

Washington, Mr. SCHIFF, Mr. TAUZIN, Mr. BALLENGER, Mr. COSTELLO, Ms. LOFGREN, and Mr. MASCARA.

H. Res. 37: Ms. STABENOW and Ms. BROWN of Florida.

H. Res. 61: Ms. RIVERS, Mr. HASTINGS of Washington, Mr. KOLBE, and Mr. CAPPS.

H. Res. 83: Mr. FILNER, Mr. KUCINICH, Mr. HILLIARD, and Mr. FROST.

H. Res. 103: Mr. FALEOMAVAEGA.

## AMENDMENTS

Under clause 6 of rule XXIII, proposed amendments were submitted as follows:

H.R. 2

OFFERED BY: MR. ENSIGN

AMENDMENT No. 28: Page 333, after line 2, insert the following new section:

### SEC. 708. TREATMENT OF PHA REPAYMENT AGREEMENT.

(a) LIMITATION ON SECRETARY.—During the 2-year period beginning on the date of the enactment of this Act, if the Housing Authority of the City of Las Vegas, Nevada, is otherwise in compliance with the Repayment Lien Agreement and Repayment Plan approved by the Secretary on February 12, 1997, the Secretary of Housing and Urban Development shall not take any action that has the effect of reducing the inventory of senior citizen housing owned by such housing authority that does not receive assistance from the Department of Housing and Urban Development.

(b) ALTERNATIVE REPAYMENT OPTIONS.—During the period referred to in subsection (a), the Secretary shall assist the housing authority referred to in such subsection to identify alternative repayment options to the plan referred to in such subsection and to execute an amended repayment plan that will not adversely affect the housing referred to in such subsection.

(c) RULE OF CONSTRUCTION.—This section may not be construed to alter—

(1) any lien held by the Secretary pursuant to the agreement referred to in subsection (a); or

(2) the obligation of the housing authority referred to in subsection (a) to close all remaining items contained in the Inspector General audits numbered 89 SF 1004 (issued January 20, 1989), 93 SF 1801 (issued October 30, 1993), and 96 SF 1002 (issued February 23, 1996).

H.R. 2

OFFERED BY: MS. JACKSON-LEE

AMENDMENT No. 29: Page 25, strike line 21 and all that follows through page 31, line 18, and insert the following:

### SEC. 105. ECONOMIC SELF-SUFFICIENCY ACTIVITIES.

(a) COOPERATION AGREEMENTS.—

(1) REQUIREMENT.—A public housing Page 32, line 1, strike "facilitate" and all that follows through "may" on line 5. Page 32, strike line 8 and insert the following:

(2) CONTENTS.—A public housing agency Page 32, line 10, strike "paragraph" and insert "section".

Page 32, strike line 22 and insert the following:

(3) CONFIDENTIALITY.—This section Page 33, strike line 3 and all that follows through "(f)" on page 35, line 3, and insert "(b)".

Page 35, strike lines 15 through 23.

H.R. 2

OFFERED BY: MS. JACKSON-LEE

AMENDMENT No. 30: Page 99, strike line 12 and all that follows through line 25 on page 99, and insert the following:

### SEC. 223. PREFERENCES FOR OCCUPANCY.

(a) IN GENERAL.—Except for projects or portions of projects designated for occupancy pursuant to section 227 with respect to which the Secretary has determined that application of this section would result in excessive delays in meeting the housing needs of such families, each public housing agency shall establish a system for making dwelling units in public housing available for occupancy that—

(1) for not less than 50 percent of the units that are made available for occupancy in a given fiscal year, gives preference to families that occupy substandard housing (including families that are homeless or living in a shelter for homeless families), are paying more than 50 percent of family income for rent, or are involuntarily displaced (including displacement because of disposition of a multifamily housing project under section 203 of the Housing and Community Development Amendments of 1978) at the same time they are seeking assistance under this Act; and

(2) for any remaining units to be made available for occupancy, gives preference in accordance with a system of preferences established by the public housing agency in writing and after public hearing to respond to local housing needs and priorities, which may include—

(A) assisting very low-income families who either reside in transitional housing assisted under title IV of the Stewart B. McKinney Homeless Assistance Act, or participate in a program designed to provide public assistance recipients with greater access to employment and educational opportunities;

(B) assisting families identified by local public agencies involved in providing for the welfare of children as having a lack of adequate housing that is a primary factor in the imminent placement of a child in foster care, or in preventing the discharge of a child from foster care and reunification with his or her family;

(C) assisting youth, upon discharge from foster care, in cases in which return to the family or extended family or adoption is not available;

(D) assisting families that include one or more adult members who are employed; and

(E) achieving other objectives of national housing policy as affirmed by the Congress.

