

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

**Office of the Assistant Secretary for Community Planning and Development**

[Docket No. FR-4012-N-01]

**Notice of Funding Availability for Housing Opportunities for Persons With AIDS**

**AGENCY:** Office of the Assistant Secretary for Community Planning and Development, HUD.

**ACTION:** Notice of Funding Availability (NOFA).

**SUMMARY:** This Notice announces the availability of up to \$17,100,000 in funds to be allocated by competition for housing assistance and supportive services under the Housing Opportunities for Persons with AIDS (HOPWA) program. The funds available under this NOFA will be used to fund projects for low-income persons with HIV/AIDS and their families under three categories of assistance: (1) Grants for special projects of national significance which, due to their innovative nature or their potential for replication, are likely to serve as effective models in addressing the needs of eligible persons; (2) grants for special projects of national significance—HIV Multiple-Diagnoses Initiative; and (3) grants for projects which are part of long-term comprehensive strategies for providing housing and related services for eligible persons in areas that are not eligible for HOPWA formula allocations.

One new feature of this notice is an initiative to assist homeless persons who are living with HIV/AIDS who have chronic alcohol and/or other drug abuse problems and/or serious mental illness. The initiative responds to recommendations expressed during the 1995 White House Conference on HIV and AIDS, to recommendations to HUD

by residents and providers of HIV/AIDS housing, and to recommendations and a survey of priority unmet needs of homeless providers and advocates cited in *Priority: Home! The Federal Plan to Break the Cycle of Homelessness*, issued by the Interagency Council on the Homeless in March, 1994. The HIV Multiple-Diagnoses Initiative is a collaborative effort between HUD and the Department of Health and Human Services to establish, evaluate and disseminate information on model programs to provide the integration of health care and other supportive services with housing assistance for eligible persons. The initiative targets assistance to homeless persons who often have complex needs and for whom service systems are often least developed.

HOPWA assistance announced in this notice is being offered in conjunction with related assistance being announced under the Special Projects of National Significance component of the Ryan White CARE Act under Department of Health and Human Services notices published elsewhere in today's Federal Register. One HHS notice provides for grants for Special Projects of National Significance, including grants for the development and evaluation of programs for the integration of medical, substance abuse, and mental health services in residential facilities or home health care agencies. The other HHS notice establishes an Evaluation Technical Assistance Center which will undertake national and multi-site evaluations of the Special Projects of National Significance, including grants for Housing for Homeless Persons with HIV/AIDS and Substance Abuse and/or Mental Illness. In addition, the Center will provide for assessment and technical support for projects selected under this initiative for HUD projects that request program development support.

This NOFA contains information concerning eligible applicants, the funding available, the application package, its processing, and selection of applications.

**DATES:** Applications for HOPWA assistance are due in HUD Headquarters by midnight Eastern Time on May 21, 1996. Conditionally selected applicants will be notified by HUD of their selection and may be required to submit additional information within two months of the date of their notification from HUD.

**FOR A COPY OF APPLICATION PACKAGES CONTACT:** A HUD Field Office listed in the appendix A to this NOFA for the application package and supplemental information, which may include a video presentation. Applications for CPD programs are also available by calling the Community Connections information center at 1-800-998-9999 or by internet at gopher://amcom.aspensys.com:75/11/funding.

**ADDRESSES:** Completed applications must be submitted to the Office of Community Planning and Development, Processing Control Branch, Room 7255, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, D.C. 20410. HUD will treat as ineligible for consideration applications that are received after the deadline. A copy must also be sent to the HUD Field Office serving the area in which the applicant's project is located. A list of field offices appears at the end of this NOFA. The Department will not accept any application which is submitted to HUD via facsimile (FAX) transmission.

**FOR FURTHER INFORMATION CONTACT:** The HUD Field Office for the area in which the proposed project is located. Telephone numbers are included in the list of Field Offices set forth in the appendix to this NOFA.

**ELIGIBLE APPLICANTS AND SCHEDULE OF COMPETITIONS IN 1996**

Category .....	Special Projects of National Significance.	Special Projects of National Significance—HIV Multiple-Diagnoses Initiative.	Projects which are part of Long-term Comprehensive Strategies for providing housing and related services.
Eligible Applicants .....	States, Local Governments, Non-profit Organizations.	States, Local Governments, Non-profit Organizations.	States and Local Governments in areas that are not eligible for Formula allocations.
Approximate funding	\$17.1 million (approximately \$7 million reserved for SPNS-HIV MDI)		
Maximum Award Per Applicant	\$1,000,000 for program activities, and 100,000 for administrative costs, and, if applicable, 100,000 for program development support of SPNS-HIV MDI projects.		
Where to obtain application packages	Contact the area HUD CPD Office listed in Appendix A, for the application package and supplemental information, which may include a video presentation, or call the Community Connections information center at 1-800-998-9999.		
Applications due to HUD Headquarters in Washington, DC	May 21, 1996 Midnight Eastern Time.		
Applications to be sent to	Original to HUD Headquarters (Room 7255) and one copy to the area HUD Office (CPD office).		

