

## B. Solicitation of Public Comments

This Notice is soliciting comments from members of the public and affected agencies concerning the proposed information collection in order to: (1) Evaluate whether the proposed information collection is necessary for the proper performance of HUD's program functions; (2) Evaluate the accuracy of HUD's assessment of the paperwork burden that may result from the proposed information collection; (3) Enhance the quality, utility, and clarity of the information which must be collected; and (4) Minimize the burden of the information collection on responders, including the use of appropriate automated collection techniques or other forms of information technology (e.g., permitting electronic submission of responses). (5) ways to minimize the burden of the collection of information on those who are to respond, including the use of automated collection techniques or other forms of information technology.

HUD encourages interested parties to submit comment in response to these questions.

*Authority:* Section 3506 of the Paperwork Reduction Act of 1995, 44 U.S.C. chapter 35, as amended.

### Colette Pollard,

*Department Reports Management Officer,  
Office of Policy Development and Research,  
Chief Data Officer.*

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## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-6395-N-04]

### Notice of Regulatory Waiver Requests Granted for the Fourth Quarter of Calendar Year 2023

**AGENCY:** Office of the General Counsel, HUD.

**ACTION:** Notice.

**SUMMARY:** Section 106 of the Department of Housing and Urban Development Reform Act of 1989 (the HUD Reform Act) requires HUD to publish quarterly **Federal Register** notices of all regulatory waivers that HUD has approved. Each notice covers the quarterly period since the previous **Federal Register** notice. The purpose of this notice is to comply with the requirements of section 106 of the HUD Reform Act. This notice contains a list of regulatory waivers granted by HUD during the period beginning on October 1, 2023 and ending on December 31, 2023.

**FOR FURTHER INFORMATION CONTACT:** For general information about this notice, contact Aaron Santa Anna, Associate General Counsel for Legislation and Regulations, Department of Housing and Urban Development, 451 Seventh Street SW, Room 10276, Washington, DC 20410-0500, telephone (202) 708-3055 (this is not a toll-free number). HUD welcomes and is prepared to receive calls from individuals who are deaf or hard of hearing, as well as individuals with speech or communication disabilities. To learn more about how to make an accessible telephone call, please visit <https://www.fcc.gov/consumers/guides/telecommunications-relay-service-trs>.

For information concerning a particular waiver that was granted and for which public notice is provided in this document, contact the person whose name and address follow the description of the waiver granted in the accompanying list of waivers that have been granted in the fourth quarter of calendar year 2023.

**SUPPLEMENTARY INFORMATION:** Section 106 of the HUD Reform Act added a new section 7(q) to the Department of Housing and Urban Development Act (42 U.S.C. 3535(q)), which provides that:

1. Any waiver of a regulation must be in writing and must specify the grounds for approving the waiver;

2. Authority to approve a waiver of a regulation may be delegated by the Secretary only to an individual of Assistant Secretary or equivalent rank, and the person to whom authority to waive is delegated must also have authority to issue the particular regulation to be waived;

3. Not less than quarterly, the Secretary must notify the public of all waivers of regulations that HUD has approved, by publishing a notice in the **Federal Register**. These notices (each covering the period since the most recent previous notification) shall:

- a. Identify the project, activity, or undertaking involved;
- b. Describe the nature of the provision waived and the designation of the provision;
- c. Indicate the name and title of the person who granted the waiver request;
- d. Describe briefly the grounds for approval of the request; and
- e. State how additional information about a particular waiver may be obtained.

Section 106 of the HUD Reform Act also contains requirements applicable to waivers of HUD handbook provisions that are not relevant to the purpose of this notice.

This notice follows procedures provided in HUD's Statement of Policy on Waiver of Regulations and Directives issued on April 22, 1991 (56 FR 16337). In accordance with those procedures and with the requirements of section 106 of the HUD Reform Act, waivers of regulations are granted by the Assistant Secretary with jurisdiction over the regulations for which a waiver was requested. In those cases in which a General Deputy Assistant Secretary granted the waiver, the General Deputy Assistant Secretary was serving in the absence of the Assistant Secretary in accordance with the office's Order of Succession.

This notice covers waivers of regulations granted by HUD from October 1, 2023 through December 31, 2023. For ease of reference, the waivers granted by HUD are listed by HUD program office (for example, the Office of Community Planning and Development, the Office of Fair Housing and Equal Opportunity, the Office of Housing, and the Office of Public and Indian Housing, etc.). Within each program office grouping, the waivers are listed sequentially by the regulatory section of title 24 of the Code of Federal Regulations (CFR) that is being waived. For example, a waiver of a provision in 24 CFR part 58 would be listed before a waiver of a provision in 24 CFR part 570.

Where more than one regulatory provision is involved in the grant of a particular waiver request, the action is listed under the section number of the first regulatory requirement that appears in 24 CFR and that is being waived. For example, a waiver of both § 58.73 and § 58.74 would appear sequentially in the listing under § 58.73.

Waiver of regulations that involve the same initial regulatory citation are in time sequence beginning with the earliest-dated regulatory waiver.

Additionally, this notice includes waivers made pursuant to the Coronavirus Aid, Relief and Economic Security Act (CARES Act), not previously published in the **Federal Register**. These waivers are listed separately from other individual waivers within each program office grouping, as CARES Act waivers broadly covered all affected parties rather than individual, case-by-case situations. The lists include additional Memoranda and Notices issued regarding broad CARES Act waivers provided by HUD since the enactment of the Act on March 27, 2020. In addition, the lists provide a short, two- or three-line description of each memo or notice, identifying the specific

CARES Act authority and purpose of the waivers addressed therein.

Should HUD receive additional information about waivers granted during the period covered by this report (the fourth quarter of calendar year 2023) before the next report is published (the first quarter of calendar year 2024), HUD will include any additional waivers granted for the fourth quarter in the next report.

Accordingly, information about approved waiver requests pertaining to HUD regulations is provided in the Appendix that follows this notice.

**Benjamin Klubes,**

*Principal Deputy General Counsel.*

## Appendix

### Listing of Waivers of Regulatory Requirements Granted by Offices of the Department of Housing and Urban Development October 1, 2023 Through December 31, 2023

**Note to Reader:** More information about the granting of these waivers, including a copy of the waiver request and approval, may be obtained by contacting the person whose name is listed as the contact person directly after each set of regulatory waivers granted.

The regulatory waivers granted appear in the following order:

- I. Regulatory waivers granted by the Office of Community Planning and Development.
- II. Regulatory waivers granted by the Office of Housing.
- III. Regulatory waivers granted by the Office of Public and Indian Housing.

#### I. Regulatory Waivers and Alternative Requirements Granted by the Office of Community Planning and Development

For further information about the following regulatory waivers, please see the name of the contact person that immediately follows the description of the waiver granted.

- *Regulation:* 24 CFR 92.214(a)(1) and (a)(6), and 24 CFR 92.504(a).

*Project/Activity:* The City of Chicago, Illinois requested waivers of 24 CFR 92.214(a)(1) and (a)(6), and 24 CFR 92.504(a) to permit it to invest additional HOME funds to stabilize Harold Washington Apartments, a financially troubled HOME project.

*Nature of Requirement:* The HOME regulation at 24 CFR 92.504(a) requires that a participating jurisdiction ensure HOME funds are used in accordance with all program requirements and written agreements. In addition, the regulation at 24 CFR 92.214(a)(1) prohibits the payment of HOME funds to capitalize a replacement reserve account and the regulation at 24 CFR 92.214(a)(6) prohibits a participating jurisdiction from investing additional HOME funds (other than tenant-based rental assistance or homeownership assistance) in a previously assisted HOME project during the required period of affordability established by the participating jurisdiction in its written agreement with the owner.

*Granted by:* Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

*Date Granted:* December 21, 2023.

*Reason Waived:* The neighborhood where the project is located has gentrified in recent years and property management staff unionized, which resulted in increases in operating costs. Consequently, the property's rental revenue became insufficient to cover various costs and the property has been operating at a loss since 2019. Given the property's high operating expenses, both a change in unit mix and an investment of additional HOME funds were required to stabilize the property financially. The additional HOME funds will be used to eliminate the private debt and capitalize a replacement reserve to decrease monthly deposits from operating income and will also fund needed capital repairs. The City must amend its written agreement to commit an additional \$2,588,212 of HOME funds for the purposes described in the waiver and convert 29 of the 87 low HOME rent units to high HOME rent units. The written agreement must also impose an additional 15-year period of affordability secured by a deed restriction following the expiration of the project's current period of affordability in 2027. The recapitalized project will remain under the new HOME period of affordability until December 4, 2042. The City must provide HUD with a copy of the amended written agreement and revised recorded restrictive covenant. Without this waiver, affordable units would be lost from the housing stock in the City and the City would be required to repay its original HOME investment.

*Contact:* Virginia Sardone, Director, Office of Affordable Housing Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7160, Washington, DC 20410, telephone (202) 708-2684.

- *Regulation:* 24 CFR 92.252(d)(1) Utility Allowance Requirements.

*Project/Activity:* The City of Santa Ana, California requested a waiver of 24 CFR 92.252(d)(1) to allow the use of the utility allowance established by the local public housing agency (PHA) for the Santa Ana Arts Apartments, a HOME-assisted project.

*Nature of Requirement:* The regulation at 24 CFR 92.252(d)(1) requires participating jurisdictions to establish maximum monthly allowances for utilities and services (excluding telephone) and update the allowances annually. However, participating jurisdictions are not permitted to use the utility allowance established by the local public housing authority for HOME-assisted rental projects for which HOME funds were committed on or after August 23, 2013.

*Granted by:* Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

*Date Granted:* December 21, 2023.

*Reason Waived:* The HOME requirements for establishing utility allowances conflict with Project Based Voucher program requirements. It is not possible to use two different utility allowances to set the rent for a single unit and it is administratively

burdensome to require a project owner to establish and implement different utility allowances for HOME-assisted and non-HOME assisted units in a project.

*Contact:* Virginia Sardone, Director, Office of Affordable Housing Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7160, Washington, DC 20410, telephone (202) 708-2684.

- *Regulation:* 24 CFR 92.252(d)(1) Utility Allowance Requirements.

*Project/Activity:* The City of Dallas, Texas requested a waiver of 24 CFR 92.252(d)(1) to allow the use of the utility allowance established by the local public housing agency (PHA) for Jaipur Lofts, a HOME-assisted project.

*Nature of Requirement:* The regulation at 24 CFR 92.252(d)(1) requires participating jurisdictions to establish maximum monthly allowances for utilities and services (excluding telephone) and update the allowances annually. However, participating jurisdictions are not permitted to use the utility allowance established by the local public housing authority for HOME-assisted rental projects for which HOME funds were committed on or after August 23, 2013.

*Granted by:* Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

*Date Granted:* December 22, 2023.

*Reason Waived:* The HOME requirements for establishing utility allowances conflict with Project Based Voucher program requirements. It is not possible to use two different utility allowances to set the rent for a single unit and it is administratively burdensome to require a project owner to establish and implement different utility allowances for HOME-assisted and non-HOME assisted units in a project.

*Contact:* Virginia Sardone, Director, Office of Affordable Housing Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7160, Washington, DC 20410, telephone (202) 708-2684.

- *Regulation:* 24 CFR 92.203(a)(1) and (2).

*Project/Activity:* Projects located in the declared-disaster area for the severe storms and tornadoes in Tennessee (DR-4751-TN).

*Nature of Requirement:* These sections of the HOME regulation require initial income determinations for HOME beneficiaries by examining source documents covering the most recent two months.

*Granted by:* Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

*Date Granted:* December 22, 2023.

*Reason Waived:* This waiver permits the participating jurisdiction to use self-certification of income, as provided in 24 CFR 92.203(a)(1)(ii), in lieu of source documentation to determine eligibility for HOME assistance of persons displaced by the disaster.

*Applicability:* These waivers are only available to participating jurisdictions within the declared-disaster area or a State participating jurisdiction of the declared-disaster area to assist those displaced by the

disaster. This waiver applies only to families displaced by the disaster (as evidenced by FEMA registration) whose income documentation was destroyed or made inaccessible by the disaster and remains in effect for six months from December 22, 2023. The participating jurisdiction or, as appropriate, HOME project owner, is required to maintain: (1) a record of FEMA registration to demonstrate that a family was displaced by the disaster; and (2) a statement signed by appropriate family members certifying to the family's size and annual income and that the family's income documentation was destroyed or is inaccessible.

**Contact:** Virginia Sardone, Director, Office of Affordable Housing Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7160, Washington, DC 20410, telephone (202) 708-2684.

- **Regulation:** 24 CFR 92.209(e), (h)(1), and (i).

**Project/Activity:** Projects located in the declared-disaster area for the severe storms and tornadoes in Tennessee (DR-4751-TN).

**Nature of Requirement:** Section 92.209(e) requires that the term of a HOME TBRA contract made with a landlord begin on the first day of the lease. Section 92.209(h)(1) limits the subsidy that a participating jurisdiction may pay toward a TBRA recipient's rent to the difference between the participating jurisdiction's rent standard for the unit size and 30 percent of the family's monthly adjusted income. Section 92.209(i) requires that units occupied by TBRA recipients meet the housing quality standards established in 24 CFR 982.401.

**Granted by:** Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** Waiving these provisions provides the participating jurisdiction with greater flexibility to use tenant-based rental assistance as an emergency housing resource.