Page 100, line (1) strike "(c)" and insert "(b)".

Page 100, line 4, after "preferences" insert "under subsection (a)(2)".

H.R. 2

OFFERED BY: MS. JACKSON-LEE OF TEXAS

AMENDMENT No. 31: Page 120, line 2, strike "and".

Page 120, line 23, strike the period and insert a semicolon.

Page 120, after line 23, insert the following:

(3) in subsections (c)(1)(A) and (d)(1)(A), by striking "make their best efforts," each place it appears and inserting "to the maximum extent that is possible and";

(4) in subsection (c)(1)(A), by striking "to give" and inserting "give"; and

(5) in subsection (d)(1)(A), by striking "to award" and inserting "award".

OFFERED BY: MS. JACKSON-LEE

AMENDMENT No. 32: Page 188, strike line 13 and all that follows through line 3 on page 189, and insert the following:

(d) PREFERENCES FOR ASSISTANCE.—

(1) IN GENERAL.—Each public housing agency that receives amounts under this title shall establish a system for making housing assistance available on behalf of eligible families that—

(A) for not less than 90 percent of such families, gives preference to families that oc-

cupy substandard housing (including families that are homeless or living in a shelter for homeless families), are paying more than 50 percent of family income for rent, or are involuntarily displaced (including displacement because of disposition of a multifamily housing project under section 203 of the Housing and Community Development Amendments of 1978) at the time they are seeking assistance under this title; except that any family otherwise eligible for assistance under this title may not be denied preference for assistance (or delayed or otherwise adversely affected in the provision of such assistance) solely because the family resides in public housing; and

(B) for any remaining assistance in any 1-year period, gives preference to families who qualify under a system of local preferences established by the public housing agency in writing and after public hearing to respond to local housing needs and priorities, which may include—

(i) assisting very low-income families who either reside in transitional housing assisted under title IV of the Stewart B. McKinney Homeless Assistance Act, or participate in a program designed to provide public assistance recipients with greater access to employment and educational opportunities;

(ii) assisting families identified by local public agencies involved in providing for the welfare of children as having a lack of adequate housing that is a primary factor in the imminent placement of a child in foster care, or in preventing the discharge of a child from foster care and reunification with his or her family;

(iii) assisting youth, upon discharge from foster care, in cases in which return to the family or extended family or adoption is not available;

(iv) assisting families that include one or more adult members who are employed; and

(v) achieving other objectives of national housing policy as affirmed by the Congress.

Page 189, line 4, strike "(3)" and insert "(2)".

Page 189, line 8, after "preferences" insert "under paragraph (1)(B)".

H.R. 2

OFFERED BY: MRS. JOHNSON OF CONNECTICUT

AMENDMENT No. 33: Page 316, after line 19, insert the following new subsection:

(c) INELIGIBILITY OF SEXUALLY VIOLENT PREDATORS FOR ADMISSION TO PUBLIC HOUSING.—

(1) IN GENERAL.—Notwithstanding any other provision of law, a public housing agency shall prohibit admission to public housing for any household that includes any individual who is a sexually violent predator.

(2) SEXUALLY VIOLENT PREDATOR.—For purposes of this subsection, the term "sexually violent predator" means an individual who—

(A) is a sexually violent predator (as such term is defined in section 170101(a)(3) of such Act); and

(B) is subject to a registration requirement under section 170101(a)(1)(B) or 170102(c) of the Violent Crime Control and Law Enforcement Act of 1994 (42 U.S.C. 14071(a)(1)(B), 14072(c)), as provided under section 170101(b)(6)(B) or 170102(d)(2), respectively, of such Act.

Page 316, line 20, strike "(c)" and insert "(d)".

Page 316, lines 21 and 22, strike "and (b)" and insert ", (b), and (c)".

Page 317, line 22, strike "(d)" and insert "(e)".

Page 318, line 13, strike "(e)" and insert "(f)".

