



# Federal Register

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**Monday,  
October 31, 2005**

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**Part X**

## **Department of Housing and Urban Development**

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**Semiannual Regulatory Agenda**

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)****DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT****24 CFR Subtitles A and B****[Docket No. FR-4985-N-02]****Semiannual Regulatory Agenda****AGENCY:** Department of Housing and Urban Development.**ACTION:** Semiannual regulatory agenda.

**SUMMARY:** In accordance with section 4(b) of Executive Order 12866 "Regulatory Planning and Review," as amended, HUD is publishing its agenda of regulations already issued or that are expected to be issued during the next several months. The agenda also includes rules currently in effect that are under review and describes those regulations that may affect small entities, as required by section 602 of the Regulatory Flexibility Act. The purpose of publication of the agenda is to encourage more effective public participation in the regulatory process by providing the public with early information about pending regulatory activities.

**FOR FURTHER INFORMATION CONTACT:** Aaron Santa Anna, Assistant General Counsel for Regulations, Office of General Counsel, Department of Housing and Urban Development, Room 10276, 451 Seventh Street SW., Washington, DC 20410-0500, 202-708-3055. (This is not a toll-free number.) A telecommunications device for hearing- and speech-impaired individuals (TTY) is available at 800-877-8339 (Federal Information Relay Service).

**SUPPLEMENTARY INFORMATION:** Executive Order 12866 "Regulatory Planning and Review" (58 FR 51735), as amended by Executive Order 13258 (67 FR 9385), requires each agency to publish semiannually an agenda of (1) regulations that the agency has issued or expects to issue and (2) rules currently in effect that are under agency review. The Regulatory Flexibility Act (5 U.S.C. 601 to 612) requires each agency to publish semiannually a regulatory agenda of rules expected to be proposed or promulgated that are likely to have a significant economic impact on a substantial number of "small entities," meaning small businesses, small organizations, or small governmental jurisdictions.

Executive Order 12866, as amended, and the Regulatory Flexibility Act each permits incorporation of the agenda required by these two authorities with any other prescribed agenda. Therefore, the agenda set out below combines the information required by Executive Order 12866, as amended, and the Regulatory Flexibility Act. In addition, the agenda contains certain information not required by either the Executive order or by the Regulatory Flexibility Act that the Department considers useful, both to better inform the public and to enhance the Department's own inventory control over its body of regulations.

Section 610(c) of the Regulatory Flexibility Act requires each agency to publish annually a list of the rules that have a significant economic impact on a substantial number of small entities and that are to be reviewed in accordance with the requirements of section 610 during the succeeding 12 months. Existing regulations that HUD proposes to amend by rules described and published in this agenda are reviewed in accordance with the principles of section 610 of the Regulatory Flexibility Act. The purpose of the review is to determine whether the rule should be continued without change, amended, or rescinded. Proposed changes to existing regulations provide the opportunity for the Department to conduct a section 610 review.

The Department also is subject to certain rulemaking requirements set forth in the Department of Housing and Urban Development Act (42 U.S.C. 3531 *et seq.*). Section 7(o) of the Department of Housing and Urban Development Act (42 U.S.C. 3535(o)) requires that the Secretary transmit to the congressional committees having jurisdictional oversight of HUD (the Senate Committee on Banking, Housing, and Urban Affairs, and the House Committee on Banking and Financial Services) a semiannual agenda of all rules or regulations that are under development or review by the Department. A rule appearing on the agenda cannot be published for comment before or during the first 15 calendar days after transmittal of the agenda. Section 7(o) provides that if, within that period, either committee notifies the Secretary that it intends to review any rule or regulation which appears on the agenda, the Secretary must submit to both committees a copy

of the rule or regulation, in the form it is intended to be proposed, at least 15 calendar days before it is published for comment. The semiannual agenda published today is the agenda transmitted to the committees in compliance with this requirement.

HUD has attempted to list in this agenda all regulations and regulatory reviews pending at the time of publication, except for minor and routine or repetitive actions, but some may have been inadvertently omitted or may have arisen too late to be included in the published agenda. There is no legal significance to the omission of an item from the agenda. Also, where a date is provided for the next rulemaking action, the date is an estimate and is not a commitment to act on or by the date shown.

In some cases, HUD has withdrawn rules that were placed on previous agendas for which there has been no publication activity. Withdrawal of a rule does not necessarily mean that HUD will not proceed with the rulemaking. Withdrawal allows HUD to assess the subject matter further and determine whether rulemaking for this subject matter is appropriate. Following this review, the Department may determine that certain rules listed as withdrawn under this agenda are appropriate. If that determination is made, the rules will be included in a succeeding semiannual agenda.

In addition, for a few rules that have been published as proposed or interim rules and, therefore, require further rulemaking, HUD has identified the timing of the next action stage as "undetermined." These are rules that are still under review by HUD for which a determination of the next action stage and timing of the next action stage has not yet been made.

The format of the agenda remains unchanged from previous years. HUD's agenda items are divided first by program office. Within each program office, the agenda items are divided into five groups: (i) Prerulemaking actions; (ii) publication or other implementation of notices of proposed rulemaking; (iii) publication or other implementation of final rules; (iv) long-term rules; and (v) completed actions. Within each grouping, rules are listed in chronological order by the part number of the CFR affected. Where a rule affects

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multiple parts of the CFR, the rule is listed by the first affected part number.

For this edition of the Department's regulatory agenda, the most important significant regulatory actions are included in The Regulatory Plan, which appears in part II of this issue of the **Federal Register**. The Regulatory Plan entries are listed in the table of contents

below and are denoted by a bracketed bold reference, which directs the reader to the appropriate sequence number in part II.

Since the purpose of publication of the agenda is to encourage more effective public participation in the regulatory process by providing the public with early information about the

Department's future regulatory actions, HUD invites all interested members of the public to comment on the rules listed in the agenda.

**Dated:** August 31, 2005.

**Roy A. Bernardi,**  
*Deputy Secretary.*

## Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1529	24 CFR 1 Nondiscrimination in Programs and Activities Receiving Federal Financial Assistance (FR-4981) .....	2501-AD14
1530	24 CFR 5 Refinement of Income and Rent Determinations in Public and Assisted Housing Programs (FR-4998) ...	2501-AD16
1531	24 CFR 50 Amendments to HUD's Environmental Regulations (FR-4954) ( <b>Reg Plan Seq No. 62</b> ) .....	2501-AD11
1532	Prohibiting the Purchase of Certain Loans Arising From Unacceptable Lending Practices (FR-5014) .....	2501-AD17
1533	24 CFR 84 Grants and Agreements—Uniform Requirements for All HUD Programs (FR-4930) .....	2501-AD05
1534	24 CFR 91 Timeliness Expenditure Standards for the Insular Areas Program (FR-5012) .....	2501-AD15
1535	24 CFR 92 HOME Investment Partnerships Program (FR-4833) .....	2501-AC94

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

## Office of the Secretary—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1536	Providing for Electronic Submission of Grant Applications (FR-4875) .....	2501-AD02
1537	Release in the Public Use Database of Certain Mortgage Data and Annual Housing Activities Report (AHAR) Information of the Federal National Mortgage Association (Fannie Mae) and the Federal Home Loan .....	2501-AD09
1538	24 CFR 92 American Dream Downpayment Initiative (FR-4832) .....	2501-AC93
1539	Consolidated Plan Revisions and Updates (FR-4923) .....	2501-AD07

## Office of the Secretary—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1540	24 CFR 5 Electronic Document Retention and Consumer Disclosure Requirements in HUD-Related Transactions (FR-4686) .....	2501-AC79
1541	24 CFR 25 FHA Lenders and Mortgagees: Prohibiting Misleading Words in Names of Non-Federally Supervised Entities and Strengthening Enforcement of Mortgagee Review Board Sanctions (FR-4765) .....	2501-AC95
1542	HUD's Regulation of the Federal National Mortgage Association (Fannie Mae) and the Federal Home Loan Mortgage Corporation (Freddie Mac): Housing Goals (FR-4960) .....	2501-AD12

## Office of the Secretary—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1543	24 CFR 203 Treble Damages for Failure To Engage in Loss Mitigation (FR-4553) .....	2501-AC66
1544	24 CFR 81 The Secretary of HUD's Regulation of Fannie Mae and Freddie Mac: Prohibiting the Purchase of Certain Loans With High Costs and/or Predatory Features (FR-4614) .....	2501-AC76

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## Office of Housing—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1545	24 CFR 25 Single-Family Mortgage: Lender Compliance and Accountability (FR-4761) .....	2502-AH87
1546	24 CFR 401 Mark-to-Market Program Amendments (FR-4751) .....	2502-AH86
1547	24 CFR 202.2 Duties and Responsibilities of Loan Correspondents and Sponsors (FR-4762) .....	2502-AH90
1548	24 CFR 203 One Dollar Home Sales to Local Governments (FR 4862) .....	2502-AI15
1549	Mortgage Insurance Premiums—Downpayment Assistance Programs (FR-4948) .....	2502-AI33
1550	HECM Counseling Quality Control and Standardization (FR-4989) .....	2502-AI34
1551	24 CFR 291 Disposition of HUD-Owned, Single-Family Assets in Asset Control Areas (FR-4988) .....	2502-AH40
1552	24 CFR 291, Subpart F Disposition of HUD-Acquired, Single-Family Property: Good Neighbor Next Door Sales Programs (FR-4712) .....	2502-AH72
1553	Disposition of HUD-Acquired Single Family Property Amendments (FR-4952) ( <b>Reg Plan Seq No. 63</b> ) .....	2502-AI27
1554	24 CFR 401 Renewal of Expiring Section 8 Project-Based Assistance Contracts (FR-4551-P-02) .....	2502-AI35
1555	Manufactured Housing On-Site Construction (FR-4885) .....	2502-AI13
1556	24 CFR 3285 Manufactured Housing Installation Program (FR-4812) .....	2502-AH97
1557	24 CFR 3286 Manufactured Housing Dispute Resolution Program (FR-4813) .....	2502-AH98

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

## Office of Housing—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1558	24 CFR 203.18 Nonprofit Organization Participation in FHA Single-Family Mortgage Insurance Programs (FR-4702) .....	2502-AH71
1559	24 CFR 200 Hospital Mortgage Insurance Program (FR-4927) .....	2502-AI22
1560	24 CFR 200 Disposition of HUD-Owned Multifamily Projects; Purchaser's Compliance With State and Local Housing Laws and Requirements (FR-4941) .....	2502-AI24
1561	24 CFR 202 Revisions to FHA Credit Watch Termination Initiative (FR-4625) .....	2502-AH60
1562	24 CFR 203 Due Diligence/Quality Control Plans (FR-4846) .....	2502-AI02
1563	Revisions to the Single-Family Mortgage Insurance Program (FR-4831) .....	2502-AI03
1564	Amendments to Prohibition of Property Flipping in HUD's Single-Family Mortgage Insurance Programs (FR-4911) .....	2502-AI18
1565	Notice of Default Reporting (FR-4916) .....	2502-AI20
1566	Eligibility of Adjustable Rate Mortgages (FR-4946) .....	2502-AI26
1567	Hybrid Adjustable Rate Mortgages—Additional Index (FR-4969) .....	2502-AI32
1568	Home Equity Conversion Mortgage Insurance (HECM)(FR-4956) .....	2502-AI30
1569	Mortgagee Time Limits for Supplemental Claims for Additional Insurance Benefits (FR-4957) .....	2502-AI31
1570	24 CFR 212 Housing Counseling Program (FR-4798) .....	2502-AH99
1571	Disciplinary Actions Against HUD-Qualified Real Estate Brokers (FR-4871) .....	2502-AI08
1572	24 CFR 402 Renewal of Expiring Section 8 Project-Based Assistance Contracts (FR-4551) .....	2502-AH47
1573	Manufactured Home Construction and Safety Standards (FR-4886) .....	2502-AI12
1574	24 CFR 3280 Model Manufactured Home Installation Standards (FR-4928) .....	2502-AI25
1575	Manufactured Housing Program: Minimum Payments to States (FR-4868) .....	2502-AI16

## Office of Housing—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1576	HUD Multifamily Rental and Health Care Facility Closing Documents (FR-4883) .....	2502-AI11
1577	24 CFR 202.5 Establishment of Loan Officer Registry and Establishment of Servicing Approval Agreements (FR-4764) .....	2502-AH88
1578	24 CFR 203.43 (b)(1) Home Equity Conversion Mortgages (HECM): Cooperative Housing Developments (FR-4777) .....	2502-AH89
1579	24 CFR 203 Accelerated Claims and Asset Disposition Program (FR-4887) .....	2502-AI14
1580	Home Equity Conversion Mortgages (HECM): Long-Term Care Insurance (FR-4857) .....	2502-AI04
1581	24 CFR 3500 et seq RESPA—Improving the Process for Obtaining Mortgages (FR-4727) .....	2502-AH85