**Applicability:** All of these waivers are only available to a participating jurisdiction within the declared-disaster area or a State participating jurisdiction of the declared-disaster areas providing TBRA to those displaced by the disaster, in accordance with the applicable conditions described below.

The requirement in 24 CFR 92.209(e) that the start date of a TBRA contract begin on the first day of the term of a tenant's lease is waived for TBRA contracts a participating jurisdiction executes for persons or families displaced by the disaster, as evidenced by the tenant's FEMA registration or other relevant documentation acceptable to the PJ, for a period of 24 months after December 22, 2023. The other requirements in 24 CFR 92.209(e) are not waived. The provision of 24 CFR 92.209(h)(1) imposing the maximum amount of TBRA assistance a participating jurisdiction may provide to a family under HOME TBRA is waived for TBRA recipients who are displaced by the disaster, as evidenced by the family's FEMA registration, for a period of 24 months after December 22, 2023. The other provisions of 24 CFR 92.209(h) are not waived. The waiver of the

housing quality standards requirements at 24 CFR 92.209(i) applies to units leased by TBRA recipients who were displaced by the disaster, as evidenced by the recipient's FEMA registration, and are being assisted through a HOME TBRA program funded by the participating jurisdiction for a period of 24 months after December 22, 2023. Units must meet any applicable State and local health and safety codes and requirements. The lead safe housing requirements of 24 CFR part 35, subpart M, made applicable to units leased by recipients of HOME TBRA by the HOME regulation at 24 CFR 92.355, are not waived.

**Contact:** Virginia Sardone, Director, Office of Affordable Housing Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7160, Washington, DC 20410, telephone (202) 708-2684.

- **Regulation:** 24 CFR 92.222(b)(1).

**Project/Activity:** Any participating jurisdiction located in the declared-disaster area for the severe storms and tornadoes in Tennessee (DR-4751-TN).

**Nature of Requirement:** Section 220(a) of NAHA (42 U.S.C. 12750(a)) and 24 CFR 92.218 require all HOME participating jurisdictions to contribute throughout the fiscal year to housing that qualifies as affordable housing under the HOME program. The contributions must total no less than 25 percent of the HOME funds drawn from the participating jurisdiction's HOME Investment Trust Fund Treasury account. Section 220(d)(5) of NAHA (42 U.S.C. 12750(d)(5)) and 24 CFR 92.222(b) also permit HUD to reduce this matching requirement for a participating jurisdiction located in a declared-disaster area for any funds drawn from a participating jurisdiction's HOME Investment Trust Fund by up to 100 percent during any part of a fiscal year impacted by the disaster.

**Granted by:** Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** Given the urgent housing needs created by the disaster and the substantial financial impact the participating jurisdiction will face in addressing those needs, the approval of a 100 percent match reduction for participating jurisdictions in the declared-disaster areas, rather than on an case-by-case basis, will relieve administrative and financial burden on affected participating jurisdictions by expediting the process for reduction and the need to identify and provide matching contributions to HOME projects.

**Applicability:** This match reduction applies to funds expended by a participating jurisdiction located in the declared-disaster areas from October 1, 2022, through September 30, 2024. The waiver also applies to State-funded HOME projects located in declared-disaster areas.

**Contact:** Virginia Sardone, Director, Office of Affordable Housing Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7160, Washington, DC 20410, telephone (202) 708-2684.

- **Regulation:** 24 CFR 92.251.

**Project/Activity:** Projects located in the declared-disaster area for the severe storms and tornadoes in Tennessee (DR-4751-TN).

**Nature of Requirement:** This provision requires that housing assisted with HOME funds meet property standards based on the activity undertaken, *i.e.*, acquisition of housing including through homebuyer assistance, and state and local standards and codes or model codes for rehabilitation and new construction.

**Granted by:** Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** This waiver is required to enable the participating jurisdiction to meet the critical housing needs of families whose housing was damaged and families who were displaced by the disaster.

**Applicability:** This waiver applies only to housing units located in the declared-disaster areas which were damaged by the disaster and to which HOME funds are committed within two years of December 22, 2023. Property standard requirements are waived for repair of properties damaged by the disaster. Units must meet State and local health and safety codes. The lead housing safety regulations established in 24 CFR part 35 are not waived. Also, accessibility requirements at 24 CFR 92.251(a)(2)(i) are not waived.

**Contact:** Virginia Sardone, Director, Office of Affordable Housing Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7160, Washington, DC 20410, telephone (202) 708-2684.

- **Regulation:** 24 CFR 93.151(c).

**Project/Activity:** Projects located in the declared-disaster area for the severe storms and tornadoes in Tennessee (DR-4751-TN).

**Nature of Requirement:** This section of the HTF regulation requires initial income determinations for HTF beneficiaries by examining source documents covering the most recent two months.

**Granted by:** Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** This waiver permits the grantee to use self-certification of income, as provided in 24 CFR 93.151(d)(2), for HTF assisted units in lieu of source documentation to determine initial eligibility of persons displaced by the disaster.

**Applicability:** This waiver is only available to the grantee of the declared-disaster area. This waiver applies only to families displaced by the disaster (as evidenced by FEMA registration or other documentation acceptable to the HTF grantee) whose income documentation was destroyed or made inaccessible by the disaster and remains in effect for six months from December 22, 2023. The grantee or, as appropriate, HTF project owner, is required to maintain: (1) a record of FEMA registration to demonstrate that a family was displaced by the disaster; and (2) a statement signed by appropriate family members certifying to the family's size and annual income and that the family's

income documentation was destroyed or is inaccessible.

**Contact:** Virginia Sardone, Director, Office of Affordable Housing Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7160, Washington, DC 20410, telephone (202) 708-2684.

- **Regulation:** 24 CFR 93.400(d)(2).

**Project/Activity:** The State of South Dakota requested a waiver of 24 CFR 93.400(d)(2) to extend the expenditure deadline for its Fiscal Year 2018 grant funds which are currently committed to the North Star II and Creekside Apartments projects, designated as IDIS activities #4504 and 4505, respectively.

**Nature of Requirement:** The regulation at 24 CFR 93.400(d)(2) requires HUD to reduce or recapture any fiscal year grant funds in the State's HTF Treasury account that are not expanded within 5 years after the date of HUD's execution of the HTF grant agreement. Therefore, the State must expend its annual HTF allocation within 5 years after the date of HUD's execution of the HTF grant agreement.

**Granted by:** Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 21, 2023.

**Reason Waived:** The Department determined that there is sufficient good cause to grant a waiver of the requirement in 24 CFR 93.400(d)(2) to reduce or recapture the State's unexpended FY 2018 HTF funds committed to the North Star II and Creekside Apartments projects due to construction delays caused by the COVID-19 public health emergency. This waiver will extend the expenditure deadline for the State's FY 2018 HTF funds until September 12, 2024, which will enable the State to retain HTF funds committed to the projects and prevent the potential loss of affordable units if the projects lose necessary funds for completion.

**Contact:** Virginia Sardone, Director, Office of Affordable Housing Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7160, Washington, DC 20410, telephone (202) 708-2684.

- **Regulation:** 24 CFR 91.105(b)(4), (c)(2), and (k); 24 CFR 91.115(b)(4), (c)(2), and (i).

**Project/Activity:** The State of Tennessee and any HUD Community Planning and Development (CPD) grantee located in the counties included in the declared-disaster area (see DR-4751-TN) seeking to expedite action in response to severe storms and tornadoes, may avail themselves of this waiver upon notification to the Community Planning and Development Director in its respective HUD Field Office. This authority is in effect for grantees in the areas covered by the major disaster declaration under title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Stafford Act), DR-4751-TN dated December 13, 2023, as may be amended (the "Tennessee declared-disaster areas") and is limited to facilitating preparation of the FY 2024 consolidated plan and substantial amendments to prior year plans.

**Nature of Requirement:** The regulations at 24 CFR 91.105(b)(4), (c)(2), and (k); and 24

CFR 91.115(b)(4), (c)(2), and (i) require a 30-day public comment period in the development of a consolidated plan and prior to the implementation of a substantial amendment.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** Several CPD grantees were affected by severe storms and tornadoes that hit Tennessee and received a major disaster declaration on December 13, 2023. As a result of substantial property loss and destruction, many individuals and families residing in the Tennessee declared-disaster areas were displaced from their homes, including beneficiaries of various CPD programs, and families eligible to receive CPD program assistance. The waiver granted will allow grantees to expedite recovery efforts for low- and moderate-income residents affected by the property loss and destruction resulting from this event by allowing grantees to shorten the required public comment period to no less than 7 days.

**Contact:** Robert C. Peterson, Director, State and Small Cities Division, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7282, Washington, DC 20410, telephone (202) 402-4211.

- **Regulation:** 24 CFR 91.105(b)(2), (c)(2), and (k); 24 CFR 91.115(b)(2), (c)(2), and (i).

**Project/Activity:** The State of Tennessee and any HUD Community Planning and Development (CPD) grantee located in the counties included in the Tennessee declared-disaster areas (see DR-4751-TN) seeking to expedite action in response to severe storms and tornadoes, may avail themselves of this waiver upon notification to the Community Planning and Development Director in its respective HUD Field Office. This authority is in effect for grantees within the Tennessee declared-disaster areas and is limited to facilitating preparation of FY 2024 consolidated plan and substantial amendments to prior year plans.

**Nature of Requirement:** The regulations at 24 CFR 91.105(c)(2) and (k) and 24 CFR 91.115(c)(2) and (i) require the grantee to follow its citizen participation plan to provide citizens with reasonable notice and opportunity to comment. The citizen participation plan must state how reasonable notice and opportunity to comment will be given.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** As stated above, several CPD grantees were affected by severe storms and tornadoes that hit Tennessee and received a major disaster declaration on December 13, 2023. As a result of substantial property loss and destruction, many individuals and families residing in the Tennessee declared-disaster areas were displaced from their homes, including beneficiaries of various CPD programs, and families eligible to receive CPD program assistance. The waiver granted will allow

grantees to determine what constitutes reasonable notice and opportunity to comment given their circumstances and provide that level of notice and opportunity to comment when amending prior year plans in response to the disaster.

**Contact:** Robert C. Peterson, Director, State and Small Cities Division, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7282, Washington, DC 20410, telephone (202) 402-4211.

- **Regulation:** 24 CFR 570.207(b)(4).

**Project/Activity:** All CDBG grantees located within and outside declared disaster areas assisting persons and families who have registered with FEMA in connection with the severe storms and tornadoes that hit Tennessee and resulted in a disaster declaration on December 13, 2023 (see DR-4751-TN).

**Nature of Requirement:** The CDBG regulations at 24 CFR 570.207(b)(4) prohibit income payments, but permit emergency grant payments for three months. "Income payments" means a series of subsistence-type grant payments made to an individual or family for items such as food, clothing, housing (rent or mortgage), or utilities. Emergency grant payments made over a period of up to three consecutive months to the providers of such items and services on behalf of an individual or family are eligible public services.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** HUD waives the provisions of 24 CFR 570.207(b)(4) to permit emergency grant payments for items such as food, clothing, housing (rent or mortgage), or utilities for up to six consecutive months. While this waiver allows emergency grant payments to be made for up to six consecutive months, the payments must still be made to service providers as opposed to the affected individuals or families. Many individuals and families have been forced to abandon their homes due to the damage associated with severe storms and tornadoes. The waiver will allow CDBG grantees, including grantees providing assistance to evacuees outside the Tennessee declared-disaster areas, to pay for the basic daily needs of individuals and families affected by the severe storms and tornadoes on an interim basis. This authority is in effect through the end of the grantee's 2024 program year. This waiver aligns with waivers currently in effect for CDBG coronavirus (CDBG-CV) grants. The six-month periods allowed by waiver for CDBG and CDBG-CV shall not be used consecutively for the same beneficiary.

**Contact:** Robert C. Peterson, Director, State and Small Cities Division, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7282, Washington, DC 20410, telephone (202) 402-4211.

### *Housing Opportunities for Persons With AIDS*

#### *Regulatory Waivers Granted Fourth Quarter of Calendar Year 2023*

#### **Mega-Waiver for Tennessee Severe Storms and Tornadoes—Housing Opportunities for Persons With AIDS (HOPWA) Program**

On December 22, 2023, HUD issued a memorandum offering waivers of certain statutory and regulatory requirements associated with several Community Planning and Development (CPD) grant programs to address damage and facilitate recovery from Tennessee severe storms and tornadoes in areas covered by a major disaster declaration under Title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Stafford Act), DR-4751-TN, dated December 13, 2023, as may be amended (the “declared-disaster areas”).

- **Regulation:** 24 CFR 574.310(b)(2), Habitability Standards.

**Project/Activity:** The habitability requirements in 24 CFR 574.310(b)(2) are waived for units in the declared-disaster areas that are or will be occupied by HOPWA-eligible households, provided that the units are free of life-threatening conditions as defined under table 65 on pages 292–294 of the NSPIRE standards at: [www.hud.gov/sites/dfiles/PIHdocuments/6092-N-O5nspire\\_final\\_standards.pdf](http://www.hud.gov/sites/dfiles/PIHdocuments/6092-N-O5nspire_final_standards.pdf). Grantees must ensure that these units meet HOPWA habitability standards within 60 days of the date of December 22, 2023.

