevant, fair, and productive contracts with local law enforcement agencies for the delivery of effective services to public housing residents, a *sample contract* for law enforcement services is provided with the application kit.

(2) *Reimbursement of local law enforcement agencies for additional security and protective services.*

(i) Additional security and protective services to be funded under this program must be *over and above the baseline services, as defined below*, that the tribal, state or local government provides to the applying housing authority.

(A) *An applicant seeking funding for this activity must first establish a baseline by describing the current level of services* (in terms of the kinds of services provided, the number of officers and equipment and the actual percent of their time assigned to the developments proposed for funding) and then demonstrate to what extent the funded activity will represent an increase over this baseline.

Baseline services are defined as those law enforcement services the locality is contractually obligated to provide under its Cooperation Agreement with the applying housing authority (as required by the housing authority's Annual Contributions Contract).

(ii) *Communications and security equipment* to improve the collection, analysis, and use of information about drug-related criminal activities in a public housing community, such as surveillance equipment (e.g., Closed Circuit Television (CCTV), software, cameras, monitors, components and supporting equipment), computers accessing national, tribal, state or local government security networks and databases, facsimile machines, telephone equipment, bicycles, and motor scooters may be eligible items *if used exclusively* in connection with the establishment of a *law enforcement substation* on the funded premises or scattered site developments of the housing authority.

(iii) *If the local law enforcement agency collects officer activity information* (which the Department recommends) for the housing authority, it must use a housing authority approved activity form for the

collection, analysis and reporting of activities by officers funded under this section. Computers and software may be included as an eligible item in support of this housing authority data collection activity.

(iv) *The Department encourages* housing authorities that are funded under this program to promote the implementation of community policing. For additional background on community policing, see the discussion at section I.(c)(1)(ii)(I), above.

(v) *Funding is not permitted* to purchase or lease any military or law enforcement clothing or equipment, such as vehicles, uniforms, ammunition, firearms/weapons, military or police vehicles; including cars, vans, buses, protective vests, and any other supportive equipment, etc.

(vi) Expenditures for activities under this section *will not be incurred by the grantee and/or funds released by the local HUD Field Office until the grantee and the local law enforcement agency execute a contract for the additional law enforcement services.*

(vi) In order to assist housing authorities to develop and administer relevant, fair, and productive contracts with local law enforcement agencies for the delivery of effective services to public and Indian housing residents a *sample contract* for law enforcement services is provided with the application kit.

(3) *Physical Improvements To Enhance Security.*

(i) Physical improvements that are specifically designed to enhance security are permitted under this program. These improvements may include (but are not limited to) the installation of barriers, lighting systems, fences, surveillance equipment (e.g., Closed Circuit Television (CCTV), software, cameras, monitors, components and supporting equipment) bolts, locks; the landscaping or reconfiguration of common areas so as to discourage drug-related crime; and other physical improvements in public and Indian housing developments that are designed to enhance security and discourage drug-related activities.

(ii) An activity that is funded under any other HUD program, such as the modernization program at 24 CFR part 968, shall not also be funded by this program.

(iii) *Funding is not permitted* for physical improvements that involve the demolition of any units in a development.

(iv) *Funding is not permitted* for any physical improvements that would result in the displacement of persons.

(v) *Funding is not permitted* for the acquisition of real property.

(vi) All physical improvements must also be accessible to persons with disabilities. *For example*, some types of locks, buzzer systems, doors, etc., are not accessible to persons with limited strength, mobility, or to persons who are hearing impaired. All physical improvements must meet the accessibility requirements of 24 CFR part 8.

(4) *Employment of Investigators.*

(i) Employment of one or more individuals is permitted under this program to:

(A) Investigate drug-related crime in or around the real property comprising any public and Indian housing development; and

(B) Provide evidence relating to any such crime in any administrative or judicial proceedings.

(ii) Investigators funded by this program must meet all relevant tribal, state or local government insurance, licensing, certification, training, bonding, or other similar law enforcement requirements.

(iii) The applicant, the cooperating local law enforcement agency, and the investigator(s) *are required*, before any investigators are employed, to enter into and *execute a written agreement* that describes the following:

(A) The nature of the activities to be performed by the investigators, their scope of authority, established policies, procedures, and practices that will govern their performance (i.e., a Policy Manual as described in section I.(c)(4)(v), below) and how they will coordinate their activities with the local, state and Federal law enforcement agencies; and

(B) The types of activities that the investigators are expressly prohibited from undertaking.

(iv) Under this section, reimbursable costs associated with the investigation of drug-related crime (e.g., travel directly related to the investigator's activities, or costs associated with the investigator's testimony at judicial or administrative proceedings) may only be those incurred by the investigator.

(v) Investigators funded under this program *shall be guided by a policy manual* (see below) that regulates, directs, and controls their conduct and activities. All investigators *must be trained at a minimum* in the areas described below in paragraph (B) of this section.

(A) An up-to-date policy manual, which contains the policies, procedures, and general orders that regulate conduct and describe in detail how jobs are to be performed, *must either exist or be*

completed within 12 months of the execution of the grant agreement.

Applicants must submit a plan and timetable for the implementation of training staff.

(B) *Areas that must be covered in the manual include but are not limited to:* use of force, resident contacts, response criteria to calls, pursuits, arrest procedures, reporting of crimes and workload, feedback procedures to victims, citizens complaint procedures, internal affairs investigations, towing of vehicle, authorized weapons and other equipment, radio procedures internally and with local police, training requirements, patrol procedures, scheduling of meetings with residents, record keeping and position descriptions on every post and assignment.

(vi) *If an investigator(s) collect activity information* (which the Department recommends) for the housing authority, a housing authority approved activity form must be used for the collection, analysis and reporting of activities by investigators funded under this section. Computers and software may be included as an eligible item in support of this housing authority data collection activity.

(vii) *Funding is not permitted* to purchase or lease any military or law enforcement clothing or equipment, such as vehicles, uniforms, ammunition, firearms/weapons, military or police vehicles; including cars, vans, buses, protective vests, and any other supportive equipment, etc.

(viii) Expenditures for activities under this section *will not be incurred by the grantee and/or funds released by the local HUD Field Office until the grantee has met all the above requirements.*

(5) *Voluntary Tenant Patrols.*

(i) The provision of training, communications equipment, and other related equipment (including uniforms), for use by voluntary tenant patrols acting in cooperation with officials of local law enforcement agencies is permitted under this program. *Members must be volunteers and must be tenants of the public and Indian housing development that the tenant (resident) patrol represents.* Patrols established under this program are expected to patrol for drug-related criminal activity in the developments proposed for assistance, and to report these activities to the cooperating local law enforcement agency and tribal, state and Federal agencies, as appropriate. Grantees *are required* to obtain liability insurance to protect themselves and the members of the voluntary tenant patrol against potential liability for the activities of the patrol under this

program. *The cost of this insurance will be considered an eligible program expense.*

(ii) The applicant, the cooperating local law enforcement agency, and the members of the tenant patrol are required, *before putting the tenant patrol into effect and expending any grant funds, to enter into and execute a written agreement that describes the following:*

(A) The nature of the activities to be performed by the tenant patrol, the patrol's scope of authority, the established policies, procedures, and practices that will govern the tenant patrol's performance and how the patrol will coordinate its activities with the local law enforcement agency;

(B) The types of activities that a tenant patrol is expressly prohibited from undertaking, to include but not limited to, the carrying or use of firearms or other weapons, nightstick, clubs, handcuffs, or mace in the course of their duties under this program;

(C) Initial tenant patrol training and continuing training the members receive from the local law enforcement agency (training by the local law enforcement agency is required before putting the tenant patrol into effect); and

(D) *Tenant patrol members must be advised that they may be subject to individual or collective liability for any actions undertaken outside the scope of their authority and that such acts are not covered under a housing authority's liability insurance.*

(iii) *Communication and related equipment eligible for funding under this program shall be equipment that is reasonable, necessary, justified and related to the operation of the tenant patrol and that is otherwise permissible under tribal, State or local law.*

(iv) Under this program, bicycles, motor scooters and uniforms (caps and other all seasonal clothing items that identify voluntary tenant patrol members, including patrol t-shirts and jackets) to be used by the members of the tenant patrol are eligible items.

(v) *Drug elimination grant funds may not be used for any type of financial compensation, such as any full-time wages or salaries for voluntary tenant patrol participants.*

(6) *Programs To Reduce the Use of Drugs.* Programs that reduce the use of drugs in and around the premises of public and Indian housing developments, including drug abuse prevention, intervention, referral and treatment programs, are permitted under this program. The program should facilitate drug prevention, intervention and treatment efforts, to include outreach to community resources and

youth activities, and facilitate bringing these resources onto the premises, or providing resident referrals to treatment programs or transportation to outpatient treatment programs away from the premises. *Funding is permitted for reasonable, necessary and justified purchasing or leasing of vehicles (whichever can be documented as the most cost effective) for resident youth and adult education and training activities directly related to "Programs to reduce the use of drugs" under this section. Alcohol-related activities/ programs are not eligible for funding under this program.*

(i) *Drug Prevention.* Drug prevention programs that will be considered for funding under this part must provide a comprehensive drug prevention approach for public and Indian housing residents that will address the individual resident and his or her relationship to family, peers, and the community. Prevention programs must include activities designed to identify and change the factors present in public housing that lead to drug-related problems, and thereby lower the risk of drug usage.

Many components of a comprehensive approach, such as refusal and restraint skills training programs or drug-related family counseling, may already be available in the community of the applicant's housing developments, and the applicant must act to bring those available program components onto the premises. *Funding is permitted for reasonable, necessary and justified program costs, such as meals, beverages and transportation, incurred only for training and education activities directly related to "drug prevention programs".* Activities that should be included in these programs are:

(A) *Drug Education Opportunities.* The causes and effects of illegal drug usage must be discussed in a formal setting to provide both young people and adults the working knowledge and skills they need to make informed decisions to confront the potential and immediate dangers of illegal drugs. Grantees may contract (in accordance with 24 CFR 85.36) with professionals to provide appropriate training or workshops. The professionals contracted to provide these services shall be required to base their services upon the needs assessment and program plan of the grantee. These educational opportunities may be a part of resident meetings, youth activities, or other gatherings of public and Indian housing residents.

