

104TH CONGRESS
1ST SESSION

H. R. 1705

To amend the Stewart B. McKinney Homeless Assistance Act to require public notice and local hearings before property is made available under that Act for use to assist the homeless, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 24, 1995

Mrs. SMITH of Washington (for herself and Mr. TATE) introduced the following bill; which was referred to the Committee on Banking and Financial Services

A BILL

To amend the Stewart B. McKinney Homeless Assistance Act to require public notice and local hearings before property is made available under that Act for use to assist the homeless, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Community and Home-
5 less Cooperation Act of 1995”.

1 **SEC. 2. AMENDMENTS TO STEWART B. MCKINNEY HOME-**
2 **LESS ASSISTANCE ACT.**

3 Section 501(e) of the Stewart B. McKinney Homeless
4 Assistance Act (42 U.S.C. 11411(e)) is amended—

5 (1) by redesignating paragraph (3) as para-
6 graph (4);

7 (2) in paragraph (4) (as so redesignated) by
8 striking “No later than 25 days after receipt of a
9 completed application,” and inserting “No later than
10 25 days after holding a public hearing under para-
11 graph (3) on an application,”; and

12 (3) by inserting after paragraph (2) the follow-
13 ing new paragraph:

14 “(3)(A) After receiving a completed application, the
15 Secretary of Health and Human Services shall—

16 “(i) promptly publish notice of the application
17 in the Federal Register; and

18 “(ii) after the end of the 30-day period begin-
19 ning on the date of publication of such notice, hold
20 a public hearing on the application in the vicinity of
21 the property that is the subject of the application.

22 “(B) Before approving an application under this sub-
23 section, the Secretary of Health and Human Services shall
24 determine whether existing facilities for the homeless in
25 the community where the property that is the subject of
26 the application is located are unutilized or underutilized.

1 “(C) If the Secretary of Health and Human Services
2 determines under subparagraph (B) that existing facilities
3 are unutilized or underutilized—

4 “(i) the Secretary of Health and Human Serv-
5 ices shall—

6 “(I) dispose of the property with respect to
7 which the determination is made by sale; and

8 “(II) make available to those existing fa-
9 cilities 40 percent of amounts received by the
10 United States as proceeds of that sale; and

11 “(ii) the remainder of those proceeds shall be
12 deposited into the general fund of the Treasury and
13 applied only to reduce the deficit.”.

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