**Nature of Requirement:** Section 574.310(b)(2) of the HOPWA regulations provides minimum habitability standards that apply to all housing for which HOPWA funds are used for acquisition, rehabilitation, conversion, lease, or repair; new construction of single room occupancy dwellings and community residences; project or tenant-based rental assistance; or operating costs under 24 CFR 574.300(b)(3), (4), (5), or (8).

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** This waiver is required to enable grantees and project sponsors to expeditiously meet the critical housing needs of the many eligible families in the declared disaster areas.

**Contact:** Lisa Steinhauer, Office of HIV/AIDS Housing, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7248, Washington, DC 20410, telephone (215) 861-7651, [lisa.a.steinhauer@hud.gov](mailto:lisa.a.steinhauer@hud.gov).

- **Regulation:** 24 CFR 574.320(a)(1), Maximum Subsidy.

**Project/Activity:** Provided that the maximum subsidy is otherwise calculated as provided by § 574.320(a)(1), the requirement to use the rent standard as provided by § 574.320(a)(1) is waived. This waiver applies to the calculation of rental assistance for any rent amount that takes effect during the two-year period beginning on December 22, 2023, for any individual or family who is renting or executes a lease for a unit in the declared-disaster areas. This waiver would apply for twelve months from the date of the execution

of the lease. Grantees and project sponsors must still ensure the reasonableness of rent charged for units in the declared-disaster areas in accordance with § 574.320(a)(3).

**Nature of Requirement:** The amount of grant funds used to pay monthly assistance for an eligible person may not exceed the difference between: (i) The lower of the rent standard or reasonable rent for the unit; and (ii) The resident’s rent payment calculated under § 574.310(d).

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** Permitting the maximum rental assistance subsidy to be calculated under 24 CFR 574.320(a)(1) without regard to the rent standard would enable HOPWA grantees to expedite efforts to meet the critical housing needs of low-income people living with HIV and their families in the declared-disaster areas. Under the programmatic requirements at 24 CFR 574.320(a)(2), the rent standard shall be no more than the published section 8 fair market rent (FMR) or the HUD-approved community-wide exception for the unit size. In addition, on a unit-by-unit basis, the grantee may increase that amount by up to 10 percent for up to 20 percent of the units assisted. Notice CPD-22-10 Clarification of Rent Standard Requirement for the Housing Opportunities for Persons With AIDS (HOPWA) Program provides additional clarity and flexibility on how HOPWA grantees can administer the rent standard in accordance with 24 CFR 574.320(a)(2) and the Regulatory and Administrative Requirement Waivers and Flexibilities Available to HUD Public Housing and Section 8 During CY 2022 and CY 2023 to Public 16 Housing Agencies To Assist With Recovery and Relief Efforts on Behalf of Families Affected by Presidentially Declared Disasters, 87 FR 469 (Section 8 Disaster Notice) provides additional rent standard flexibility in presidentially declared disaster areas. Due to the extensive damage to housing units in the declared disaster area and the need to ensure safe and decent units are immediately available to eligible households to prevent homelessness and protect the health of the people with HIV served under the program, HUD has determined that it is not practicable for grantees to be held to the rent standards in 24 CFR 574.320(a)(2) even with the additional flexibilities under Notice CPD-22-10 and the Section 8 Disaster Notice. Waiving the requirement to use the rent standard in the calculation of the maximum monthly rental assistance amount under § 574.320(a)(1), while still requiring that the unit be rent reasonable in accordance with § 574.320(a)(3), will make more units immediately available to HOPWA eligible individuals and families in need of permanent housing in the declared-disaster areas and will help to quickly stabilize their housing and health.

**Contact:** Lisa Steinhauer, Office of HIV/AIDS Housing, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7248, Washington,

DC 20410, telephone (215) 861-7651, email: [lisa.a.steinhauer@hud.gov](mailto:lisa.a.steinhauer@hud.gov).

- **Regulation:** 24 CFR 574.530, Recordkeeping.

**Project/Activity:** The recordkeeping requirement at 24 CFR 574.530 is waived to the extent necessary to allow HOPWA grantees, located within and outside of the declared disaster areas, to assist displaced persons and families, provided that the grantees (1) require written certification of HIV status and income of such individuals and families seeking assistance and (2) obtain source documentation of HIV status and income eligibility within six months of December 22, 2023.

**Nature of Requirement:** Each grantee must maintain records to document compliance with HOPWA requirements, which includes determining the eligibility of a family to receive HOPWA assistance.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** This waiver will permit HOPWA grantees and project sponsors, located within and outside of the declared-disaster areas, to rely upon a family member’s self-certification of income and HIV status in lieu of source documentation to determine eligibility for HOPWA assistance for individuals and families displaced by the disaster. Many individuals and families displaced by the disaster whose homes have been destroyed or damaged will not have immediate access to documentation of income or medical records and, without this waiver, will be unable to document their eligibility for HOPWA assistance.

**Contact:** Lisa Steinhauer, Office of HIV/AIDS Housing, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7248, Washington, DC 20410, telephone (215) 861-7651, email: [lisa.a.steinhauer@hud.gov](mailto:lisa.a.steinhauer@hud.gov).

#### **I. Mega-Waiver for Tennessee Severe Storms and Tornadoes—CoC and YHDP**

On December 22, 2023, Principal Deputy Assistant Secretary Marion McFadden issued a memorandum offering waivers of certain statutory and regulatory requirements associated with several Community Planning and Development (CPD) grant programs to address damage and facilitate recovery from severe storms and tornadoes in areas of Tennessee covered by a major disaster declaration under Title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Stafford Act), DR-4751-TN, dated December 13, 2023, and as may be amended (the “declared-disaster areas”). The following summarizes the waivers available for CoC Program Recipients.

**CoC and YHDP—Permanent Housing Rapid Re-Housing Limit to 24 Months of Rental Assistance**

- **Regulation:** 24 CFR 578.37(a)(1)(ii), 24 CFR 578.37(a)(1)(ii)(C), and 24 CFR 578.51(a)(1)(i).

**Project/Activity:** For two years from the issuance of the waiver, the 24-month limit on rental assistance is waived for individuals and families who meet the following criteria.

(1) The individual or family lives in a declared-disaster area or was displaced from a declared-disaster area as a result of the disaster; and (2) the individual or family is currently receiving rental assistance or begins receiving rental assistance within two years after the date of the issuance of the waiver.

**Nature of Requirement:** The CoC Program regulation at 24 CFR 578.37(a)(1)(ii) and 24 CFR 578.51(a)(1)(i) defines medium-term rental assistance as 3 to 24 months and 24 CFR 578.37(a)(1)(ii) and 24 CFR 578.37(a)(1)(ii)(C) limits rapid re-housing projects to medium-term rental assistance, or no more than 24 months.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** Waiving the 24-month cap on rapid re-housing rental assistance will assist individuals and families affected by the disaster, including those already receiving rental assistance as well as those who will receive rental assistance within 2 years of the date of the issuance of the waiver, to maintain stable permanent housing in another area and help them return to their hometowns, as desired, when additional permanent housing becomes available. It will also provide additional time to stabilize individuals and families in permanent housing where vacancy rates are extraordinarily low due to the disaster. Experience with prior disasters has shown us some program participants need additional months of rental assistance to identify and stabilize in housing of their choice, which can mean moving elsewhere until they are able to return to their hometowns.

**Contact:** Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

#### CoC and YHDP—One Year Lease Requirement

- **Regulation:** 24 CFR 578.3, definition of permanent housing, 24 CFR 578.51(l)(1).

**Project/Activity:** The one-year lease requirement is waived for two years beginning on the date of the issuance of the waiver for program participants living in a declared-disaster area or program participants displaced from a declared-disaster area as a result of the disaster, so long as the initial lease term of all leases is for more than one month, and the leases are renewable for terms that are a minimum of one month long and the leases are terminable only for cause.

**Nature of Requirement:** The CoC Program regulation at 24 CFR 578.3, definition of permanent housing, and 24 CFR 578.51(l)(1) requires program participants residing in permanent housing to be the tenant on a lease for a term of one year that is renewable and terminable only for cause.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** Waiving the one-year lease requirement will allow program participants

receiving PSH or RRH assistance under the CoC Program to enter into leases that have an initial term of less than one year, so long as the leases have an initial term of more than one month. While some program participants desire to identify new housing, many program participants displaced during the disaster desire to return to their original permanent housing units when repairs are complete because of proximity to schools and access to public transportation and services. Additionally, it will permit new program participants to identify permanent housing units in a tight rental market where many landlords prefer lease terms of less than one year and might not be willing to alter their policies regarding the length of lease terms when considering permanent housing applicants. Therefore, HUD had determined that waiving the one-year lease requirement will improve the housing options available to program participants in permanent housing projects.

**Contact:** Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

#### CoC and YHDP—One-Time Limit on Moving Costs

- **Regulation:** 24 CFR 578.53(e)(2)

**Project/Activity:** The one-time limit on moving costs of program participants is waived for two years beginning on the date of the issuance of the waiver for program participants living in a declared-disaster area or program participants displaced from a declared-disaster area as a result of the disaster.

**Nature of Requirement:** The CoC Program regulation at 24 CFR 578.53(e)(2) limits recipients of supportive service funds to using those funds to pay for moving costs to provide reasonable moving assistance, including truck rental and hiring a moving company, to only one-time per program participant.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** Waiving this provision will permit recipients to pay for reasonable moving costs for program participants more than once and will assist program participants affected by the disaster as well as those who become homeless in the areas impacted by the disaster to stabilize in housing locations of their choice. Many current program participants received assistance moving into their assisted units prior to being displaced by the disaster, and experience with prior disasters has shown us some program participants will need additional assistance moving to a new unit while others will need assistance moving back to their original units after repairs are completed. Further, until the housing market stabilizes, experience has shown many program participants will need to move more than once during their participation in a program to find a unit that best meets their needs.

**Contact:** Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

#### CoC and YHDP—Fair Market Rent (FMR) Cap on Rent Paid With Leasing Funds

- **Regulation:** 24 CFR 578.49(b)(2).

**Project/Activity:** The FMR restriction is waived for any lease executed by a recipient or subrecipient in declared-declared areas to provide transitional or permanent supportive housing during the 2-year period beginning on the date of the issuance of the waiver. The affected recipient or subrecipient must still ensure that rent paid for individual units that are leased with CoC Program leasing dollars meet the rent reasonableness standard in 24 CFR 578.49(b)(2) meaning the rent paid must be reasonable in relation to rents being charged for comparable units, taking into account the location, size, type, quality, amenities, facilities, and management services.

**Nature of Requirement:** The CoC Program regulation at 24 CFR 578.49(b)(2) prohibits a recipient from using grant funds for leasing to pay above FMR when leasing individual units, even if the rent is reasonable when compared to other similar, unassisted units.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** Waiving the limit on using leasing funds to pay above FMR for individual units above FMR, but not greater than reasonable rent, will provide recipients and subrecipients with more flexibility in identifying housing options for program participants in declared-declared areas. The rental markets in areas impacted by disasters are often more expensive after the disaster due to decreased housing stock and increased rents. These more expensive rents are not reflected in the HUD-determined FMRs.

**Contact:** Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

#### CoC and YHDP—Disability Documentation for Permanent Supportive Housing (PSH)

- **Regulation:** 24 CFR 578.103(a) and 24 CFR 578.103(a)(4)(i)(B).

**Project/Activity:** The requirement that intake-staff recorded observations of disability be confirmed and accompanied by other evidence no later than 45 days from the date of application for assistance is waived for any program participant admitted into PSH funded by the CoC program one-year from the date of the issuance of the waiver so long as (1) the intake-staff records observations of disability in the client file at time of application; or (2) the individual seeking assistance provides written certification that they have a qualifying disability is provided at time of application.

**Nature of Requirement:** 24 CFR 578.103(a) requires recipient to maintain records

providing evidence they met program requirements and 24 CFR 578.103(a)(4)(i)(B) establishes the requirements for documenting disability for individuals and families that meet the “chronically homeless” definition in 24 CFR 578.3. Acceptable evidence of disability includes intake-staff recorded observations of disability no later than 45 days from the date of application for assistance, which is confirmed and accompanied by evidence in paragraphs 24 CFR 578.103(a)(4)(i)(B)(1), (2), (3), or (5). HUD is waiving the requirement to obtain additional evidence to confirm staff-recorded observations of disability.

*Granted By:* Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

*Date Granted:* December 22, 2023.

*Reason Waived:* Waiving the requirement to obtain additional evidence of disability as provided in 24 CFR 578.103(a)(4)(i)(B)(4) as specified below will allow recipient to house people impacted by severe storms and tornadoes in Tennessee by relying on intake staff-recorded observations of disability or a written self-certification by the program participant. This will help individuals and families with disabilities to expeditiously receive needed housing assistance when paperwork from the Social Security Administration or medical professionals cannot be quickly obtained.

*Contact:* Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

## II. Mega-Waiver for Tennessee Severe Storms and Tornadoes—ESG

On December 22, 2023, Principal Deputy Assistant Secretary Marion McFadden issued a memorandum offering waivers of certain statutory and regulatory requirements associated with several Community Planning and Development (CPD) grant programs to address damage and facilitate recovery from severe storms and tornadoes in areas of Tennessee covered by a major disaster declaration under Title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Stafford Act), DR-4720-VT, dated December 13, 2023, and as may be amended (the “declared-disaster areas”). The following summarizes the waivers available for ESG Program Recipients.