(B) *Family and Other Support Services.* Drug prevention programs

must demonstrate that they will provide directly or otherwise make available services designed to distribute drug education information, to foster effective parenting skills, and to provide referrals for treatment and other available support services in the development or the community for public and Indian housing families.

(C) *Youth Services.* Drug prevention programs must demonstrate that they have included groups composed of young people as a part of their prevention programs. These groups must be coordinated by adults with the active participation of youth to organize youth leadership, sports, recreational, cultural and other activities involving public and Indian housing youth. The dissemination of drug education information, the development of peer leadership skills and other drug prevention activities must be a component of youth services. *Activities or services funded under this program may not also be funded under the Youth Sports Program.*

(D) *Economic and Educational Opportunities for Residents and Youth.* Drug prevention programs must demonstrate a capacity to provide public and Indian housing residents the opportunities for interaction with or referral to established higher education or vocational institutions with the goal of developing or building on the residents' skills to pursue educational, vocational and economic goals. The program must also demonstrate the ability to provide public and Indian housing residents the opportunity to interact with private sector businesses in their immediate community for the same desired goals.

(ii) *Intervention.* The aim of intervention is to identify public and Indian housing resident drug users and assist them in modifying their behavior and in obtaining early treatment, if necessary. The applicant must establish a program with the goal of preventing drug problems from continuing once detected.

(iii) *Drug Treatment.*

(A) Treatment funded under this program shall be in or around the premises of the public and Indian housing developments proposed for funding.

(B) Funds awarded under this program shall be targeted towards the *development and implementation of new drug referral treatment services and/or aftercare (short and long care aftercare), or the improvement of, or expansion of such program services for public and Indian housing residents.*

(C) Each proposed drug program should address the following goals:

(1) Increase public and Indian resident accessibility to drug treatment services;

(2) Decrease criminal activity in and around public and Indian housing developments by reducing illicit drug use among public and Indian housing residents; and

(3) Provide services designed for youth and/or maternal drug abusers, e.g., prenatal and postpartum care, specialized counseling in women's issues, parenting classes, or other drug supportive services.

(D) Approaches that have proven effective with similar populations will be considered for funding. Programs should meet the following criteria:

(1) *Applicants may provide the service of formal referral arrangements* to other treatment programs not in or around public and Indian housing developments where the resident is able to obtain treatment costs from sources other than this program.

(2) Provide family and collateral counseling.

(3) Provide linkages to educational and vocational counseling.

(4) Provide coordination of services to appropriate tribal or local drug agencies, HIV-related service agencies, and mental health and public health programs.

(E) *Applicants must demonstrate a working partnership* with the Single State Agency or current tribal or state license provider or authority with drug/prevention program coordination responsibilities to coordinate, develop and implement the drug treatment proposal.

(F) The Single State Agency or authority with drug/prevention program coordination responsibilities *must certify that the drug/prevention treatment proposal is consistent with the state treatment plan; and that the treatment service meets all state licensing requirements.*

(G) *Funding Is Not Permitted* for treatment of residents at any in-patient medical treatment programs and facilities.

(H) *Funding Is Not Permitted* for detoxification procedures, short term or long term, designed to reduce or eliminate the presence of toxic substances in the body tissues of a patient.

(I) *Funding Is Not Permitted* for maintenance drug programs. Maintenance drugs are medications that are prescribed regularly for a long period of supportive therapy (e.g., methadone maintenance), rather than for immediate control of a disorder.

(7) Resident Management Corporations (RMCs), Resident Councils

(RCs), and Resident Organizations (ROs). Funding under this program is permitted for housing authorities to contract with RMCs and incorporated RCs and ROs to develop security and drug abuse prevention programs involving site residents. Such programs may include (but are not limited to) voluntary tenant patrol activities, drug education, drug intervention, youth programs, referral, and outreach efforts.

(8) Continuation of Current Program Activities. An applicant may apply to continue an existing activity funded under this program. The Department will evaluate an applicant's performance of the activity that the applicant wants to continue with additional funding under this NOFA. The Department will review and evaluate the applicant's conduct of the activity under the previous grant, including financial and program performance; reporting and special condition compliance; accomplishment of stated goals and objectives under the previous grant; and program adjustments made in response to previous ineffective performance. Since this is a competitive program, HUD does not guarantee continued funding of any previously funded Drug Elimination Program Grant.

(9) PHA-Owned Housing. Funding may be used for the activities described in sections I.(c) (1) through (7) (Eligible activities) of this NOFA, to eliminate drug-related crime in housing owned by public housing agencies that is not public housing that is assisted under the United States Housing Act of 1937 and is not otherwise federally assisted (for example, housing that receives tenant subsidies under Section 8 is federally assisted and would not qualify, but housing that receives only state, tribal or local assistance would qualify), but only if they meet all of the following:

(i) The housing is located in a high intensity drug trafficking area designated pursuant to section 1005 of the Anti-Drug Abuse Act of 1988; and

(ii) The PHA owning the housing demonstrates, on the basis of information submitted in accordance with the requirements of sections I.(d)(1), below, of this NOFA, that drug-related activity, and the problems associated with such activity, at the housing has a detrimental affect on or about the housing. For the purposes of this NOFA "on or about" means: on the premises or immediately adjacent to the premises of the real property comprising the public or other federally-assisted housing.

The High Intensity Drug Trafficking Areas (HIDTA) are areas identified as having the most critical drug trafficking

problems that adversely impact the rest of the country. These areas are designed as HIDTA by the Director, Office of National Drug Control Policy pursuant to the Anti-Drug Abuse Act of 1988. As of November 1994 the following areas were confirmed by the Office of National Drug Control Policy Office, as designated high intensity drug trafficking areas:

- Washington, DC—Baltimore, MD which includes: Washington, DC, Alexandria, Arlington Cty, Fairfax Cty, Montgomery Cty, Prince Georges Cty, Charles Cty, Anne Arundel Cty, Howard Cty, Baltimore Cty, and Baltimore, MD.
- New York City (and a surrounding area that includes Nassau Cty, Suffolk County, and Westchester Cty, New York, and all municipalities therein; and Union Cty, Hudson Cty, and Essex Cty, New Jersey, and all municipalities therein).
- Los Angeles (and a surrounding area that includes Los Angeles Cty, Orange Cty, Riverside Cty, and San Bernardino Cty, and all municipalities therein).
- Miami (and a surrounding area that includes Broward Cty, Dade County, and Monroe Cty, and all municipalities therein).
- Houston (and a surrounding area that includes Harris Cty, Galveston Cty, and all municipalities therein).
- The Southwest Border (and adjacent areas that include San Diego and Imperial Cty, California, and all municipalities therein; Yuma Cty, Maricopa Cty, Pinal Cty, Pima Cty, Santa Cruz Cty, and Cochise Cty, Arizona, and all municipalities therein; Hidalgo Cty, Grant Cty, Luna Cty, Dona Ana Cty, Eddy Cty, Lea Cty, and Otero Cty, New Mexico, and all municipalities therein; El Paso Cty, Hudspeth Cty, Culberson Cty, Jeff Davis Cty, Presidio Cty, Brewster Cty, Pecos Cty, Terrell Cty, Crockett Cty, Val Verde Cty, Kinney Cty, Maverick Cty, Zavala Cty, Dimmit Cty, La Salle Cty, Webb Cty, Zapata Cty, Jim Hogg Cty, Starr Cty, Hidalgo Cty, Willacy Cty, and Cameron Cty, Texas, and all municipalities therein).
- U. S. Virgin Islands and Puerto Rico.

For further information on high intensity drug trafficking areas contact: Rich Yamamoto, at the Office of National Drug Control Policy, Executive Office of the President, Washington, DC 20500. Telephone number: (202) 395-6755.

(10) *Ineligible Activities.* Funding is not permitted for any of the activities listed below *or Those Specified as Ineligible Elsewhere In This NOFA.*

(i) *Funding Is Not Permitted* for costs incurred before the effective date of the grant agreement, including, *but not limited to*, consultant fees related to the development of an application or the actual writing of the application.

(ii) *Funding Is Not Permitted* for the purchase of controlled substances for any purpose, *including* law enforcement sting operations.

(iii) *Funding Is Not Permitted* for compensating informants, including confidential informants.

(iv) *Funding Is Not Permitted* for the purchase of law enforcement and/or any other vehicles, including cars, vans, buses, and motorcycles.

(v) *Funding Is Not Permitted* to purchase or lease any military or law enforcement clothing or equipment, such as, vehicles, uniforms, ammunition, firearms/weapons, military or police vehicles, protective vests, and any other supportive equipment, etc.

(vi) Drug elimination grant funds *may not be Used* for any full-time wages or salaries for voluntary tenant patrol participants.

(vii) *Funding Is Not Permitted* for the costs of leasing, acquiring, constructing or rehabilitating any facility space in a building or unit.

(viii) *Funding Is Not Permitted* for organized fund raising, advertising, financial campaigns, endowment drives, solicitation of gifts and bequests, rallies, marches, community celebrations and similar expenses.

(ix) *Funding Is Not Permitted* for the costs of entertainment, amusements, or social activities, and for the expenses of items such as meals, beverages, lodgings, rentals, transportation, and gratuities *related to these ineligible activities. However, funding is permitted for reasonable, necessary and justified program costs, such as meals, beverages and transportation, incurred only for training, and education activities directly related to "drug prevention programs."*

(x) *Funding Is Not Permitted* for the costs (court costs, attorneys fees, etc.) related to screening or evicting residents for drug-related crime. However, investigators funded under this program may participate in judicial and administrative proceedings as provided in paragraph I.(c)(4)(i)(B) (Employment of Investigators) of this NOFA.