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## Office of Housing—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1582	24 CFR 207 HUD Multifamily Accelerated Processing Quality Assurance Enforcement (FR-4836) .....	2502-AI01
1583	24 CFR 203.50 Up-Front Mortgage Insurance Premiums for Loans Insured Under 24 CFR 203(k) and 234(c) of the National Housing Act (FR-4749) .....	2502-AH82
1584	24 CFR 203 E-Endorsement of FHA-Insured Mortgages (FR-4789) .....	2502-AH95
1585	Debenture Interest Payment Changes (FR-4945) .....	2502-AI29
1586	24 CFR 891 Mixed Finance Development for Supportive Housing for the Elderly or Persons With Disabilities and Other Changes to 24 CFR Part 891 (FR-4725) .....	2502-AH83

## Office of Community Planning and Development—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1587	Self-Help Homeownership Opportunity Program (FR-4949) .....	2506-AC18
1588	Community Development Block Grant Program; Small Cities Program (FR-5013) .....	2506-AC19
1589	24 CFR 574 Housing Opportunities for Persons With AIDS (HOPWA) (FR-4708) ( <b>Reg Plan Seq No. 64</b> ) .....	2506-AC11

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

## Office of Community Planning and Development—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1590	24 CFR 570 Prohibition on Use of CDBG Assistance for Job-Pirating Activities (FR-4556) .....	2506-AC04
1591	24 CFR 570 Community Development Block Grant Program Revision of CDBG Eligibility and National Objective Regulations (FR-4699) .....	2506-AC12
1592	24 CFR 583 Supportive Housing Program (FR-4616) .....	2506-AC07
1593	Empowerment Zones: Performance Standards for Utilization of Grant Funds (FR-4853) .....	2506-AC16

## Office of Community Planning and Development—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1594	24 CFR 570 CDBG Program for States: Community Revitalization Strategy Requirements and Miscellaneous Technical Amendments (FR-4081) .....	2506-AB83

## Government National Mortgage Association—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1595	GNMA: Excess Yield Securities (FR-4958) ( <b>Reg Plan Seq No. 65</b> ) .....	2503-AA18

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

## Government National Mortgage Association—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1596	Removal of Regulation Specifying Minimum Face Value of Ginnie Mae Securities (FR-4856) .....	2503-AA17

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## Office of Fair Housing and Equal Opportunity—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1597	Economic Opportunities for Low- and Very Low-Income Persons (FR-4983) .....	2529-AA91

## Office of Fair Housing and Equal Opportunity—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1598	24 CFR 115 Certification and Funding of State and Local Fair Housing Enforcement Agencies (FR-4748) .....	2529-AA90

## Office of Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1599	48 CFR 2401 HUD Acquisition Regulation (FR-4705) .....	2535-AA26

## Office of Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1600	48 CFR 2401 Amendments to the HUD Acquisition Regulation (HUDAR) (FR-5010) .....	2535-AA27

## Office of the Inspector General—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1601	Office of Inspector General Subpoenas and Production in Response to Subpoenas or Demands of Courts or Other Authorities (FR-4942) .....	2508-AA14

## Office of Public and Indian Housing—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1602	24 CFR 964 Streamlining Public Housing Operations, Including Resident Participation (FR-4657) .....	2577-AC26
1603	24 CFR 903 Streamlining Public Housing Programs (FR-4990) ( <b>Reg Plan Seq No. 66</b> ) .....	2577-AC59
1604	Capital Fund Program (FR-4880) .....	2577-AC50
1605	Housing Choice Voucher Program Homeownership Option; Eligibility of Units Not Yet Under Construction (FR-4991) ( <b>Reg Plan Seq No. 67</b> ) .....	2577-AC60
1606	24 CFR 990 Capital and Operating Funds for Debt Service and Financing Activities (FR-4843) .....	2577-AC49
1607	Self-Insurance Plans Under the Indian Housing Block Grant Program (FR-4897) .....	2577-AC58

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

## Office of Public and Indian Housing—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1608	Native American Housing Assistance and Self-Determination Act (NAHASDA): Revisions to the Indian Housing Block Grant Program Formula (FR-4938) .....	2577-AC57
1609	Technical and Conforming Amendments to the Public Housing Homeownership Program (FR-4891) .....	2577-AC53

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Office of Public and Indian Housing—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
1610	Streamlined Mixed Finance Application Review (FR-4924) .....	2577-AC55
1611	24 CFR 970 Public Housing Program—Demolition or Disposition of Public Housing Projects (FR-4598) .....	2577-AC20
1612	24 CFR 972 Conversion of Developments From Public Housing Stock; Methodology for Comparing Costs of Public Housing and Tenant-Based Assistance (FR-4718) .....	2577-AC33

Office of Public and Indian Housing—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1613	24 CFR 1000 Implementation of Statutory Revisions to NAHASDA (FR-4750) .....	2577-AC37

Office of Public and Indian Housing—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1614	24 CFR 982 Tenant-Based Assistance; Housing Choice Voucher Program (FR-4838) .....	2577-AC44
1615	24 CFR 983 Project-Based Voucher Program (FR-4636) .....	2577-AC25
1616	Section 8 Management Assessment Program (FR-4884) .....	2577-AC52
1617	Operating Fund Allocation Formula (FR-4874) .....	2577-AC51
1618	24 CFR 1000 Minimum Funding Under the Indian Housing Block Grant Program (FR-4825) .....	2577-AC43

**Department of Housing and Urban Development (HUD)  
Office of the Secretary (HUDSEC)**

**Proposed Rule Stage**

**1529. • NONDISCRIMINATION IN PROGRAMS AND ACTIVITIES RECEIVING FEDERAL FINANCIAL ASSISTANCE (FR-4981)**

**Priority:** Other Significant

**Legal Authority:** 29 USC 794; 42 USC 3535(d); 42 USC 5309; 42 USC 6103; 42 USC 2000d-1

**CFR Citation:** 24 CFR 1; 24 CFR 8; 24 CFR 146

**Legal Deadline:** None

**Abstract:** This rule would amend the regulations implementing title VI of the Civil Rights Act of 1964 (title VI), section 504 of the Rehabilitation Act of 1972 (section 504), and the Age Discrimination Act of 1975 (Age Discrimination Act). These statutes collectively prohibit discrimination on the basis of race, color, national origin, disability, and age in programs or activities that receive Federal financial assistance. These proposed amendments have been coordinated with the Department of Justice (DOJ) and are consistent with changes made by numerous Federal agencies (as

coordinated by the DOJ) in a final rule published August 26, 2003.

**Timetable:**

Action	Date	FR Cite
NPRM	03/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Jon Gant, Deputy Assistant Secretary for Fair Housing and Equal Opportunity, Department of Housing and Urban Development  
Phone: 202 619-8046

**RIN:** 2501-AD14

**1530. • REFINEMENT OF INCOME AND RENT DETERMINATIONS IN PUBLIC AND ASSISTED HOUSING PROGRAMS (FR-4998)**

**Priority:** Other Significant. Major status under 5 USC 801 is undetermined.

**Legal Authority:** 42 USC 1437f; 42 USC 3535(d); 42 USC 3543; 42 USC 3544; 42 USC 3608

**CFR Citation:** 24 CFR 5; 24 CFR 908

**Legal Deadline:** None

**Abstract:** Under the Rental Housing Integrity Improvement Project (RHIP), HUD is seeking to refine regulations where they are unclear, strengthen internal controls in HUD programs, and facilitate the full implementation of the process of up-front verification of the income of assisted families by public housing agencies.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/05	

**Regulatory Flexibility Analysis Required:** No

## HUD—HUDSEC

## Proposed Rule Stage

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Mary T. Schulhof,  
Office of Policy Program and  
Legislation, Office of Public and Indian  
Housing, Department of Housing and  
Urban Development  
Phone: 202 708-0713

**RIN:** 2501-AD16

### 1531. AMENDMENTS TO HUD'S ENVIRONMENTAL REGULATIONS (FR-4954)

**Regulatory Plan:** This entry is Seq. No. 62 in part II of this issue of the **Federal Register**.

**RIN:** 2501-AD11

### 1532. ● PROHIBITING THE PURCHASE OF CERTAIN LOANS ARISING FROM UNACCEPTABLE LENDING PRACTICES (FR-5014)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1451 et seq; 12 USC 1716 et seq; 12 USC 4501 et seq; 42 USC 3535(d)

**CFR Citation:** 24 CFR 81

**Legal Deadline:** None

**Abstract:** Pursuant to the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (FHEFSSA), the Secretary is responsible for establishing, monitoring, and enforcing the level of annual housing goals that Fannie Mae and Freddie Mac (two housing Government-Sponsored Enterprises or GSEs) are required to achieve and for determining whether a GSE will receive full, partial, or no credit towards the housing goals for mortgages each purchases or guarantees. The Secretary is also charged with monitoring the GSEs' compliance with the Fair Housing Act. HUD's regulations prohibit goals credit for HOEPA mortgages as defined under the Home Ownership Equity Protection Act and for mortgages with unacceptable terms and conditions as defined in HUD's regulations. The Department enacted these provisions to ensure that the GSEs do not purchase loans that actually harm borrowers and support unfair lending practices. For that reason, HUD determined in its 2000 rulemaking, and reiterated in its 2004 rulemaking, that the GSEs should not receive the incentive of goals credit for purchasing high cost mortgages,

including mortgages with unacceptable features.

**Timetable:**

Action	Date	FR Cite
NPRM	11/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Sandra Fostek,  
Director, Office of Government  
Sponsored Enterprises, Office of  
Housing, Department of Housing and  
Urban Development  
Phone: 202 708-2224

**RIN:** 2501-AD17

### 1533. GRANTS AND AGREEMENTS—UNIFORM REQUIREMENTS FOR ALL HUD PROGRAMS (FR-4930)

**Priority:** Other Significant

**Legal Authority:** 42 USC 3535(d)

**CFR Citation:** 24 CFR 84; 24 CFR 85

**Legal Deadline:** None

**Abstract:** Based on a proposal by OMB that would publish, in a single title in the CFR, all of OMB's guidance concerning Federal agency grants and agreements, HUD proposes to simplify the Department's requirements for grants, nonprocurement agreements, and other financial assistance by establishing these standards as uniform for all HUD programs, except when statutory authority provides otherwise. This rule would also make several technical corrections to cross-references.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Barbara Dorf,  
Director, Office of Departmental Grants  
Management and Oversight, Office of  
Administration, Department of Housing  
and Urban Development  
Phone: 202 708-0667  
Fax: 202 708-0531

**RIN:** 2501-AD05

### 1534. ● TIMELINESS EXPENDITURE STANDARDS FOR THE INSULAR AREAS PROGRAM (FR-5012)

**Priority:** Other Significant

**Legal Authority:** 42 USC 5301 to 5320; 42 USC 3535(d)

**CFR Citation:** 24 CFR 91; 24 CFR 570

**Legal Deadline:** None

**Abstract:** This rule would set a regulatory timeliness standard for the Insular Areas Program to bring the Insular Areas in line with Entitlement Program Grantees. The regulation would add a section to handle Reallocations of Insular Area funds and would make some technical amendments to extend the applicability of several sections of the CDBG regulations to the Insular Areas Program.

**Timetable:**

Action	Date	FR Cite
NPRM	03/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Local

**Agency Contact:** Stephen Rhodeside,  
Senior Program Officer, Office of  
Community Planning and Development,  
Department of Housing and Urban  
Development  
Phone: 202 708-1322

**RIN:** 2501-AD15

### 1535. HOME INVESTMENT PARTNERSHIPS PROGRAM (FR-4833)

**Priority:** Other Significant

**Legal Authority:** 42 USC 12701 to 12839; 42 USC 3535(d)

**CFR Citation:** 24 CFR 92

**Legal Deadline:** None

**Abstract:** This rule would change the HOME regulations with respect to Community Housing Development Organization (CHDO) performance measures, CHDO conflict of interest provisions and other policies related to CHDOs. It would also clarify the distinction between housing and facilities and make other corrections and clarifications.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/06	



## HUD—HUDSEC

## Proposed Rule Stage

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Virginia Sardone, Director, Program Policy Division, Office of Community Planning and

Development, Department of Housing and Urban Development  
Phone: 202 708-2470

**RIN:** 2501-AC94

**Department of Housing and Urban Development (HUD)  
Office of the Secretary (HUDSEC)**

## Final Rule Stage

**1536. PROVIDING FOR ELECTRONIC SUBMISSION OF GRANT APPLICATIONS (FR-4875)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 106-107

**CFR Citation:** 24 CFR 5

**Legal Deadline:** None

**Abstract:** The President's objective for e-government, as contained in the President's Management Agenda, requires Federal agencies to allow for electronic application submission. The Department proposes mandatory electronic submission for applications for Federal financial assistance.

