

114TH CONGRESS
2D SESSION

S. 2818

To reduce housing-related health hazards, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 19, 2016

Mr. REED introduced the following bill; which was read twice and referred to
the Committee on Banking, Housing, and Urban Affairs

A BILL

To reduce housing-related health hazards, and for other
purposes.

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 “Title X Amendments
5 Act of 2016”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

8 (1) Poor housing conditions contribute to a
9 wide range of health conditions, including uninten-
10 tional injuries, respiratory illness, asthma, and can-
11 cer, which disproportionately impact susceptible and

1 vulnerable populations, such as children, the poor,
 2 minorities, and people with chronic medical condi-
 3 tions.

4 (2) Over 30 million housing units in the United
 5 States have significant physical problems or elevated
 6 levels of lead, radon, or other contaminants that
 7 place their occupants at risk for illnesses or injuries.

8 (3) The societal cost of unhealthy housing in
 9 terms of lost productivity, missed school days, crime,
 10 and disability far exceed the cost of improving hous-
 11 ing conditions.

12 (4) Cost-effective solutions to residential health
 13 and safety hazards exist, including—

14 (A) interventions for children and adoles-
 15 cents with asthma to reduce symptom days, im-
 16 prove quality of life, and reduce missed school
 17 days;

18 (B) housing policies to reduce childhood
 19 lead exposure; and

20 (C) the installation of safety devices such
 21 as smoke detectors and carbon monoxide alarms
 22 to reduce injuries and death from fires and
 23 malfunctioning equipment.

24 (5) The Federal Government must continue its
 25 leadership in demonstrating and implementing

1 projects that support the national goal of substan-
 2 tially reducing the number of homes in the United
 3 States with residential health and safety hazards.

4 **SEC. 3. DEFINITIONS.**

5 Section 1004 of the Residential Lead-Based Paint
 6 Hazard Reduction Act of 1992 (42 U.S.C. 4851b) is
 7 amended—

8 (1) by redesignating paragraphs (12) through
 9 (27) as paragraphs (15) through (30), respectively;

10 (2) by redesignating paragraph (11) as para-
 11 graph (13);

12 (3) by redesignating paragraphs (6) through
 13 (10) as paragraphs (7) through (11), respectively;

14 (4) by inserting after paragraph (5) the fol-
 15 lowing:

16 “(6) ELIGIBLE APPLICANT.—The term ‘eligible
 17 applicant’ means a State, a unit of general local gov-
 18 ernment, an Indian tribe, or a private nonprofit or-
 19 ganization that meets the requirements of section
 20 1101(b).”;

21 (5) by inserting after paragraph (11), as so re-
 22 designated, the following:

23 “(12) HOUSING-RELATED HEALTH HAZARD.—
 24 The term ‘housing-related health hazard’ means any
 25 condition of residential real property that poses a

1 risk of biological, physical, radiological, or chemical
 2 exposure that can adversely affect human health.”;
 3 and

4 (6) by inserting after paragraph (13), as so re-
 5 designated, the following:

6 “(14) INDIAN TRIBE.—The term ‘Indian tribe’
 7 has the meaning given the term in section 4 of the
 8 Indian Self-Determination and Education Assistance
 9 Act (25 U.S.C. 450b).”.

10 **SEC. 4. GRANT PROGRAM.**

11 Section 1011 of the Residential Lead-Based Paint
 12 Hazard Reduction Act of 1992 (42 U.S.C. 4852) is
 13 amended—

14 (1) in the section heading, by striking
 15 **“GRANTS FOR LEAD-BASED PAINT HAZARD RE-**
 16 **DUCTION IN TARGET HOUSING”** and inserting
 17 **“GRANTS FOR REDUCTION OF LEAD-BASED**
 18 **PAINT HAZARDS AND CORRECTION OF OTHER**
 19 **HOUSING-RELATED HAZARDS”**;

20 (2) in subsection (a)—

21 (A) by redesignating paragraphs (1), (2),
 22 and (3) as subparagraphs (A), (B), and (D), re-
 23 spectively, and adjusting the margins accord-
 24 ingly;

1 (B) in subparagraph (A), as so redesign-
 2 nated—

3 (i) by striking “for grants” and in-
 4 serting “For grants”; and

5 (ii) by striking the semicolon at the
 6 end and inserting a period;

7 (C) in subparagraph (B), as so redesign-
 8 nated—

9 (i) by striking “for grants” and in-
 10 serting “For grants”; and

11 (ii) by striking “; and” and inserting
 12 a period;

13 (D) by inserting after subparagraph (B),
 14 as so redesignated, the following:

15 “(C) For grants made to carry out any of
 16 paragraphs (1) through (9) or (11) of sub-
 17 section (e), the grants may not be used to assist
 18 federally assisted housing, federally owned
 19 housing, or public housing.”;

20 (E) in subparagraph (D), as so redesign-
 21 nated, by striking “notwithstanding paragraphs
 22 (1) and (2)” and inserting “Notwithstanding
 23 subparagraphs (A) and (B)”;

24 (F) in the matter preceding subparagraph
 25 (A), as so redesignated, by striking “The Sec-

1 retary” and all that follows through
2 “criteria—” and inserting the following:

3 “(1) AUTHORIZATION.—The Secretary is au-
4 thorized to provide grants to eligible applicants to
5 evaluate and reduce lead-based paint hazards and to
6 identify and correct other housing-related health
7 hazards in accordance with the provisions of this
8 section.