(xi) Although participation in activities with Federal drug interdiction or drug enforcement agencies is encouraged, *the transfer of drug elimination program funds to any federal agency is not permitted.*

(xii) Alcohol-related activities and programs *are not eligible* for funding under this program.

(xiii) *Funding Is Not Permitted* under this NOFA for establishing councils, resident associations, resident organizations, and resident corporations since HUD funds these activities under a separate NOFA.

(xiv) Indirect costs as defined in OMB Circular A-87 *are not permitted* under this program. *Only direct costs are permitted.*

(xv) *Funding Is Not Permitted* for any cash awards, such as scholarships, prizes, etc.

(xvi) Grant funds *shall not be used to supplant existing positions or programs.*

(d) Selection Criteria

HUD will review each application that it determines meets the requirements of this NOFA and assign points in accordance with the selection criteria. An application for funding under this program may be for one or more eligible activities.

An applicant may submit only one application under each Notice of Funding Availability (NOFA). Joint applications are not permitted under this program with the following exception: housing authorities under a single administration (such as housing authorities managing another housing authority under contract or housing authorities sharing a common executive director) may submit a single application, even though each housing authority has its own operating budget.

The number of points that an application receives will depend on the extent to which the application is responsive to the information requested in the selection criteria. An application *must receive* a score of at least 70 points out of the maximum of 100 points that may be awarded under this competition to be eligible for funding.

After applications have been scored, Headquarters will rank the applications on a *national basis*. Awards will be made in *ranked order* until all funds are expended. HUD will select the highest ranking applications that can be fully funded. Applications with *tie scores* will be selected in accordance with the procedures in paragraph I.(e) (Ranking Factors). The terms "housing" and "development(s)" as used in the application selection criteria and submission requirements may include, as appropriate, housing described in section I.(c)(9) (PHA-Owned Housing), above, of this NOFA. Each application submitted for a grant under this NOFA will be evaluated on the basis of the following selection criteria:

(1) *First Criterion: The Extent of the Drug-Related Crime Problem in the Applicant's Development or Developments Proposed for Assistance.*

(Maximum Points: 40) To permit HUD to make an evaluation on the basis of this criterion, an application must include a description of the extent of drug-related crime and/or problems associated with it, in the developments proposed for funding. *An applicant must explain, in the application, in what way a problem claimed to be associated with drug-related crime is a result of drug-related crime.* The description should provide the following information:

(i) *Objective data.* The *best available objective data* on the nature, source, and frequency of the problem of drug-related crime and/or the problems associated with drug-related crime. This data may include (but not necessarily be limited to):

(A) *The nature and frequency of drug-related crime and problems associated with drug-related crime* as reflected by crime statistics and other data from Federal, tribal, state or local law enforcement agencies.

(B) *Information from records* on the types and sources of drug-related crime in the developments proposed for assistance.

(C) *Descriptive data* as to the types of offenders committing drug-related crime in the applicant's developments (e.g., age, residence, etc.).

(D) *The number of lease terminations or evictions* for drug-related criminal activity.

(E) *The number of emergency room admissions* for drug use or that result from drug-related crime (such information may not be available from police departments but only from fire departments or emergency medical services agencies).

(F) *The number of police calls for service* (not just drug-related) such as, officer-initiated calls, domestic violence calls, drug distribution complaints, found drug paraphernalia, gang activity, graffiti that reflects drugs or gang-related activity, vandalism, drug arrests, and abandoned vehicles.

(G) *The number of residents placed in treatment for substance abuse.*

(H) *The school dropout rate and level of absenteeism for youth* that the applicant can relate to drug-related crime. (If crime or other statistics are not available at the development or precinct level, the applicant may use other reliable, objective data including those derived from its records or those of RMCs, RCs or ROs).

(I) *Where appropriate*, the statistics should be reported both in real numbers, and as an annual percentage of the residents in each development (e.g., 20 arrests in a year for distribution of heroin in a development with 100

residents reflects a 20% occurrence rate). *The data should cover the most recent one-year period (a one-year period ending within 3 months of the date of the application).* If the data from the most recent one-year period is not used, an explanation must be provided. To the extent feasible, the data provided should be compared with data from a prior one-year period to show whether the current data reflects a percentage increase or decrease in drug-related crime and/or its associated problems during that prior period of time.

(J) *A reduction in drug-related crime in public and Indian housing developments where previous Drug Elimination grants have been in effect will not be considered a disadvantage to the applicant.*

(K) If funding is being sought for housing owned by public housing agencies that is not public housing assisted under the United States Housing Act of 1937 and is not otherwise federally assisted, the application must demonstrate that the housing is located in a high intensity drug trafficking area designated pursuant to section 1005 of the Anti-Drug Abuse Act of 1988, and the application must demonstrate that drug-related activity, and the problems associated with it, at the housing has a detrimental affect on or about the real property comprising the public or other federally assisted low-income housing. For the purposes of this NOFA "on or about" means: on the premises or immediately adjacent to the premises of the real property comprising the public or other federally-assisted housing.

(ii) *Other data on the extent of drug-related crime.* To the extent that objective data as described above may not be available, or to complement that data, the assessment may use data from other sources that have a direct bearing on drug-related crime and/or the problems associated with it in the developments proposed for assistance under this program. *However*, if other relevant information is to be used in place of, rather than to complement, objective data, the application must indicate the reasons why objective data could not be obtained and what efforts were made to obtain it. *Examples* of these data include (but are not necessarily limited to):

(A) *Resident and staff surveys on drug-related issues or on-site reviews to determine drug activity;* and local government or scholarly studies or other research in the past year that analyze drug activity in the targeted developments.

(B) *Vandalism cost and related vacancies attributable to drug-related crime.*

(C) *Information from schools, health service providers, residents and local, state, tribal, and Federal law enforcement agencies; and the opinions and observations of individuals having direct knowledge of drug-related crime and/or the problems associated with it concerning the nature and frequency of these problems in the developments proposed for assistance. (These individuals may include local, state, tribal, and Federal law enforcement officials, resident or community leaders, school officials, community medical officials, drug treatment or counseling professionals, or other social service providers.)*

(iii) In awarding points, HUD will evaluate the extent to which the applicant has provided the above data that reflects a drug-related crime problem, both in terms of the frequency and nature of the drug-related problems associated with drug-related crime in the developments proposed for funding as reflected by information submitted under paragraph (1)(i) (objective data), and (ii) (other data) of this section; and the extent to which such data reflects an increase in drug-related crime over a period of one year in the developments proposed for assistance. (Maximum Points Under Paragraphs (i) and (ii) of This Section: 15)

(iv) In awarding points, HUD will evaluate the extent to which the applicant has analyzed the data compiled under paragraphs (1)(i) and (ii) of this section, and has clearly articulated its needs for reducing drug-related crime in developments proposed for assistance. (Maximum Points: 5)

(v) In awarding points, HUD will evaluate and assign points between zero (0) and ten (10) according to the per capita incidence of robbery and homicide in their community relative to their per capita incidence on a nationwide basis. Data on robbery and homicide incidence were chosen because of the demonstrated relationship of a substantial portion of these crimes with drug abuse. The community data will be taken from the Uniform Crime Reports (UCRs) of the U.S. Department of Justice (FBI crime data) and will be at the city level, when available, or at the county level. The crime incidence data and the point values will be computed by HUD. (Maximum Points: 10)

(vi) In awarding points, HUD will evaluate and assign points between zero (0) and ten (10) according to the per capita incidence of drug arrests. In instances where the Department of

Justice records do not contain community submission data, points will be assigned based on state metropolitan and nonmetropolitan averages relevant to such areas. (Maximum Points: 10)

(2) *Second Criterion: The Quality of the Plan To Address the Crime Problem in the Public or Indian Housing Developments Proposed for Assistance, Including the Extent to Which the Plan Includes Initiatives That Can Be Sustained Over a Period of Several Years.* (Maximum Points: 30) In assessing this criterion, HUD will consider the following factors:

(i) To permit HUD to make an evaluation on the basis of this criterion, an application must include the applicant's plan for addressing drug-related crime and/or its associated problems. This means a narrative description of the applicant's activities for addressing drug-related crime and/or its associated problems in each of the developments proposed for assistance under this part must be included in the application. The activities eligible for funding under this program are listed in section I.(c) of this NOFA, above, although *the applicant's plan must include* all of the activities that will be undertaken to address the problem, whether or not they are funded under this program. If the same activities are proposed for all of the developments that will be covered by the plan, the activities do not need to be described separately for each development. Where different activities are proposed for different developments, these activities and the developments where they will take place must be separately described.

The description of the plan in the application must include (but not necessarily be limited to) the following information:

(A) *A narrative describing each activity proposed for Drug Elimination Program funding in the applicant's plan, any additional relevant activities being undertaken by the applicant (e.g., a drug treatment program for residents funded by an agency other than HUD), and how all of these activities interrelate.* The applicant should specifically address whether it plans to implement a comprehensive drug elimination strategy that involves management practices, enforcement/law enforcement techniques (such as community policing), and a combination of drug abuse prevention, intervention, referral, and treatment programs. In addition, the applicant should indicate how its proposed activities will complement, and be coordinated with, current activities.

(1) *If grant amounts are to be used for contracting security guard personnel*

services in public and Indian housing developments the application must describe how the requirements of section I.(c)(1)(i) (Employment of Security Personnel) of this NOFA will be met.

(2) *If grant amounts are to be used for public housing authority police officers* the application must describe how the requirements of section I.(c)(1)(ii) (HA Police Departments) of this NOFA will be met.

(3) *If grant amounts are to be used for reimbursement of local law enforcement agencies* for additional security and protective services the application must describe how the requirements of section I.(c)(2) (Reimbursement of Local Law Enforcement Agencies) of this NOFA will be met.