ESG—Term Limits on Rental Assistance and Housing Relocation and Stabilization Services

- *Regulation:* 24 CFR 576.106(a); 24 CFR 576.105(a)(5); and 24 CFR 576.105(b)(2)—Term limits on Rental Assistance and Housing Relocation and Stabilization Services.

*Project/Activity:* The 24-month limits on rental assistance and housing relocation and stabilization services are waived for individuals and families who meet both of the following criteria: (1) the individual or family lives in a declared-disaster area or was displaced from a declared-disaster area as a result of severe storms and tornadoes in Tennessee; and (2) the individual or family

is currently receiving rental assistance or housing relocation stabilization services or begins receiving rental assistance or housing relocation and stabilization services within two years after the date of the issuance of the waiver. For these individuals and families, ESG funds may be used to provide up to 36 consecutive months of rental assistance, utility payments, and housing stability case management, in addition to the 30 days of housing stability case management that may be provided before the move into permanent housing under 24 CFR 576.105(b)(2). HUD will also consider further waiver requests to allow assistance to be provided for longer than three years, if the recipient demonstrates good cause.

*Nature of Requirement:* The ESG regulation at 24 CFR 576.106(a) prohibits a program participant from receiving more than 24 months of ESG rental assistance during any 3-year period. Section 576.105(a)(5) prohibits a program participant from receiving more than 24 months of utility payments under ESG during any 3-year period. Section 576.105(b)(2) limits the provision of housing stability case management to 30 days while the program participant is seeking permanent housing and 24 months while the program participant is living in permanent housing.

*Granted By:* Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

*Date Granted:* December 22, 2023.

*Reason Waived:* Waiving the 24-month caps on rental assistance, utility payments, and housing stability case management assistance will assist individuals and families, both those already receiving assistance and those who will receive assistance subsequent to the date of the issuance of the waiver to maintain stable permanent housing in place or in another area and help them return to their hometowns, as desired, when additional permanent housing is available.

*Contact:* Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

ESG—Restriction of Rental Assistance to Units With Rent at or Below Fair Market Rent (FMR)

- *Regulation:* 24 CFR 576.106(d)(1).

*Project/Activity:* The FMR restriction is waived for any rent amount that takes effect during the two-year period beginning on the date of the issuance of the waiver for any individual or family who is renting or executes a lease for a unit in a declared-disaster area. However, the affected recipients and their subrecipients must still ensure that the units in which ESG assistance is provided to these individuals and families meet the rent reasonableness standard. HUD will consider requests to waive the FMR restriction for rent amounts that take effect after the two-year period, if a recipient demonstrates good cause.

*Nature of Requirement:* Under 24 CFR 576.106(d)(1), rental assistance cannot be provided unless the total rent is equal to or less than the FMR established by HUD, as

provided under 24 CFR part 888, and complies with HUD’s standard of rent reasonableness, as established under 24 CFR 982.507.

*Granted By:* Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

*Date Granted:* December 22, 2023.

*Reason Waived:* HUD granted this waiver to enable ESG recipients to meet the critical housing needs of individuals and families whose housing was damaged or who were displaced as a result of severe storms and tornadoes in Tennessee. Waiving the FMR restriction will make more units available to individuals and families in need of permanent housing.

*Contact:* Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

ESG—Housing Standards

- *Regulation:* 24 CFR 576.403(c).

*Project/Activity:* The ESG housing standards at 24 CFR 576.403(c) are waived for units in the declared disaster area that are or will be occupied by individuals or families eligible for ESG Rapid Re-housing or Homelessness Prevention assistance, provided that: 1. Each unit must still meet applicable state and local standards; 2. Each unit must be free of life-threatening conditions listed under table 65 on pages 292–294 of the NSPIRE standards at: [www.hud.gov/sites/dfiles/PII-1/documents/6092-NO5nspire\\_final\\_standards.pdf](http://www.hud.gov/sites/dfiles/PII-1/documents/6092-NO5nspire_final_standards.pdf); and 3. Recipients must make sure all units in which program participants are assisted meet the ESG housing standards within 60 days of the date of the issuance of the waiver.

*Nature of Requirement:* If ESG funds are used to help a program participant remain in or move into housing, the housing must meet the minimum habitability standards provided in 24 CFR 576.403(c).

*Granted By:* Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

*Date Granted:* December 22, 2023.

*Reason Waived:* This waiver is needed to enable ESG recipients to expeditiously meet the critical housing needs of many eligible individuals and families in the declared disaster area.

*Contact:* Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

ESG—Shelter Standards

- *Regulation:* 24 CFR 576.403(b).

*Project/Activity:* The ESG shelter standards at 24 CFR 576.403(b) are waived for shelters in the declared disaster area that are or will be occupied by individuals and families eligible for ESG emergency shelter assistance, provided that: (1) Each shelter must meet applicable state and local standards; (2) Each shelter must be free of life-threatening conditions defined in Notice PIH 2017-20

(HA); and (3) Recipients ensure that these shelters meet ESG shelter standards within 60 days of the date of the issuance of the waiver.

**Nature of Requirement:** If ESG funds are used for shelter operations costs, the shelter must meet the minimum safety, sanitation and privacy standards under 24 CFR 576.403(b). If ESG funds are used to convert a building into a shelter, rehabilitation a shelter, or otherwise renovate a shelter, the shelter must meet the minimum safety, sanitation, and privacy standards in 24 CFR 576.403(b) as well as applicable state or local government safety and sanitation standards.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** This waiver is needed to enable ESG recipients to expeditiously meet the critical emergency shelter needs of many eligible individuals and families in the declared disaster area.

**Contact:** Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

ESG—Limited Waiver of 24-Month Expenditure Deadline for Rapid Re-Housing and Homelessness Prevention Assistance and Related Administrative and HMIS Costs

- **Regulation:** 24 CFR 576.203(b).

**Project/Activity:** The expenditure deadline is waived only for costs of providing homelessness prevention and rapid re-housing assistance to individuals and families under the flexibility provided by ESG waivers on term limits on rental assistance and housing relocation and stabilization services; restriction of rental assistance to units with rent at or below FMR; assisting program participants with subleases; and reasonable HMIS and administrative costs related to that assistance. In addition, no expenditure may be made or charged to any grant on or after the date Treasury closes the relevant account as provided by 31 U.S.C. 1552.

**Nature of Requirement:** Section 576.203(b) of the ESG regulations requires all expenditures under an ESG grant to be made within 24 months after the date HUD signs the grant agreement with the recipient. For purposes of this requirement, expenditure means either an actual cash disbursement for a direct charge for a good or service or an indirect cost, or the accrual of a direct charge for a good or service or an indirect cost.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** Providing a limited waiver of the expenditure deadline for costs of providing homelessness prevention and rapid re-housing assistance to individuals and families will support recipients' ability to assist individuals and families as provided by other ESG program waivers related to this disaster.

**Contact:** Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of

Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

ESG—Assisting Program Participants With Subleases

- **Regulation:** 24 CFR 576.105 and 24 CFR 576.106.

**Project/Activity:** The requirements in 24 CFR 576.105 and 576.106 are waived to the extent that the references to “owner” and “lease” in 24 CFR 576.105 and 576.106 restrict an individual or family from receiving assistance in a unit they rent from the primary leaseholder, provided that all of the following criteria are met: (1.) The individual or family lives in the declared-disaster area or was displaced from the declared-disaster area as a result of severe storms and tornadoes in Tennessee; (2.) The individual or family is currently receiving ESG-funded rental assistance as the leaseholder or housing relocation stabilization services or begins receiving rental assistance or housing relocation stabilization services within two years after the date of the issuance of the waiver; (3.) The individual or family chooses to rent a unit through a legally valid sublease or lease with the primary leaseholder for the unit; and (4.) The recipient has developed written policies to apply the requirements of 24 CFR 576.105, 24 CFR 576.106, 24 CFR 576.409, and 24 CFR 576.500(h) with respect to that program participant by reading the references to “owner” and “housing owner” to apply to the primary leaseholder and reading the references to “lease” to apply to the program participant’s sublease or lease with the primary leaseholder.

**Nature of Requirement:** The use of “owner” and “lease” in 24 CFR 576.105 and 576.106 prohibit program participants from receiving rental assistance under 24 CFR 576.106 and certain services under 24 CFR 576.105 with respect to units that program participants rent from a person other than the owner or the owner’s agent. Justification: By increasing the permissible housing options for program participations, this waiver would allow the recipient to meet the critical housing needs of more eligible individuals and families in the declared disaster area.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 22, 2023.

**Reason Waived:** By increasing the permissible housing options for program participations, this waiver would allow the recipient to meet the critical housing needs of more eligible individuals and families in the declared disaster area.

**Contact:** Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

### III. Individual Waivers—CoC Program

- **Regulation:** 24 CFR 578.3, definition of permanent housing, 24 CFR 578.51(l)(1).

**Recipient:** Boise City/Ada County Housing Authority.

**Grant numbers:** ID0002L0E002215 and ID0002L0E002316.

**Project/Activity:** The one-year lease requirement is waived for Coordinated Housing Opportunities and Individualized Services (CHOIS) permanent supportive housing (PSH) project under grant number ID0002L0E002215 beginning on the date of the issuance of the waiver for program participants so long as the initial lease term of all leases is for more than one month, and the leases are renewable for terms that are a minimum of one month long and the leases are terminable only for cause. Subject to funding availability, this waiver will apply to FY2023 CoC grants awarded to the CHOIS PSH project (ID0002L0E002316) to the same extent as provided for ID0002L0E002215, unless otherwise prohibited or provided by HUD.

**Nature of Requirement:** The CoC Program regulation at 24 CFR 578.3, definition of permanent housing, and 24 CFR 578.51(l)(1) requires program participants residing in permanent housing to be the tenant on a lease for a term of one year that is renewable and terminable only for cause.

**Granted By:** Marion McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

**Date Granted:** December 21, 2023.

**Reason Waived:** Waiving the one-year lease requirement will allow program participants in the Permanent Supportive Housing programs in Boise City/Ada County Housing Authority cited above to enter into leases that have an initial term of less than one year, so long as the leases have an initial term of more than one month. Several subsidized housing programs in Ada County currently allow leases that are less than one year in length; this waiver will permit new program participants to identify permanent housing units in a tight rental market where many landlords prefer lease terms of less than one year and might not be willing to alter their policies regarding the length of lease terms when considering permanent housing applicants. Therefore, HUD had determined that waiving the one-year lease requirement will improve the housing options available to program participants in permanent housing projects.

**Contact:** Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

### IV. Individual Waivers—ESG Program

- **Regulation:** Section V.A.1 of Notice CPD-22-06.

**Project/Activity:** HUD granted a waiver of the September 30, 2023, deadline that Section V.A.1 of Notice CPD-22-06 established for completing all ESG-CV expenditures, except for certain closeout-related expenditures and expenditures of reallocated ESG-CV amounts, in the November 13, 2023 memorandum: City of Fall River Request for Waiver of ESG-CV Expenditure Deadline Established by Notice



CPD-22-06, Section V.A.1. HUD waived the applicable requirements to the extent necessary to specify an alternative requirement that the recipient shall expend all ESG-CV funding by March 31, 2024.

*Nature of Requirement:* Section V.A.1 of Notice CPD-22-06 established a deadline of September 30, 2023 for completing all ESG-CV expenditures, except for certain closeout-related expenditures and expenditures of reallocated ESG-CV amounts.

*Granted By:* Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

*Date Granted:* November 13, 2023.

*Reason Waived:* Waiving the September 30, 2023 expenditure deadline is necessary to prevent, prepare for, and respond to coronavirus, because the City of Fall River experienced a 385 percent increase in COVID-19 cases between July and September 2023, and the number of people in emergency shelters doubled. The expenditure deadline waiver was needed as part of the city's coronavirus response efforts, not only because of the increasing number of coronavirus infections and hospitalizations but also because of the rise in homelessness in the city of Fall River from 2020 through 2023. The city of Fall River's ability to continue ESG-CV activities, especially homelessness prevention, rapid rehousing, and administration, is time-sensitive due to the anticipated spike in coronavirus cases this winter. Without the extension of the expenditure deadline, the city of Fall River will be less equipped, with significantly less shelter, street outreach, and housing assistance, to respond to the expected surge in infections.

*Contact:* Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone (202) 708-4300.

• *Regulation:* Section V.A.1 of Notice CPD-22-06.

*Project/Activity:* HUD granted a waiver of the September 30, 2023, deadline that Section V.A.1 of Notice CPD-22-06 established for completing all ESG-CV expenditures, except for certain closeout-related expenditures and expenditures of reallocated ESG-CV amounts, in the November 20, 2023 memorandum: Town of Islip's Request for Waiver of ESG-CV Expenditure Deadline Established by Notice CPD-22-06, Section V.A.1. HUD waived the applicable requirements to the extent necessary to specify an alternative requirement that the recipient shall expend all ESG-CV funding by March 31, 2024.

*Nature of Requirement:* Section V.A.1 of Notice CPD-22-06 established a deadline of September 30, 2023 for completing all ESG-CV expenditures, except for certain closeout-related expenditures and expenditures of reallocated ESG-CV amounts.

*Granted By:* Marion M. McFadden, Principal Deputy Assistant Secretary for Community Planning and Development.