9 “(2) CRITERIA.—The Secretary may make a
10 grant under this section only to provide housing that
11 meets the following criteria:”; and

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

13 “(3) INCOME VERIFICATION.—For the purpose
14 of verifying the income level of a family under sub-
15 paragraphs (A) and (B), the Secretary may establish
16 a process by which a grantee may first obtain and
17 use income and program participation information
18 from an entity administering—

19 “(A) the HOME Investment Partnerships
20 program under title II of the Cranston-Gon-
21 zalez National Affordable Housing Act (42
22 U.S.C. 12721 et seq.);

23 “(B) the special supplemental nutrition
24 program for women, infants, and children es-

1 tablished under section 17 of the Child Nutri-
 2 tion Act of 1966 (42 U.S.C. 1786);

3 “(C) reduced price or free lunches under
 4 the Richard B. Russell National School Lunch
 5 Act (42 U.S.C. 1751 et seq.);

6 “(D) the weatherization assistance pro-
 7 gram for low-income persons established under
 8 part A of title IV of the Energy Conservation
 9 and Production Act (42 U.S.C. 6861 et seq.);

10 “(E) the temporary assistance for needy
 11 families program established under part A of
 12 title IV of the Social Security Act (42 U.S.C.
 13 601 et seq.);

14 “(F) the supplemental security income pro-
 15 gram established under title XVI of the Social
 16 Security Act (42 U.S.C. 1381 et seq.); or

17 “(G) any other program that the Secretary
 18 determines is consistent with the family income
 19 requirements of this section.”;

20 (3) by striking subsection (b) and inserting the
 21 following:

22 “(b) ELIGIBLE APPLICANTS.—A State or unit of gen-
 23 eral local government, as defined under section 104 of the
 24 Cranston-Gonzalez National Affordable Housing Act (42
 25 U.S.C. 12704), that has an approved comprehensive hous-

1 ing affordability strategy under section 105 of the Cran-
 2 ston-Gonzalez National Affordable Housing Act (42
 3 U.S.C. 12705), an Indian tribe, or a private nonprofit or-
 4 ganization is eligible to apply for a grant to carry out ac-
 5 tivities under subsection (e).”;

6 (4) in subsection (c), in the matter preceding
 7 paragraph (1), by striking “a State or unit of local
 8 government” and inserting “an eligible applicant”;

9 (5) in subsection (d)—

10 (A) in paragraph (1)—

11 (i) by inserting “in the case of a grant
 12 to carry out activities relating to lead-
 13 based paint hazards,” before “the extent”;
 14 and

15 (ii) by striking “housing” and insert-
 16 ing “target housing or 0-bedroom dwellings
 17 constructed before 1978”;

18 (B) in paragraph (2), by inserting “or
 19 other housing-related health hazards” after
 20 “lead-based paint hazards”;

21 (C) by redesignating paragraphs (2)
 22 through (5) as paragraphs (3) through (6), re-
 23 spectively; and

24 (D) by inserting after paragraph (1) the
 25 following:

1 “(2) in the case of a grant to carry out activi-
 2 ties relating to housing-related hazards, the extent
 3 to which the proposed activities will correct housing-
 4 related health hazards;”;

5 (6) in subsection (e)—

6 (A) in paragraph (5), by inserting “renova-
 7 tions, remodeling,” after “inspections,”;

8 (B) in paragraph (9)—

9 (i) by inserting “before and” after
 10 “housing”; and

11 (ii) by striking “and” at the end;

12 (C) by redesignating paragraph (10) as
 13 paragraph (11); and

14 (D) by inserting after paragraph (9) the
 15 following:

16 “(10) provide for the assessment and correction
 17 of housing-related health hazards and the evaluation
 18 of the effectiveness of the assessment and correction;
 19 and”;

20 (7) in subsection (l)(4), by inserting “and other
 21 housing-related health hazards have been corrected”
 22 after “abated”; and

23 (8) in subsection (n), by inserting “or Indian
 24 tribe” after “State” each place that term appears.

1 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

2 Section 1011 of the Residential Lead-Based Paint
3 Hazard Reduction Act of 1992 (42 U.S.C. 4852) is
4 amended by striking subsection (p) and inserting the fol-
5 lowing:

6 “(p) **ALLOCATION OF AMOUNTS APPROPRIATED FOR**
7 **HOUSING-RELATED HEALTH HAZARDS.**—

8 “(1) **IN GENERAL.**—Except as provided in para-
9 graph (2), not more than 25 percent of the amounts
10 made available under subsection (q) for a fiscal year
11 shall be available for grants to carry out activities
12 under subsection (e)(10).

13 “(2) **EXCEPTION.**—If an amount that is not
14 more than \$120,000,000 is appropriated for a fiscal
15 year, not more than \$30,000,000 of that amount
16 shall be available for grants to carry out activities
17 under subsection (e)(10) for that fiscal year.

18 “(q) **AUTHORIZATION OF APPROPRIATIONS.**—For
19 purposes of carrying out this subtitle, there are authorized
20 to be appropriated \$250,000,000 for each of fiscal years
21 2017 through 2021.”.

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