**Timetable:**

Action	Date	FR Cite
NPRM	11/23/04	69 FR 68218
NPRM Comment Period End	12/23/04	
Final Action	12/00/05	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Local, State, Tribal

**Agency Contact:** Barbara Dorf, Director, Office of Departmental Grants Management and Oversight, Office of Administration, Department of Housing and Urban Development  
Phone: 202 708-0667  
Fax: 202 708-0531

**RIN:** 2501-AD02

**1537. RELEASE IN THE PUBLIC USE DATABASE OF CERTAIN MORTGAGE DATA AND ANNUAL HOUSING ACTIVITIES REPORT (AHAR) INFORMATION OF THE FEDERAL NATIONAL MORTGAGE ASSOCIATION (FANNIE MAE) AND THE FEDERAL HOME LOAN**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1451 et seq; 12 USC 1716 to 1723h; 12 USC 4501 to 4641; 42 USC 3535(d); 42 USC 3601 to 3619

**CFR Citation:** 24 CFR 81

**Legal Deadline:** None

**Abstract:** HUD is proposing to release to the public, via the public use database established by section 1323 of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (FHEFSSA), certain data that have been, and will be, submitted to HUD by the Federal National Mortgage Association (Fannie Mae) and the Federal Home Loan Mortgage Corporation (Freddie Mac) (collectively, the Government-Sponsored Enterprises or GSEs).

**Timetable:**

Action	Date	FR Cite
NPRM	01/10/05	70 FR 1774
NPRM Comment Period End	03/11/05	
Final Action	10/00/05	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Sandra Fostek, Director, Office of Government Sponsored Enterprises, Office of Housing, Department of Housing and Urban Development  
Phone: 202 708-2224

**RIN:** 2501-AD09

**1538. AMERICAN DREAM DOWNPAYMENT INITIATIVE (FR-4832)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 3535(d); 42 USC 12701 to 12839; 42 USC 3601 to 3619; 42 USC 5301 to 5315; 42 USC 11331 to 11388; 42 USC 12701 to 12711; 42 USC 12741 to 12756; 42 USC 12901 to 12912

**CFR Citation:** 24 CFR 91; 24 CFR 92

**Legal Deadline:** None

**Abstract:** This rule follows publication of, and considers the public comments on, two earlier HUD rules. First, this rule makes final the March 30, 2004,

interim rule establishing regulations for a downpayment assistance component under the HOME Investment Partnerships Program (HOME Program), referred to as the American Dream Downpayment Initiative (ADDI). Through the ADDI, HUD makes formula grants to participating jurisdictions under the HOME Program for the purpose of assisting low-income families achieve homeownership. In addition, this rule also makes final HUD's November 22, 2004, interim rule, which revised and clarified the HOME Program homeownership affordability requirements of the HOME Investment Partnership program.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	03/30/04	69 FR 16758
Interim Final Rule Effective	04/29/04	
Interim Final Rule Comment Period End	06/01/04	
Final Action	08/00/06	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Virginia Sardone, Director, Program Policy Division, Office of Community Planning and Development, Department of Housing and Urban Development  
Phone: 202 708-2470

**RIN:** 2501-AC93

**1539. CONSOLIDATED PLAN REVISIONS AND UPDATES (FR-4923)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 3535(d); 42 USC 3601 to 3619; 42 USC 5301 to 5315; 42 USC 12701 to 12711; 42 USC 12741 to 12756; 42 USC 12901 to 12912; ...

**CFR Citation:** 24 CFR 91

**Legal Deadline:** None

## HUD—HUDSEC

Final Rule Stage

**Abstract:** This rule would amend the consolidated plan regulations to make clarifying and streamlining changes that are expected to make the consolidated plan more results-oriented and useful to communities in assessing their own progress toward addressing the problems of low-income areas. The rule would eliminate some obsolete and redundant provisions and make other changes that would conform the consolidated plan regulations with

HUD's public housing regulations that govern the Public Housing Agency Plan.

**Timetable:**

Action	Date	FR Cite
NPRM	12/30/04	69 FR 78830
NPRM Comment Period End	01/31/05	
Final Action	12/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Local, State

**Agency Contact:** Salvatore Sclafani, Office of Policy Development and Coordination, Office of Community Planning and Development, Department of Housing and Urban Development  
Phone: 202 708-1817

**RIN:** 2501-AD07

**Department of Housing and Urban Development (HUD)  
Office of the Secretary (HUDSEC)**

Long-Term Actions

**1540. ELECTRONIC DOCUMENT RETENTION AND CONSUMER DISCLOSURE REQUIREMENTS IN HUD-RELATED TRANSACTIONS (FR-4686)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1701 et seq; 12 USC 1715z-13a; 12 USC 2601 to 2617; 15 USC 1701 to 1706; 15 USC 7001 to 7006; ...

**CFR Citation:** 24 CFR 5

**Legal Deadline:** None

**Abstract:** This rule will implement the Electronic Signature Act which allows agencies to issue regulations, pursuant to their existing regulatory authority, interpreting section 101 of E-SIGN (15 U.S.C. 7001) and setting performance standards for the accuracy, integrity, and accessibility of electronically retained documents. The rule will set performance standards for the accessibility, integrity, and accuracy of electronically retained documents.

**Timetable:** Next Action Undetermined

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Koren McKenzie-John, Attorney-Advisor, Multifamily Mortgage Division, Department of Housing and Urban Development, Office of General Counsel  
Phone: 202 708-4090

**RIN:** 2501-AC79

**1541. FHA LENDERS AND MORTGAGEES: PROHIBITING MISLEADING WORDS IN NAMES OF NON-FEDERALLY SUPERVISED ENTITIES AND STRENGTHENING ENFORCEMENT OF MORTGAGEE REVIEW BOARD SANCTIONS (FR-4765)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1703; 12 USC 1708(c); 12 USC 1708(d); 12 USC 1709(s); 12 USC 1715b; 12 USC 1735(f)-14

**CFR Citation:** 24 CFR 25; 24 CFR 202

**Legal Deadline:** None

**Abstract:** This rule would prohibit the use of certain misleading or restricted names used by non-federally supervised lenders and mortgagees to increase compliance with existing criminal code prohibitions (18 U.S.C. 709) and to avoid confusion of consumers by lenders and mortgagees who use misleading words in their name to falsely imply that they have some connection with or authorization from the Department of Housing and Urban Development and/or the Federal Housing Administration. In addition, this rule will limit the ability of lenders and mortgagees to evade Mortgagee Review Board sanctions by selling their trade dress, names, and assets to another FHA-approved lender or mortgagee.

**Timetable:** Next Action Undetermined

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Phillip A. Murray, Director, Office of Lender Activities and Program Compliance, Department

of Housing and Urban Development, Office of Housing, P3214  
Phone: 202 708-1515

**RIN:** 2501-AC95

**1542. HUD'S REGULATION OF THE FEDERAL NATIONAL MORTGAGE ASSOCIATION (FANNIE MAE) AND THE FEDERAL HOME LOAN MORTGAGE CORPORATION (FREDDIE MAC): HOUSING GOALS (FR-4960)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1451 et seq; 12 USC 1716 to 1723h; 12 USC 4501 to 4641; 28 USC 2461 note; 42 USC 3535(d); 42 USC 3601 to 3619

**CFR Citation:** 24 CFR 81

**Legal Deadline:** None

**Abstract:** This rulemaking advises of HUD's intention to develop, by regulation, a provision that recognizes and takes into consideration the impact of certain factors, not addressed in the recent rulemaking, that may impact the GSEs' ability to achieve the housing goals in certain years, and solicits proposals on how such a provision should be structured and implemented.

**Timetable:**

Action	Date	FR Cite
ANPRM	11/02/04	69 FR 63576
ANPRM Comment Period End	12/17/04	
Next Action	Undetermined	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Sandra Fostek, Director, Office of Government

## HUD—HUDSEC

## Long-Term Actions

Sponsored Enterprises, Office of Housing, Department of Housing and Urban Development  
Phone: 202 708-2224

Paul S. Ceja, Office of General Counsel, Department of Housing and Urban Development  
Phone: 202 708-0614

Email: paul\_s.\_ceja@hud.gov

RIN: 2501-AD12

Department of Housing and Urban Development (HUD)  
Office of the Secretary (HUDSEC)

## Completed Actions

**1543. TREBLE DAMAGES FOR FAILURE TO ENGAGE IN LOSS MITIGATION (FR-4553)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 30; 24 CFR 203

**Completed:**

Reason	Date	FR Cite
Final Action	04/26/05	70 FR 21572
Final Action Effective	05/26/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Michael Reyes  
Phone: 405 609-8475

RIN: 2501-AC66

**1544. THE SECRETARY OF HUD'S REGULATION OF FANNIE MAE AND FREDDIE MAC: PROHIBITING THE PURCHASE OF CERTAIN LOANS WITH HIGH COSTS AND/OR PREDATORY FEATURES (FR-4614)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 81

**Completed:**

Reason	Date	FR Cite
Withdrawn	08/22/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Sandra Fostek  
Phone: 202 708-2224

RIN: 2501-AC76

Department of Housing and Urban Development (HUD)  
Office of Housing (OH)

## Proposed Rule Stage

**1545. SINGLE-FAMILY MORTGAGE: LENDER COMPLIANCE AND ACCOUNTABILITY (FR-4761)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1703; 12 USC 1708(c); 12 USC 1708 (d); 12 USC 1709; 12 USC 1709(s); 12 USC 1715(b); 12 USC 1735; 12 USC 1735(f)-14; 42 USC 3535(d)

**CFR Citation:** 24 CFR 25; 24 CFR 202

**Legal Deadline:** None

**Abstract:** The rule would allow the Department to be more restrictive as to who can be an owner or officer of an FHA-approved lending entity, better hold the owners and principal officers and loan officers accountable for noncompliance, clarify duties and responsibilities of all parties involved in the loan origination process, and update FHA's lender requirements to reflect current operating practices in the mortgage industry.

**Timetable:**

Action	Date	FR Cite
NPRM	02/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Phillip A. Murray, Director, Office of Lender Activities and Program Compliance, Department of Housing and Urban Development, Office of Housing, P3214  
Phone: 202 708-1515

RIN: 2502-AH87

**1546. MARK-TO-MARKET PROGRAM AMENDMENTS (FR-4751)**

**Priority:** Other Significant

**Legal Authority:** PL 107-116, title VI

**CFR Citation:** 24 CFR 200; 24 CFR 401

**Legal Deadline:** None

**Abstract:** This rule would implement a number of changes to the Mark-to-Market program, HUD's mortgage restructuring program for FHA-insured projects with project-based section 8 assistance, to facilitate processing based on statutory changes and HUD's technical operational experience in administering the program.

**Timetable:**

Action	Date	FR Cite
NPRM	01/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Marilyn E. Carlson, Senior Advisor – FHA, Office of Affordable Housing Preservation, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-0001

RIN: 2502-AH86

**1547. DUTIES AND RESPONSIBILITIES OF LOAN CORRESPONDENTS AND SPONSORS (FR-4762)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1703, 1709, 1710; 12 USC 1715b; 12 USC 1715y; 42 USC 3535(d)

**CFR Citation:** 24 CFR 202; 24 CFR 207

**Legal Deadline:** None

**Abstract:** This rule would describe the duties and responsibilities of FHA-approved loan correspondents and sponsors. The Department believes it necessary to delineate clearly the different responsibilities and duties of loan correspondents and sponsors to ensure compliance with FHA program requirements. The rule also would define the terms "origination" and "underwriting."

## HUD—OH

## Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/06	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Phillip A. Murray, Director, Office of Lender Activities and Program Compliance, Department of Housing and Urban Development, Office of Housing, P3214  
Phone: 202 708-1515

**RIN:** 2502-AH90**1548. ONE DOLLAR HOME SALES TO LOCAL GOVERNMENTS (FR 4862)****Priority:** Other Significant**Legal Authority:** 12 USC 1710; 12 USC 1715z to 11a; 42 USC 3535(d)**CFR Citation:** 24 CFR 203; 24 CFR 291**Legal Deadline:** None

**Abstract:** This program allows properties that have been offered to the public for sale for 6 or more months and are not presently under a sales contract to be removed from the market and offered exclusively to local governments for \$1 plus closing costs.