(4) *If grant amounts are to be used for physical improvements in public and Indian housing developments proposed for funding under section I.(c)(3) (Physical Improvements)* of this NOFA the application must discuss how these improvements will be coordinated with the applicant's modernization program, if any, under 24 CFR part 968 or 24 CFR part 905, subpart I.

(5) *If grant amounts are to be used for employment of investigators* the application must describe how the requirements of section I.(c)(4) (Employment of Investigators) of the NOFA will be met.

(6) *If grant amounts are to be used for voluntary tenant patrols* the application must describe how the requirements of section I.(c)(5) (Voluntary tenant patrol) of this NOFA will be met.

(7) *If grant amounts are to be used for a prevention, intervention or treatment program* to reduce the use of drugs in and around the premises of public and Indian housing developments as provided in I.(c)(6) (Programs to Reduce the Use of Drugs) of this NOFA, the application *must discuss* the nature of the program, how the program represents a prevention or intervention strategy, and how the program will further the HA's strategy to eliminate drug-related crime and/or its associated problems in the developments proposed for assistance.

(B) *The anticipated cost of each activity in the plan*, a description of how funding decisions were reached (cost analysis), and the financial and other resources (including funding under this program, and from other resources) that may reasonably be expected to be available to carry out each activity.

(C) *An implementation timetable that includes tasks, deadlines, cost and persons responsible for implementing* (beginning, achieving identified

milestones, and completing) each activity in the plan.

(D) *The role of tenants, and RMCs, RCs, and ROs (where these organizations exist) in planning and developing the application for funding and in implementing the applicant's plan.* The application must provide the name of the RMC or incorporated RC or RO that will develop any security and drug abuse prevention programs under section I.(c)(7) (RMCs, RCs, and ROs) of this NOFA involving site residents.

(E) *The role of any other entities (e.g., tribal, local and state governments, community organizations and Federal agencies) in planning and carrying out the plan.* This can be shown, for example, by providing letters of support or commitment from governmental or private entities of the financial or other resources (e.g., staff or in-kind resources) that they agree to provide.

(F) *The resources that the applicant may reasonably expect to be available at the end of the grant term to continue the plan*, and how they will be allocated to plan activities that can be sustained over a period of years.

(G) *A discussion of how the applicant's plan will serve to provide training and employment or business opportunities for lower income persons and businesses located in, or substantially owned by persons residing within the area of the section 3 covered project (as defined in 24 CFR part 135) in accordance with 24 CFR 961.26(d) and 24 CFR 961.29(b)(4).* Housing authorities are encouraged to hire qualified residents in all positions.

(H) *Program evaluation.* The plan *must specifically discuss* how the activities funded under this program will be evaluated by the applicant, so that the program's progress can be measured. *The evaluation may also be used to modify activities* to make them more successful or to identify unsuccessful strategies. *The evaluation must identify* the types of information the applicant will need to measure the plan's success (e.g. tracking changes in identified crime statistics); and *indicate the method* the applicant will use to gather and analyze this information.

(ii) In assessing this criterion, HUD will consider the quality and thoroughness of an applicant's plan in terms of the information requested in section I.(d)(2)(i), "Quality of the plan," of this NOFA, including the extent to which:

(A) *The applicant's plan clearly describes the activities* that are being proposed by the applicant, including those activities to be funded under this program and those to be funded from other sources, and indicates *how these*

proposed activities provide for a comprehensive approach to eliminate drug-related crime and/or its associated problems (as described under the first criterion, section I.(d)(1), "The extent of the drug-related crime problem" of this NOFA, above) in the developments proposed for funding. (Maximum Points: 10)

(B) *The applicant's plan provides a budget narrative with cost analysis* for each activity and describes the financial and other resources (under this program and other sources) that may reasonably be expected to be available to carry out each activity. (Maximum Points: 5)

(C) *The applicant's plan is realistic* in terms of time, personnel, and other resources, considering the applicant's timetable for beginning and completing each component of the plan and the amount of funding requested under this program and other identified resources available to the applicant. (Maximum Points: 2)

(D) *As described in the plan*, tenants, and RMCs/RCs/ROs, where they exist, are involved in planning and developing the application for funding and in implementing the applicant's plan. (Maximum Points: 3)

(E) *As described in the plan*, other entities (e.g., tribal, local and state governments and community organizations) are involved in planning and carrying out the applicant's plan. (Maximum Points: 2)

(F) *The plan includes activities that can be sustained over a period of years* and identifies resources that the applicant may reasonably expect to be available for the continuation of the activities at the end of the grant term. (Maximum Points: 3)

(G) *The applicant's plan will serve to provide training and employment or business opportunities for lower income persons and businesses located in, or substantially owned by persons residing within the area of the section 3 covered project (as defined in 24 CFR part 135) in accordance with 24 CFR 961.26(d) and 24 CFR 961.29(b)(4).* (Maximum Points: 2)

(H) *The applicant has developed an evaluation process to measure the success of the plan.* (Maximum Points: 3)

(3) *Third Criterion: The Capability of the Applicant To Carry Out the Plan.* (Maximum Points: 15) In assessing this criterion, HUD will consider the following factors:

(i) The extent of the applicant's administrative capability to manage its housing developments, as measured by its performance with respect to operative HUD requirements under the ACC or ACA and the Public Housing

Management Assessment Program at 24 CFR part 901. In evaluating administrative capability under this factor, HUD will also consider, and the application must include in the form of a narrative discussion, the following information:

(A) Whether there are any unresolved findings from prior HUD reports (e.g. performance or finance), reviews or audits undertaken by HUD, the Office of the Inspector General, the General Accounting Office, or independent public accountants;

(B) Whether the applicant is operating under court order; and,

(C) If applicable, the progress made by a troubled housing authority in achieving goals established under a Memorandum of Agreement (MOA) executed with HUD. (Maximum Points Under Paragraph (3)(i)(A)(B) and (C) of This Section: 2)

(ii) *The application must discuss the extent to which the applicant has implemented effective screening procedures to determine an individual's suitability for public housing (consistent with the requirements of 42 U.S.C. 3604(f), 24 CFR 100.202, 29 U.S.C. 794 and 24 CFR 8.4 which deal with individuals with disabilities); implemented a plan to reduce vacancies; implemented eviction procedures in accordance with 24 CFR part 966, subpart B, 25 CFR 905.340 and Section 503 of NAHA; or undertaken other management actions to eliminate drug-related crime and/or its associated problems in its developments.* (Maximum Points: 2)

(iii) *The application must identify the applicant's participation in HUD grant programs (such as CGP, CIAP, youth sports, child care, resident management, Drug Elimination Program grants, etc.) within the preceding three years, and discuss the degree of the applicant's success in implementing and managing these grant programs.* (Maximum Points: 4)

(iv) *The local HUD Field Office shall evaluate the extent of the applicant's success, effort, or failure in implementing and managing an effective program under previous Drug Elimination grants (preceding three years). Successful and effective management of previous Drug Elimination grant program(s) will result in up to 7 (seven) extra points. Evidence of an unjustified failure to make adjustments to an ineffective program will result in a deduction of up to 7 (seven) points. This evaluation will be based upon HUD's Line of Credit Control System (LOCCS) reports, PHDEP performance and financial*

reports, and HUD reviews. (Maximum Points: Plus (+) 7 or Minus (-) 7 Points)

(4) *Fourth Criterion: The Extent to Which Tenants, the Local Government and the Local Community Support and Participate in the Design and Implementation of the Activities Proposed To Be Funded Under the Application.* (Maximum Points: 15) In assessing this criterion, HUD will consider the following factors:

(i) *The application must include a discussion of the extent to which community representatives and tribal, local, state and Federal government officials are actively involved in the design and implementation of the applicant's plan, as evidenced by descriptions of planning meetings held with community representatives and local government officials, letters of commitment to provide funding, staff, or in-kind resources, or written comments on the applicant's planned activities.* (Maximum Points: 5)

(ii) *The application must discuss the extent to which the relevant governmental jurisdiction has met its law enforcement obligations under the Cooperation Agreement with the applicant (as required by the grantee's Annual Contributions Contract with HUD). The application must also include a certification by the Chief Executive Officer (CEO) of a state or a unit of general local government in which the developments proposed for assistance are located that the locality is meeting its obligations under the Cooperation Agreement with the housing authority, Particularly with regard to current baseline law enforcement services. If the jurisdiction is not meeting its obligations under the Cooperation Agreement, the CEO should identify any special circumstances relating to its failure to do so. Whether or not a locality is meeting its obligations under the Cooperation Agreement with the applicant, the application must describe the current level of law enforcement services being provided to the developments proposed for assistance.* (Maximum Points: 4)

(iii) *The extent to which public and Indian housing development residents (tenants), and an RMC, RC or RO, where they exist, are involved in the planning and development of the grant application and plan strategy, and support and participate in the design and implementation of the activities proposed to be funded under the application. The application must include a summary of each written resident and resident organization comment, as required by 24 CFR 961.18, and the applicant's response to and action on these comments. If there are*

no resident or resident organization comments, the applicant *must provide an explanation* of the steps taken to encourage participation, even though they were not successful. (Maximum Points: 2)

(iv) *The extent to which the applicant is already undertaking, or has undertaken, participation in local, state, tribal or Federal anti-drug related crime efforts (such as Operation Weed and Seed, Operation Safe Home, or Operation PACT) or is successfully coordinating its law enforcement activities with local, state, tribal or federal law enforcement agencies.* (Maximum Points: 4)

(e) *Ranking Factors*

(1) Each application for a grant award that is submitted in a timely manner to the local HUD Field Office with delegated public housing responsibilities or, in the case of IHAs, to the appropriate Field Office of Native American Programs (FONAPs), that otherwise meets the requirements of this NOFA, will be evaluated in accordance with the selection criteria specified above.