*Date Granted:* November 20, 2023.

*Reason Waived:* Waiving the September 30, 2023 expenditure deadline is necessary to

prevent, prepare for, and respond to coronavirus, because the rate of COVID infections has increased dramatically in the jurisdiction, and the rate was projected to increase through the fall. The expenditure deadline waiver was needed to complete an elevator renovation to alleviate overcrowding at an emergency shelter serving approximately 300 residents at any given time, thus reducing the spread of COVID. This shelter has been critical to the jurisdiction's COVID response by assisting families who were in congregate settings and giving them the ability to quarantine to mitigate spread of COVID.

*Contact:* Norm Suchar, Director, Office of Special Needs Assistance Programs, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street SW, Room 7262, Washington, DC 20410, telephone number (202) 708-4300.

## II. Regulatory Waivers Granted by the Office of Housing—Federal Housing Administration (FHA)

For further information about the following regulatory waivers, please see the name of the contact person that immediately follows the description of the waiver granted.

• *Regulation:* 24 CFR 219.220(b)(1995) "Payment and Repayment of Operating Assistance" of the Federal Housing Administration's (FHA) regulations".

*Project/Activity:* Northside Terrace aka Graham Village Apartments; FHA No. 017-55069F/017-41020; Torrington, Connecticut.

*Nature of Requirement:* That provision sets forth the requirements that govern the repayment of operating assistance under the Flexible Subsidy Program for Troubled Projects and states "Assistance that has been paid to a project owner under this subpart must be repaid at the earlier of the expiration of the term of the mortgage, termination of mortgage insurance, prepayment of the mortgage, or sale of the project."

*Granted by:* Julia R. Gordon, Assistant Secretary for Housing-Federal Housing Commissioner.

*Date Granted:* December 15, 2023.

*Reason Waived:* The regulation at 24 CFR 219.220(b)(1995) was waived to permit the deferment of the outstanding balance of the Flexible Subsidy Loans, plus accrued interest, for Northside Terrace, and permit the Owner to repay the loans through a repayment plan. This waiver is effective from the date of issuance. The Project encountered various operational difficulties over the years, and was transferred to John Kelly Housing Corporation, a Connecticut nonprofit corporation ("JKHC"). Despite significant efforts to service the Project's debt over the years, the Project defaulted on its debt in the early 1990s. The rehabilitation, remediation, and preservation transaction proposed by The Community Builder (TCB) will, in addition to preserving the Project as much-needed affordable housing, enable TCB to accomplish environmental remediation of the Project and the rehabilitation of all the Project's ninety-one (91) units in the aggregate amount of approximately \$288,870 per unit.

*Contact:* Maurice Barry, Office of Housing, Department of Housing and Urban

Development, 10 Causeway Street, 3rd Floor, Boston, MA 02222, telephone (617) 994-8539.

## III. Regulatory Waivers Granted by the Office of Public and Indian Housing

For further information about the following regulatory waivers, please see the name of the contact person that immediately follows the description of the waiver granted.

*Regulation:* 24 CFR 982.306(d).

*Nature of Requirement:* The PHA must not approve a unit if the owner is the parent, child, grandparent, grandchild, sister, or brother of any member of the family, unless the PHA determines that approving the unit would provide reasonable accommodation for a family member who is a person with disabilities.

*Project/Activity:* County of Maui Housing Authority.

*Granted By:* Richard Monocchio, Principal Deputy Assistant Secretary for Public and Indian Housing.

*Date Granted:* December 20, 2023.

*Reason Waived:* With the already low housing inventory in Maui County, coupled with the decreased housing inventory in Lahaina and Kula, and with many families searching for homes, waiving the requirement will allow for both displaced families and families searching for suitable units to be rehoused swiftly, which will alleviate and prevent homelessness. HUD therefore grants the waiver.

*Contact:* Tesia Anyanaso, Office of Field Operations/Coordination and Compliance Division, Office of Public and Indian Housing, 451 Seventh St. SW, Suite 3180, Washington, DC 20410-5000, telephone (202) 402-7026; email to [PIH\\_Disaster\\_Relief@hud.gov](mailto:PIH_Disaster_Relief@hud.gov).

• *Regulation:* 24 CFR 982.503(b)(1)(iv).

*Nature of Requirement:* At the request of a PHA administering the HCV program under Small Area FMRs under § 888.113(c)(3), HUD may approve an exception payment standard for a Small Area FMR area above the 110 percent of the published FMR in accordance with conditions set forth by Notice in the **Federal Register**.

*Project/Activity:* Allegheny County Housing Authority (ACHA).

*Granted By:* Richard Monocchio, Principal Deputy Assistant Secretary for Public and Indian Housing.

*Date Granted:* December 14, 2023.

*Reason Waived:* The ACHA has provided good cause for waiving 24 CFR 982.503(b)(1)(iv). In order to achieve the goals of the Community Choice Demonstration and to provide access to low-poverty neighborhoods for families in their voucher program, the ACHA needs to establish exception payment standards over 110 percent of the SAFMR, where justified by statistically representative housing survey data. Therefore, the Department has determined that there is good cause to waive 24 CFR 982.503(b)(1)(iv).

*Contact:* Brendan Goodwin, Senior Housing Program Specialist, Office of Public and Indian Housing, Department of Housing and Urban Development, Boston, Room 553, Washington, DC 20410, telephone (202) 402-4390; email [brendan.c.goodwin@hud.gov](mailto:brendan.c.goodwin@hud.gov).

- *Regulation:* 24 CFR 983.53(c), 983.258, 983.211, and 983.301.

*Nature of Requirement:* Under normal PBV rules, the PHA may select an occupied unit to be included under the PBV HAP Contract only if the unit's occupants are eligible for housing assistance payments (24 CFR 983.53(c)). Also, a PHA must remove a unit from the HAP Contract when no assistance has been paid for 180 days because the family's total tenant payment (TTP) has risen to a level that is equal to or greater than the Gross Rent. (24 CFR 983.258 and § 983.211). 24 CFR 983.301 outlines PBV program requirements on determining the rent to owner.

*Project/Activity:* Vancouver Housing Authority (VHA).

*Granted By:* Richard Monocchio, Principal Deputy Assistant Secretary for Public and Indian Housing.

*Date Granted:* December 12, 2023.

*Reason Waived:* The requested waiver will allow the VHA to apply the alternative requirements applicable to pre-conversion residents to new admission families. Pursuant to the waiver authority provided at 24 CFR 5.110 and considering the VHA demonstrating the criteria set forth in the RAD Notice has been met, HUD granted the waivers so that the VHA may apply the alternative requirements applicable to pre-conversion residents to new admission families.

*Contact:* Melissa West, Office of Public and Indian Housing, Department of Housing and Urban Development, Denver, SW, Room 25th Floor, Washington, DC 20410, telephone (303) 672-5352; email: [melissa.west@hud.gov](mailto:melissa.west@hud.gov).

- *Regulation:* 24 CFR 983.3.

*Nature of Requirement:* The regulation defines terms related to Project-Based Vouchers. Specific to the context of this waiver, the regulation defines a "project" as "a single building, multiple contiguous buildings, or multiple buildings on contiguous parcels of land" and "contiguous" as "adjacent to, as well as touching along a boundary or a point." These definitions help define a PBV requirement that a separate PBV HAP contract be executed for each PBV project.

*Project/Activity:* New York City Housing Authority (NYCHA).

*Granted By:* Richard Monocchio, Principal Deputy Assistant Secretary for Public and Indian Housing.

*Date Granted:* November 14, 2023.

*Reason Waived:* HUD waived 24 CFR 983.3 so that NYCHA may use the proposed definition of "project" for the redevelopment that includes the 16 sites and 1,698 units identified in NYCHA's request. Through the waiver approval, NYCHA can reduce the number of overall HAP contracts for the redevelopment from 28 to four RAD and non-RAD PBV HAP contracts. This waiver does not apply to any other units in NYCHA's portfolio.

This waiver does not apply to any other units in NYCHA's portfolio.

*Contact:* Nathaniel Johnson, Office of Public and Indian Housing, Department of Housing and Urban Development, 451 Seventh Street SW, Washington, DC 20410,

telephone (202) 402-5156 or [Nathaniel.Johnson@hud.gov](mailto:Nathaniel.Johnson@hud.gov).

- *Regulation:* 24 CFR 983.53(c), 983.259, 983.211, and 983.301.

*Nature of Requirement:* Under normal PBV rules, the PHA may select an occupied unit to be included under the PBV HAP Contract only if the unit's occupants are eligible for housing assistance payments (24 CFR 983.53(c)). Also, a PHA must remove a unit from the HAP Contract when no assistance has been paid for 180 days because the family's total tenant payment (TTP) has risen to a level that is equal to or greater than the Gross Rent. (24 CFR 983.258 and § 983.211). 24 CFR 983.301 outlines PBV program requirements on determining the rent to owner.

*Project/Activity:* South Portland Housing Authority (SPHA).

*Granted By:* Richard Monocchio, Principal Deputy Assistant Secretary for Public and Indian Housing.

*Date Granted:* November 8, 2023.

*Reason Waived:* The SPHA has demonstrated the monthly two-bedroom RAD Gross Rent is less than 30% of the monthly income of a family of four at the midpoint between the VLI HUD Income Limit and ELI HUD Income Limit for the area in which the Covered Project is located. HUD grants the waivers so that the SPHA may apply the alternative requirements applicable to pre-conversion residents to new admission families for the initial term of the PBV Housing Assistance Payment (HAP) Contract.

*Contact:* Melissa West, Office of Public and Indian Housing, Department of Housing and Urban Development, Denver, Washington, DC 20410, email: [melissa.west@hud.gov](mailto:melissa.west@hud.gov).

- *Regulation:* 24 CFR 983.53(d), 983.152(c), and 983.153(c).

*Nature of Requirement:* Prohibition on a public housing agency (PHA) from executing an Agreement to Enter into a Housing Assistance Payment (AHAP) contract and attaching Project-Based Voucher (PBV) assistance to units if construction or rehabilitation has commenced after proposal submission.

*Project/Activity:* Charlottesville Redevelopment and Housing Authority (CRHA).

*Granted By:* Richard Monocchio, Principal Deputy Assistant Secretary for Public and Indian Housing.

*Date Granted:* November 8, 2023.

*Reason Waived:* In August 2023, the CRHA performed lead and asbestos testing, which identified hazards requiring mitigation that needed to be performed immediately for the health and safety of residents in the neighborhood and adjacent community (South First Street Phase One). Additionally, approval of the waiver would also allow the CRHA to meet LIHTC requirements for incurring at least 10 percent of the reasonably accepted basis in the project by a certain threshold date or risk 2 loss of the credit allocation. Considering the good cause presented, HUD grants the waivers.

*Contact:* Nathaniel Johnson, Office of Public and Indian Housing, Department of Housing and Urban Development, 451 Seventh Street SW, Room 4216, Washington, DC 20410, telephone (202) 402-5156 or [Nathaniel.Johnson@hud.gov](mailto:Nathaniel.Johnson@hud.gov).

- *Regulation:* 24 CFR 983.53(d), 983.152(c), and 983.153(c).

*Nature of Requirement:* Prohibition on a public housing agency from executing an Agreement to Enter into a Housing Assistance Payment (AHAP) contract and attaching Project-Based Voucher (PBV) assistance to units if construction or rehabilitation has commenced after proposal submission.

*Project/Activity:* Inglewood Housing Authority (IHA).

*Granted By:* Richard Monocchio, Principal Deputy Assistant Secretary for Public and Indian Housing.

*Date Granted:* November 21, 2023.

*Reason Waived:* The IHA tentatively awarded 59 project-based vouchers (PBVs) to Creating Thriving Communities, Limited Liability Company, for the development of Sankofa Place at Centinela, a new construction community that will build 120 units serving low to moderate income households, including households currently experiencing homelessness. The site, located at 400 Centinela Avenue, Inglewood, CA, is currently home to the Church of Latter-Day Saints Chapel, which has been vacant for several years. There are public safety concerns since there have been instances of attempted vandalism with suspected intention to steal water and electricity. The risk of maintaining a site with a vacant building is a hazard when utilities can be tampered with, which could lead to accidents such as explosions from unsafe electrical wiring and water damage if copper pipes are removed. Further, in accordance with the purchase and sale agreement executed in October 2022, Creating Thriving Communities, Limited Liability Company, is required to commence demolition of the existing building on the site within one year of closing. And lastly, the Subsidy Layering Review (SLR) cannot be started until all financing is secured. It was anticipated that financing will be secured between June 2024 and December 2024. IHA explained that allowing the demolition and abatement to proceed before the AHAP is executed will result in the completion of the housing faster and before changes in the economy could render the phases unfinanceable, ultimately prolonging the lack of affordable housing units within the community. It is also important for the safety of the local community that the demolition and site preparation commence as soon as possible to avoid vandalism.

*Contact:* Nathaniel Johnson, Office of Public and Indian Housing, Department of Housing and Urban Development, 451 Seventh Street SW, Room 4216, Washington, DC 20410, telephone (202) 402-5156 or [Nathaniel.Johnson@hud.gov](mailto:Nathaniel.Johnson@hud.gov).

- *Regulation:* 24 CFR 982.505(c)(4) Increase in Payment Standard During Housing Assistance Payment (HAP) Contract Term.