**Timetable:**

Action	Date	FR Cite
NPRM	03/00/06	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Gerard P. Donahoe, Housing Program/Policy Specialist, Office of Single Family Asset Management, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-1672

**RIN:** 2502-AI15**1549. MORTGAGE INSURANCE PREMIUMS—DOWNPAYMENT ASSISTANCE PROGRAMS (FR-4948)****Priority:** Other Significant**Legal Authority:** 12 USC 1709; 12 USC 1710; 12 USC 1715b; 12 USC 1715u; 42 USC 3535(d)**CFR Citation:** 24 CFR 203**Legal Deadline:** None

**Abstract:** This rule would amend HUD's regulations to address requirements regarding downpayment assistance in certain Federal Housing Administration (FHA) programs.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/06	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Margaret Burns, Acting Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

**RIN:** 2502-AI33**1550. • HECM COUNSELING QUALITY CONTROL AND STANDARDIZATION (FR-4989)****Priority:** Other Significant**Legal Authority:** 12 USC 1715b; 12 USC 1715z to 1720; 42 USC 3535(d)**CFR Citation:** 24 CFR 206**Legal Deadline:** None

**Abstract:** This rule would establish specific training and testing standards to ensure the quality of HECM counseling being provided by HUD-approved counseling agencies. The rule would establish a set of requirements for HECM counselors and mandate that only counselors who meet HUD's standards be permitted by HUD to provide HECM counseling.

**Timetable:**

Action	Date	FR Cite
NPRM	02/00/06	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Margaret Burns, Acting Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

**RIN:** 2502-AI34**1551. DISPOSITION OF HUD-OWNED, SINGLE-FAMILY ASSETS IN ASSET CONTROL AREAS (FR-4988)****Priority:** Other Significant**Legal Authority:** 12 USC 1710(h); 42 USC 3535(d)**CFR Citation:** 24 CFR 291**Legal Deadline:** None

**Abstract:** This rule would implement a new program to make available HUD-held single family assets for sale to governmental organizations and nonprofits for use in homeownership programs to revitalize certain areas. Under the new program, HUD would identify revitalization areas by applying specified economic and housing criteria. Eligible purchasers, that is, units of general local government and nonprofit organizations, may establish an Asset Control Area within a revitalization area and commit by contract to purchase, at a discount, all HUD-owned, single-family homes that become available in that area for a time frame specified by the contract. By statute, these purchasers are to be given preference. The entities would then improve and sell the assets pursuant to a HUD-approved plan to encourage homeownership and revitalize the area.

**Timetable:**

Action	Date	FR Cite
NPRM	01/00/06	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Ivery Himes, Asset Control Program Manager, Office of Asset Management, Single Family Housing, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-1672

**RIN:** 2502-AH40**1552. DISPOSITION OF HUD-ACQUIRED, SINGLE-FAMILY PROPERTY: GOOD NEIGHBOR NEXT DOOR SALES PROGRAMS (FR-4712)****Priority:** Other Significant**Legal Authority:** 12 USC 1701 et seq; 42 USC 1441; 42 USC 1441a; 42 USC 1551a; 42 USC 3535(d)**CFR Citation:** 24 CFR 291**Legal Deadline:** None

**Abstract:** This proposed rule would establish regulations for HUD's new

## HUD—OH

## Proposed Rule Stage

Good Neighbor Next Door Sales Program. The requirements for the new program are closely modeled on those for HUD's Officer and Teacher Next Door Sales Programs. The Good Neighbor Next Door Sales Program would replace, and build upon the success of, these two existing sales programs. The purpose of the Good Neighbor Next Door Sales Program is to improve the quality of life in distressed urban communities by encouraging local law enforcement officers, teachers, and firefighters/emergency responders whose daily responsibilities and duties represent a nexus to the needs of the community, to purchase and live in homes in these communities. Although the requirements governing the new Good Neighbor Next Door Sales Program would be similar to the existing requirements for the Officer and Teacher Next Door Sales Programs, HUD is also proposing to make several important modifications and improvements to the current requirements.

**Timetable:**

Action	Date	FR Cite
NPRM	09/08/05	70 FR 53480
NPRM Comment Period End	11/07/05	
Final Action	05/00/06	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** James Everett, Director, Asset Management Division, Department of Housing and Urban Development, Office of Housing Development, Phone: 202 708-1672

**RIN:** 2502-AH72**1553. DISPOSITION OF HUD-ACQUIRED SINGLE FAMILY PROPERTY AMENDMENTS (FR-4952)**

**Regulatory Plan:** This entry is Seq. No. 63 in part II of this issue of the **Federal Register**.

**RIN:** 2502-AI27**1554. • RENEWAL OF EXPIRING SECTION 8 PROJECT-BASED ASSISTANCE CONTRACTS (FR-4551-P-02)****Priority:** Other Significant

**Legal Authority:** 12 USC 1715z; 12 USC 1735f to 19(b); 42 USC 1437f(c)(8); 42 USC 14437f note; 42 USC 3535(d)

**CFR Citation:** 24 CFR 401; 24 CFR 402**Legal Deadline:** None

**Abstract:** This proposed rule would revise current HUD regulations that govern the renewal of expiring section 8 project-based assistance contracts. Specifically, the proposed rule would amend the regulations to include tenant protections in the case of a contract that is not renewed, and establish rent levels when an expiring contract is renewed. Certain other changes to these regulations are being made by a final rule.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/05	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, Office of Housing Development, Phone: 202 708-3000

**RIN:** 2502-AI35**1555. MANUFACTURED HOUSING ON-SITE CONSTRUCTION (FR-4885)****Priority:** Other Significant

**Legal Authority:** 42 USC 3535(d)

**CFR Citation:** 24 CFR 3282**Legal Deadline:** None

**Abstract:** This rule would allow limited on-site completion of new manufactured homes without requiring, under certain circumstances, manufacturers to obtain alternate construction approvals under the current regulations.

**Timetable:**

Action	Date	FR Cite
NPRM	02/00/06	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** William W. Matchneer III, Administrator, Office of Manufactured Housing Programs, Department of Housing and Urban Development, Office of Housing Development, Phone: 202 708-6401

**RIN:** 2502-AI13**1556. MANUFACTURED HOUSING INSTALLATION PROGRAM (FR-4812)****Priority:** Other Significant**Unfunded Mandates:** Undetermined

**Legal Authority:** 42 USC 3535(d); 42 USC 5401 et seq

**CFR Citation:** 24 CFR 3286

**Legal Deadline:** Final, Statutory, December 27, 2005, Program to be established not later than 5 years after enactment of PL 106-569.

**Abstract:** By December 2005, HUD is required under the Manufactured Housing Improvement Act of 2000 to establish an installation program that includes: (1) Installation standards; (2) the training and licensing of manufactured home installers; and (3) inspection of the installation of manufactured homes. HUD's program will be established in states that do not have their own qualifying installation program.

**Timetable:**

Action	Date	FR Cite
ANPRM	03/10/03	68 FR 11448
ANPRM Comment Period End	04/24/03	
NPRM	12/00/05	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:** Undetermined**Federalism:** Undetermined

**Agency Contact:** William W. Matchneer III, Administrator, Office of Manufactured Housing Programs, Department of Housing and Urban Development, Office of Housing Development, Phone: 202 708-6401

**RIN:** 2502-AH97

HUD—OH

Proposed Rule Stage

**1557. MANUFACTURED HOUSING DISPUTE RESOLUTION PROGRAM (FR-4813)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 3535(d); 42 USC 5401 et seq

**CFR Citation:** 24 CFR 3288

**Legal Deadline:** Final, Statutory, December 27, 2005, Program to be established not later than 5 years after enactment of PL 106-569.

**Abstract:** Under the Manufactured Housing Improvement Act of 2000, HUD is required to establish a program

for the timely resolution of disputes among manufacturers, retailers, and installers of manufactured homes regarding responsibility for defects in manufactured homes, and for the issuance of appropriate orders for the correction or repair of defects in manufactured homes.

**Timetable:**

Action	Date	FR Cite
ANPRM	03/10/03	68 FR 11452
ANPRM Comment Period End	04/24/03	
NPRM	11/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** William W. Matchneer III, Administrator, Office of Manufactured Housing Programs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401

**RIN:** 2502-AH98

**Department of Housing and Urban Development (HUD)  
Office of Housing (OH)**

Final Rule Stage

**1558. NONPROFIT ORGANIZATION PARTICIPATION IN FHA SINGLE-FAMILY MORTGAGE INSURANCE PROGRAMS (FR-4702)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1701 et seq; 42 USC 1441; 42 USC 1441a; 42 USC 1551a; 42 USC 3535(d); ...

**CFR Citation:** 24 CFR 200; 24 CFR 203; 24 CFR 291

**Legal Deadline:** None

**Abstract:** This rule requires that once an eligible nonprofit organization has obtained, in a single fiscal year, Federal Housing Administration (FHA) insured financing for 10 or more single-family (one- to four-unit) properties, it must prepay at least 80 percent of the FHA insured mortgages by the end of the second fiscal year following the fiscal year in which the FHA insured financing was acquired. The rule also codifies the existing practice of approving nonprofit organizations that provide evidence of having 2 consecutive years of tax-exempt status under the Internal Revenue Code of 1986, and of having 2 consecutive years of housing development experience within the previous 5 years. This final rule follows publication of a February 13, 2004, proposed rule and takes into consideration the public comments received on the proposed rule.

**Timetable:**

Action	Date	FR Cite
NPRM	02/13/04	69 FR 7324
NPRM Comment Period End	04/13/04	
Final Action	04/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** Organizations

**Government Levels Affected:** None

**Agency Contact:** Margaret Burns, Acting Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

**RIN:** 2502-AH71

**Government Levels Affected:** None

**Agency Contact:** Roger Miller, Deputy Director, Office of Insured Health Care Facilities, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-0599

**RIN:** 2502-AI22

**1560. DISPOSITION OF HUD-OWNED MULTIFAMILY PROJECTS; PURCHASER'S COMPLIANCE WITH STATE AND LOCAL HOUSING LAWS AND REQUIREMENTS (FR-4941)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1701 to 1715z-21; 42 USC 3535(d); 42 USC 3535(i)

**CFR Citation:** 24 CFR 200; 24 CFR 290

**Legal Deadline:** None

**Abstract:** This rule would revise HUD's regulations governing the disposition of multifamily projects that are HUD-owned or secured by a HUD-held mortgage that is being foreclosed to implement statutory amendments made by the Consolidated Appropriations Act, 2004. The rule would require a potential purchaser of such a project to certify that all other projects owned by the purchaser, and located in the same city or town as the project being purchased, are in substantial compliance with applicable State or local government housing statutes, regulations, ordinances, and codes. A purchaser of a multifamily project from a State or local government that previously had acquired the property from HUD would also be required to submit evidence of substantial

**1559. HOSPITAL MORTGAGE INSURANCE PROGRAM (FR-4927)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1715b; 12 USC 1715n(I); 12 USC 1715z to 7; 42 USC 3535(d)

**CFR Citation:** 24 CFR 200; 24 CFR 242

**Legal Deadline:** None

**Abstract:** This rule would revise the Department's regulations governing the insurance of mortgages on hospitals. The revision adds new requirements to the regulations to reflect statutory changes and changes in business practices with respect to the construction and operation of hospitals.

**Timetable:**

Action	Date	FR Cite
NPRM	01/10/05	70 FR 1750
NPRM Comment Period End	03/11/05	
Final Action	12/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

## HUD—OH

## Final Rule Stage

compliance with applicable State or local housing requirements. The rule would also expand the scope of the participation and compliance requirements for HUD's Federal Housing Administration programs to include purchasers of multifamily housing projects from State or local governments, where the property had been previously been acquired by the State or local government from HUD. The rule follows publication of an August 5, 2005, proposed rule and takes into consideration the public comments on the proposed rule.

**Timetable:**

Action	Date	FR Cite
NPRM	08/05/05	70 FR 45492
NPRM Comment Period End	10/04/05	
Final Action	06/00/06	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Beverly Miller, Director, Office of Multifamily Asset Management, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-3730

**RIN:** 2502-AI24**1561. REVISIONS TO FHA CREDIT WATCH TERMINATION INITIATIVE (FR-4625)****Priority:** Other Significant**Legal Authority:** 12 USC 1703; 12 USC 1709; 12 USC 1715b; 42 USC 3535(d)**CFR Citation:** 24 CFR 202**Legal Deadline:** None

**Abstract:** On December 17, 2004, HUD published an interim rule implementing certain regulations for the Federal Housing Administration (FHA) Credit Watch Termination Initiative. Through the Credit Watch Termination Initiative, FHA systematically reviews the early default and claim rates of mortgages that have been approved to participate in the FHA single family mortgage insurance programs. Mortgagees with excessive default and claim rates are considered to be on Credit Watch status and, in cases of more severe performance deficiencies, HUD may terminate the mortgagee's loan origination approval authority. Credit Watch status

constitutes a warning to a mortgagee's loan origination approval authority. Credit Watch status constitutes a warning to a mortgagee that its default and claim rates are in excess of permissible levels, and that failure to achieve improvement may lead to the termination of its origination approval agreement. The final rule follows publication of the December 17, 2004, interim rule, takes into consideration the public comments received on the interim rule, but makes no changes at this final rule stage.