(2) An application must receive a score of at least 70 points out of the maximum of 100 points that may be awarded under this competition to be eligible for funding.

(3) After applications have been scored, Headquarters will rank the applications on a *national basis*.

(4) In the event that *two eligible applications* receive the same score, and both cannot be funded because of insufficient funds, the application with the highest score in *Selection Criterion 3 "The Capability of the Applicant To Carry Out the Plan"* will be selected. If Selection Criterion 3 is scored identically for both applications, the scores in Selection Criteria 1, 2, and 4 will be compared in this order, one at a time, until one application scores higher in one of the factors and is selected. If the applications score identically in all factors, the application that requests less funding will be selected.

(5) All awards will be made to fund fully an application, except as provided in paragraph I.(b)(4) (Reduction of Requested Grant Amounts and Special Conditions).

(f) *General Grant Requirements.* The following requirements apply to this program:

(1) Grantees are required to use grant funds under this program in accordance with this NOFA, 24 CFR part 961, 24 CFR part 85, 24 CFR part 84, applicable statutes, HUD regulations, Notices, Handbooks, OMB circular, grant

agreements/amendments, and the grantee's approved plan, budget (SF-424A), budget narratives and timetable.

(2) *Applicability of OMB Circular and HUD fiscal and audit controls.* The policies, guidelines, and requirements of this NOFA, 24 CFR part 961, 24 CFR part 85, 24 CFR part 84, and OMB Circular A-87 apply to the acceptance and use of assistance by grantees under this program; and OMB Circular Nos. A-110 and A-122 apply to the acceptance and use of assistance by private nonprofit organizations (including RMCs, RCs and ROs). In addition, grantees and subgrantees must comply with fiscal and audit controls and reporting requirements prescribed by HUD, including the system and audit requirements under the Single Audit Act, OMB Circular No. A-128 and HUD's implementing regulations at 24 CFR part 44; and OMB Circular No. A-133.

(3) *Cost Principles.* Specific guidance in this NOFA, 24 CFR part 961, 24 CFR part 85, 24 CFR part 84, OMB Circular A-87, other applicable OMB cost principles, HUD program regulations, Notices, HUD Handbooks, and the terms of grant/special conditions and subgrant agreements will be followed in determining the reasonableness and allocability of costs. *All costs must be reasonable, necessary and justified with cost analysis.* PHDEP Funds must be disbursed by the grantee within seven calendar days after receipt of drawdown. Grant funds must be used only for Drug Elimination Program purposes. *Direct costs are those that can be identified specifically with a particular activity or function in this NOFA and cost objectives in OMB Circular A-87. Indirect cost are not permitted in this program.*

Administrative requirements for Drug Elimination Program grants will be in accordance with 24 CFR part 85. Acquisition of property or services shall be in accordance with 24 CFR 85.36. All equipment acquisitions will remain the property of the grantee in accordance with 24 CFR 85.32. ONAP procurement standards are in 24 CFR part 905.

(4) *Grant Staff Personnel.* (i) All persons or entities compensated by the grantee for services provided under a Drug Elimination Program grant *must meet all applicable personnel or procurement requirements and shall be required as a condition of employment to meet all relevant state, local and tribal government, insurance, training, licensing, or other similar standards and requirements.*

(ii) Compensation for personnel (including supervisory personnel, such as a grant administrator or drug program

coordinator, and support staff, such as counselors and clerical staff) hired for grant activities *IS PERMITTED* and may include wages, salaries, and fringe benefits.

(iii) All grant personnel must be necessary, reasonable and justified. Job descriptions must be provided for all grant personnel. *Excessive staffing is not permitted.*

(iv) *Housing authority staff responsible for management/coordination of PHDEP programs shall be compensated with grant funds only for work performed directly for PHDEP grant-related activities and shall document the time and activity involved in accordance with 24 CFR 85.20.*

(5) *Term of Grant.* The FY 95 grant project must be completed within, and shall not exceed, 24 months from the date of execution of the grant agreement, unless an extension and grant amendment (HUD Form 1044) are approved by the local HUD Field Office. After the award of the grant the maximum extension allowable for any project period is 6 months. Any funds not expended at the end of the grant term shall be remitted to HUD.

(6) *Duplication of Funds.* To prevent duplicate funding of any activity, the grantee must establish controls to assure that an activity or program that is funded by other HUD programs, such as modernization or CIAP, or programs of other Federal agencies, shall not also be funded by the Drug Elimination Grant Program. The grantee must establish an auditable system to provide adequate accountability for funds which it has been awarded. *The applicant has the responsibility to ensure there is no duplication of funding sources.*

(7) *Sanctions.*

(i) HUD may impose sanctions if the grantee:

(A) Is not complying with the requirements of 24 CFR part 961 or of other applicable Federal law;

(B) Fails to make satisfactory progress toward its drug elimination goals, as specified in its plan and as reflected in its performance and financial status reports under 24 CFR 961.28;

(C) Does not establish procedures that will minimize the time elapsing between drawdowns and disbursements;

(D) Does not adhere to grant agreement requirements or special conditions;

(E) Proposes substantial plan changes to the extent that, if originally submitted, would have resulted in the application not being selected for funding;

(F) Engages in the improper award or administration of grant subcontracts;

(G) Does not submit reports; or
(H) Files a false certification, for example, those listed under section I.(d) of this NOFA.

(ii) HUD may impose the following sanctions:

(A) Temporarily withhold cash payments pending correction of the deficiency by the grantee or subgrantee;

(B) Disallow all or part of the cost of the activity or action not in compliance;

(C) Wholly or partly suspend or terminate the current award for the grantee's or subgrantee's program;

(D) Require that some or all of the grant amounts be remitted to HUD;

(E) Condition a future grant and elect not to provide future grant funds to the grantee until appropriate actions are taken to ensure compliance;

(F) Withhold further awards for the program or

(G) Take other remedies that may be legally available.

(8) *Notification.* After completion of the ranking and environmental reviews as required by 24 CFR 961.15(d), HUD will send written notification to all applicants of whether or not they have been selected.

(9) *Grant Agreement.* After an application has been approved, HUD and the applicant shall enter into a grant agreement (Form HUD-1044) setting forth the amount of the grant and its applicable terms, conditions, financial controls, payment mechanism/schedule, and special conditions, including sanctions for violation of the agreement. The grant agreement (Form HUD-1044) will be effective upon the signature of the Director, Public Housing Division or Administrator, FONAP.

II. Application Process

(a) *Application Kit:* An application kit may be obtained, and assistance provided, from the local HUD Field Office with delegated public housing responsibilities over an applying public housing agency, or from the Field Office of Native American Programs having jurisdiction over the Indian housing authority making an application, or by calling HUD's Community Relations and Involvement Clearinghouse, telephone 1-800-578-3472. The application kit contains information on all exhibits and certifications required under this NOFA.

(b) *Application Submission:* Applications are due on or before *Friday, April 14, 1995, at 3:00 PM, local time. This application deadline is firm as to date and hour.* In the interest of fairness to all competing applicants, the Department will treat as ineligible for consideration any application that is received after the deadline. Applicants *should* take this practice into account

and make early submission of their materials to avoid any risk of loss of eligibility brought about by unanticipated delays or other delivery-related problems.

Applications (original and two copies) must be physically received by the deadline at the local HUD Field Office with delegated public housing responsibilities Attention: Director, Public Housing Division, or, in the case of IHAs, to the local HUD Field Office of Native American Programs Attention: Administrator, Field Office of Native American Programs, as appropriate. It is not sufficient for an application to bear a postage date within the submission time period. Applications submitted by facsimile are not acceptable. *Applications received after the deadline date and hour, Friday, April 14, 1995, at 3:00 PM, local time, will not be considered.*

III. Checklist of Application Submission Requirements

To qualify for a grant under this program, the application submitted to HUD shall include, in addition to those requirements listed under section I.(d) (Selection Criteria) of this NOFA, including the plan to address the problem of drug-related crime in the developments proposed for funding, at least the following items:

(a) *Applicant Data Form*. The applicant must complete the form for database entry. The form is provided in the application kit.

(b) *Application for Federal Assistance, Standard Form SF-424*. The SF-424 is the face sheet for the application. The applicant must complete and sign the form. The form is provided in the application kit.

(c) *Standard Form SF-424A Budget Information (non-construction programs), with attached budget narrative(s) for budget preparation, with all supporting justification and documentation*. The SF-424A, with attached budget narrative, must be completed and the applicant must describe each major activity proposed for funding, e.g., employment of security personnel (security guards and housing authority police officers), reimbursement of local law enforcement services, physical improvements, employment of investigators, voluntary tenant (resident) patrols, drug prevention, intervention, and treatment programs to reduce the use of drugs. The budget narrative form(s)/cost analysis must be attached to the SF-424A. The form is provided in the application kit.

(d) *Applicants must verify their unit count with the local HUD field office*

prior to submitting the application. Applicants must compute the maximum grant award amount for which they are eligible (eligible dollar amount per unit x (times) number of units listed in the housing authority low-rent operating budgets (form HUD-52564) for *housing authority fiscal year ending June 30, September 30, December 31, 1994 or March 31, 1995* and compare it with the dollar amount requested in the application to make certain the amount requested *does not exceed* the permitted maximum grant award.

(e) *Standard Form SF-424B, Assurances, (non-construction programs) for pre-award assurances*. The applicant must complete and sign the form. The form is provided in the application kit.

(f) *Certifications*. Applications must include the following certifications (certifications are provided in the application kit):

(1) A certification that the applicant will maintain a *drug-free workplace* in accordance with the requirements of the Drug-Free Workplace Act of 1988, 24 CFR part 24, subpart F. (Applicants may submit a copy of their most recent drug-free workplace certification, which must be dated within the past year.)