**SUPPLEMENTARY INFORMATION:**

Paperwork Reduction Act Statement. The information collection requirements for the HOPWA program have been approved under the Paperwork Reduction Act by the Office of Management and Budget (OMB), and have been assigned OMB control number 2506-0133 (exp. 2/28/97).

**I. Purpose and Substantive Description**

(a) Purpose. The funds available under this NOFA will be used to fund projects for low-income persons with HIV/AIDS and their families under three categories of assistance: (1) Grants for special projects of national significance which, due to their innovative nature or their potential for replication, are likely to serve as effective models in addressing the needs of eligible persons; (2) grants for special projects of national significance—HIV Multiple-Diagnoses Initiative; and (3) grants for projects which are part of long-term comprehensive strategies for providing housing and related services for eligible persons in areas that are not eligible for HOPWA formula allocations.

(b) Authority. The assistance made available under this NOFA is authorized by the AIDS Housing Opportunity Act (42 U.S.C. 12901), and is anticipated to be appropriated by the HUD Appropriations Act of 1996. The annual FY 1996 appropriation for HUD has not yet been enacted. However, HUD is publishing this notice in order to give potential applicants adequate time to prepare applications. The estimate of the amount of funds available for this program is based on the level of funding available for FY 1995. HUD is not bound by the estimate set forth in this notice. The regulations for HOPWA are found at 24 CFR part 574.

(c) Eligibility. (1) States, units of general local government, and nonprofit organizations may apply for grants for special projects of national significance, including grants under the HIV Multiple-Diagnoses Initiative. (2) All states and units of general local government may apply for grants for projects under the Long-term category of grants, except for: (A) any state that was eligible to receive a formula award in fiscal year 1996; and (B) any unit of general local government that was located in a metropolitan area or state that was eligible to receive a formula award in fiscal year 1996, see appendix B. Nonprofit organizations are not eligible to apply for the Long-term category of grants.

(d) Allocation amounts. Up to \$17,100,000 is being made available by this NOFA. The Department expects that approximately \$7 million will be

used under an initiative to address the needs of multiply-diagnosed homeless persons who are living with HIV/AIDS and have chronic alcohol and/or other drug abuse problems and/or serious mental illness. Since some of the appropriated funds are to be derived from the recapture of prior year obligations, the actual amount available may be less.

The maximum amount that an applicant may receive is \$1,000,000 for program activities, and applicants may receive up to an additional \$100,000 for administrative costs (potentially \$30,000 for grantee administrative costs and \$70,000 for project sponsors' administrative costs).

The notice also makes available up to an additional \$100,000 for program development support under the HIV Multiple-Diagnoses Initiative for applicants that agree to participate in a HUD and HHS process and outcome evaluation and dissemination component. An applicant that requests additional funds for program development support will use such funds to participate in the HHS Evaluation Technical Assistance Center efforts to evaluate project performance and disseminate information on project outcomes. Collaborative efforts will be undertaken to develop effective interventions for the targeted population, to share information and to undertake cross-site evaluations of related HUD and HHS projects.

Creation of model projects and dissemination of information under the HIV Multiple-Diagnoses Initiative will help improve the systems of care and continuum-of-care initiatives for the targeted population in other localities and nationally. The HUD model projects will use program development funds in connection with the HHS Center, for example to develop and implement project evaluation plans, to participate in jointly-sponsored HUD and HHS evaluation meetings, to acquire technical assistance in operating programs and evaluating performance and to disseminate information on their projects. The Departments expect that six semiannual evaluation meetings will be held with initiative participants over a three year period.

The program development support activities are eligible HOPWA activities under 24 CFR 574.300 (b)(2) as "Resource identification to establish, coordinate and develop housing assistance resources for eligible persons (including conducting preliminary research and making expenditures necessary to determine the feasibility of specific housing-related initiatives)."

HUD reserves the right to fund less than the full amount requested in any application and to modify requests accordingly. If a request is modified by HUD, the conditionally selected applicant will be required to modify its project plans and application to conform to the terms of HUD approval before execution of a grant agreement.

Funds received under this competition are to be expended within three years following the date of the signing of a grant agreement. Any unobligated funds from previous competitions or additional funds that may become available as a result of deobligations or recaptures from previous awards may also be used to fund applications submitted in response to this NOFA.

(e) Program goal. Applicants for HOPWA assistance under this NOFA should emphasize the connection between housing assistance and appropriate supportive services in designing their programs. As stated by the National Commission on AIDS in *Housing and the HIV/AIDS Epidemic* (issued in June 1992) there is "frequently desperate need for safe shelter that provides not only protection and comfort, but also a base in which and from which to receive services, care and support."