**Timetable:**

Action	Date	FR Cite
NPRM	04/01/03	68 FR 15906
NPRM Comment Period End	06/02/03	
Interim Final Rule	12/17/04	69 FR 75802
Interim Final Rule Effective	01/18/05	
Interim Final Rule Comment Period End	02/15/05	
Final Action	06/00/06	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Phillip A. Murray, Director, Office of Lender Activities and Program Compliance, Department of Housing and Urban Development, Office of Housing, P3214  
Phone: 202 708-1515

**RIN:** 2502-AH60**1562. DUE DILIGENCE/QUALITY CONTROL PLANS (FR-4846)****Priority:** Other Significant**Legal Authority:** 12 USC 1709(b); 12 USC 1715b; 42 USC 3535(d)**CFR Citation:** 24 CFR 203**Legal Deadline:** None

**Abstract:** This regulation would require all FHA approved mortgagees and Loan Correspondents to have in place and implement a Quality Control Plan for the origination and/or servicing of FHA insured mortgages. The Quality Control Plan would have to contain a due diligence procedure to evaluate whole loans or servicing rights purchases. The due diligence would also include specific procedures for reviewing the source of the loans and require an analysis of portfolio risk through a loan level review and sampling

methodology. Appropriate actions if a loan or a percentage of loans is not in compliance with FHA requirements would also be required.

**Timetable:**

Action	Date	FR Cite
NPRM	01/21/05	
NPRM Comment Period End	02/22/05	
Final Action	12/00/05	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Joseph McCloskey, Director, Office of Single Family Asset Management, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-1672

**RIN:** 2502-AI02**1563. REVISIONS TO THE SINGLE-FAMILY MORTGAGE INSURANCE PROGRAM (FR-4831)****Priority:** Other Significant**Legal Authority:** 12 USC 1709; 12 USC 1710; 12 USC 1715b; 12 USC 1715u; 42 USC 3535(d)**CFR Citation:** 24 CFR 203**Legal Deadline:** None

**Abstract:** In response to a statutory change, this rule revises certain regulations under the Single-Family Mortgage Insurance Program that govern actions by mortgagees with respect to mortgages in default. The rule also amends other regulations under the Program to make them consistent with industry practices. The Department believes that these changes will help to increase the administrative efficiency of the Single-Family Mortgage Insurance Program.

**Timetable:**

Action	Date	FR Cite
NPRM	11/10/04	69 FR 65324
NPRM Comment Period End	01/10/05	
Final Action	04/00/06	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Joseph McCloskey, Director, Office of Single Family Asset

## HUD—OH

## Final Rule Stage

Management, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-1672

RIN: 2502-AI03

#### 1564. AMENDMENTS TO PROHIBITION OF PROPERTY FLIPPING IN HUD'S SINGLE-FAMILY MORTGAGE INSURANCE PROGRAMS (FR-4911)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1709; 12 USC 1710; 12 USC 1715b; 12 USC 1715u; 42 USC 3535(d)

**CFR Citation:** 24 CFR 203

**Legal Deadline:** None

**Abstract:** This rule amends HUD's regulations that address the predatory practice of property "flipping" and establishes certain time restrictions regarding the sale of properties whose purchase is being financed with Federal Housing Administration (FHA) mortgage insurance. This rule follows publication of an interim rule and takes into consideration the public comments received on the interim rule. The final rule broadens the exceptions to the time restrictions on sales to include Government-sponsored enterprises (GSEs), State- and federally chartered financial institutions, nonprofits approved to purchase HUD real estate-owned (REO), single-family properties at a discount with resale restrictions, local and State governments and their instrumentalities, and upon announcement by HUD through issuance of a notice, sales of properties in areas designated by the President as Federal disaster areas.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/23/04	69 FR 77114
Interim Final Rule Comment Period End	02/22/05	
Interim Final Rule Effective	01/24/05	
Final Action	03/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Margaret Burns, Acting Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing

Phone: 202 708-2121

RIN: 2502-AI18

#### 1565. NOTICE OF DEFAULT REPORTING (FR-4916)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1709; 12 USC 1710; 12 USC 1715b; 12 USC 1715u; 42 USC 3535(d)

**CFR Citation:** 24 CFR 203

**Legal Deadline:** None

**Abstract:** This rule revises the regulations under the single family mortgage insurance program that require mortgagees to report the status of all single family mortgages insured by HUD that are in default after 60 days or that are 90 or more days delinquent, as applicable. The revised rule requires mortgagees to report mortgages that are 30 or more days delinquent. The Department believes that the revised rule will, among other things, provide HUD with more recent delinquency information. The receipt of more up-to-date-information will enable HUD to monitor better its loss mitigation program and strengthen the soundness of the Federal Housing Authority (FHA) mortgage insurance fund.

**Timetable:**

Action	Date	FR Cite
NPRM	01/21/05	70 FR 3266
NPRM Comment Period End	02/22/05	
Final Action	12/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Joseph McCloskey, Director, Office of Single Family Asset Management, Department of Housing and Urban Development, Office of Housing, Room 9172  
Phone: 202 708-1672

RIN: 2502-AI20

#### 1566. ELIGIBILITY OF ADJUSTABLE RATE MORTGAGES (FR-4946)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1709; 12 USC 1710; 12 USC 1715b; 12 USC 1715z-16; 12 USC 1715u; 42 USC 3535(d); ...

**CFR Citation:** 24 CFR 203

**Legal Deadline:** None

**Abstract:** This rule makes available a new adjustable rate mortgage (ARM) product. In accordance with statutory authority, this rule enables the Secretary to insure 5-year hybrid ARMs with interest rates adjustable up to 2 percentage points annually (this type of mortgage is known as a 5/1 ARM). The lifetime cap on annual interest rate adjustments for 5-year ARMs is set at 6 percentage points.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	03/29/05	70 FR 16079
Interim Final Rule Effective	04/28/05	
Interim Final Rule Comment Period End	05/31/05	
Final Action	12/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Margaret Burns, Acting Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

RIN: 2502-AI26

#### 1567. HYBRID ADJUSTABLE RATE MORTGAGES—ADDITIONAL INDEX (FR-4969)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1709; 12 USC 1710; 12 USC 1715b; 12 USC 1715z-16; 12 USC 1715u; 42 USC 3535(d)

**CFR Citation:** 24 CFR 203

**Legal Deadline:** None

**Abstract:** This rule adds the 1-year London Interbank Offered Rate (LIBOR) as an acceptable index for the rate of HUD-Insured Adjustable Rate Mortgage (ARM) products. Under current regulations, only the weekly average yield of U.S. Treasury securities, adjusted to a constant maturity of 1 year (commonly referred to as the Constant Maturity Treasury index or CMT), may be used to adjust interest rates on HUD-Insured ARMs.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	06/00/06	

**Regulatory Flexibility Analysis Required:** No



## HUD—OH

## Final Rule Stage

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** James Beavers, Deputy Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

**RIN:** 2502-AI32

### 1568. HOME EQUITY CONVERSION MORTGAGE INSURANCE (HECM)(FR-4956)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1715b; 12 USC 1715z-1720; 42 USC 3535(d)

**CFR Citation:** 24 CFR 206

**Legal Deadline:** None

**Abstract:** This rule would amend HUD's Home Equity Conversion Mortgage (HECM) Insurance program regulations to accommodate certain State laws that prohibit the line of credit payment option currently available to HECM mortgagors. The amendments made by this rule would accommodate these State laws by making HECMs available in these States within the parameters of the State laws.

**Timetable:**

Action	Date	FR Cite
NPRM	08/05/05	70 FR 45498
NPRM Comment Period End	10/04/05	
Final Action	02/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Margaret Burns, Acting Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

**RIN:** 2502-AI30

### 1569. MORTGAGEE TIME LIMITS FOR SUPPLEMENTAL CLAIMS FOR ADDITIONAL INSURANCE BENEFITS (FR-4957)

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 1701z-11e; 12 USC 1709(c)(1); 12 USC 1713; 12 USC 1515b; 42 USC 3535(d)

**CFR Citation:** 24 CFR 207

**Legal Deadline:** None

**Abstract:** This rule would amend HUD's regulations to establish a time limitation for filing supplemental multifamily mortgage insurance claims. The time limits established will provide an incentive for mortgagees to complete all mortgage insurance claims in a timely manner.

**Timetable:**

Action	Date	FR Cite
NPRM	05/06/05	70 FR 24271
NPRM Comment Period End	07/05/05	
Final Action	04/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Roland C. Diggs, Housing Project Manager, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-1320

**RIN:** 2502-AI31

### 1570. HOUSING COUNSELING PROGRAM (FR-4798)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1701; 42 USC 3535(d)

**CFR Citation:** 24 CFR 214

**Legal Deadline:** None

**Abstract:** This rule would establish regulations for the Department's Housing Counseling program, as authorized by the Housing and Urban Development Act of 1968, and for which, the past several years, notices of funding availability are issued on an annual basis. Establishment of regulations would assist homeowners and tenants in improving their housing conditions and in meeting the responsibilities of homeownership and tenancy. This rule would adopt, without substantive change, the housing counseling program requirements with which grantees and Housing Counseling agencies are already familiar.

**Timetable:**

Action	Date	FR Cite
NPRM	12/23/04	69 FR 77118

Action	Date	FR Cite
NPRM Comment Period End	02/22/05	
Final Action	12/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Ruth Roman, Single Family Program Support Division, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-0317

**RIN:** 2502-AH99

### 1571. DISCIPLINARY ACTIONS AGAINST HUD-QUALIFIED REAL ESTATE BROKERS (FR-4871)

**Priority:** Other Significant

**Legal Authority:** 12 USC 1701 et seq; 42 USC 1441 to 1441a; 42 USC 3535(d)

**CFR Citation:** 24 CFR 291

**Legal Deadline:** None

**Abstract:** The purpose of this rule is to address real estate broker participation in predatory lending practices targeted at Federal Housing Administration (FHA) borrowers. This rule includes measures to prevent property "flipping," inflated appraisals, falsified gift letters, and fraudulent underwriting. This rule is similar to other removal rules for appraisers, 203k consultants, and nonprofits. (Each has a separate approval/removal rule.) It allows HUD to have a shortened procedure for real estate brokers than 24 CFR part 24 Suspension and Debarment procedures.

**Timetable:**

Action	Date	FR Cite
NPRM	09/17/04	69 FR 56118
NPRM Comment Period End	11/16/04	
Final Action	01/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** James Everett, Director, Asset Management Division, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-1672

**RIN:** 2502-AI08

HUD—OH

Final Rule Stage

**1572. RENEWAL OF EXPIRING SECTION 8 PROJECT-BASED ASSISTANCE CONTRACTS (FR-4551)****Priority:** Other Significant**Legal Authority:** 12 USC 1715z-1; 12 USC 1735f-19(b); 42 USC 1437f (c)(8); 42 USC 1437f(t) ; 42 USC 3535(d); 42 USC 1437f note; . . .**CFR Citation:** 24 CFR 401; 24 CFR 402**Legal Deadline:** None**Abstract:** This rule will revise interim part 402, which was published on September 11, 1998, together with part 401, which established the mark-to-market program. Subsequently HUD decided to separate the two parts and publish final part 401 separately, although the current rule makes minor conforming amendments to part 401 as well. Final part 402 will set forth the regulations governing the renewal of expiring section 8 project-based assistance contracts, whether the project's rents are above or below market, except for renewals made as part of a mark-to-market restructuring plan under part 401.**Timetable:**

Action	Date	FR Cite
Final Action	10/00/05	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-3000**RIN:** 2502-AH47**1573. MANUFACTURED HOME CONSTRUCTION AND SAFETY STANDARDS (FR-4886)****Priority:** Other Significant**Legal Authority:** 42 USC 3535(d); 42 USC 5403; 42 USC 5424**CFR Citation:** 24 CFR 3280**Legal Deadline:** Final, Statutory, December 1, 2005.**Abstract:** This rule would amend the Federal Manufactured Home Construction and Safety Standards (the Construction Safety Standards) based

upon recommendations made to the Secretary by the Manufactured Home Consensus Committee (MHCC).

