

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3186

To amend the Department of Housing and Urban Development Act to exclude amounts received as a military basic housing allowance from consideration as income for purposes of eligibility for federally assisted low-income housing programs.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 30, 2005

Mr. RYUN of Kansas (for himself, Mr. AL GREEN of Texas, Mr. NEY, Mr. JONES of North Carolina, Mr. NEUGEBAUER, Mr. REYES, Mr. ORTIZ, and Mr. TIBERI) introduced the following bill; which was referred to the Committee on Financial Services

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## A BILL

To amend the Department of Housing and Urban Development Act to exclude amounts received as a military basic housing allowance from consideration as income for purposes of eligibility for federally assisted low-income housing programs.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Build Houses for Our  
5 Military’s Enlisted Servicemembers Act” or the “Build  
6 HOMES Act”.

1 **SEC. 2. EXCLUSION OF CERTAIN AMOUNTS FROM INCOME**  
2 **FOR PURPOSES OF ELIGIBILITY FOR FEDER-**  
3 **ALLY ASSISTED LOW-INCOME HOUSING PRO-**  
4 **GRAMS.**

5 The Department of Housing and Urban Development  
6 Act is amended by inserting after section 12 (42 U.S.C.  
7 3537a) the following new section:

8 **“SEC. 13. EXCLUSION OF CERTAIN AMOUNTS FROM IN-**  
9 **COME.**

10 “Notwithstanding any other provision of law,  
11 amounts received by a member of the Armed Forces under  
12 section 403 of title 37, United States Code, as a basic  
13 allowance for housing shall not be treated as income for  
14 purposes of determining, for purposes of any program of  
15 the Department of Housing and Urban Development or  
16 any other agency of the Federal Government for housing  
17 assistance (including any program for grants, loans, sub-  
18 sidies, advances, guarantees, credits, or other financial as-  
19 sistance), the eligibility of the member or the member’s  
20 family, or a dependent of the member or such dependent’s  
21 family, for—

22 “(1) assistance under such program; or

23 “(2) occupancy in any dwelling unit in any  
24 building or project for which assistance under such  
25 program is provided.”.