(f) HIV Multiple-Diagnoses Initiative. This notice implements an initiative for multiply-diagnosed homeless persons who are living with HIV/AIDS and have chronic alcohol and/or other drug abuse problems and/or serious mental illness. Participants in the 1995 White House Conference on HIV and AIDS and others recommended that collaborative efforts be made by the Department of Housing and Urban Development and the Department of Health and Human Services to integrate funding streams for projects that address the needs of multiply-diagnosed clients. Participants noted that many communities lack resources within existing programs to assist these clients who are often among the hardest-to-serve population of persons living with HIV/AIDS. The survey in *Priority: Home!* found that among the top five priority areas consistently identified were mental health treatment services and substance abuse treatment services. The report recommended that communities be encouraged to "Effectively target mental health and housing resources to the most needy, such as homeless persons with mental illnesses or dual diagnoses" as part of developing more integrated systems of housing and services. The report also recommended that states and communities give some priority in existing and new funding to homeless

persons with AIDS, including providing health care and other supportive services.

This HUD-HHS initiative addresses the need for model programs for multiply-diagnosed clients under the Special Projects of National Significance components of the HOPWA program administered by HUD and the Ryan White CARE Act programs administered by HHS. This notice lists elements that both Departments seek in model projects that assist this targeted population. Supplemental information to the application package will contain information that further describes examples of model efforts, and may include a video presentation. Among those elements are:

- Outreach to homeless persons who are living with HIV/AIDS and have chronic alcohol and/or other drug abuse problems and/or serious mental illness;
- Client needs assessment and monitoring;
- Transitional supportive housing;
- Permanent supportive housing; and
- Health care and other supportive services that address the needs of eligible homeless persons with chronic alcohol and/or other drug abuse problems and/or serious mental illness;
- Safe haven residences or other housing assistance for homeless persons with serious mental illness that have minimal initial demands on residents and do not require participation in services. It is hoped and anticipated that residents, in time, will participate in mental health programs and/or substance abuse programs and move to or accept transitional or other supportive housing;
- Program evaluation; and
- Other innovative features.

The elements may be funded under this initiative or funded in part under this initiative in connection with efforts supported from other federal, state, local or private sources, including health-care and other supportive services funded under the Ryan White CARE Act. Given the limited amount of housing assistance funds available under this program, HUD encourages applicants to fund supportive services activities from non-HOPWA sources.

Under this initiative, the targeting of assistance to homeless persons means that assistance is provided to persons who are sleeping in emergency shelters (including hotels or motels used as shelter for homeless families), other facilities for homeless persons, or places not meant for human habitation, such as cars, parks, sidewalks, or abandoned buildings. This includes persons who ordinarily live in such places but are in a hospital or other institution on a short-

term basis (short-term is considered to be 30 consecutive days or less). In targeting assistance, HUD expects that only an incidental percentage of clients who are not homeless, as described above, but are at risk of homelessness will be assisted under this initiative.

Safe havens are designed to provide persons with serious mental illness who have been living on the streets with a secure, non-threatening, non-institutional, supportive environment. A safe haven proposal should: (1) Propose to serve hard-to-serve homeless persons; (2) provide 24-hour residence; (3) provide private or semi-private accommodations; (4) provide, optionally, for the common use of accessible kitchen facilities, dining rooms, and bathrooms; and (5) limit overnight occupancy to no more than 25 persons in any one structure. HUD will consider appropriate modifications in applying the competition rating criteria to safe haven proposals to ensure that the special characteristics of safe havens are not considered less competitive than alternative supportive housing proposals.

Model projects that serve multiply-diagnosed homeless persons are also included in a notice of availability of funds that was issued by the Health Resources and Services Administration, Department of Health and Human Services, for the award of cooperative agreements as Special Projects of National Significance under the Ryan White CARE Act. Given the limited amount of housing funds available, applicants who propose to use federal funds for supportive services only and are not requesting funds for housing assistance are encouraged to apply under the HHS notice, if the request is consistent with the assistance available under that notice.

HUD reserves the right to select lower rated applications if necessary to ensure that a minimum number of applications that propose model HIV multiple-diagnoses projects are among conditionally selected applications. The Department estimates that approximately \$7 million will be used to address the needs of this targeted population. This expected amount will help ensure that a sufficient number of applications, estimated to be seven to ten projects, are selected under the initiative in order to provide for the operation and evaluation of a variety of model programs as well as provide additional resources to the targeted difficult-to-serve population. HUD also reserves the right to ensure that a project that is applying for and eligible for selection under this and other HUD and HHS competitions is not awarded funds

that duplicate activities. HUD reserves the right to reduce this estimate for the HIV Multiple-Diagnoses Initiative and reallocate funds to the other categories of assistance if an insufficient number of approvable applications are received for this initiative.