**Timetable:**

Action	Date	FR Cite
NPRM	12/01/04	69 FR 70016
NPRM Comment Period End	01/31/05	
Final Action	11/00/05	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** William W. Matchneer III, Administrator, Office of Manufactured Housing Programs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401**RIN:** 2502-AI12**1574. MODEL MANUFACTURED HOME INSTALLATION STANDARDS (FR-4928)****Priority:** Other Significant**Legal Authority:** 42 USC 3535(d); 42 USC 5403; 42 USC 5404; 42 USC 5424**CFR Citation:** 24 CFR 3280; 24 CFR 3285**Legal Deadline:** Final, Statutory, 12 months after receiving standards.**Abstract:** This rule would establish new Model Manufactured Home Installation Standards (the Installation Standards) for the installation of new manufactured homes. The National Manufactured Housing Construction and Safety Standards Act of 1974 as amended by the Manufactured Housing Improvement Act of 2000 (the Act), requires that the Secretary establish model Installation Standards within 12 months of receiving proposed model installation standards from the Manufactured Housing Consensus Committee (MHCC). HUD has received the MHCC's proposed model installation standards and agrees with a significant majority of the MHCC's recommendations.**Timetable:**

Action	Date	FR Cite
NPRM	04/26/05	70 FR 21498
NPRM Comment Period End	06/27/05	
Final Action	11/00/05	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Agency Contact:** William W. Matchneer III, Administrator, Office of Manufactured Housing Programs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401**RIN:** 2502-AI25**1575. MANUFACTURED HOUSING PROGRAM: MINIMUM PAYMENTS TO STATES (FR-4868)****Priority:** Other Significant**Legal Authority:** 42 USC 3535(d); 42 USC 5419; 42 USC 5424**CFR Citation:** 24 CFR 3284**Legal Deadline:** None**Abstract:** This rule would revise the minimum payments to States approved as State Administrative Agencies under the National Manufactured Housing Construction and Safety Standards Act of 1974 (Act) (as amended), in order to provide for a more equitable guarantee of minimum funding from the Department's appropriation for this program and to avoid the differing per-unit payments to the States that have occurred under the present rule. This rule would amend 24 CFR 3284.10 to base the minimum payments to States upon their participation in production or siting of new manufactured homes.**Timetable:**

Action	Date	FR Cite
NPRM	03/01/04	69 FR 9740
NPRM Comment Period End	03/31/04	
Final Action	02/00/06	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** William W. Matchneer III, Administrator, Office of Manufactured Housing Programs, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401**RIN:** 2502-AI16

**Department of Housing and Urban Development (HUD)  
Office of Housing (OH)**
**Long-Term Actions**
**1576. HUD MULTIFAMILY RENTAL AND HEALTH CARE FACILITY CLOSING DOCUMENTS (FR-4883)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1702 to 1715z-21; 42 USC 3535(d)

**CFR Citation:** 24 CFR 200

**Legal Deadline:** None

**Abstract:** This rule will amend certain Federal Housing Administration (FHA) regulations to update these regulations to reflect current HUD policy in the area of multifamily rental projects and health care facilities. In developing a set of comprehensive documents for use in the FHA mortgage programs for multifamily rental projects and health care facilities (excluding hospitals), HUD identified outdated language and policies that not only needed to be changed in closing documents but in HUD's regulations.

**Timetable:**

Action	Date	FR Cite
NPRM	08/02/04	69 FR 46210
NPRM Comment Period End	10/01/04	
Final Action	To Be	Determined

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Gains E. Hopkins, Office of General Counsel, Department of Housing and Urban Development  
Phone: 202 708-4090

**RIN:** 2502-AI11

**1577. ESTABLISHMENT OF LOAN OFFICER REGISTRY AND ESTABLISHMENT OF SERVICING APPROVAL AGREEMENTS (FR-4764)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1703; 12 USC 1709; 12 USC 1715b; 42 USC 3535(d)

**CFR Citation:** 24 CFR 202

**Legal Deadline:** None

**Abstract:** This rule would authorize the Department to establish a loan officer registry and a servicing approval agreement for FHA-approved lenders. The loan officer registry would limit registration of a loan officer to one FHA-approved lender at a time and give the Department the ability to monitor a loan officer. The rule would provide for sanctions against loan

officers for poor performance. Also, the rule would clarify that a loan officer must be an employee of a lender. This rule also would create a servicing approval agreement that would require FHA approval. The Department believes that the servicing agreement would enhance its authority to supervise the servicing of FHA-insured mortgages and to take action against mortgagees that fail to perform required servicing functions. Changes will not apply to the title I insured loan program.

**Timetable:**

Action	Date	FR Cite
NPRM	02/00/07	

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** None

**Agency Contact:** Phillip A. Murray, Director, Office of Lender Activities and Program Compliance, Department of Housing and Urban Development, Office of Housing, P3214  
Phone: 202 708-1515

**RIN:** 2502-AH88

**1578. HOME EQUITY CONVERSION MORTGAGES (HECM): COOPERATIVE HOUSING DEVELOPMENTS (FR-4777)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1715b; 12 USC 1715z to 1720; 42 USC 3535(d)

**CFR Citation:** 24 CFR 203; 24 CFR 206

**Legal Deadline:** None

**Abstract:** This rule would expand the Home Equity Conversion Mortgage (HECM) program to cover approved cooperative housing developments. The rule would implement an amendment to the National Housing Act that authorizes HUD to insure HECM mortgages in cooperative housing developments. The expansion of the HECM program, in the Department's view, would contribute to the effort to broaden reverse mortgage financing opportunities for elderly homeowners.

**Timetable:** Next Action Undetermined

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Margaret Burns, Acting Director, Office of Single Family Program Development, Department of

Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

**RIN:** 2502-AH89

**1579. ACCELERATED CLAIMS AND ASSET DISPOSITION PROGRAM (FR-4887)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1701 et seq; 42 USC 1441; 42 USC 1441a; 42 USC 1551a; 42 USC 3535(d)

**CFR Citation:** 24 CFR 203; 24 CFR 291

**Legal Deadline:** None

**Abstract:** This rule would codify the requirements for HUD's successful Accelerated Claim Disposition (ACD) demonstration, making it a permanent part of HUD's single-family mortgage insurance program. Under the codified ACD Program, HUD will pay accelerated claims upon assignment of certain defaulted mortgage loans insured by the Federal Housing Administration (FHA).

**Timetable:** Next Action Undetermined

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Kathleen Malone, Director, Asset Sales Staff, Office of Finance and Budget, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2625

**RIN:** 2502-AI14

**1580. HOME EQUITY CONVERSION MORTGAGES (HECM): LONG-TERM CARE INSURANCE (FR-4857)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1715b; 12 USC 1715z to 1720; 42 USC 3535(d)

**CFR Citation:** 24 CFR 206

**Legal Deadline:** None

**Abstract:** This rule would implement a statutory amendment to the National Housing Act that waives payment by a mortgagor of the up-front mortgage insurance premium (MIP) payable at the time of insurance of the mortgage on the mortgagor's property. The amendment authorizes the waiver of the MIP only with respect to a home equity conversion mortgage (HECM) under which the total amount of all

HUD—OH

Long-Term Actions

future payments to the mortgagor will be used for costs of a qualified long-term care insurance contract that covers the mortgagor or members of the household residing in the property that is subject to the mortgage.

**Timetable:**

Action	Date	FR Cite
ANPRM	12/03/04	69 FR 70344
ANPRM Comment	02/01/05	
Period End		
Next Action Undetermined		

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** None

**Agency Contact:** Margaret Burns, Acting Director, Office of Single Family Program Development, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-2121

**RIN:** 2502-AI04

**1581. RESPA—IMPROVING THE PROCESS FOR OBTAINING MORTGAGES (FR-4727)**

**Priority:** Economically Significant. Major under 5 USC 801.

**Legal Authority:** 12 USC 2601 et seq; 42 USC 3535(d)

**CFR Citation:** 24 CFR 3500

**Legal Deadline:** None

**Abstract:** In July and August 2005, HUD held seven roundtable discussions about possible changes to HUD's RESPA regulations with industry, including small business entities, consumers, and other interested parties. These roundtables were held at HUD Headquarters and also in the cities of Los Angeles, California, Chicago, Illinois, and Fort Worth, Texas. HUD found the roundtable discussions to be very informative and is considering the comments, issues, and proposals raised by roundtable participants and is

contemplating next steps. At the time of preparation of this agenda, no decision on the next action had been made.

**Timetable:**

Action	Date	FR Cite
NPRM	07/29/02	67 FR 49134
NPRM Comment	10/28/02	
Period End		
Next Action Undetermined		

**Regulatory Flexibility Analysis Required:** Yes

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Gary Cunningham, Deputy Assistant Secretary of Regulatory Affairs & Manufactured Housing, Department of Housing and Urban Development, Office of Housing  
Phone: 202 708-6401

**RIN:** 2502-AH85

Department of Housing and Urban Development (HUD)  
Office of Housing (OH)

Completed Actions

**1582. HUD MULTIFAMILY ACCELERATED PROCESSING QUALITY ASSURANCE ENFORCEMENT (FR-4836)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 200

**Completed:**

Reason	Date	FR Cite
Final Action	07/26/05	70 FR 43242
Final Action Effective	08/25/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Michael McCullough  
Phone: 202 708-1142

**RIN:** 2502-AI01

**1583. UP-FRONT MORTGAGE INSURANCE PREMIUMS FOR LOANS INSURED UNDER 24 CFR 203(K) AND 234(C) OF THE NATIONAL HOUSING ACT (FR-4749)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 203

**Completed:**

Reason	Date	FR Cite
Final Action	06/28/05	70 FR 37154
Final Action Effective	12/27/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** James Beavers  
Phone: 202 708-2121

**RIN:** 2502-AH82

**1584. E-ENDORSEMENT OF FHA-INSURED MORTGAGES (FR-4789)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 203

**Completed:**

Reason	Date	FR Cite
Withdrawn	08/19/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** James Beavers  
Phone: 202 708-2121

**RIN:** 2502-AH95

**1585. DEBENTURE INTEREST PAYMENT CHANGES (FR-4945)**

**Priority:** Substantive, Nonsignificant

**CFR Citation:** 24 CFR 203

**Completed:**

Reason	Date	FR Cite
Withdrawn	08/19/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Leslie Bromer  
Phone: 202 708-1672

**RIN:** 2502-AI29

**1586. MIXED FINANCE DEVELOPMENT FOR SUPPORTIVE HOUSING FOR THE ELDERLY OR PERSONS WITH DISABILITIES AND OTHER CHANGES TO 24 CFR PART 891 (FR-4725)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 891

**Completed:**

Reason	Date	FR Cite
Final Action	09/13/05	70 FR 54200
Final Action Effective	10/13/05	

## HUD—OH

## Completed Actions

**Regulatory Flexibility Analysis Required:** No  
**Small Entities Affected:** No

**Government Levels Affected:** None  
**Agency Contact:** Aretha Williams

Phone: 202 708–2866  
**RIN:** 2502–AH83

**Department of Housing and Urban Development (HUD)**  
**Office of Community Planning and Development (CPD)**

## Proposed Rule Stage

**1587. SELF-HELP HOMEOWNERSHIP OPPORTUNITY PROGRAM (FR-4949)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 3535(d); 42 USC 12805 note

**CFR Citation:** 24 CFR 5

**Legal Deadline:** None

**Abstract:** This rule would codify the requirements of the Self-Help Opportunity Program (SHOP) in HUD's regulations. The SHOP Program is designed to facilitate and encourage innovative homeownership opportunities on a national geographically diverse basis through self-help housing programs that require a significant amount of sweat equity by the homebuyer toward the construction or rehabilitation of dwellings. Among other topics, the rule will address sweat equity, volunteer labor, and provide definitions of low-income family income.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Mary Kolesar, Director, Office of Affordable Housing Programs, Department of Housing and Urban Development, Office of Community Planning and Development  
 Phone: 202 708–2470

**RIN:** 2506–AC18

**1588. • COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; SMALL CITIES PROGRAM (FR-5013)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 5301 to 5320

**CFR Citation:** 24 CFR 570

**Legal Deadline:** None

**Abstract:** This rule would implement section 218 of Public Law 108-199, which states that if the State of Hawaii failed to elect by July 31, 2004, to distribute funds under section 106(d)(2) of the Housing and Community Act of 1974 to units of general local government located in the non-entitlement areas in the State of Hawaii, the Secretary shall, for fiscal year 2005 and thereafter, make grants to the unit of general local government located in non-entitlement areas within the State of Hawaii by use of the same formula that has been used to distribute funds to Hawaii's non-entitlement grantees under the prior regulations.