(2) A certification and disclosure in accordance with the requirements of section 319 of the Department of the Interior and Related Agencies Appropriations Act for Fiscal Year 1990 (31 U.S.C. 1352) and the implementing regulations at 24 CFR part 87. These authorities generally prohibit recipients and subrecipients of Federal contracts, grants, cooperative agreements and loans from using appropriated funds for lobbying the Executive or Legislative Branches of the Federal Government in connection with a specific, contract, grant, or loan. Indian housing authorities established by an Indian tribe as a result of the exercise of their sovereign power are excluded from coverage, *but* Indian housing authorities established under state law *are not* excluded from coverage.

(3) *If applying for drug treatment program funding*, a certification by the applicant that the applicant has notified and consulted with the relevant local tribal commission, Single State Agency or other local authority with drug program coordination responsibilities concerning its application; and that the *proposed drug prevention/treatment program* has been reviewed by the relevant local tribal commission, Single State Agency or other local authority and is consistent with the tribal or State treatment plan.

(4) A certification (the certification is provided in the application kit) by the

Chief Executive Officer (CEO) of a state, tribal or a unit of general local government in which the developments proposed for assistance are located that:

(i) Grant funds provided under this program will not substitute for activities currently being undertaken on behalf of the applicant by the jurisdiction to address drug-related crime and/or its associated problems;

(ii) Any reimbursement of local law enforcement agencies for additional security and protective services to be provided under section I.(c)(2) of this NOFA meet the requirements of that section.

(5) A certification from the chief of the local law enforcement agency:

(i) *If* the application is for employment of security guard personnel, that the law enforcement agency has entered into, or will enter into, an agreement with the applicant and the provider of the security personnel in accordance with the requirements of sections I.(c)(1) (Employment of security guard personnel) of this NOFA;

(ii) *If* the application is for employment of investigators, that the law enforcement agency has entered into, or will enter into, an agreement with the applicant and the investigators, in accordance with the requirements of sections I.(c)(4) (Employment of investigators) of this NOFA;

(iii) *If* the application is for voluntary tenant (resident) patrol funding, that the law enforcement agency has entered into, or will enter into, an agreement with the applicant and the voluntary tenant patrol, in accordance with the requirements of sections I.(c)(5) (voluntary tenant (resident) patrol) of this NOFA.

(6) A certification by the RMC, RC or RO, or other involved resident group where an RMC, RC or RO do not exist, that the residents participated in the preparation of the grant application with the applicant, and that the applicant's description of the activities that the resident group will implement under the program is accurate and complete.

(g) *HUD Form 2880, Applicant Disclosures*. The form is provided in the application kit.

IV. Corrections To Deficient Applications

(a) HUD will notify an applicant, in writing, of any curable technical deficiencies in the application. The applicant must submit corrections in accordance with the information specified in HUD's letter within 14 calendar days from the date of HUD's

letter notifying the applicant of any such deficiency.

(b) Curable technical deficiencies relate to items that:

(i) Are not necessary for HUD review under selection criteria/ranking factors; and

(ii) Would not improve the quality of the applicant's program proposal.

(c) *An example of a curable technical deficiency* would be the failure of an applicant to submit a required assurance, budget narrative, certification, applicant data form, summaries of written resident comments, incomplete forms such as the SF-424 or lack of required signatures, appendixes and documentation referenced in the application or a computational error based on the use of an incorrect number(s) such as incorrect unit counts. These items are discussed in the application kit and samples, as appropriate, are provided.

(d) *An example of a non-curable defect or deficiency* would be a missing SF-424A (Budget Information).

V. Other Matters

(a) Nondiscrimination and Equal Opportunity. The following nondiscrimination and equal opportunity requirements apply:

(1) The requirements of Title VIII of the Civil Rights Act of 1968, 42 U.S.C. 3600-20 (Fair Housing Act) and implementing regulations issued at subchapter A of title 24 of the Code of Federal Regulations, as amended by 54 FR 3232 (published January 23, 1989); Executive Order 11063 (Equal Opportunity in Housing) and implementing regulations at 24 CFR part 107; and title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d-2000d-4) (Nondiscrimination in Federally Assisted Programs) and implementing regulations issued at 24 CFR Part 1;

(2) The Indian Civil Rights Act (ICRA) (Title II of the Civil Rights Act of 1968, 25 U.S.C. 1301-1303) provides, among other things, that "no Indian tribe in exercising powers of self-government shall...deny to any person within its jurisdiction the equal protection of its laws or deprive any person of liberty or property without due process of law." The Indian Civil Rights Act applies to any tribe, band, or other group of Indians subject to the jurisdiction of the United States in the exercise of recognized powers of self-government. The ICRA is applicable in all cases where an IHA has been established by exercise of tribal powers of self-government.

(3) The prohibitions against discrimination on the basis of age under

the Age Discrimination Act of 1975 (42 U.S.C. 6101-07) and implementing regulations at 24 CFR part 146, and the prohibitions against discrimination against handicapped individuals under section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and implementing regulations at 24 CFR part 8;

(4) The requirements of Executive Order 11246 (Equal Employment Opportunity) and the regulations issued under the Order at 41 CFR Chapter 60; (5) The requirements of Executive Orders 11625, 12432, and 12138. Consistent with HUD's responsibilities under these Orders, recipients must make efforts to encourage the use of minority and women's business enterprises in connection with funded activities.

(b) Environmental Impact. Grants under this program are categorically excluded from review under the National Environmental Policy Act of 1969 (NEPA) in accordance with 24 CFR 50.20(p). However, prior to an award of grant funds, HUD will perform an environmental review to the extent required by HUD's environmental regulations at 24 CFR part 50, including the applicable related authorities at 24 CFR 50.4.

(c) *Federalism impact.* The General Counsel, as the Designated Official under section 6(a) of Executive Order 12612, Federalism, has determined that the policies contained in this rule will not have substantial direct effects on States or their political subdivisions, or the relationship between the Federal government and the states, or on the distribution of power and responsibilities among the various levels of government and, therefore, the provisions of this rule do not have "Federalism implications" within the meaning of the Order. The rule implements a program that encourages housing authorities to develop a plan for addressing the problem of drug-related crime, and makes available grants to housing authorities to help them carry out their plans. As such, the program would help housing authorities combat serious drug-related crime problems in their developments, thereby strengthening their role as instrumentalities of the States. In addition, further review under the Order is unnecessary, since the rule generally tracks the statute and involves little implementing discretion.

(d) *Family Impact.* The General Counsel, as the Designated Official for Executive Order 12606, *the Family* has determined that the provisions of this rule have the potential for a positive, although indirect, impact on family formation, maintenance and general

well-being within the meaning of the Order. This rule would implement a program that would encourage HAs to develop a plan for addressing the problem of drug-related crime, and to make available grants to help housing authorities to carry out this plan. As such, the program is intended to improve the quality of life of public and Indian housing development residents, including families, by reducing the incidence of drug-related crime.

(e) *Section 102 HUD Reform Act—Documentation and Public Access Requirements; Applicant/Recipient Disclosures.* Documentation and public access. HUD will ensure that documentation and other information regarding each application submitted pursuant to this NOFA are sufficient to indicate the basis upon which assistance was provided or denied. This material, including any letters of support, will be made available for public inspection for a five-year period beginning not less than 30 days after the award of the assistance. Material will be made available in accordance with the Freedom of Information Act (5 U.S.C. 552) and HUD's implementing regulations at 24 CFR part 15. In addition, HUD will include the recipients of assistance pursuant to this NOFA in its quarterly **Federal Register** notice of all recipients of HUD assistance awarded on a competitive basis. (See 24 CFR 12.14(a) and 24 CFR 12.16(b), and the notice published in the **Federal Register** on January 16, 1992 (57 FR 1942), for further information on these requirements.)

Disclosures. HUD will make available to the public for five years all applicant disclosure reports (HUD Form 2880) submitted in connection with this NOFA. Update reports (also Form 2880) will be made available along with the applicant disclosure reports, but in no case for a period less than three years. All reports—both applicant disclosures and updates—will be made available in accordance with the Freedom of Information Act (5 U.S.C. 552) and HUD's implementing regulations at 24 CFR part 15. (See 24 CFR subpart C, and the notice published in the **Federal Register** on January 16, 1992 (57 FR 1942), for further information on these disclosure requirements.)

(f) *Section 103 HUD Reform Act.* HUD's regulation implementing section 103 of the Department of Housing and Urban Development Reform Act of 1989 was published May 13, 1991 (56 FR 22088) and became effective on June 12, 1991. That regulation, codified as 24 CFR part 4, applies to the funding competition announced today. The requirements of the rule continue to

apply until the announcement of the selection of successful applicants.

HUD employees involved in the review of applications and in the making of funding decisions are limited by part 4 from providing advance information to any person (other than an authorized employee of HUD) concerning funding decisions, or from otherwise giving any applicant an unfair competitive advantage. Persons who apply for assistance in this competition should confine their inquiries to the subject areas permitted under 24 CFR part 4.

Applicants who have questions should contact the HUD Office of Ethics (202) 708-3815. (This is not a toll-free number.) The Office of Ethics can provide information of a general nature to HUD employees, as well. However, a HUD employee who has specific program questions, such as whether particular subject matter can be discussed with persons outside the Department, should contact his or her Regional or Field Office Counsel, or Headquarters counsel for the program to which the question pertains.

(g) *Section 112 HUD Reform Act.* Section 13 of the Department of Housing and Urban Development Act contains two provisions dealing with efforts to influence HUD's decisions with respect to financial assistance. The first imposes disclosure requirements on those who are typically involved in these efforts—those who pay others to influence the award of assistance or the taking of a management action by the Department and those who are paid to provide the influence. The second restricts the payment of fees to those who are paid to influence the award of HUD assistance, if the fees are tied to the number of housing units received or are based on the amount of assistance received, or if they are contingent upon the receipt of assistance.