## II. Application Selection Process

(a) Review. Applications will be reviewed to ensure that they meet the following:

(1) *Applicant eligibility.* The applicant and project sponsor(s), if any, are eligible to apply for the specific program;

(2) *Eligible population to be served.* The persons proposed to be served are eligible persons;

(3) *Eligible activities.* The proposed activities are eligible for assistance under the program; and

(4) *Other requirements.* The applicant is currently in compliance with the federal requirements contained in 24 CFR part 574, subpart G, "Other Federal Requirements."

(b) Competition. Applications under the three categories of grant will be rated in a national competition. To rate applications, the Department may establish a panel including persons not currently employed by HUD to obtain outside points of view, including views from other federal agencies.

(c) Rating of Applications.

(1) Procedure. Applications will be rated based on the criteria listed below. The criteria listed in paragraph (2) (A), (B), (C), and (D) are common for all applications. Paragraphs (3), (4) and (5) are specific for the category of assistance under which the application is being submitted. Ratings will be made with a maximum of 100 points awarded. After rating, these applications will be placed in the rank order of their final score for selection.

(2) Common Rating Criteria. Applications under the three categories of grant will be rated on the following four common criteria for up to 65 points:

(A) *Applicant and Project Sponsor capacity (20 points).* HUD will award up to 20 points based on the ability of the applicant and, if applicable, any project sponsor(s) to develop and operate the proposed program, in relation to which entity is carrying out an activity. With regard to both the applicant and the project sponsor(s), HUD will consider: (a) past experience in serving persons with HIV/AIDS and their families; (b) past experience in programs similar to those proposed in the application; and (c) experience in monitoring and evaluating program performance and

disseminating information on project outcomes.

As applicable, the rating under this criterion will also consider prior performance with any HUD-administered programs, timeliness in implementing HUD-administered programs, including any serious, outstanding audit or monitoring findings that directly affect the proposed project.

(B) *Need for the project in the area to be served (15 points)*. HUD will award up to 15 points based on the extent to which the need for the project in the area to be served is demonstrated with 10 of these points to be determined by the relative numbers of AIDS cases and per capita AIDS incidence, as reported to and confirmed by the Director of the Centers for Disease Control and Prevention and in the case of applicants under the HIV Multiple-Diagnoses Initiative, HUD will also consider evidence presented on the unmet needs of the targeted population of persons who are homeless and living with HIV/AIDS who experience serious mental illness and/or have chronic alcohol and/or other drug abuse problems.

HUD will award 5 of these points under this criterion to the highest rated application for each category in each state or, for projects that substantially propose multiple-state or national service areas, one nationally.

(C) *Appropriateness of program activities: housing, supportive services and other assistance (20 points)*. HUD will award up to 20 points based on the extent to which a plan for undertaking and managing the proposed activities:

(a) describes and responds to the need for housing and related supportive services of eligible persons in the community; or, in relation to technical assistance activities proposed in the application, describes and responds to the technical assistance needs of programs which provide housing and related supportive services for eligible persons;

(b) describes how activities carried out with HOPWA funds and other resources will provide a continuum of housing and services to meet the changing needs of eligible persons, such as the linkage of housing assistance with health-care and other supportive services in area continuum of care efforts, offers a personalized response to those needs which maximizes opportunities for independent living, and in the case of a family, accommodates the needs of families; in the case of a safe haven proposal, describes how activities carried out with HOPWA funds and other resources will provide for the stabilization of clients,

the availability of basic services in the safe haven, and linkage to other assistance;

(c) provides for monitoring and the evaluation of the assistance provided to participants; and

(d) in relation to technical assistance activities proposed in the application, provides technical assistance related to the development and operation of programs and the capacity of organizations to undertake and manage assistance for eligible persons; and

(D) *Extent of leveraged public and private resources for the project (10 points)*. HUD will award up to 10 points based on the extent to which resources from other public or private sources have been committed to support the project at the time of application. In establishing leveraging, HUD will not consider other HOPWA-funded activities, entitlement benefits inuring to eligible persons, or conditioned commitments that depend on future fund-raising or actions.

(3) Additional Criterion for Special Projects of National Significance (35 points). Applications for special projects of national significance will be rated on:

(A) *Innovative nature of the proposal and its potential for replication*. HUD will award up to 25 points based on the extent to which the project involves a new program for, or alternative method of, meeting the needs of eligible persons, when compared to other applications and projects funded in the past. The Department will consider the extent to which the project design, management plan, proposed effects, local planning and coordination of housing programs, and proposed activities are exemplary and appropriate as a model for replication in similar localities or nationally, when compared to other applications and projects funded in the past, and the likelihood of the continuation of the state and local efforts; and

(B) *Evaluation and dissemination*. HUD will award up to 10 points based on the extent to which the project provides for the evaluation and dissemination of information on the success of the proposed activities in assisting eligible persons and/or in establishing or operating systems of care for eligible persons.