Page 321, line 9, after "CHILDREN" insert "AND SEXUALLY VIOLENT PREDATORS".

Page 321, line 11, after the comma insert "the Federal Bureau of Investigation,".

Page 321, line 15, insert a comma before "and".

Page 321, line 18, after "under" insert the following: "the national database established pursuant to section 170102 of such Act or".

Page 321, line 19, after "program" insert ", as applicable,".

Page 323, line 12, after "criminal record" insert "(including on the basis that an individual is a sexually violent predator, pursuant to section 641(c))".

Page 323, line 21, strike "641(d)" and insert "641(e)".

H.R. 2

OFFERED BY: MR. KNOLLENBERG

AMENDMENT NO. 34: Page 25, after line 20, insert the following new subsection:

(e) AVAILABILITY OF INCOME MATCHING INFORMATION.—

(1) DISCLOSURE TO PHA.—A public housing agency shall require any family described in paragraph (2) who receives information regarding income, earnings, wages, or unemployment compensation from the Department of Housing and Urban Development pursuant to income verification procedures of the Department to disclose such information, upon receipt of the information, to the public housing agency that owns or operates the public housing dwelling unit in which such family resides or that provides the housing assistance on behalf of such family, as applicable.

(2) APPLICABILITY TO FAMILIES RECEIVING PUBLIC HOUSING OR CHOICE-BASED HOUSING ASSISTANCE.—A family described in this paragraph is a family that resides in a dwelling unit—

(A) that is a public housing dwelling unit; or

(B) for which housing assistance is provided under title III (or under the program for tenant-based assistance under section 8 of the United States Housing Act of 1937 (as in effect before the effective date of the repeal under section 601(b) of this Act)).

(3) PROTECTION OF APPLICANTS AND PARTICIPANTS.—Section 904 of the Stewart B. McKinney Homeless Assistance Amendments Act of 1988 (42 U.S.C. 3544) is amended—

(A) in subsection (b)—

(i) in paragraph (2), by striking "and" at the end;

(iii) in paragraph (3), by striking the period at the end and inserting "; and"; and

(ii) by adding at the end the following new paragraph:

"(4) only in the case of an applicant or participant that is a member of a family described in section 104(e)(2) of the Housing Opportunity and Responsibility Act of 1997, sign an agreement under which the applicant or participant agrees to provide to the appropriate public housing agency the information required under such section 104(e)(1) of the Housing Opportunity and Responsibility Act of 1997 for the sole purpose of the public housing agency verifying income information pertinent to the applicant's or participant's eligibility or level of benefits, and comply with such agreement."; and

(B) in subsection (c)—

(i) in paragraph (2)(A), in the matter preceding clause (I)—

(I) by inserting before "or" the first place it appears the following: ", pursuant to section 104(e)(1) of the Housing Opportunity and Responsibility Act of 1997 from the applicant or participant."; and

(II) by inserting "or 104(e)(1)" after "such section 303(i)"; and (ii) in paragraph (3)—

(I) in subparagraph (A), by inserting ", section 104(e)(1) of the Housing Opportunity and Responsibility Act of 1997," after "Social Security Act"; and

(II) in subparagraph (A), by inserting "or agreement, as applicable," after "consent";

(III) in subparagraph (B), by inserting "section 104(e)(1) of the Housing Opportunity and Responsibility Act of 1997," after "Social Security Act."; and

(IV) in subparagraph (B), by inserting "such section 104(e)(1)," after "such section 303(i)," each place it appears.

H.R. 2

OFFERED BY: MR. KNOLLENBERG

AMENDMENT NO. 35: At the end of the bill, add the following new title:

#### TITLE VIII—ACCESS TO AND DISCLOSURE OF INFORMATION

##### SEC. 801. REINSTITUTION OF REQUIREMENTS REGARDING HUD ACCESS TO CERTAIN INFORMATION OF STATE AGENCIES.

(a) IN GENERAL.—Subsection (i) of section 303 of the Social Security Act (42 U.S.C. 503(i)) is amended by striking paragraph (5).

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to requests for information made after the date of the enactment of this Act.