Grants made under this section shall be subject to the program requirements of section 104 of the Housing and Community Development Act of 1974 in the same manner as such requirements are made applicable to entitlement grants made under section 106(b) of the Housing and Community Development Act of 1974.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Local

**Agency Contact:** Stephen Rhodside, Senior Program Officer, Department of Housing and Urban Development, Office of Community Planning and Development  
 Phone: 202 708–1322

**RIN:** 2506–AC19

**1589. HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) (FR-4708)**

**Regulatory Plan:** This entry is Seq. No. 64 in part II of this issue of the **Federal Register**.

**RIN:** 2506–AC11

**Department of Housing and Urban Development (HUD)**  
**Office of Community Planning and Development (CPD)**

## Final Rule Stage

**1590. PROHIBITION ON USE OF CDBG ASSISTANCE FOR JOB-PIRATING ACTIVITIES (FR-4556)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 3535(d); 42 USC 5301 to 5320

**CFR Citation:** 24 CFR 570

**Legal Deadline:** None

**Abstract:** The rule implements certain statutory changes by revising HUD's regulations for the Community Development Block Grant (CDBG)

program. Specifically, this rule prohibits State and local governments from using CDBG funds for "job pirating" activities that are likely to result in significant job loss. The rule also applies to section 108 loan guarantees and the use of Brownfields Economic Development Initiative and Economic Development Initiative funds with section 108 and CDBG funding. This rule follows publication of an October 24, 2000, proposed rule and takes into consideration the public comments received on the proposed

rule. The rule also provides the public with an additional opportunity to comment on the regulatory job-pirating provisions.

**Timetable:**

Action	Date	FR Cite
NPRM	10/24/00	65 FR 63756
NPRM Comment Period End	12/26/00	
Interim Final Rule	12/00/05	

**Regulatory Flexibility Analysis Required:** No

## HUD—CPD

## Final Rule Stage

**Government Levels Affected:** Local, State

**Agency Contact:** Richard J. Kennedy, Office of Block Grant Assistance, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-3587

**RIN:** 2506-AC04

**1591. COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM REVISION OF CDBG ELIGIBILITY AND NATIONAL OBJECTIVE REGULATIONS (FR-4699)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 3535(d); 42 USC 5301 et seq

**CFR Citation:** 24 CFR 570

**Legal Deadline:** None

**Abstract:** This rule will improve the ability of entitlement communities and States' grant recipients to use Community Development Block Grant (CDBG) funds for brownfields activities. The rule will clarify the eligibility of activities involving the cleanup and development of environmentally contaminated properties under section 105(a) of the Housing and Community Development Act of 1974. The rule also will increase CDBG recipients' flexibility to undertake activities meeting the national objective of preventing or eliminating slums or blighting conditions. The criteria for meeting the slum/blight national objective will be revised to specifically recognize economic obsolescence of buildings and the presence of environmental contaminants as blighting influences on an area or property. This rule will further clarify the list of activities that may be undertaken to address the slum/blight national objective criteria on a spot basis. Finally, this rule makes corresponding changes in the eligibility regulations governing the Section 108 Loan Guarantee component of the CDBG program.

**Timetable:**

Action	Date	FR Cite
NPRM	07/09/04	69 FR 41434
NPRM Comment Period End	09/07/04	
Final Action	03/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Local, State

**Agency Contact:** Steve Johnson, Director, State and Small Cities Division, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-1322

**RIN:** 2506-AC12

**1592. SUPPORTIVE HOUSING PROGRAM (FR-4616)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 11381; 42 USC 11389; 42 USC 3535(d)

**CFR Citation:** 24 CFR 583

**Legal Deadline:** None

**Abstract:** The Department of Housing and Urban Development is amending the Supportive Housing Program regulations. The regulations will be updated to clarify existing program requirements and to add new program requirements in accordance with recent statutory changes including requirements for some local matching funds and for permanent housing. Additionally, this rule will make the Supportive Housing Program regulations clearer and allow for the full flexibility of the McKinney Act.

**Timetable:**

Action	Date	FR Cite
NPRM	07/20/04	69 FR 43488
NPRM Comment Period End	09/20/04	
Final Action	03/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Local

**Agency Contact:** Mark Johnston, Director, Office of Special Needs Assistance Program, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-1226

**RIN:** 2506-AC07

**1593. EMPOWERMENT ZONES: PERFORMANCE STANDARDS FOR UTILIZATION OF GRANT FUNDS (FR-4853)**

**Priority:** Other Significant

**Legal Authority:** 26 USC 1391; 42 USC 3535(d)

**CFR Citation:** 24 CFR 598

**Legal Deadline:** None

**Abstract:** This rule will establish performance standards for utilization of the grant funds provided to Empowerment Zones, including a sufficient level of benefit to residents and use in conjunction with economic development activities consistent with the strategic plan for each Empowerment Zone (EZ).

**Timetable:**

Action	Date	FR Cite
NPRM	06/08/05	70 FR 33642
NPRM Comment Period End	08/08/05	
Final Action	12/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** Businesses, Governmental Jurisdictions

**Government Levels Affected:** Local

**Agency Contact:** John Haines, Office of Community Renewal, Department of Housing and Urban Development, Office of Community Planning and Development  
Phone: 202 708-6339

**RIN:** 2506-AC16

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**Department of Housing and Urban Development (HUD)**  
**Office of Community Planning and Development (CPD)**


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**Completed Actions**
**1594. CDBG PROGRAM FOR STATES: COMMUNITY REVITALIZATION STRATEGY REQUIREMENTS AND MISCELLANEOUS TECHNICAL AMENDMENTS (FR-4081)**

**Priority:** Substantive, Nonsignificant  
**CFR Citation:** 24 CFR 91; 24 CFR 570

**Completed:**

Reason	Date	FR Cite
Merged With RIN 2506-AC12	08/17/05	

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** None

**Agency Contact:** Steve Johnson  
 Phone: 202 708-1322

**RIN:** 2506-AB83

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**Department of Housing and Urban Development (HUD)**  
**Government National Mortgage Association (GNMA)**


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**Proposed Rule Stage**
**1595. GNMA: EXCESS YIELD SECURITIES (FR-4958)**

**Regulatory Plan:** This entry is Seq. No. 65 in part II of this issue of the **Federal Register**.

**RIN:** 2503-AA18

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**Department of Housing and Urban Development (HUD)**  
**Government National Mortgage Association (GNMA)**


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**Completed Actions**
**1596. REMOVAL OF REGULATION SPECIFYING MINIMUM FACE VALUE OF GINNIE MAE SECURITIES (FR-4856)**

**Priority:** Other Significant

**CFR Citation:** 24 CFR 320

**Completed:**

Reason	Date	FR Cite
Final Action	06/08/05	70 FR 33650
Final Action Effective	07/08/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Thomas R. Weakland  
 Phone: 202 708-2884

**RIN:** 2503-AA17

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**Department of Housing and Urban Development (HUD)**  
**Office of Fair Housing and Equal Opportunity (FHEO)**


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**Proposed Rule Stage**
**1597. ECONOMIC OPPORTUNITIES FOR LOW- AND VERY LOW-INCOME PERSONS (FR-4983)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 1701u; 42 USC 1450; 42 USC 3301; 42 USC 3535(d)

**CFR Citation:** 24 CFR 135

**Legal Deadline:** None

**Abstract:** The regulations at 24 CFR part 135 were revised substantially to incorporate the statutory amendments in the Housing and Community Development Act of 1992, to reflect certain changes in the design of the

Department's programs that are subject to the section 3 regulations, to clarify the obligations of individuals and entities subject to the requirements of section 3, and to simplify the Department's administration of section 3 requirements. This rule would update HUD's section 3 regulations at 24 CFR part 135 to reflect current program practices and better facilitate compliance with the statutory objectives.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Rafiq Munir, Office of Economic Opportunity, Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity  
 Phone: 202 708-3633

**RIN:** 2529-AA91

**Department of Housing and Urban Development (HUD)**  
**Office of Fair Housing and Equal Opportunity (FHEO)**

Final Rule Stage

**1598. CERTIFICATION AND FUNDING OF STATE AND LOCAL FAIR HOUSING ENFORCEMENT AGENCIES (FR-4748)**
**Priority:** Other Significant**Legal Authority:** 42 USC 3601 to 3619; 42 USC 3535(d)**CFR Citation:** 24 CFR 115**Legal Deadline:** None

**Abstract:** The Fair Housing Assistance Program (FHAP) provides assistance to State and local fair housing enforcement agencies to build an intergovernmental enforcement structure to further fair housing. HUD provides assistance to State and local fair housing enforcement agencies that administer fair housing laws that are

substantially equivalent to the Fair Housing Act (title VIII of the Civil Rights Act of 1968; 42 USC 3601-3619). The FHAP program provides support for complaint processing, training, technical assistance, education and outreach, data and information systems, and other activities that will further fair housing within the State or local agency's jurisdiction. HUD intends to update its part 115 regulations with respect to both the certification of substantially equivalent agencies and the overall administration of the FHAP program.

**Timetable:**

Action	Date	FR Cite
NPRM	05/18/05	70 FR 28748

Action	Date	FR Cite
NPRM Comment Period End	07/18/05	
Final Action	12/00/05	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Melody Taylor-Blancher, Acting Director, FHAP Division, Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity  
Phone: 202 708-2215

**RIN:** 2529-AA90
**Department of Housing and Urban Development (HUD)**  
**Office of Administration (OA)**

Proposed Rule Stage

**1599. HUD ACQUISITION REGULATION (FR-4705)**
**Priority:** Other Significant**Legal Authority:** 40 USC 486(c); 41 USC 251; 42 USC 3535(d)**CFR Citation:** 48 CFR 2401**Legal Deadline:** None

**Abstract:** This rule will implement miscellaneous changes to the HUD Acquisition Regulation (HUDAR) including but not limited to corrections of regulatory citations due to revisions

made to the Federal Acquisition Regulation (FAR) since the last publication of the HUDAR; revisions reflecting changes in the Department's requirements regarding organizational conflict of interest, ratification of unauthorized commitments, and disclosure of information provided to contractors.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/05	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Edward L. Girovasi Jr., Director, Policy & Field Operations Division, Office of the Chief Procurement Officer, Department of Housing and Urban Development, Office of Administration  
Phone: 202 708-0294

**RIN:** 2535-AA26
**Department of Housing and Urban Development (HUD)**  
**Office of Administration (OA)**

Final Rule Stage

**1600. • AMENDMENTS TO THE HUD ACQUISITION REGULATION (HUDAR) (FR-5010)**
**Priority:** Info./Admin./Other**Legal Authority:** 40 USC 486(c); 40 USC 3535(d)

**CFR Citation:** 48 CFR 2401; 48 CFR 2402; 48 CFR 2406; 48 CFR 2408; 48 CFR 2413; 48 CFR 2415; 48 CFR 2416; 48 CFR 2419; 48 CFR 2422; 48 CFR 2426; 48 CFR 2437; 48 CFR 2442; 48 CFR 2446; 48 CFR 2448

**Legal Deadline:** None

**Abstract:** The uniform regulation for the procurement of supplies and services by federal departments and agencies, the Federal Acquisition Regulation (FAR), was promulgated on September 19, 1983 (48 FR 42102). The FAR is codified in title 48, chapter 1, of the Code of Federal Regulations. HUD promulgated its regulation to implement the FAR on March 1, 1984 (49 FR 7696). This rule amends the Department of Housing and Urban Development Acquisition Regulation (HUDAR) to implement miscellaneous changes.

