

14.851 Low Income Housing—  
Homeownership Opportunities for  
Low Income Families

**List of Subjects in 24 CFR Part 791**

Grant programs—housing and  
community development, Indians,  
Intergovernmental relations, Public  
housing, Rent subsidies.

Accordingly, 24 CFR part 791 is  
amended as follows:

**PART 791—REVIEW OF  
APPLICATIONS FOR HOUSING  
ASSISTANCE AND ALLOCATIONS OF  
HOUSING ASSISTANCE FUNDS**

1. The authority citation for 24 CFR  
part 791 is revised to read as follows:

**Authority:** 42 U.S.C. 1439 and 3535(d).

2. Section 791.401 is revised to read  
as follows:

**§ 791.401 General.**

This subpart establishes the  
procedures for allocating budget  
authority under section 213(d) of the  
Act for the programs identified in  
§ 791.101(a). It describes the allocation  
of budget authority by the appropriate  
Assistant Secretary to the applicable  
Program Office Director in the HUD  
State or Area Office, and by the Program  
Office Director to allocation areas  
within the HUD State or Area Office  
jurisdiction.

3. Section 791.403 is amended by  
revising paragraphs (a), (b)(1)(ii), and  
(b)(2), to read as follows:

**§ 791.403 Allocation of housing  
assistance.**

(a) The Assistant Secretary for  
Housing and the Assistant Secretary for  
Public and Indian Housing shall confer  
to determine how the available budget  
authority is to be allocated. The total  
budget authority available for any fiscal  
year shall be determined by adding any  
available, unreserved budget authority  
from prior fiscal years to any newly  
appropriated budget authority for each  
housing program. On a nationwide  
basis, at least 20 percent, but not more  
than 25 percent, of the total budget  
authority available for any fiscal year,  
which is allocated pursuant to  
paragraph (b)(2) of this section, shall be  
allocated for use in non-metropolitan  
areas.

(b) \* \* \*

(1) \* \* \*

(ii) Assistance which is—

(A) The subject of a line item  
identification in the HUD  
appropriations law, or in the table  
customarily included in the Conference  
Report on the appropriation for the

Fiscal Year in which the funds are to be  
allocated;

(B) Reported in the Operating Plan  
submitted by HUD to the Committees on  
Appropriations; or

(C) Included in an authorization  
statute where the nature of the  
assistance, such as a prescribed set-  
aside, is, in the determination of the  
Secretary, incapable of geographic  
allocation by formula,

\* \* \* \* \*

(2) Budget authority remaining after  
carrying out allocation steps outlined in  
paragraph (b)(1) of this section shall be  
allocated in accordance with the  
housing needs percentages calculated  
under § 791.402 (b), (c), (d), and (e).  
HUD may allocate assistance under this  
paragraph in such a manner that each  
State shall receive not less than one-half  
of one percent of the amount of funds  
available for each program referred to in  
§§ 791.101 (a) in each fiscal year. If the  
budget authority for a particular  
program is insufficient to fund feasible  
projects, or to promote meaningful  
competition at the State/Area Office  
level, budget authority may be allocated  
among the ten geographic Areas of the  
country. The funds so allocated will be  
assigned by Headquarters to the State/  
Area Office(s) with the highest ranked  
applications within the ten geographic  
Areas.

\* \* \* \* \*

4. Section 791.405 is revised to read  
as follows:

**§ 791.405 Reallocations of budget  
authority.**

(a) The State/Area Office shall make  
every reasonable effort to use the budget  
authority made available for each  
allocation area within such area. If the  
Program Office Director determines that  
not all of the budget authority allocated  
for a particular allocation area is likely  
to be used during the fiscal year, the  
remaining authority may be allocated to  
other allocation areas where it is likely  
to be used during that fiscal year.

(b) If the Assistant Secretary  
determines that not all of the budget  
authority allocated to a State/Area  
Office is likely to be used during the  
fiscal year, the remaining authority may  
be reallocated to another State/Area  
Office where it is likely to be used  
during the fiscal year.

(c) Any reallocations of budget  
authority among allocation areas or  
State/Area Offices shall be consistent  
with the assignment of budget authority  
for the specific program type and  
established set-asides.

(d) Notwithstanding the requirements  
of paragraphs (a) through (c) of this  
section, budget authority shall not be

reallocated for use in another State  
unless the appropriate Program Office  
Director or the Assistant Secretary has  
determined that other allocation areas  
within the same State cannot use the  
available authority during the fiscal  
year.

5. Section 791.407 is amended by  
revising the introductory text of  
paragraph (a) to read as follows:

**§ 791.407 Headquarters Reserve.**

(a) A portion of the budget authority  
available for the housing programs  
listed in § 791.101(a), not to exceed an  
amount equal to five percent of the total  
amount of budget authority available for  
the fiscal year for programs under the  
United States Housing Act of 1937 listed  
in § 791.101(a), may be retained by the  
Assistant Secretary for subsequent  
allocation to specific areas and  
communities, and may only be used for:

\* \* \* \* \*

Dated: June 27, 1995.

**Henry G. Cisneros,**  
*Secretary.*

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**DEPARTMENT OF TREASURY**

**Fiscal Service**

**31 CFR Part 321**

**Payments by Banks and Other  
Financial Institutions of United States  
Savings Bonds and United States  
Savings Notes (Freedom Shares)**

*CFR Correction*

In Title 31 of the Code of Federal  
Regulations, parts 200 to end, revised as  
of July 1, 1994, on page 190, paragraph  
16 of the appendix to part 321 was  
incorrectly revised. Paragraphs (a)  
through (e) following paragraph 16  
should have been removed.

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**DEPARTMENT OF TRANSPORTATION**

**National Highway Traffic Safety  
Administration**

**49 CFR Part 571**

[Docket No. 74-09; Notice 42]

RIN 2127-AF02

**Federal Motor Vehicle Safety  
Standards; Child Restraint Systems**

**AGENCY:** National Highway Traffic  
Safety Administration (NHTSA),  
Department of Transportation.