##### SEC. 802. DISCLOSURE OF INFORMATION BY HUD TO PUBLIC HOUSING AGENCIES.

(a) IN GENERAL.—Paragraph (7) of section 6103(l) of the Internal Revenue Code of 1986 (relating to confidentiality and disclosure of returns and return information) is amended by adding at the end the following new subparagraph:

"(E) RETURN INFORMATION FROM DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.—

"(i) IN GENERAL.—The Secretary of Housing and Urban Development may, upon written request by any public housing agency administering a program described in subparagraph (D)(ix), disclose return information from returns which have been disclosed to the Department of Housing and Urban Development under this paragraph to such public housing agency.

"(ii) RESTRICTION ON DISCLOSURE.—The Secretary of Housing and Urban Development shall disclose return information under this subparagraph only for purposes of, and to the extent necessary in, determining eligibility for, or the correct amount of, benefits under a program referred to in subparagraph (D)(ix).

"(iii) PUBLIC HOUSING AGENCY.—For purposes of this paragraph, the term 'public housing agency' has the meaning given such term by section 3(b) of the United States Housing Act of 1937."

(b) REPEAL OF TERMINATION REGARDING HOUSING ASSISTANCE PROGRAMS.—Subparagraph (D) of section 6103(l)(7) of such Code is amended by striking the last sentence.

(c) CONFORMING AMENDMENT.—Clause (ix) of section 6103(l)(7)(D) of such Code is amended—

(1) by inserting "(or, for purposes of subparagraph (E), by a public housing agency)" after "Secretary of Housing and Urban Development"; and

(2) by inserting "or a public housing agency" after "Department of Housing and Urban Development" the second place that it appears.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to requests for information made after the date of the enactment of this Act.

##### SEC. 803. CONSENT TO DISCLOSE INFORMATION AND PROTECTIONS AGAINST IMPROPER USE OF INFORMATION

Section 904 of the Stewart B. McKinney Homeless Assistance Amendments Act of 1988 (42 U.S.C. 3544) is amended—

(1) in subsection (b)(3)—

(A) by inserting after "participant" the following: ", and authorizing the Secretary to release information pursuant to section 6103(l)(7)(E) of such Act with respect to such applicant or participant."; and

(B) by inserting "or public housing agency (as applicable)" before "verifying"; and

(2) in subsection (c)—

(A) in paragraph (2)(A), in the matter preceding clause (i)—

(i) by striking "section 6103(l)(7)(D)(ix)" and inserting "subparagraph (D)(ix) or (E) of section 6103(l)(7)";

(ii) by striking "or the Secretary of the Treasury" and inserting ", the Secretary of the Treasury, or the Secretary of Housing and Urban Development"; and

(iii) by inserting "or section 6103(l)(7)(E)" after "such section 303(i)"; and

(B) in paragraph (3), by striking "section 6103(l)(7)(D)(ix)" each place it appears and inserting "subparagraph (D)(ix) or (E) of section 6103(l)(7)".

OFFERED BY: MR. MORAN OF VIRGINIA

AMENDMENT NO. 36: Page 99, after line 11, insert the following new subsection:

(e) OPTIONAL TIME LIMITATION ON OCCUPANCY BY FAMILIES RECEIVING WELFARE ASSISTANCE FOR PHA'S WITH WAITING LISTS OF 1 YEAR OR LONGER.—

(1) 5-YEAR LIMITATION.—A public housing agency described in paragraph (2) may, at the option of the agency and on an agency-wide basis, limit the duration of occupancy in a public housing dwelling unit of each family that includes an individual who, as an adult, receives assistance under any welfare program (or programs) for 60 consecutive months occurring after the effective date of this Act, to such 60 consecutive months.

(2) APPLICABILITY ONLY TO PHA'S WITH WAITING LISTS OF 1 YEAR OR LONGER.—A public housing agency described in this paragraph is an agency that, upon the conclusion of the 60-month period referred to in paragraph (1) for any family, has a waiting list for occupancy in public housing dwelling units that contains a sufficient number of families such that the last family on such lists who will be provided a public housing dwelling unit will be provided the unit 1 year or more from such date (based on the turnover rate for public housing dwelling units of the agency).

(3) TREATMENT OF TEMPORARY STOPPAGE OF ASSISTANCE.—For purposes of paragraph (1), nonconsecutive months in which an individual receives assistance under a welfare program shall be treated as being consecutive if such months are separated by a period of 6 months or less during which the individual does not receive such assistance.