*Nature of Requirement:* If the payment standard amount is increased during the term of the HAP contract, the increased payment standard amount shall be used to calculate the monthly housing assistance payment for the family beginning at the effective date of the family's first regular reexamination on or

after the effective date of the increase in the payment standard amount.

*Granted by:* Dominique Blom, General Deputy Assistant for Public and Indian Housing.

*Reason Waived:* The PHAs were authorized to increase the payment standards for families at any time after the effective date of the payment standard increase, rather than waiting for the next regular reexamination. These waivers were approved consistent with

the streamlined regulatory waiver process in Notice PIH 2023–29, which allowed PHAs to request regulatory waivers that would assist PHAs in responding to ongoing fluctuations and disruptions in the rental market by providing more flexibility with establishing and applying payment standards. These waivers were provided to the PHAs because allowing for earlier implementation of increased payment standards for families helped ensure that families living in rental

markets with ongoing fluctuations and disruptions were not adversely impacted by rapidly increasing rents.

*Contact:* Tesia Anyanaso, Public and Indian Housing, Office of Field Operations/Coordination and Compliance Division, Office of Public and Indian Housing, 451 Seventh Street SW, Suite 3180, Washington, DC 20410–5000, telephone (202) 402–7026; email to [PIH\\_Expedited\\_Waivers@hud.gov](mailto:PIH_Expedited_Waivers@hud.gov).

| PHA code | PHA name  | Approved date |
|----------|---|---------------|
| AL047    | The Housing Authority of the City of Huntsville | 12/21/2023    |
| AR161    | Conway County Housing Authority                 | 12/21/2023    |
| AZ001    | City of Phoenix Housing Department              | 12/28/2023    |
| CA053    | Kings County Housing Auth                       | 12/19/2023    |
| CO048    | Englewood Housing Authority                     | 12/21/2023    |
| CO057    | Sheridan Housing Authority                      | 12/21/2023    |
| CO095    | Garfield County Housing Authority               | 12/21/2023    |
| CT003    | Housing Authority of the City of Hartford       | 12/15/2023    |
| CT009    | Middletown Housing Authority                    | 12/14/2023    |
| CT039    | Housing Authority of the Town of West Hartford  | 12/26/2023    |
| FL080    | Palm Beach County Housing Authority             | 12/15/2023    |
| FL110    | Walton County Housing Authority                 | 12/27/2023    |
| IA042    | Centerville Municipal Housing Agency            | 12/14/2023    |
| IA129    | Northwest Iowa Regional Housing Authority       | 11/15/2023    |
| ID013    | Boise City Housing Authority                    | 12/15/2023    |
| ID021    | Ada County Housing Authority                    | 12/15/2023    |
| IL003    | Peoria Housing Authority                        | 12/21/2023    |
| IL084    | Fulton County Housing Authority                 | 11/15/2023    |
| IN015    | Housing Authority of South Bend                 | 12/19/2023    |
| IN017    | Indianapolis Housing Agency                     | 12/26/2023    |
| IN018    | Housing Authority of the City of Tell City      | 12/14/2023    |
| IN021    | Housing Authority of the City of Terre Haute    | 11/14/2023    |
| IN023    | Housing Authority of the City of Jeffersonville | 12/28/2023    |
| IN029    | Housing Authority of the City of East Chicago   | 12/20/2023    |
| IN035    | Brazil Housing Authority                        | 12/14/2023    |
| IN037    | Mount Vernon Housing Authority                  | 12/29/2023    |
| IN055    | Linton Housing Authority                        | 12/14/2023    |
| IN056    | Seymour Housing Authority                       | 12/19/2023    |
| IN067    | Knox County Housing Authority                   | 12/29/2023    |
| IN071    | Housing Authority of the City of Lafayette      | 12/21/2023    |
| IN079    | Housing Authority of the City of Elwood         | 12/14/2023    |
| IN080    | Housing Authority of the City of Noblesville    | 12/28/2023    |
| IN092    | Housing Authority of the City of Logansport     | 12/29/2023    |
| IN100    | Housing Authority of the County of St. Joseph   | 12/28/2023    |
| KS162    | Johnson County Housing Authority                | 11/15/2023    |
| KY169    | Laurel County Section 8 Housing                 | 12/22/2023    |
| LA003    | Housing Authority of East Baton Rouge           | 11/15/2023    |
| LA037    | Housing Authority of the City of Minden         | 12/28/2023    |
| MA040    | Dedham Housing Authority                        | 11/15/2023    |
| M006     | Hagerstown Housing Authority                    | 12/20/2023    |
| M024     | County Commissioners Charles County             | 12/21/2023    |
| ME003    | Portland Housing Authority                      | 12/28/2023    |
| ME006    | Brunswick Housing Authority                     | 12/21/2023    |
| ME007    | Auburn Housing Authority                        | 12/14/2023    |
| ME019    | Bath Housing Authority                          | 12/15/2023    |
| ME027    | Ellsworth Housing Authority                     | 12/21/2023    |
| ME901    | Maine State Housing Authority                   | 12/21/2023    |
| MI036    | Sault Ste Marie Housing Commission              | 12/15/2023    |
| MI064    | Ann Arbor Housing Commission                    | 12/15/2023    |
| MI084    | Boyer City Housing Commission                   | 12/20/2023    |
| MN003    | HRA of Duluth, Minnesota                        | 12/12/2023    |
| MN090    | HRA of Red Wing, Minnesota                      | 11/22/2023    |
| MN158    | NW MN Multi-County HRA                          | 12/21/2023    |
| MN174    | Housing And Redevelopment Authority of Yellow   | 12/29/2023    |
| MO006    | Housing Authority of the City of St. Charles    | 12/28/2023    |
| MO007    | Housing Authority of the City of Columbia, MO   | 11/14/2023    |
| MO064    | New Madrid                                      | 12/28/2023    |
| MO198    | Boone County Public Housing Agency              | 12/14/2023    |
| MO199    | Lincoln County Public Housing Agency            | 12/20/2023    |
| MO209    | Housing Authority of the City of Cabool         | 12/20/2023    |
| MO210    | Liberty Housing Authority                       | 12/19/2023    |
| MS005    | The Housing Authority of the City of Biloxi     | 12/15/2023    |

| PHA code | PHA name   | Approved date |
|----------|--|---------------|
| MS301    | Bay Waveland Housing Authority                   | 12/12/2023    |
| MT001    | Housing Authority of Billings                    | 12/28/2023    |
| MT004    | Helena Housing Authority                         | 10/31/2023    |
| MT033    | Missoula Housing Authority                       | 12/15/2023    |
| MT901    | Montana Department of Commerce                   | 10/31/2023    |
| NC006    | Housing Authority of the City of High Point      | 11/22/2023    |
| NC012    | Housing Authority of the City of Winston-Salem   | 12/12/2023    |
| ND010    | Morton County Housing Authority                  | 10/31/2023    |
| ND011    | Housing Authority of Stutsman County, ND         | 11/15/2023    |
| ND016    | Eddy County Housing Authority                    | 11/15/2023    |
| ND052    | Dickey/Sargent Counties                          | 11/15/2023    |
| NE157    | Norfolk Housing Agency                           | 12/28/2023    |
| NH008    | Housing Authority of the City of Rochester NH    | 12/19/2023    |
| NJ032    | Rahway Housing Authority                         | 12/19/2023    |
| NV905    | Nevada Rural Hsg Auth                            | 12/28/2023    |
| NY041    | Rochester Housing Authority                      | 12/12/2023    |
| NY079    | Glens Falls Housing Authority                    | 12/19/2023    |
| NY504    | City of Fulton                                   | 12/28/2023    |
| OH003    | Cuyahoga Metropolitan Housing Authority          | 12/12/2023    |
| OH007    | Akron Metropolitan Housing Authority             | 12/21/2023    |
| OH020    | Belmont Metropolitan Housing Authority           | 10/31/2023    |
| OH032    | Hocking Metropolitan Housing Authority           | 12/14/2023    |
| OH033    | Cambridge Metropolitan Housing Authority         | 12/12/2023    |
| OH053    | Clinton Metropolitan Housing Authority           | 12/14/2023    |
| OH058    | Monroe Metropolitan Housing Authority            | 12/14/2023    |
| OH060    | Pike Metropolitan Housing Authority              | 12/21/2023    |
| PA052    | Housing Authority of the County of Lebanon       | 12/15/2023    |
| PA057    | Housing Authority of the County of Luzerne       | 12/12/2023    |
| PA071    | Housing Authority of the County of Berks         | 11/15/2023    |
| PA076    | Northampton County Housing Authority             | 12/21/2023    |
| PA081    | Lehigh County Housing Authority                  | 12/15/2023    |
| RI001    | Housing Authority Providence                     | 12/28/2023    |
| RI005    | The Housing Authority of the City of Newport     | 12/21/2023    |
| RI016    | Coventry Housing Authority                       | 12/26/2023    |
| RI022    | Warren Housing Authority                         | 12/12/2023    |
| RQ005    | Formerly 901 and 911                             | 12/27/2023    |
| RQ006    | Municipality of San Juan                         | 12/21/2023    |
| RQ012    | Municipality of Aguadilla                        | 12/21/2023    |
| RQ033    | Municipality of Utuado                           | 12/19/2023    |
| RQ041    | Municipality of Gurabo                           | 12/20/2023    |
| RQ061    | Municipality of Cabo Rojo                        | 12/15/2023    |
| RQ062    | Municipality of Cidra                            | 12/19/2023    |
| RQ071    | Municipality of Lajas                            | 12/14/2023    |
| RQ077    | Municipality of Juncos                           | 12/28/2023    |
| SC022    | Housing Authority of Rock Hill                   | 12/27/2023    |
| SC023    | Housing Authority of Sumter                      | 12/14/2023    |
| SC034    | Housing Authority of Myrtle Beach                | 12/21/2023    |
| SD016    | Sioux Falls Housing And Redevelopment Commission | 12/21/2023    |
| SD026    | Redfield Housing And Redevelopment Commission    | 11/14/2023    |
| SD037    | Milbank Housing & Redevelopment Commission       | 11/14/2023    |
| SD043    | Watertown Housing And Redevelopment Commission   | 11/22/2023    |
| SD056    | Brookings Housing & Redevelopment Commission     | 10/31/2023    |
| SD057    | Mobridge Housing & Redevelopment Commission      | 11/14/2023    |
| TN004    | Chattanooga Housing Authority                    | 11/14/2023    |
| TN903    | Tennessee Housing Development Agency             | 11/22/2023    |
| TX493    | Terrell Housing Authority                        | 10/31/2023    |
| UT009    | Davis Community Housing Authority                | 12/19/2023    |
| UT020    | Tooele County Housing Authority                  | 11/17/2023    |
| UT026    | Logan City Housing Authority                     | 12/12/2023    |
| UT030    | Bear River Regional Housing Authority            | 12/12/2023    |
| WA003    | Housing Authority of the City of Bremerton       | 12/21/2023    |
| WA004    | Peninsula Housing Authority                      | 12/26/2023    |
| WA012    | HA City of Kennewick                             | 10/31/2023    |
| WA021    | HA City of Pasco And Franklin County             | 10/31/2023    |
| WA024    | HA of Island County                              | 12/22/2023    |
| WA036    | Kitsap County Consolidated Housing Auth          | 12/21/2023    |
| WA071    | Housing Authority of Okanogan County             | 12/20/2023    |
| WI002    | Housing Authority of the City of Milwaukee       | 12/20/2023    |
| WI068    | Wisconsin Rapids Housing Authority               | 12/14/2023    |
| WI186    | Brown County Housing Authority                   | 10/31/2023    |
| WI213    | Housing Authority of Winnebago County, Wi        | 12/19/2023    |
| WI222    | Sawyer County Housing Authority                  | 12/19/2023    |
| WI231    | Ashland County Housing Authority                 | 12/12/2023    |
| WI237    | Portage County Housing Authority                 | 11/17/2023    |

| PHA code | PHA name                        | Approved date |
|----------|---------------------------------|---------------|
| WI245    | Barron County Housing Authority | 12/28/2023    |

• *Regulation:* 24 CFR 982.503(b)(1)(iv).  
*Nature of Requirement:* At the request of a PHA administering the HCV program under Small Area FMRs, HUD may approve an exception payment standard for a Small Area FMR area above the 110 percent of the published FMR in accordance with conditions set forth by Notice in the **Federal Register**.

*Granted by:* Dominique Blom, General Deputy Assistant for Public and Indian Housing.

*Reason Waived:* The PHAs were authorized to adopt a payment standard above the basic range, up to 120 percent of the Small Area FMR. These waivers were approved consistent with the streamlined regulatory waiver process in Notice PIH 2023–29, which allowed PHAs to request regulatory waivers that would assist PHAs in responding to ongoing fluctuations and disruptions in the rental market by providing more flexibility with establishing and applying payment standards. These waivers were provided to the PHAs because allowing for an exception

payment standard up to 120 percent of the Small Area FMR helped ensure that families living in rental markets with ongoing fluctuations and disruptions were not adversely impacted by rapidly increasing rents, and were able to find rental units with their voucher.