(4) Additional Criterion for Special Projects of National Significance—HIV Multiple-Diagnoses Initiative (35 points). Applications for Special Projects of National Significance under the HIV Multiple-Diagnoses Initiative will be rated on:

(A) *Innovative nature of the proposal and its potential for replication*. HUD will award up to 25 points based on the

extent to which the project involves a new program for, or alternative method of, meeting the needs of the targeted population of eligible persons, when compared to other applications and projects funded in the past. The Department will consider the extent to which the project design, management plan, proposed effects, local planning and coordination of housing programs, the likelihood that activities will benefit the targeted population of eligible persons and proposed activities are exemplary and appropriate as a model for replication in similar localities or nationally, when compared to other applications and projects funded in the past, and the likelihood of the continuation of the state and local efforts; and

(B) *Evaluation and dissemination*. HUD will award up to 10 points based on the applicant's evaluation and dissemination plan or, alternatively, 10 points to an applicant that agrees to fully participate in the joint HUD and HHS evaluation component. If the applicant submits its own evaluation and dissemination plan, up to 10 points will be awarded based on the extent to which the applicant describes an evaluation and dissemination plan that:

(a) Demonstrates thoroughness, feasibility and appropriateness of the evaluation design from a methodological and statistical perspective;

(b) Allows for a generalizable conclusion regarding the success or lessons learned from the model, including comparison to other similar program models;

(c) Includes an assessment of the assistance provided to clients and its implications for systems of care in other localities or nationally; and

(d) Provides a preliminary dissemination plan that evidences how the planned presentation of project outcomes is likely to be undertaken in an effective manner.

As an alternative to submitting its own evaluation and dissemination plan, an applicant may receive 10 points if that applicant agrees to fully participate in the joint HUD and HHS evaluation component and requests the program development funds designated for this purpose. The Department recognizes that participation in the HUD and HHS evaluation component will fulfill the items of paragraph (B) of this criterion.

(5) Additional Criterion for Projects which are part of long-term comprehensive strategies for providing housing and related services for eligible persons in areas not qualifying for formula allocations (35 points). Applications for projects for this

category of assistance will be rated on the extent of local planning and coordination of housing programs. HUD will award up to 35 points based on the extent to which the applicant demonstrates:

(A) The proposed project is part of a community strategy involving local, metropolitan or state-wide planning and coordination of housing programs designed to meet the changing needs of low-income persons with HIV/AIDS and their families, including programs providing housing assistance and related services that are operated by federal, state, local, private and other entities serving eligible persons;

(B) The likelihood of the continuation of the state and local efforts; and

(C) Provides for an evaluation and dissemination of information on the success of the proposed activities in assisting eligible persons and/or in establishing or operating systems of care for eligible persons.

(d) Selection. Whether an application is conditionally selected will depend on its overall ranking compared to other applications within each of the three categories of assistance. The Department will select applications to the extent that funds are available. HUD reserves the right to select lower rated applications (but not an application that is rated below 50 points) if necessary to achieve geographic diversity (i.e. resulting in funding activities within a variety of states) and to ensure that a minimum number of applications under each category of assistance are among conditionally selected applications.

In the event of a tie between applications, the application with the highest total points for the criterion need will be selected, and if still tied, the highest total points for the criterion appropriateness of housing and services. In the event of a procedural error that, when corrected, would result in selection of an otherwise eligible application during the funding round under this NOFA, HUD may select that application when sufficient funds become available.

### III. Application Submission Requirements

The application submission requirements are contained in the application package. This package includes all required forms and certifications, and may be obtained from a HUD Field Office listed in the appendix A to this NOFA.

### IV. Clarifications and Technical Assistance

(a) Clarification of Application Information. In accordance with the

provisions of 24 CFR part 4, subpart B, HUD may contact an applicant to seek clarification of an item in the application, or to request additional or missing information, but the clarification or the request for additional or missing information shall not relate to items that would improve the substantive quality of the application pertinent to the funding decision.

(b) Technical Assistance. Prior to the application deadline, HUD field office staff will be available to provide advice, general technical assistance and guidance to potential applicants on application requirements and program policies. Following conditional selection, HUD staff will be available to assist in clarifying or confirming information that is a prerequisite to the offer of a grant agreement by HUD. However, between the application deadline and the announcement of conditional selections, HUD will accept no information that would improve the substantive quality of the application pertinent to the funding decision.

### V. Grant Award Process

HUD will notify conditionally selected applicants in writing. Such applicants will subsequently be notified of any modification made by HUD, the additional project information necessary for grant award and the date of the two month deadline for submission of such information. If an applicant is unable to meet any conditions for grant award within the specified time period, HUD reserves the right not to award funds and to use the funds available in the next competition for the applicable program.