Section 13 was implemented by final rule published in the **Federal Register** on May 17, 1991 (56 FR 22912). If readers are involved in any efforts to influence the Department in these ways, they are urged to read the final rule, particularly the examples contained in appendix A of the rule.

(h) *Prohibition Against Lobbying Activities.* The use of funds awarded under this NOFA is subject to the disclosure requirements and prohibitions of section 319 of the Department of Interior and Related Agencies Appropriations Act for Fiscal Year 1990 (31 U.S.C. 1352) (The "Byrd Amendment") and the implementing regulations at 24 CFR part 87. These authorities prohibit recipients of federal contracts, grants, or loans from using

appropriated funds for lobbying the Executive or Legislative branches of the federal government in connection with a specific contract, grant, or loan. The prohibition also covers the awarding of contracts, grants, cooperative agreements, or loans unless the recipient has made an acceptable certification regarding lobbying.

Under 24 CFR part 87, applicants, recipients, and subrecipients of assistance exceeding \$100,000 must certify that no federal funds have been or will be spent on lobbying activities in connection with the assistance. *Indian Housing Authorities (IHAs) established by an Indian tribe as a result of the exercise of their sovereign power are excluded from coverage, but IHAs established under state law are not excluded from coverage.*

Authority: Sec. 5127, Public Housing Drug Elimination Act of 1988 (42 U.S.C. 11901 et seq.); sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

Dated: December 21, 1994.

Joseph Shuldiner,

Assistant Secretary for Public and Indian Housing.

Appendix A: Listing of Addresses for HUD Field Offices Accepting Applications for the FY 1995 Public Housing Drug Elimination Program.

HUD—New England Area: Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont

Boston, Massachusetts HUD Field Office
Public Housing Division, Thomas P. O'Neill, Jr. Federal Building, 10 Causeway Street, Room 375, Boston, MA 02222-1092, (617) 565-5234, TDD Number: (617) 565-5453, Office hours: 8:30 am-5:00 pm local time.

Hartford, Connecticut HUD Field Office
Public Housing Division, 330 Main Street, Hartford, Connecticut 06106-1860, (203) 240-4522, TDD Number: (203) 240-4665, Office hours: 8:00 am-4:30 pm local time.

Manchester, New Hampshire HUD Field Office
Public Housing Division, Norris Cotton Federal Building, 275 Chestnut Street, Manchester, New Hampshire 03101-2487, (603) 666-7681, TDD Number: (603) 666-7518, Office hours: 8:00 am-4:30 pm local time.

Providence, Rhode Island HUD Field Office
Public Housing Division, 10 Weybosset Street, Sixth Floor, Providence, Rhode Island 02903-2808, (401) 528-5351, TDD Number: (401) 528-5364, Office hours: 8:00 am-4:30 pm local time.

HUD—New York, New Jersey Area: New York, New Jersey

New York HUD Field Office
Public Housing Division, 26 Federal Plaza, New York, New York 10278-0068, (212) 264-6500, TDD Number: (212) 264-0927, Office hours: 8:30 am-5:00 pm local time.

Buffalo, New York HUD Field Office
Public Housing Division, Lafayette Court, 5th Floor, 465 Main Street, Buffalo, New York 14203-1780, (716) 846-5755, TDD Number: Number not available, Office hours: 8:00 am-4:30 pm local time.

Newark, New Jersey HUD Field Office
Public Housing Division, One Newark Center—12th Floor, Newark, New Jersey 07102-5260, (201) 622-7900, TDD Number: (201) 645-6649, Office hours: 8:30 am-5:00 pm local time.

HUD—Midatlantic Area: Pennsylvania, Washington, D.C., Maryland, Delaware, Virginia, West Virginia

Philadelphia, Pennsylvania HUD Field Office
Public Housing Division, Liberty Square Building, 105 South 7th Street, Philadelphia, Pennsylvania 19106-3392, (215) 597-2560, TDD Number: (215) 597-5564, Office hours: 8:00 am-4:30 pm local time.

Washington, D.C. HUD Field Office
Public Housing Division, 820 First Street N.E., Washington, D.C. 20002-4502, (202) 275-9200, TDD Number: (202) 275-0967, Office hours: 8:00 am-4:30 pm local time.

Baltimore, Maryland HUD Field Office
Public Housing Division, 10 South Howard Street, 5th Floor, Baltimore, Maryland 21201-2505, (410) 962-2520, TDD Number: (410) 962-0106, Office hours: 8:00 am-4:30 pm local time.

Pittsburgh, Pennsylvania HUD Field Office
Public Housing Division, Old Post Office Courthouse Building, 700 Grant Street, Pittsburgh, Pennsylvania 15219-1939, (412) 644-6428, TDD Number: (412) 644-5747, Office hours: 8:00 am-4:30 pm local time.

Richmond, Virginia HUD Field Office
Public Housing Division, The 3600 Centre, 3600 West Broad Street, P.O. Box 90331, Richmond, Virginia 23230-0331, (804) 278-4507, TDD Number: (804) 278-4501, Office hours: 8:00 am-4:30 pm local time.

Charleston, West Virginia HUD Field Office
Public Housing Division, 405 Capitol Street, Suite 708, Charleston, West Virginia 25301-1795, (304) 347-7000, TDD Number: (304) 347-5332, Office hours: 8:00 am-4:30 pm local time.

HUD—Southeast Area: Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Caribbean, Virgin Islands

Atlanta, Georgia HUD Field Office
Public Housing Division, Richard B. Russell Federal Building, 75 Spring Street, S.W., Atlanta, Georgia 30303-3388, (404) 331-5136, TDD Number: (404) 730-2654, Office hours: 8:00 am-4:30 pm local time.

Birmingham, Alabama HUD Field Office
Public Housing Division, 600 Beacon Parkway West, Suite 300, Birmingham, Alabama 35209-3144, (205) 290-7601, TDD Number: (205) 290-7624, Office hours: 7:45 am-4:30 pm local time.