*Contact:* Tesia Anyanaso, Public and Indian Housing, Office of Field Operations/Coordination and Compliance Division, 451 7th St. SW, Suite 3180, Washington, DC 20410–5000, or email to [PIH\\_Expedited\\_Waivers@hud.gov](mailto:PIH_Expedited_Waivers@hud.gov).

| PHA code | PHA name                                      | 2023 Extension approved |
|----------|---|-------------------------|
| AL160    | Tuskegee Housing Authority                    | 12/26/2023              |
| CT005    | Housing Authority of the City of New Britain  | 12/14/2023              |
| CT009    | Middletown Housing Authority                  | 12/14/2023              |
| CT027    | Housing Authority of the Town of Stratford    | 12/26/2023              |
| CT028    | Vernon Housing Authority                      | 12/28/2023              |
| FL062    | Pinellas County Housing Authority             | 12/14/2023              |
| FL075    | Clearwater Housing Authority                  | 12/15/2023              |
| FL080    | Palm Beach County Housing Authority           | 12/15/2023              |
| IN010    | Housing Authority of the City of Hammond      | 12/14/2023              |
| IN029    | Housing Authority of the City of East Chicago | 12/20/2023              |
| IN100    | Housing Authority of the County of St. Joseph | 12/28/2023              |
| MD004    | Housing Oppty Com of Montgomery Co            | 12/28/2023              |
| MO210    | Liberty Housing Authority                     | 12/19/2023              |
| SC023    | Housing Authority of Sumter                   | 12/14/2023              |
| SC034    | Housing Authority of Myrtle Beach             | 12/21/2023              |
| TN004    | Chattanooga Housing Authority                 | 11/14/2023              |
| UT009    | Davis Community Housing Authority             | 12/19/2023              |
| UT031    | Cedar City Housing Authority                  | 12/15/2023              |
| WA024    | HA of Island County                           | 12/22/2023              |

• *Regulation:* 24 CFR 982.503(c)(1)–(2) and (4)–(5) Exception Payment Standards up to 120% of the FMR.

*Nature of Requirement:* PHAs may request an exception payment standard of up to 120 percent of the applicable Fair Market Rent and apply it throughout their jurisdiction.

*Granted by:* Dominique Blom, General Deputy Assistant for Public and Indian Housing.

*Reason Waived:* The PHAs were authorized to adopt a payment standard above the basic range, up to 120 percent of the Fair Market

Rent, and apply it throughout their jurisdiction. These waivers were approved consistent with the streamlined regulatory waiver process in Notice PIH 2023–29, which allowed PHAs to request regulatory waivers that would assist PHAs in responding to ongoing fluctuations and disruptions in the rental market by providing more flexibility with establishing and applying payment standards. These waivers were provided to the PHAs because allowing for an exception payment standard up to 120 percent of the Small Area FMR helped ensure that families

living in rental markets with ongoing fluctuations and disruptions were not adversely impacted by rapidly increasing rents, and were able to find rental units with their voucher.

*Contact:* Tesia Anyanaso, Office of Field Operations/Coordination and Compliance Division, Office of Public and Indian Housing, 451 Seventh St. SW, Suite 3180, Washington, DC 20410–5000, or email to [PIH\\_Expedited\\_Waivers@hud.gov](mailto:PIH_Expedited_Waivers@hud.gov).

| PHA code | PHA name                                     | 2023 Extension approved |
|----------|--|-------------------------|
| AL011    | Housing Authority of the City of Fort Payne  | 12/21/2023              |
| AL054    | Florence H/A                                 | 11/15/2023              |
| AL075    | Boaz Housing Authority                       | 12/15/2023              |
| AL086    | Jefferson County Housing Authority           | 12/21/2023              |
| AL129    | Walker County Housing Authority              | 11/22/2023              |
| AR010    | NW Regional Housing Authority                | 11/17/2023              |
| AR012    | Arkadelphia Housing Authority                | 12/28/2023              |
| AR031    | Hot Springs Housing Authority                | 12/20/2023              |
| AR161    | Conway County Housing Authority              | 12/21/2023              |
| AR200    | Harrison Housing Agency                      | 12/15/2023              |
| AR225    | Lee County Housing Authority                 | 12/26/2023              |
| AZ001    | City of Phoenix Housing Department           | 12/28/2023              |
| CA004    | Housing Authority of the City of Los Angeles | 12/28/2023              |
| CA053    | Kings County Housing Auth                    | 12/19/2023              |
| CA062    | City of Alameda Housing Authority            | 12/15/2023              |

| PHA code | PHA name  | 2023 Extension approved |
|----------|---|-------------------------|
| CO040    | Delta Housing Authority                         | 11/14/2023              |
| CO051    | Grand Junction Housing Authority                | 12/21/2023              |
| CO095    | Garfield County Housing Authority               | 12/21/2023              |
| CT027    | Housing Authority of the Town of Stratford      | 12/26/2023              |
| FL009    | West Palm Beach Housing Authority               | 12/21/2023              |
| FL110    | Walton County Housing Authority                 | 12/27/2023              |
| FL147    | Citrus County Housing Services                  | 11/22/2023              |
| GA009    | Housing Authority of the City of Brunswick      | 12/15/2023              |
| HI002    | County of Hawaii                                | 12/21/2023              |
| IA015    | Low Rent Housing Agency of Burlington           | 12/15/2023              |
| IA042    | Centerville Municipal Housing Agency            | 12/14/2023              |
| IA087    | City of Dubuque                                 | 12/19/2023              |
| IA126    | Eastern Iowa Regional Housing Authority         | 12/19/2023              |
| IA127    | North Iowa Regional Housing Authority           | 12/21/2023              |
| IA129    | Northwest Iowa Regional Housing Authority       | 11/15/2023              |
| IA130    | Upper Explorerland Regional Housing Authority   | 12/28/2023              |
| ID013    | Boise City Housing Authority                    | 12/15/2023              |
| ID021    | Ada County Housing Authority                    | 12/15/2023              |
| IL003    | Peoria Housing Authority                        | 12/21/2023              |
| IL028    | Menard County Housing Authority                 | 12/14/2023              |
| IL084    | Fulton County Housing Authority                 | 11/15/2023              |
| IN007    | Kokomo Housing Authority                        | 12/20/2023              |
| IN015    | Housing Authority of South Bend                 | 12/19/2023              |
| IN017    | Indianapolis Housing Agency                     | 12/26/2023              |
| IN018    | Housing Authority of the City of Tell City      | 12/14/2023              |
| IN021    | Housing Authority of the City of Terre Haute    | 11/14/2023              |
| IN022    | Housing Authority of the City of Bloomington    | 11/14/2023              |
| IN023    | Housing Authority of the City of Jeffersonville | 12/28/2023              |
| IN035    | Brazil Housing Authority                        | 12/14/2023              |
| IN037    | Mount Vernon Housing Authority                  | 12/29/2023              |
| IN041    | Housing Authority of the City of Marion, In     | 12/28/2023              |
| IN055    | Linton Housing Authority                        | 12/14/2023              |
| IN056    | Seymour Housing Authority                       | 12/19/2023              |
| IN060    | Housing Authority of the City of Warsaw         | 12/14/2023              |
| IN062    | Housing Authority of the City of Decatur        | 12/15/2023              |
| IN067    | Knox County Housing Authority                   | 12/29/2023              |
| IN071    | Housing Authority of the City of Lafayette      | 12/21/2023              |
| IN079    | Housing Authority of the City of Elwood         | 12/14/2023              |
| IN092    | Housing Authority of the City of Logansport     | 12/29/2023              |
| IN100    | Housing Authority of the County of St. Joseph   | 12/28/2023              |
| KS041    | Great Bend Housing Authority                    | 12/21/2023              |
| KS162    | Johnson County Housing Authority                | 11/15/2023              |
| KY015    | Housing Authority of Newport                    | 12/12/2023              |
| KY056    | Housing Authority of Springfield                | 11/17/2023              |
| KY107    | Housing Authority of Pikeville                  | 11/15/2023              |
| KY169    | Laurel County Section 8 Housing                 | 12/22/2023              |
| KY901    | Kentucky Housing Corporation-State Agency       | 12/15/2023              |
| LA003    | Housing Authority of East Baton Rouge           | 11/15/2023              |
| MD001    | Housing Authority of the City of Annapolis      | 12/28/2023              |
| MD006    | Hagerstown Housing Authority                    | 12/20/2023              |
| MD032    | Carroll County Housing And Community Dev        | 12/20/2023              |
| ME006    | Brunswick Housing Authority                     | 12/21/2023              |
| ME007    | Auburn Housing Authority                        | 12/14/2023              |
| ME019    | Bath Housing Authority                          | 12/15/2023              |
| ME901    | Maine State Housing Authority                   | 12/21/2023              |
| MI005    | Pontiac Housing Commission                      | 12/28/2023              |
| MI073    | Grand Rapids Housing Commission                 | 11/14/2023              |
| MI084    | Boyer City Housing Commission                   | 12/20/2023              |
| MI100    | Lapeer Housing Commission                       | 11/17/2023              |
| MN090    | HRA of Red Wing, Minnesota                      | 11/22/2023              |
| MN174    | Housing And Redevelopment Authority of Yellow   | 12/29/2023              |
| MO001    | St. Louis Housing Authority                     | 12/21/2023              |
| MO003    | St. Joseph Housing Authority                    | 11/14/2023              |
| MO004    | Housing Authority of St. Louis County           | 12/21/2023              |
| MO006    | Housing Authority of the City of St. Charles    | 12/28/2023              |
| MO007    | Housing Authority of the City of Columbia, MO   | 11/14/2023              |
| MO009    | Housing Authority of the City of Jefferson      | 12/21/2023              |
| MO017    | Independence Housing Authority                  | 12/28/2023              |
| MO037    | Housing Authority of the City of West Plains    | 11/17/2023              |
| MO064    | New Madrid                                      | 12/28/2023              |
| MO198    | Boone County Public Housing Agency              | 12/14/2023              |
| MO199    | Lincoln County Public Housing Agency            | 12/20/2023              |
| MO203    | St. Francois County Public Housing Agency       | 11/14/2023              |

| PHA code | PHA name   | 2023 Extension approved |
|----------|--|-------------------------|
| MO206    | Phelps County Public Housing Agency              | 11/14/2023              |
| MO209    | Housing Authority of the City of Cabool          | 12/20/2023              |
| MO210    | Liberty Housing Authority                        | 12/19/2023              |
| MO217    | Howell County Public Housing Agency              | 11/17/2023              |
| MS005    | The Housing Authority of the City of Biloxi      | 12/15/2023              |
| MS301    | Bay Waveland Housing Authority                   | 12/12/2023              |
| MT001    | Housing Authority of Billings                    | 12/28/2023              |
| MT004    | Helena Housing Authority                         | 10/31/2023              |
| MT033    | Missoula Housing Authority                       | 12/15/2023              |
| MT901    | Montana Department of Commerce                   | 10/31/2023              |
| NC004    | Housing Authority of the City of Kinston         | 11/15/2023              |
| NC006    | Housing Authority of the City of High Point      | 11/22/2023              |
| NC012    | Housing Authority of the City of Winston-Salem   | 12/12/2023              |
| NC140    | Western Carolina Community Action, Inc           | 12/28/2023              |
| ND010    | Morton County Housing Authority                  | 10/31/2023              |
| ND011    | Housing Authority of Stutsman County, ND         | 11/15/2023              |
| NE001    | Omaha Housing Authority                          | 12/28/2023              |
| NE003    | Hall County Housing Authority                    | 12/26/2023              |
| NE078    | Scotts Bluff County Housing Authority            | 12/26/2023              |
| NE150    | Hastings Housing Authority                       | 12/26/2023              |
| NE157    | Norfolk Housing Agency                           | 12/28/2023              |
| NJ032    | Rahway Housing Authority                         | 12/19/2023              |
| NJ037    | Irvington Housing Authority                      | 12/27/2023              |
| NV905    | Nevada Rural Hsg Auth                            | 12/28/2023              |
| NY041    | Rochester Housing Authority                      | 12/12/2023              |
| NY061    | Hudson Housing Authority                         | 12/21/2023              |
| NY079    | Glens Falls Housing Authority                    | 12/19/2023              |
| NY113    | City of New Rochelle Housing Authority           | 12/28/2023              |
| NY504    | City of Fulton                                   | 12/28/2023              |
| NY552    | Village of New Hartford                          | 12/26/2023              |
| OH003    | Cuyahoga Metropolitan Housing Authority          | 11/15/2023              |
| OH005    | Dayton Metropolitan Housing Authority            | 12/28/2023              |
| OH006    | Lucas Metropolitan Housing Authority             | 12/20/2023              |
| OH008    | Trumbull Metropolitan Housing Authority          | 11/15/2023              |
| OH010    | Portsmouth Metropolitan Housing Authority        | 11/15/2023              |
| OH020    | Belmont Metropolitan Housing Authority           | 10/31/2023              |
| OH032    | Hocking Metropolitan Housing Authority           | 12/14/2023              |
| OH036    | Wayne Metropolitan Housing Authority             | 11/22/2023              |
| OH044    | Allen Metropolitan Housing Authority             | 12/15/2023              |
| OH046    | Adams Metropolitan Housing Authority             | 12/28/2023              |
| OH053    | Clinton Metropolitan Housing Authority           | 12/14/2023              |
| OH058    | Monroe Metropolitan Housing Authority            | 12/14/2023              |
| OH060    | Pike Metropolitan Housing Authority              | 12/21/2023              |
| OH067    | Harrison Metropolitan Housing Authority          | 12/21/2023              |
| OH077    | City of Marietta                                 | 12/21/2023              |
| OR027    | Housing Authority of Malheur County              | 11/22/2023              |
| PA004    | Allentown Housing Authority                      | 12/15/2023              |
| PA020    | Mercer County Housing Authority                  | 12/28/2023              |
| PA024    | Easton Housing Authority                         | 12/12/2023              |
| PA044    | The Housing Authority of the City of Hazleton    | 12/20/2023              |
| PA052    | Housing Authority of the County of Lebanon       | 12/15/2023              |
| PA057    | Housing Authority of the County of Luzerne       | 12/12/2023              |
| PA059    | Housing Authority of the City of Oil City        | 12/15/2023              |
| PA071    | Housing Authority of the County of Berks         | 11/15/2023              |
| PA076    | Northampton County Housing Authority             | 12/21/2023              |
| PA081    | Lehigh County Housing Authority                  | 12/15/2023              |
| RI005    | The Housing Authority of the City of Newport     | 12/21/2023              |
| RI901    | Rhode Island Housing                             | 12/20/2023              |
| RQ005    | Formerly 901 and 911                             | 12/27/2023              |
| RQ011    | Municipality of Bayamon                          | 12/20/2023              |
| RQ014    | Municipality of Carolina                         | 12/14/2023              |
| RQ016    | Municipality of Guaynabo                         | 12/19/2023              |
| RQ041    | Municipality of Gurabo                           | 12/20/2023              |
| RQ061    | Municipality of Cabo Rojo                        | 12/15/2023              |
| RQ062    | Municipality of Cidra                            | 12/19/2023              |
| RQ071    | Municipality of Lajas                            | 12/14/2023              |
| SC007    | Housing Authority of Aiken                       | 11/15/2023              |
| SC023    | Housing Authority of Sumter                      | 12/14/2023              |
| SD016    | Sioux Falls Housing And Redevelopment Commission | 12/21/2023              |
| SD026    | Redfield Housing And Redevelopment Commission    | 11/14/2023              |
| SD035    | Pierre Housing & Redevelopment Commission        | 12/14/2023              |
| SD037    | Milbank Housing & Redevelopment Commission       | 11/14/2023              |
| SD043    | Watertown Housing And Redevelopment Commission   | 11/22/2023              |