### VI. Other Matters

*Environmental Impact.* A Finding of No Significant Impact with respect to the environment was made in accordance with HUD regulations at 24 CFR part 50, implementing section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332), at the time of the development of the FY 1995 NOFA for this program. Because no substantive programmatic changes have been made, that Finding (for FR-3853) remains applicable to this NOFA and is available for public inspection and copying between 7:30 a.m. and 5:30 p.m. weekdays at the Office of the Rules Docket Clerk, 451 Seventh Street, SW., Room 10276, Washington, DC 20410-0500.

*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 Notice 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. As a result, the Notice is not subject to review under the Order. The Notice announces the availability of funds and invites applications from eligible applicants for the HOPWA program.

*Impact on the Family.* The General Counsel, as the Designated Official for Executive Order 12606, *The Family*, has determined that this Notice, to the extent the funds provided under it are directed to families, has the potential for a beneficial impact on family formation, maintenance and general well-being. The statutory authority for the program requires that the funds be targeted to individuals with acquired immunodeficiency syndrome or related diseases and their families. Any funding provided to projects can be expected to enable those families with a participating member who has HIV infection to live in decent, safe, and sanitary housing in connection with the supportive services necessary to live independently in mainstream American society. Since the impact on families is a beneficial one, no further review is necessary.

*Accountability in the Provision of HUD Assistance.* HUD's regulation implementing section 102 of the Department of Housing and Urban Development Reform Act of 1989, found at 24 CFR part 12, contains a number of provisions designed to ensure greater accountability and integrity in the provision of certain types of assistance administered by HUD. Additional information on the implementation of section 102 was published on January 16, 1992 at 57 FR 1942. The documentation, public access, and disclosure requirements of section 102 apply to assistance awarded under this NOFA as follows:

HUD will ensure 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 publish notice of awards made in response to this NOFA in the Federal Register.

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 subpart C, and the notice published in the Federal Register on January 16, 1992 (57 FR 1942), for further information on these disclosure requirements.)

*Prohibition on Advance Release of Funding Information.* HUD's regulation implementing section 103 of the Department of Housing and Urban Development Reform Act of 1989, found at 24 CFR part 4, applies to the funding competition announced today. The requirements of that 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). A telecommunications device for hearing- and speech-impaired persons (TDD) is available at 1-800-877-8339 (Federal Information Relay Service). 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 Field Office Counsel, or Headquarters Counsel for the program to which the question pertains.

*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. A standard disclosure form, SF-LLL, "Disclosure Form to Report Lobbying," must be used to disclose lobbying with other than federally appropriated funds at the time of application.

*Drug-Free Workplace Certification.* In accordance with 24 CFR 24.630, an applicant must submit its Certification for a Drug-Free Workplace (Form HUD-50070).

*Submissions.* An application that is mailed before May 21, 1996 but received within ten (10) days after that date will be deemed to have been received by that date if postmarked by the United States Postal Service by no later than May 18, 1996. An overnight delivery item received after May 21, 1996 will be deemed to have been received by that date upon submission of documentary evidence that it was placed in transit with the overnight delivery service by no later than May 20, 1996.

Dated: February 22, 1996.

Andrew Cuomo,

*Assistant Secretary for Community Planning and Development.*

Appendix A. List of HUD Field Offices (1-5-96)

Telephone numbers for Telecommunications Devices for the Deaf (TDD machines) are listed for CPD Directors in HUD Field Offices; all HUD numbers, including those noted \*, may be reached via TDD by dialing the Federal Information Relay Service on 1-800-877-TDDY or (1-800-877-8339) or (202) 708-9300.

Alabama—William H. Dirl, Beacon Ridge Tower, 600 Beacon Pkwy. West, Suite 300, Birmingham, AL 35209-3144; (205) 290-7645; TDD (205) 290-7624.

Alaska—Colleen Bickford, 949 E. 36th Avenue, Suite 401, Anchorage, AK 99508-4399; (907) 271-3669; TDD (907) 271-4328.

Arizona—Martin H. Mitchell, 400 N. 5th St., Suite 1600, Arizona Center, Phoenix AZ 85004; (602) 379-4754; TDD (602) 379-4461.

Arkansas—Billy M. Parsley, TCBY Tower, 425 West Capitol Ave., Suite 900, Little Rock, AR 72201-3488; (501) 324-6375; TDD (501) 324-5931.

California—(Southern) Herbert L. Roberts, 1615 W. Olympic Blvd., Los Angeles, CA 90015-3801; (213) 251-7235; TDD (213) 251-7038.

(Northern) Steve Sachs, 450 Golden Gate Ave., P.O. Box 36003, San Francisco, CA 94102-3448; (415) 436-6544; TDD (415) 556-8357.

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Connecticut—Mary Ellen Morgan, 330 Main St., Hartford, CT 06106-1860; (860) 240-4665; TDD (860) 240-4522.