- Louisville, Kentucky HUD Field Office
Public Housing Division, 601 West Broadway, P.O. Box 1044, Louisville, Kentucky 40201-1044, (502) 582-6161, TDD Number: (502) 582-5139.
- Jackson, Mississippi HUD Field Office
Public Housing Division, Doctor A.H. McCoy Federal Building, 100 West Capitol Street, Room 910, Jackson, Mississippi 39269-1096, (601) 975-4746, TDD Number: (601) 975-4717, Office hours: 8:00 am-4:45 pm local time.
- Greensboro, North Carolina HUD Field Office
Public Housing Division, 2306 West Meadowview Road, Greensboro, North Carolina 27407, (919) 547-4000, TDD Number: 919-547-4055, Office hours: 8:00 am-4:45 pm local time.
- Caribbean HUD Field Office
Public Housing Division, New San Office Building, 159 Carlos East Chardon Avenue, San Juan, Puerto Rico 00918-1804, (809) 766-6121, TDD Number: Number not available, Office hours: 8:00 am-4:30 pm local time.
- Columbia, South Carolina HUD Field Office
Public Housing Division, Strom Thurmond Federal Building, 1835 Assembly Street, Columbia, South Carolina 29201-2480, (803) 765-5592, TDD Number: Number not available, Office hours: 8:00 am-4:45 pm local time.
- Knoxville, Tennessee HUD Field Office
Public Housing Division, John J. Duncan Federal Building, 710 Locust Street, S.W., Room 333, Knoxville, Tennessee 37902-2526, (615) 545-4384, TDD Number: (615) 545-4379, Office hours: 7:30 am-4:15 pm local time.
- Nashville, Tennessee HUD Field Office
Public Housing Division, 251 Cumberland Bend Drive, Suite 200, Nashville, Tennessee 37228-1803, (615) 736-5213, TDD Number: (615) 736-2886, Office hours: 7:45 am-4:15 pm local time.
- Jacksonville, Florida HUD Field Office
Public Housing Division, Southern Bell Towers, 301 West Bay Street, Suite 2200, Jacksonville, Florida 32202-5121, (904) 232-2626, TDD Number: (904) 232-2357, Office hours: 7:45 am-4:30 pm local time.
- HUD—Midwest Area: Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin*
- Chicago, Illinois HUD Field Office
Public Housing Division, Ralph H. Metcalfe Federal Building, 77 West Jackson Boulevard, Chicago, IL 60604, (312) 353-5680, TDD Number: (312) 353-7143, Office hours: 8:15 am-4:45 pm local time.
- Detroit, Michigan HUD Field Office
Public Housing Division, Patrick V. McNamara Federal Building, 477 Michigan Avenue, Room 1645, Detroit, Michigan 48226-2592, (313) 226-6880, TDD Number: (313) 226-7812, Office hours: 8:00 am-4:30 pm local time.
- Indianapolis, Indiana HUD Field Office
Public Housing Division, 151 North Delaware Street, Suite 1200, Indianapolis, Indiana 46204-2526, (317) 226-6303, TDD Number: (317) 226-7081, Office hours: 8:00 am-4:45 pm local time.
- Grand Rapids, Michigan HUD Field Office
Public Housing Division, 2922 Fuller Avenue, N.E., Grand Rapids, Michigan 49505-3499, (616) 456-2127, TDD Number: Number not available, Office hours: 8:00 am-4:45 pm local time.
- Minneapolis-St. Paul, Minnesota HUD Field Office
Public Housing Division, Bridge Place Building, 220 2nd Street South, Minneapolis, Minnesota 55401-2195, (612) 370-3000, TDD Number: (612) 370-3186, Office hours: 8:00 am-4:30 pm local time.
- Cincinnati, Ohio HUD Field Office
Public Housing Division, 525 Vine Street, Suite 700, Cincinnati, Ohio 45202-3188, (513) 684-2884, TDD Number: (513) 684-6180, Office hours: 8:00 am-4:45 pm local time.
- Cleveland, Ohio HUD Field Office
Public Housing Division, Renaissance Building, 1375 Euclid Avenue, Fifth Floor, Cleveland, Ohio 44115-1815, (216) 522-4065, TDD Number: Number not available, Office hours: 8:00 am-4:40 pm local time.
- Columbus, Ohio HUD Field Office
Public Housing Division, 200 North High Street, Columbus, Ohio 43215-2499, (614) 469-5737, TDD Number: Number not available, Office hours: 8:30 am-4:45 pm local time.
- Milwaukee, Wisconsin HUD Field Office
Public Housing Division, Henry S. Reuss Federal Plaza, 310 West Wisconsin Avenue, Suite 1380, Milwaukee, Wisconsin 53203-2289, (414) 291-3214, TDD Number: Number not available, Office hours: 8:00 am-4:30 pm local time.
- HUD—Southwest Area: Arkansas, Louisiana, New Mexico, Oklahoma, Texas*
- Fort Worth, Texas HUD Field Office
Public Housing Division, 1600 Throckmorton Street, Room 304, P.O. Box 2905, Fort Worth, Texas 76113-2905, (817) 885-5934, TDD Number: (817) 885-5447, Office hours: 8:00 am-4:30 pm local time.
- Houston, Texas HUD Field Office
Public Housing Division, Norfolk Tower, 2211 Norfolk, Suite 300, Houston, Texas 77098-4096, (713) 834-3235, TDD Number: Number not available, Office hours: 7:45 am-4:30 pm local time.
- San Antonio, Texas HUD Field Office
Public Housing Division, Washington Square, 800 Dolorosa Street, Room 206, San Antonio, Texas 78207-4563, (512) 229-6783, TDD Number: (512) 229-6783, Office hours: 8:00 am-4:30 pm local time.
- Little Rock, Arkansas HUD Field Office
Public Housing Division, TCBY Tower, 425 West Capitol Avenue, Room 900, Little Rock, Arkansas 72201-3488, (501) 324-5935, TDD Number: (501) 324-5931, Office hours: 8:00 am-4:30 pm local time.
- New Orleans, Louisiana HUD Field Office
Public Housing Division, Fisk Federal Building, 1661 Canal Street, Suite 3100, New Orleans, Louisiana 70112-2887, (504) 589-7251, TDD Number: Number not available, Office hours: 8:00 am-4:30 pm local time.
- Oklahoma City, Oklahoma HUD Field Office
Public Housing Division, Alfred P. Murrah Federal Building, 200 N.W. 5th Street, Room 803, Oklahoma City, Oklahoma 73102-3202, (405) 231-4857, TDD Number: (405) 231-4891, Office hours: 8:00 am-4:30 pm local time.
- Albuquerque, New Mexico HUD Field Office
Public Housing Division, 625 Truman Street N.E., Albuquerque, NM 87110-6472, (505) 262-6463, TDD Number: (505) 262-6463, Office hours: 7:45 am-4:30 pm local time.
- Great Plains: Iowa, Kansas, Missouri, Nebraska,*
- Kansas City, Kansas HUD Field Office
Public Housing Division, Gateway Tower II, 400 State Avenue, Room 400, Kansas City, Kansas 66101-2406, (913) 551-5488, TDD Number: (913) 551-5815, Office hours: 8:00 am-4:30 pm local time.
- Omaha, Nebraska HUD Field Office
Public Housing Division, 10909 Mill Valley Road, Omaha, Nebraska 68154-3955, (402) 492-3100, TDD Number: (402) 492-3183, Office hours: 8:00 am-4:30 pm local time.
- St. Louis, Missouri HUD Field Office
Public Housing Division, 1222 Spruce Street, St. Louis, Missouri 63103-2836, (314) 539-6583, TDD Number: (314) 539-6331, Office hours: 8:00 am-4:30 pm local time.
- Des Moines, Iowa HUD Field Office
Public Housing Division, Federal Building, 210 Walnut Street, Room 239, Des Moines, Iowa 50309-2155, (515) 284-4512, TDD Number: (515) 284-4728, Office hours: 8:00 am-4:30 pm local time.
- HUD—Rocky Mountains Area: Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming*
- Denver, Colorado HUD Field Office
Public Housing Division, First Interstate Tower North, 633 17th Street, Denver, CO 80202-3607, (303) 672-5248, TDD Number: (303) 672-5248, Office hours: 8:00 am-4:30 pm local time.
- HUD—Pacific/Hawaii Area: Arizona, California, Hawaii, Nevada, Guam, America Samoa*
- San Francisco, California HUD Field Office
Public Housing Division, Philip Burton Federal Building and U.S. Courthouse, 450 Golden Gate Avenue, P.O. Box 36003, San Francisco, California 94102-3448, (415) 556-4752, TDD Number: (415) 556-8357, Office hours: 8:15 am-4:45 pm local time.
- Honolulu, Hawaii HUD Field Office
Public Housing Division, 7 Waterfront Plaza, 500 Ala Moana Boulevard, Room 500, Honolulu, Hawaii 96813-4918, (808) 541-1323, TDD Number: (808) 541-1356, Office hours: 8:00 am-4:00 pm local time.

Los Angeles, California HUD Field Office

Public Housing Division, 1615 West Olympic Boulevard, Los Angeles, California 90015-3801, (213) 251-7122, TDD Number: (213) 251-7038, Office hours: 8:00 am-4:30 pm local time.

Sacramento, California HUD Field Office

Public Housing Division, 777 12th Avenue, Suite 200, P.O. Box 1978, Sacramento, California 95814-1997, (916) 498-5270, TDD Number: (916) 498-5220, Office hours: 8:00 am-4:30 pm local time.

Phoenix, Arizona HUD Field Office

Public Housing Division, Two Arizona Center, 400 North 5th Street, Suite 1600, Phoenix, Arizona 85004-2361, (602) 261-4434, TDD Number: (602) 379-4461, Office hours: 8:00 am-4:30 pm local time.

HUD—Northwest/Alaska Area: Alaska, Idaho, Oregon, Washington

Seattle, Washington HUD Field Office

Public Housing Division, Seattle Federal Office Building, 909 First Avenue, Suite 200, Seattle, WA 98104-1000, (206) 220-5292, TDD Number: (206) 220-5185, Office hours: 8:00 am-4:30 pm local time.

Portland, Oregon HUD Field Office

Public Housing Division, 520 S.W. 6th Avenue, Portland, Oregon 97203-1596, (503) 326-2561, TDD Number: (503) 326-3656, Office hours: 8:00 am-4:30 pm local time.

Anchorage, Alaska HUD Field Office

Public Housing Division, University Plaza Building, 949 East 36th Avenue, Suite 401, Anchorage, Alaska 99508-4399, (907) 271-4170, TDD Number: (907) 271-4328.

HUD Offices of Native American Programs

Eastern/Woodlands Area Tribes and IHAs: East of the Mississippi River, Including All of Minnesota and Iowa

Eastern/Woodlands HUD Field Office of Native American Programs

Eastern/Woodlands Office of Native American Programs, Ralph H. Metcalfe Federal Building, 77 West Jackson Boulevard, Room 2400, Chicago, IL 60604, (312) 353-1282 or (800) 735-3239, TDD Number: (312) 886-3741 or (800) 927-9275, Office hours: 8:15 am-4:45 pm local time.

Southern Plains Area—Tribes and IHAs: Louisiana, Missouri, Kansas, Oklahoma, and Texas, Except for Isleta Del Sur in Texas

Oklahoma City, Oklahoma HUD Field Office of Native American Programs

Southern Plains Office of Native American Programs, Alfred P. Murrah Federal Building, 200 N.W. 5th Street, 8th Floor, Oklahoma City, OK 73102-3201, (405) 231-4101, TDD Number: (405) 231-4891 or (405) 231-4181, Office hours: 8:00 am-4:30 pm local time.

Northern Plains Area—Tribes and IHAs: Colorado, Montana, Nebraska, North Dakota, South Dakota, and Wyoming

Denver, Colorado HUD Field Office of Native American Programs

Northern Plains Office of Native American Programs, First Interstate Tower North, 633 17th Street, 14th Floor, Denver, CO 80202-3607, (303) 672-5462, TDD Number: (303) 844-6158, Office hours: 8:00 am-4:30 pm local time.

Southwest Area—Tribes and IHAs: Arizona, California, New Mexico, Nevada, and Isleta Del Sur in Texas

Phoenix, Arizona HUD Field Office of Native American Programs

Southwest Office of Native American Programs, Two Arizona Center, Suite 1650, Phoenix, Arizona 85004-2361, (602) 379-4156, TDD Number: (602) 379-4461, Office hours: 8:15 am-4:45 pm local time or

Albuquerque, HUD Division of Native American Programs

Albuquerque Division of Native American Programs, Albuquerque Plaza, 201 3rd Street, NW, Suite 1830, Albuquerque, New Mexico 87102-3368, (505) 766-1372, TDD Number: None available, Office hours: 7:45 am-4:30 pm local time or

Northern California Division of Native American Programs, 450 Golden Gate Avenue, 8th Floor, Box 36003, San Francisco, CA 94102-3448, (415) 556-9200, TDD Number: (415) 556-8357.

Northwest Area—Tribes and IHAs: Idaho, Oregon, and Washington

Seattle, Washington HUD Field Office of Native American Programs

Northwest Office of Native American Programs, Seattle Federal Office Building, 909 First Avenue, Suite 300, Seattle, WA 98104-1000, (206) 220-5270, TDD Number: (206) 220-5185, Office hours: 8:00 am-4:30 pm local time.

Alaska Area—Tribes and IHAs: Alaska

Anchorage, Alaska HUD Field Office of Native American Programs

Alaska Office of Native American Programs, University Plaza Building, 949 East 36th Avenue, Suite 401, Anchorage, Alaska 99508-4399, (907) 271-4633, TDD Number: (907) 271-4328.

[FR Doc. 95-260 Filed 1-4-95; 8:45 am]

BILLING CODE 4210-33-P