| PHA code | PHA name   | 2023 Extension approved |
|----------|--|-------------------------|
| SD056    | Brookings Housing & Redevelopment Commission       | 10/31/2023              |
| SD057    | Mobridge Housing & Redevelopment Commission        | 11/14/2023              |
| TN066    | Bristol Housing                                    | 11/17/2023              |
| TN903    | Tennessee Housing Development Agency               | 11/22/2023              |
| TX455    | Housing Authority of Odessa                        | 12/20/2023              |
| TX493    | Terrell Housing Authority                          | 10/31/2023              |
| UT020    | Tooele County Housing Authority                    | 11/17/2023              |
| UT026    | Logan City Housing Authority                       | 12/12/2023              |
| UT030    | Bear River Regional Housing Authority              | 12/12/2023              |
| VA018    | Franklin Redevelopment And Housing Authority       | 11/15/2023              |
| VA032    | Abingdon Redevelopment And Housing Authority       | 12/26/2023              |
| VQ901    | Virgin Islands Housing Authority                   | 12/14/2023              |
| WA003    | Housing Authority of the City of Bremerton         | 12/21/2023              |
| WA004    | Peninsula Housing Authority                        | 12/26/2023              |
| WA012    | HA City of Kennewick                               | 10/31/2023              |
| WA021    | HA City of Pasco And Franklin County               | 10/31/2023              |
| WA024    | HA of Island County                                | 12/22/2023              |
| WA036    | Kitsap County Consolidated Housing Auth            | 12/21/2023              |
| WA055    | HA City of Spokane                                 | 12/19/2023              |
| WA071    | Housing Authority of Okanogan County               | 12/20/2023              |
| WI002    | Housing Authority of the City of Milwaukee         | 12/20/2023              |
| WI003    | Madison Community Development Authority            | 12/15/2023              |
| WI047    | Sheboygan Housing Authority                        | 12/26/2023              |
| WI068    | Wisconsin Rapids Housing Authority                 | 12/14/2023              |
| WI070    | Rhinelander Housing Authority                      | 11/15/2023              |
| WI186    | Brown County Housing Authority                     | 10/31/2023              |
| WI201    | CDA of the City of West Allis                      | 12/14/2023              |
| WI213    | Housing Authority of Winnebago County, Wi          | 12/19/2023              |
| WI214    | Dane County Housing Authority                      | 12/21/2023              |
| WI219    | Janesville Neighborhood Services                   | 12/14/2023              |
| WI222    | Sawyer County Housing Authority                    | 12/19/2023              |
| WI237    | Portage County Housing Authority                   | 11/17/2023              |
| WI245    | Barron County Housing Authority                    | 12/28/2023              |
| WI901    | Wisconsin Housing & Economic Development Authority | 12/26/2023              |
| WV016    | Housing Authority of the City of Weirton           | 11/17/2023              |
| WV035    | Housing Authority of the County of Jackson         | 12/12/2023              |

- *Regulation:* 24 CFR 982.503(b)(1)(iii).

*Nature of Requirement:* PHAs may request an exception payment standard of up to 120 percent of their adopted Small Area FMR exception payment standards.

*Granted by:* Dominique Blom, General Deputy Assistant for Public and Indian Housing.

*Reason Waived:* The PHAs were authorized to adopt a payment standard above the basic range, up to 120 percent of their approved Small Area FMR exception payment

standards. These waivers were approved consistent with the streamlined regulatory waiver process in Notice PIH 2023–29, which allowed PHAs to request regulatory waivers that would assist PHAs in responding to ongoing fluctuations and disruptions in the rental market by providing more flexibility with establishing and applying payment standards. These waivers were provided to the PHAs because allowing for an exception payment standard up to 120 percent of the Small Area FMR exception payment

standards helped ensure that families living in rental markets with ongoing fluctuations and disruptions were not adversely impacted by rapidly increasing rents, and were able to find rental units with their voucher.

*Contact:* Tesia Anyanaso, Office of Field Operations/Coordination and Compliance Division, Office of Public and Indian Housing, 451 Seventh St. SW, Suite 3180, Washington, DC 20410–5000, or email to [PIH\\_Expedited\\_Waivers@hud.gov](mailto:PIH_Expedited_Waivers@hud.gov).

| PHA code | PHA name   | 2023 Extension approved |
|----------|--|-------------------------|
| CA004    | Housing Authority of the City of Los Angeles       | 12/28/2023              |
| CA116    | Cdc of National City                               | 12/15/2023              |
| CO051    | Grand Junction Housing Authority                   | 12/21/2023              |
| CT003    | Housing Authority of the City of Hartford          | 12/15/2023              |
| CT039    | Housing Authority of the Town of West Hartfor      | 12/26/2023              |
| FL009    | West Palm Beach Housing Authority                  | 12/21/2023              |
| IA087    | City of Dubuque                                    | 12/19/2023              |
| IL107    | Housing Authority of the City of North Chicago, IL | 12/29/2023              |
| IN003    | Fort Wayne Housing Authority                       | 12/15/2023              |
| IN007    | Kokomo Housing Authority                           | 12/20/2023              |
| KY056    | Housing Authority of Springfield                   | 11/17/2023              |
| LA012    | Housing Authority of the City of Kenner            | 12/28/2023              |
| MD022    | Housing Authority of Calvert County                | 12/19/2023              |
| MO199    | Lincoln County Public Housing Agency               | 12/20/2023              |
| MO203    | St. Francois County Public Housing Agency          | 11/14/2023              |
| MT901    | Montana Department of Commerce                     | 10/31/2023              |
| NY041    | Rochester Housing Authority                        | 12/12/2023              |
| NY079    | Glens Falls Housing Authority                      | 12/19/2023              |



| PHA code    | PHA name   | 2023 Extension approved |
|-------------|--|-------------------------|
| OH003 ..... | Cuyahoga Metropolitan Housing Authority .....          | 11/15/2023              |
| PA018 ..... | Westmoreland County Hsg Authority .....                | 12/15/2023              |
| PA052 ..... | Housing Authority of the County of Lebanon .....       | 12/15/2023              |
| RI901 ..... | Rhode Island Housing .....                             | 12/20/2023              |
| RQ074 ..... | Municipality of Vieques .....                          | 12/28/2023              |
| SC022 ..... | Housing Authority of Rock Hill .....                   | 12/27/2023              |
| SD016 ..... | Sioux Falls Housing And Redevelopment Commission ..... | 12/21/2023              |
| TN066 ..... | Bristol Housing .....                                  | 11/17/2023              |
| TX008 ..... | Corpus Christi Housing Authority .....                 | 12/15/2023              |
| VA018 ..... | Franklin Redevelopment And Housing Authority .....     | 11/15/2023              |
| WA024 ..... | HA of Island County .....                              | 12/22/2023              |
| WI002 ..... | Housing Authority of the City of Milwaukee .....       | 12/20/2023              |

[FR Doc. 2024–20092 Filed 9–5–24; 8:45 am]

BILLING CODE 4210–67–P

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–7090–N–08]

### 60-Day Notice of Proposed Information Collection: 2023 American Housing Survey; OMB Control No.: 2528–0117

#### Correction

In notice document 2024–19706 beginning on page 71384 in the issue of Tuesday, September 3rd, 2024, make the following correction:

On page 71384, in the second column, the Docket No. in the heading is corrected to read as set forth above.

[FR Doc. C1–2024–19706 Filed 9–5–24; 8:45 am]

BILLING CODE 0099–10–D

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[Docket No. FWS–R4–ES–2024–0135; FXES1114040000–245–FF04EG1000]

#### Receipt of Incidental Take Permit Application and Proposed Habitat Conservation Plan for the Eastern Indigo Snake; Turner County, GA; Categorical Exclusion

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of availability; request for comments and information.

**SUMMARY:** We, the Fish and Wildlife Service (Service), announce receipt of an application from Double Run Solar, LLC (applicant) for an incidental take permit (ITP) under the Endangered Species Act. The applicant requests the ITP to take the federally listed threatened Eastern indigo snake incidental to the construction and operation of a solar facility in Turner County, Georgia. We request public

comment on the application, which includes the applicant's proposed habitat conservation plan (HCP), and on the Service's preliminary determination that the proposed permitting action may be eligible for a categorical exclusion pursuant to the Council on Environmental Quality's National Environmental Policy Act (NEPA) regulations, the Department of the Interior's (DOI) NEPA regulations, and the DOI Departmental Manual. To make this preliminary determination, we prepared a draft environmental action statement and low-effect screening form, both of which are also available for public review. We invite comment from the public and local, State, Tribal, and Federal agencies.

**DATES:** We must receive your written comments on or before October 7, 2024.

#### ADDRESSES:

**Obtaining Documents:** The documents this notice announces, as well as any comments and other materials that we receive, will be available for public inspection online in Docket No. FWS–R4–ES–2024–0135 at <https://www.regulations.gov>.

**Submitting Comments:** If you wish to submit comments on any of the documents, you may do so in writing by one of the following methods:

- **Online:** <https://www.regulations.gov>.

Follow the instructions for submitting comments on Docket No. FWS–R4–ES–2024–0135.

- **U.S. mail:** Public Comments

Processing, Attn: Docket No. FWS–R4–ES–2024–0135; U.S. Fish and Wildlife Service, MS: PRB/3W, 5275 Leesburg Pike, Falls Church, VA 22041–3803.

**FOR FURTHER INFORMATION CONTACT:** Michele Elmore, Georgia Ecological Services Field Office, by U.S. mail (see **ADDRESSES**), by phone at 706–613–9493, or via email at [GAES\\_assistance@fws.gov](mailto:GAES_assistance@fws.gov). Individuals in the United States who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services.

Individuals outside the United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

**SUPPLEMENTARY INFORMATION:** We, the Fish and Wildlife Service (Service), announce receipt of an application from Double Run Solar, LLC (applicant) for an incidental take permit (ITP) under the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*). The applicant requests the ITP to take the federally listed threatened Eastern indigo snake (*Drymarchon couperi*) incidental to the construction and operation of a solar facility in Turner County, Georgia. We request public comment on the application, which includes the applicant's HCP, and on the Service's preliminary determination that this proposed ITP qualifies as low effect, and may qualify for a categorical exclusion pursuant to the Council on Environmental Quality's National Environmental Policy Act (NEPA) regulations (40 CFR 1501.4), the Department of the Interior's (DOI) NEPA regulations (43 CFR 46), and the DOI's Departmental Manual (516 DM 8.5(C)(2)). To make this preliminary determination, we prepared a draft environmental action statement and low-effect screening form, both of which are also available for public review.

#### Proposed Project

The applicant requests a 10-year ITP to take three Eastern indigo snakes and two nests via the conversion of approximately 768.8 acres (ac) of occupied nesting, foraging, and sheltering habitat incidental to the construction and operation of a solar facility on a 2,037-ac parcel. The parcel is mostly on the north side of Georgia State Route 90 and east side of Georgia State Route 159, approximately 2 miles northwest of the city of Rebecca, Georgia. The applicant proposes to avoid and minimize take of the species to the greatest extent possible by