Delaware—Joyce Gaskins, Wanamaker Bldg., 100 Penn Square East, Philadelphia, PA 19107; (215) 656-0624; TDD (215) 597-5564.

District of Columbia (and MD and VA suburbs)—James H. McDaniel, 820 First St., NE., Washington, DC 20002; (202) 275-0994; TDD (202) 275-0772.

Florida—(Northern) James N. Nichol, 301 West Bay St., Suite 2200, Jacksonville, FL 32202-5121; (904) 232-3587; TDD (904) 232-1241.

(Miami-So. Dade) Richard P. Garrabrant, Gables Tower 1, 1320 South Dixie Hwy., Coral Gables, FL 33146-2911; (305) 662-4570; TDD (305) 662-4511.

Georgia—John Perry, Russell Fed. Bldg., Room 688, 75 Spring St., SW, Atlanta, GA 30303-3388; (404) 331-5139; TDD (404) 730-2654.

Hawaii (and Pacific)—Patty A. Nicholas, 7 Waterfront Plaza, Suite 500, 500 Ala Moana Blvd., Honolulu, HI 96813-4918; (808) 522-8180x264; TDD (808) 522-8193.

Idaho—John G. Bonham, 400 S.W. Sixth Ave., Suite 700, Portland, OR 97204-1632 (503) 326-7012; TDD \* via 1-800-877-8339.

Illinois—James Barnes, 77 W. Jackson Blvd., Chicago, IL 60604-3507; (312) 353-1696; TDD (312) 353-7143.

Indiana—Robert F. Poffenberger, 151 N. Delaware St., Indianapolis, IN 46204-2526; (317) 226-5169; TDD \* via 1-800-877-8339.

Iowa—Gregory A. Bevirt, Executive Tower Centre, 10909 Mill Valley Road, Omaha, NE 68154-3955; (402) 492-3144; TDD (402) 492-3183.

Kansas—William Rotert, Gateway Towers 2, 400 State Ave., Kansas City, KS 66101-2406; (913) 551-5484; TDD (913) 551-6972.

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Maine—David Lafond, Norris Cotton Fed. Bldg., 275 Chestnut St., Manchester, NH 03101-2487; (603) 666-7640; TDD (603) 666-7518.

Maryland—Harold Young, 10 South Howard Street, 5th Floor, Baltimore, MD 21202-0000; (410) 962-2520x3116; TDD (410) 962-0106.

Massachusetts—Robert Paquin, Acting Director, Thomas P. O'Neill, Jr., Fed. Bldg., 10 Causeway St., Boston, MA 02222-1092; (617) 565-5342; TDD (617) 565-5453.

- Michigan—Richard Paul, Patrick McNamara Bldg., 477 Michigan Ave., Detroit, MI 48226-2592; (313) 226-4343; TDD \* via 1-800-877-8339.
- Minnesota—Shawn Huckleby, 220 2nd St. South, Minneapolis, MN 55401-2195; (612) 370-3019; TDD (612) 370-3186.
- Mississippi—Jeanie E. Smith, Dr. A. H. McCoy Fed. Bldg., 100 W. Capitol St., Room 910, Jackson, MS 39269-1096; (601) 965-4765; TDD (601) 965-4171.
- Missouri—(Eastern) James Geraghty, Acting Director, 1222 Spruce St., St. Louis, MO 63103-2836; (314) 539-6524; TDD (314) 539-6331.  
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- Nebraska—Gregory A. Bevirt, Executive Tower Centre, 10909 Mill Valley Road, Omaha, NE 68154-3955; (402) 492-3144; TDD (402) 492-3183.
- Nevada—(Las Vegas, Clark Cnty) Martin H. Mitchell, 400 N. 5th St., Suite 1600, 2 Arizona Center, Phoenix, AZ 85004; (602) 379-4754; TDD (602) 379-4461.  
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- New Jersey—Frank Sagarese, 1 Newark Center, Newark, NJ 07102; (201) 622-7900x3300; TDD (201) 645-3298.
- New Mexico—Katie Worsham, 1600 Throckmorton, P.O. Box 2905, Fort Worth, TX 76113-2905; (817) 885-5483; TDD (817) 885-5447.
- New York—(Upstate) Michael F. Merrill, Lafayette Ct., 465 Main St., Buffalo, NY 14203-1780; (716) 551-5768; TDD \* via 1-800-877-8339.  
(Downstate) Joseph D'Agosta, 26 Federal Plaza, New York, NY 10278-0068; (212) 264-0771; TDD (212) 264-0927.
- North Carolina—Charles T. Ferebee, Koger Building, 2306 West Meadowview Road, Greensboro, NC 27407; (910) 547-4005; TDD (910) 547-4055.
- North Dakota—Guadalupe Herrera, First Interstate Tower North, 633 17th St., Denver, CO 80202-3607; (303) 672-5414; TDD (303) 672-5248.
- Ohio—John E. Riordan, 200 North High St., Columbus, OH 43215-2499; (614) 469-6743; TDD (614) 469-6694.
- Oklahoma—David Long, 500 West Main Place, Suite 400, Oklahoma City, OK 73102; (405) 553-7571; TDD \* via 1-800-877-8339.
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(Eastern) Joyce Gaskins, Wanamaker Bldg., 100 Penn Square East, Philadelphia, PA 19107; (215) 656-0624; TDD (215) 597-5564.
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- Vermont—David Lafond, Norris Cotton Fed. Bldg., 275 Chestnut St., Manchester, NH 03101-2487; (603) 666-7640; TDD (603) 666-7518.
- Virginia—Joseph Aversano, 3600 W. Broad St., P.O. Box 90331, Richmond, VA 23230-0331; (804) 278-4503; TDD (804) 278-4501.
- Washington—John Peters, Federal Office Bldg., 909 First Ave., Suite 200, Seattle, WA 98104-1000; (206) 220-5150; TDD (206) 220-5185.
- West Virginia—Bruce Crawford, 339 Sixth Ave., Pittsburgh, PA 15222-2515; (412) 644-5493; TDD (412) 644-5747.
- Wisconsin—Lana J. Vacha, Henry Reuss Fed. Plaza, 310 W. Wisconsin Ave., Ste. 1380, Milwaukee, WI 53203-2289; (414) 297-3113; TDD \* via 1-800-877-8339.
- Wyoming—Guadalupe Herrera, First Interstate Tower North, 633 17th St., Denver, CO 80202-3607; (303) 672-5414; TDD (303) 672-5248.