**Timetable:**

Action	Date	FR Cite
Final Action	12/00/05	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Fred Graves, Department of Housing and Urban Development  
Phone: 206 220-5259

**RIN:** 2535-AA27



**Department of Housing and Urban Development (HUD)**  
**Office of the Inspector General (HUDIG)**
**Completed Actions**
**1601. OFFICE OF INSPECTOR GENERAL SUBPOENAS AND PRODUCTION IN RESPONSE TO SUBPOENAS OR DEMANDS OF COURTS OR OTHER AUTHORITIES (FR-4942)**

**Priority:** Substantive, Nonsignificant  
**CFR Citation:** 24 CFR 2004

**Completed:**

Reason	Date	FR Cite
Final Action	06/24/05	70 FR 36790
Final Action Effective	07/25/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Bryan Saddler  
 Phone: 202 708-1613

**RIN:** 2508-AA14

**Department of Housing and Urban Development (HUD)**  
**Office of Public and Indian Housing (PIH)**
**Proposed Rule Stage**
**1602. STREAMLINING PUBLIC HOUSING OPERATIONS, INCLUDING RESIDENT PARTICIPATION (FR-4657)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 1437c-1; 42 USC 1437r; 42 USC 1437t; 42 USC 1437z-6; 42 USC 3535(d); 42 USC 1437d; 42 USC 1437g; 42 USC 1437l; 42 USC 1437

**CFR Citation:** 24 CFR 903; 24 CFR 964; 24 CFR 966

**Legal Deadline:** None

**Abstract:** This rule would update existing provisions of 24 CFR 964 and 966 and incorporate new provisions of the Quality Housing and Work Responsibility Act of 1998 related to resident/tenant participation, tenant management of public housing, direct funding of Resident Management Corporations, and the ROSS program.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** Organizations

**Government Levels Affected:** None

**Agency Contact:** LaDonna Reed-Morton, Department of Housing and Urban Development, Office of Public and Indian Housing  
 Phone: 202 708-0744

Patricia Lane, Program Analyst, Office of Policy Program and Legislation, Department of Housing and Urban Development, Office of Public and Indian Housing  
 Phone: 202 708-0713

**RIN:** 2577-AC26

**1603. • STREAMLINING PUBLIC HOUSING PROGRAMS (FR-4990)**

**Regulatory Plan:** This entry is Seq. No. 66 in part II of this issue of the **Federal Register**.

**RIN:** 2577-AC59

**1604. CAPITAL FUND PROGRAM (FR-4880)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 1437g; 42 USC 1437z-7; 42 USC 3535(d)

**CFR Citation:** 24 CFR 905

**Legal Deadline:** None

**Abstract:** This rule will implement the regulatory framework for the Capital Fund Program for the capital and management improvement needs of public housing agencies that will govern the use of the assistance made available from the Capital Fund formula. The new rule at part 905 will replace and remove several other rules that currently govern a PHA's use of HUD assistance including part 941 (Public Housing Development) and part 968 (Public Housing Modernization). This rule will continue and expand the streamlining of procedures and requirements initiated under the Comprehensive Grant and Comprehensive Improvement programs that are included in part 968.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** William Thorson, Director, Office of Capital Improvements, Department of Housing

and Urban Development, Office of Public and Indian Housing  
 Phone: 202 708-1640

**RIN:** 2577-AC50

**1605. • HOUSING CHOICE VOUCHER PROGRAM HOMEOWNERSHIP OPTION; ELIGIBILITY OF UNITS NOT YET UNDER CONSTRUCTION (FR-4991)**

**Regulatory Plan:** This entry is Seq. No. 67 in part II of this issue of the **Federal Register**.

**RIN:** 2577-AC60

**1606. CAPITAL AND OPERATING FUNDS FOR DEBT SERVICE AND FINANCING ACTIVITIES (FR-4843)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 1437g; 42 USC 3535(d)

**CFR Citation:** 24 CFR 905; 24 CFR 990

**Legal Deadline:** None

**Abstract:** This rule would allow public housing agencies (PHAs) to use either Capital or Operating Funds for financing activities, including payments of debt service and of customary financing costs for the modernization and development of public housing, including public housing in mixed-finance developments. The proposed rule would establish program requirements, submission requirements, and the approval process for PHAs to request authorization from HUD to pledge either the Capital or Operating Funds for debt service payments.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

HUD—PIH

Proposed Rule Stage

**Government Levels Affected:** None

**Agency Contact:** William Thorson, Director, Office of Capital Improvements, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 708-1640

**RIN:** 2577-AC49

**1607. • SELF-INSURANCE PLANS UNDER THE INDIAN HOUSING BLOCK GRANT PROGRAM (FR-4897)**

**Priority:** Other Significant

**Legal Authority:** 25 USC 4101 et seq; 42 USC 3535(d)

**CFR Citation:** 24 CFR 1000

**Legal Deadline:** None

**Abstract:** NAHASDA requires tribally designated housing entities (TDHEs) who are recipients of HUD funds to provide adequate insurance for housing that benefits from HUD assistance. Experience has shown that private insurance companies have often been unwilling or unable to provide this service at a cost that TDHEs can afford. This rule would establish standards for TDHEs to establish insurance entities to fulfill this vital function.

**Timetable:**

Action	Date	FR Cite
NPRM	11/00/05	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** State

**Federalism:** This action may have federalism implications as defined in EO 13132.

**Agency Contact:** Rodger Boyd, Deputy Assistant Secretary for Native American Programs, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 401-7914

**RIN:** 2577-AC58

Department of Housing and Urban Development (HUD)

Final Rule Stage

Office of Public and Indian Housing (PIH)

**1608. NATIVE AMERICAN HOUSING ASSISTANCE AND SELF-DETERMINATION ACT (NAHASDA): REVISIONS TO THE INDIAN HOUSING BLOCK GRANT PROGRAM FORMULA (FR-4938)**

**Priority:** Other Significant

**Legal Authority:** 25 USC 4101 et seq; 42 USC 3535(d)

**CFR Citation:** 24 CFR 1000

**Legal Deadline:** None

**Abstract:** This rule would make several revisions to the Indian Housing Block Grant (IHBG) Program allocation formula authorized under section 302 of the Native American Housing Assistance and Self-Determination Act of 1996. Through the IHBG Program, HUD provides Federal housing assistance for Indian tribes in a manner that recognizes the right of Indian self-determination and tribal self-government. HUD negotiated the rule with active tribal participation and using the procedures of the Negotiated Rulemaking Act of 1990. The regulatory changes reflect the consensus decisions reached by HUD and the tribal representatives on ways to improve and clarify the current regulations governing the IHBG program formula. The final rule follows publication of a February 25, 2005, proposed rule and take into consideration the public comments on the proposed rule.

**Timetable:**

Action	Date	FR Cite
NPRM	02/25/05	70 FR 9490

Action	Date	FR Cite
NPRM Comment	04/26/05	
Period End		
Final Action	06/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Rodger Boyd, Deputy Assistant Secretary for Native American Programs, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 401-7914

**RIN:** 2577-AC57

**1609. TECHNICAL AND CONFORMING AMENDMENTS TO THE PUBLIC HOUSING HOMEOWNERSHIP PROGRAM (FR-4891)**

**Priority:** Other Significant

**Legal Authority:** 42 USC 1437z-4; 42 USC 3535(d)

**CFR Citation:** 24 CFR 906

**Legal Deadline:** None

**Abstract:** This rule clarifies that, as permitted by statute, a public housing agency (PHA) may use its capital funds to acquire properties to be used for homeownership.

**Timetable:**

Action	Date	FR Cite
Final Action	02/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Dominique Blom, Office of Public Housing Investments, Department of Housing and Urban Development, Office of Public and Indian Housing  
Phone: 202 401-8812

**RIN:** 2577-AC53

**1610. STREAMLINED MIXED FINANCE APPLICATION REVIEW (FR-4924)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 42 USC 1437v; 42 USC 3535(d)

**CFR Citation:** 24 CFR 941

**Legal Deadline:** None

**Abstract:** This rule will streamline the document submission process currently required by 24 CFR 941.610 by substituting certifications for a number of currently required documents.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	05/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Dominique Blom, Office of Public Housing Investments, Department of Housing and Urban Development, Office of Public and Indian Housing

## HUD—PIH

## Final Rule Stage

Phone: 202 401-8812

RIN: 2577-AC55

**1611. PUBLIC HOUSING PROGRAM—  
DEMOLITION OR DISPOSITION OF  
PUBLIC HOUSING PROJECTS  
(FR-4598)****Priority:** Other Significant**Legal Authority:** 42 USC 1437p; 42  
USC 3535(d)**CFR Citation:** 24 CFR 970**Legal Deadline:** None

**Abstract:** This rule will revise HUD's regulations regarding demolition and disposition of public housing projects, in accordance with section 531 of the Quality Housing and Work Responsibility Act of 1998 (Pub. L. 105-276). This rule will establish the general and specific requirements for HUD approval of demolition and disposition applications, relocation of residents, resident participation in the form of consultation and opportunity to purchase, new requirements regarding resident relocation, the PHA lan and local government consultation and a new authority for a PHA to demolish a small number of their units without a formal application under certain circumstances, referred to as "de minimis" demolition.

**Timetable:**

Action	Date	FR Cite
NPRM	12/15/04	69 FR 75188
NPRM Comment Period End	02/14/05	
Final Action	12/00/05	

**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Ainars Rodins,  
Director, Special Applications Center,  
Department of Housing and Urban  
Development, Office of Public and  
Indian Housing  
Phone: 312 886-9754

RIN: 2577-AC20

**1612. CONVERSION OF  
DEVELOPMENTS FROM PUBLIC  
HOUSING STOCK; METHODOLOGY  
FOR COMPARING COSTS OF PUBLIC  
HOUSING AND TENANT-BASED  
ASSISTANCE (FR-4718)****Priority:** Other Significant**Legal Authority:** 42 USC 1437t;  
1437z-5; 3535(d)**CFR Citation:** 24 CFR 972**Legal Deadline:** None

**Abstract:** This rule would establish the cost methodology that Public Housing Agencies (PHAs) must use under HUD's

programs for the required and voluntary conversion of public housing developments to tenant-based assistance. Both programs require that PHAs, before undertaking any conversion activity, compare the cost of providing tenant-based assistance with the cost of continuing to operate the development as public housing. The cost methodology would be codified as an appendix to HUD's regulations for the required and voluntary conversion programs at 24 CFR part 972. This rule follows publication of a September 17, 2003, proposed rule and takes into consideration the public comments on the proposed rule.

**Timetable:**

Action	Date	FR Cite
NPRM	09/17/03	68 FR 54624
NPRM Comment Period End	11/17/03	
Final Action	01/00/06	

**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Bessy Kong, Deputy  
Assistant Secretary for Policy, Program  
and Legislative Initiatives, Department  
of Housing and Urban Development,  
Office of Public and Indian Housing  
Phone: 202 708-0713

RIN: 2577-AC33

## Department of Housing and Urban Development (HUD)

## Long-Term Actions

## Office of Public and Indian Housing (PIH)

**1613. IMPLEMENTATION OF  
STATUTORY REVISIONS TO  
NAHASDA (FR-4750)****Priority:** Other Significant**Legal Authority:** 25 USC 4101 et seq;  
42 USC 3535(d)**CFR Citation:** 24 CFR 1000**Legal Deadline:** None

**Abstract:** This rule would implement statutory amendments made to the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4101 et seq.) (NAHASDA) by the

American Homeownership and Economic Opportunity Act (Pub. L. 106-569, approved December 27, 2000) and the Omnibus Indian Advancement Act (Pub. L. 106-568, approved December 27, 2000), and the Native American Housing Assistance and Self-Determination Reauthorization Act of 2002 (Pub. L. 107-292, approved November 13, 2002). The rule will update the NAHASDA regulations to conform to self-implementing statutory amendments not reflected in the regulations.

**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

**Agency Contact:** Rodger Boyd, Deputy  
Assistant Secretary for Native American  
Programs, Department of Housing and  
Urban Development, Office of Public  
and Indian Housing  
Phone: 202 401-7914

RIN: 2577-AC37

**Department of Housing and Urban Development (HUD)  
Office of Public and Indian Housing (PIH)**
**Completed Actions**
**1614. TENANT-BASED ASSISTANCE:  
HOUSING CHOICE VOUCHER  
PROGRAM (FR-4838)**
**Priority:** Other Significant**CFR Citation:** 24 CFR 5; 24 CFR 888;  
24 CFR 960; 24 CFR 966; 24 CFR 982;  
24 CFR 985**Completed:**

Reason	Date	FR Cite
Withdrawn	08/18/05	

**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Alfred C. Jurison  
Phone: 202 708-0477Patricia Arnaudo  
Phone: 202 708-0744**RIN:** 2577-AC44
**1615. PROJECT-BASED VOUCHER  
PROGRAM (FR-4636)**
**Priority:** Other Significant**CFR Citation:** 24 CFR 983**Completed:**

Reason	Date	FR Cite
Final Action	10/13/05	70 FR 59892
Final Action Effective	11/14/05	

**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** Local,  
State**Agency Contact:** David Vargas  
Phone: 202 708-2815**RIN:** 2577-AC25
**1616. SECTION 8 MANAGEMENT  
ASSESSMENT PROGRAM (FR-4884)**
**Priority:** Other Significant**CFR Citation:** 24 CFR 985**Completed:**

Reason	Date	FR Cite
Withdrawn	08/22/05	

**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Alfred C. Jurison  
Phone: 202 708-0477**RIN:** 2577-AC52
**1617. OPERATING FUND  
ALLOCATION FORMULA (FR-4874)**
**Priority:** Economically Significant.  
Major under 5 USC 801.**CFR Citation:** 24 CFR 990**Completed:**

Reason	Date	FR Cite
NPRM	04/14/05	70 FR 19858

Reason	Date	FR Cite
Final Action	09/19/05	70 FR 54984
Final Action Effective	11/18/05	

**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Elizabeth Hanson  
Phone: 202 708-4932**RIN:** 2577-AC51
**1618. MINIMUM FUNDING UNDER THE  
INDIAN HOUSING BLOCK GRANT  
PROGRAM (FR-4825)**
**Priority:** Other Significant**CFR Citation:** 24 CFR 1000**Completed:**

Reason	Date	FR Cite
Merged With: RIN 2577-AC57 (FR-4938)	08/18/05	

**Regulatory Flexibility Analysis  
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Rodger Boyd  
Phone: 202 401-7914**RIN:** 2577-AC43

[FR Doc. 05-17880 Filed 10-28-05; 8:45 am]

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