(4) EXCEPTIONS FOR WORKING, ELDERLY, AND DISABLED FAMILIES.—The provisions of paragraph (1) shall not apply to—

(A) any family that contains an adult member who, during the 60-month period referred to in such paragraph, obtains employment; except that, if at any time during the 12-month period beginning upon the commencement of such employment, the family does not contain an adult member who has employment, the provisions of paragraph (1) shall apply and the nonconsecutive months during which the family did not contain an employed member shall be treated for purposes of such paragraph as being consecutive;

(B) any elderly family; or

(C) any disabled family.

(5) PREFERENCES FOR FAMILIES MOVING TO FIND EMPLOYMENT.—A public housing agency may, in establishing preferences under section 321(d), provide a preference for any family that—

(A) occupied a public housing dwelling unit owned or operated by a different public housing agency, but was limited in the duration of such occupancy by reason of paragraph (1) of this subsection; and

(B) is determined by the agency to have moved to the jurisdiction of the agency to obtain employment.

(6) DEFINITIONS.—For purposes of this subsection, the following definitions shall apply:

(A) WELFARE PROGRAM.—The term “welfare program” means a program for aid or assistance under a State program funded under part A of title IV of the Social Security Act (as in effect before or after the effective date of the amendments made by section 103(a) of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996).

(B) EMPLOYMENT.—The term “employment” means employment in a position that—

(i) is not a job training or work program required under a welfare program; and

(ii) involves an average of 20 or more hours of work per week.

H.R. 2

OFFERED BY: MR. SMITH OF MICHIGAN

AMENDMENT No. 37: Page 16, line 2, strike “counseling” and all that follows through “(F)” on line 9, and insert the following:

other programs and services as determined by the public housing agency, and (D)

OFFERED BY: MR. SMITH OF MICHIGAN

AMENDMENT No. 38: Page 43, line 19 strike “of any” and all that follows through line 19, and insert the following:

(A) any homeownership programs of the agency under subtitle D of title II or section 329 for the agency;

(B) the requirements and assistance available under the programs described pursuant to subparagraph (A); and

(C) the annual goals of the agency for additional availability of homeownership units.

OFFERED BY: MR. SMITH OF MICHIGAN

AMENDMENT No. 39: Page 56, strike lines 14 through 18, and insert the following:

Pet ownership policy shall be established by the public housing agency. When establishing such policy, the public housing agency shall consider the positive effects of pet ownership.

OFFERED BY: MR. SMITH OF MICHIGAN

AMENDMENT No. 40: Page 294, strike line 5 and all that follows through page 297, line 4.

OFFERED BY: MR. SMITH OF MICHIGAN

AMENDMENT No. 41: Page 294, strike line 6 and all that follows through page 297, line 4, and insert the following:

Section 227 of the Housing and Urban-Rural Recovery Act of 1983 (12 U.S.C. 1701r—1) is hereby repealed.

H.R. 2

OFFERED BY: MR. TRAFICANT

AMENDMENT No. 42: Page 331, strike lines 11 through 15 and insert the following:

**SEC. 705. ASSISTANCE UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974.**

The Housing and Community Development Act of 1974 is amended—

(1) in section 108(q)(4) (42 U.S.C. 5308(q)(4))—

(A) by striking “and” after the semicolon in subparagraph (C);

(B) by redesignating subparagraph (D) as subparagraph (E); and

(C) by inserting after subparagraph (C) the following:

“(D) when applicable as determined by the Secretary, the extent of regional cooperation demonstrated by the proposed plan; and”; and

(2) in section 105 (42 U.S.C. 5305), by adding at the end the following new subsection:

H.R. 2

OFFERED BY: MS. VELÁZQUEZ

AMENDMENT No. 43: Page 104, lines 12 and 13, strike “not less than \$25 nor more than \$50” and insert “not more than \$25”.

Page 105, line 6, before the period insert “or the Secretary”.

H.R. 2

OFFERED BY: MS. VELÁZQUEZ

AMENDMENT No. 44: Page 193, strike lines 4 and 5 and insert the following:

(B) shall be not more than \$25; and

Page 194, line 3, before the period insert “or the Secretary”.

H.R. 867

OFFERED BY: MS. EDDIE BERNICE JOHNSON OF TEXAS

AMENDMENT No. 7: At the end of section 12(b), add the following:

(7) Assistance in establishing outreach programs to help States better identify and recruit minority families to adopt children.