Appendix B. Areas Eligible to Receive HOPWA 1996 Formula Allocations and Not Eligible for Long-term Projects

The following are the areas that are eligible to receive HOPWA formula allocations in FY 1996. State or local governments located in or serving eligible persons in these areas are *only eligible to apply for grants for Special Projects of National Significance* under the HOPWA 1996 competition. The Long-term category of assistance, grants for projects that are part of long-term comprehensive strategies for providing housing and related services, is reserved by statute for areas that are not eligible to receive HOPWA formula awards, i.e. any area outside of the list below.

1. All areas in the states of:

Alabama

Arkansas  
California  
Connecticut  
District of Columbia  
Florida  
Georgia  
Hawaii  
Illinois  
Indiana  
Kentucky  
Louisiana  
Massachusetts  
Michigan  
Mississippi  
New Jersey  
New York  
North Carolina  
Ohio  
Oklahoma  
Pennsylvania  
Puerto Rico  
South Carolina  
Tennessee  
Texas  
Virginia  
Washington State  
Wisconsin.

2. Areas in the following metropolitan areas in the states of Arizona, Colorado, Kansas, Maryland, Minnesota, Missouri, Nevada, New Hampshire, Oregon and West Virginia:

- 1120 Boston MA-NH PMSA (part)—Rockingham County, NH (part): Seabrook town, NH, South Hampton town, NH  
0720 Baltimore, MD PMSA—Anne Arundel County, MD, Baltimore County, MD, Carroll County, MD, Harford County, MD, Howard County, MD, Queen Anne's County, MD, Baltimore City, MD  
8840 Washington, DC-MD-VA-WV PMSA (part)—Calvert County, MD, Charles County, MD, Frederick County, MD, Montgomery County, MD, Berkeley County, WV, Jefferson County, WV  
5120 Minneapolis-St. Paul, MN-WI MSA (part)—Anoka County, MN, Carver County, MN, Chisago County, MN, Dakota County, MN, Hennepin County, MN, Isanti County, MN, Ramsey County, MN, Scott County, MN, Sherburne County, MN, Washington County, MN, Wright County, MN  
3760 Kansas City, MO-KS MSA (part)—Cass County, MO, Clay County, MO, Clinton County, MO, Jackson County, MO, Lafayette County, MO, Platte County, MO, Ray County, MO, Johnson County, KS, Leavenworth County, KS, Miami County, KS, Wyandotte County, KS  
7040 St. Louis, MO-IL MSA (part)—Crawford County, MO (part): Sullivan City, MO, Franklin County, MO, Jefferson County, MO, Lincoln County, MO, St. Charles County, MO, St. Louis County, MO, Warren County, MO, St. Louis City, MO  
2080 Denver, CO PMSA—Adams County, CO, Arapahoe County, CO, Denver County, CO, Douglas County, CO, Jefferson County, CO  
6200 Phoenix-Mesa, AZ MSA—Maricopa County, AZ, Pinal County, AZ  
4120 Las Vegas, NV-AZ MSA—Clark County, NV, Nye County, NV, Mohave County, AZ  
6440 Portland-Vancouver, OR-WA PMSA (part)—Clackamas County, OR, Columbia

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County, OR, Multnomah County, OR,  
Washington County, OR, Yamhill County,  
OR

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