

Union Calendar No. 81

108TH CONGRESS
1ST SESSION

H. R. 1276

[Report No. 108-164]

To provide downpayment assistance under the HOME Investment Partnerships Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 13, 2003

Ms. HARRIS (for herself, Mr. ROGERS of Michigan, Mr. OXLEY, Mr. NEY, Mr. DAVIS of Alabama, Mr. MURPHY, Mr. BACHUS, Mr. BAKER, Mr. BARRETT of South Carolina, Mr. BEREUTER, Mrs. BIGGERT, Mr. BOEHLERT, Mr. CASTLE, Mr. EMANUEL, Mr. GILLMOR, Mr. GREEN of Wisconsin, Ms. HART, Mr. JONES of North Carolina, Mrs. KELLY, Mr. LATOURETTE, Mr. LEACH, Mr. LEWIS of Kentucky, Mr. MANZULLO, Mr. GARY G. MILLER of California, Mrs. CAPITO, Mr. RENZI, Mr. RYUN of Kansas, Mr. SCOTT of Georgia, Mr. SHADEGG, Mr. SHAYS, Mr. TIBERI, and Mr. WILSON of South Carolina) introduced the following bill; which was referred to the Committee on Financial Services

JUNE 19, 2003

Additional sponsors: Mr. MARIO DIAZ-BALART of Florida, Mr. OSE, Mr. QUINN, Mr. WELDON of Pennsylvania, Mr. HOEFFEL, Mr. KING of New York, Mr. PUTNAM, Mr. BOOZMAN, Ms. GINNY BROWN-WAITE of Florida, Mr. CANTOR, Mr. GERLACH, Mr. BONNER, Ms. PRYCE of Ohio, Mr. NUNES, Mr. COOPER, Mr. ROSS, Mr. WOLF, Mr. DUNCAN, Mr. BOYD, Mr. WELLER, Mr. PICKERING, Mr. LUCAS of Kentucky, Mr. ANDREWS, Mr. RYAN of Wisconsin, Mr. BELL, Mr. BRADLEY of New Hampshire, Mr. BISHOP of Utah, Mr. WICKER, Mr. SHERMAN, Mr. TANCREDO, Mrs. MYRICK, Mr. ISRAEL, Mr. PALLONE, Mr. HOLT, Mr. SIMMONS, Mr. FOLEY, Mr. BRADY of Texas, Mrs. BLACKBURN, Mr. ABERCROMBIE, Mr. MEEK of Florida, Mr. WALDEN of Oregon, Mr. CARDOZA, Mr. MILLER of Florida, Mr. McNULTY, Mr. HALL, Mr. TURNER of Texas, Mr. DAVIS of Florida, Mr. YOUNG of Alaska, Mr. BEAUPREZ, Mr. VITTER, Mr. OSBORNE, Ms. ROS-LEHTINEN, Mr. BURGESS, Mr. DAVIS of Tennessee, Ms. HARMAN, Ms. ESHOO, Mr. FLETCHER, Ms. LINDA T. SÁNCHEZ of

1 *families to achieve homeownership, in accordance with this*
2 *section.*

3 “(b) *ELIGIBLE ACTIVITIES.*—

4 “(1) *IN GENERAL.*—*Amounts made available*
5 *under this section may be used only for downpayment*
6 *assistance toward the purchase of single family hous-*
7 *ing by eligible families. For purposes of this title, the*
8 *term ‘downpayment assistance’ means assistance to*
9 *help a family acquire a principal residence.*

10 “(2) *ELIGIBLE FAMILIES.*—*For purposes of this*
11 *section, the term ‘eligible family’ means a family*
12 *who—*

13 “(A) *is a low-income family and a first-*
14 *time homebuyer; or*

15 “(B) *notwithstanding the income limitation*
16 *under section 215(b)(2)—*

17 “(i) *includes a uniformed employee*
18 *(which shall include policemen, firemen,*
19 *and sanitation and other maintenance*
20 *workers) or a teacher who is an employee,*
21 *of the participating jurisdiction (or an*
22 *agency or school district serving such juris-*
23 *isdiction) that is providing the downpayment*
24 *assistance under this section for the family;*
25 *and*

1 “(ii) has an income, at the time re-
2 ferred to in subparagraph (A), (B), or (C)
3 of section 215(b)(2), as appropriate, and as
4 determined by the Secretary with adjust-
5 ments for smaller and larger families, that
6 does not exceed 115 percent of the median
7 income of the area, except that, with respect
8 only to such areas that the Secretary deter-
9 mines have high housing costs, taking into
10 consideration median house prices and me-
11 dian family incomes for the area, such in-
12 come limitation shall be 150 percent of the
13 median income of the area, as determined
14 by the Secretary with adjustments for
15 smaller and larger families.

16 “(c) HOUSING STRATEGY.—To be eligible to receive a
17 grant under this section for a fiscal year, a participating
18 jurisdiction shall include in its comprehensive housing af-
19 fordability strategy under section 105 for such year—

20 “(1) a description of the use of the grant
21 amounts;

22 “(2) a plan for conducting targeted outreach to
23 residents and tenants of public housing, trailer parks,
24 and manufactured housing, and to other families as-
25 sisted by public housing agencies, for the purpose of

1 *ensuring that grant amounts provided under this sec-*
2 *tion to a participating jurisdiction are used for*
3 *downpayment assistance for such residents, tenants,*
4 *and families; and*

5 *“(3) a description of the actions to be taken to*
6 *ensure the suitability of families provided downpay-*
7 *ment assistance under this section to undertake and*
8 *maintain homeownership.*

9 *“(d) FORMULA ALLOCATION.—For each fiscal year, the*
10 *Secretary shall allocate any amounts made available for as-*
11 *sistance under this section for the fiscal year in accordance*
12 *with a formula, which shall be established by the Secretary,*
13 *that considers a participating jurisdiction’s need for and*
14 *prior commitment to assistance to homebuyers. The formula*
15 *may include minimum and maximum allocation amounts.*
16 *In considering a participating jurisdiction’s prior year’s*
17 *commitment to assistance to homebuyers, the formula shall*
18 *consider amounts committed to such purpose under the*
19 *HOME investment partnerships program, the community*
20 *development block grant program, mortgage revenue bonds,*
21 *and prior year’s funding from State and local governments,*
22 *provided that the data underlying such funding is uniform,*
23 *verifiable, and accurate by the State and local government,*
24 *and shall consider other factors that the Secretary deter-*
25 *mines to be appropriate.*

1 “(e) *REALLOCATION.*—*If any amounts allocated to a*
2 *participating jurisdiction under this section become avail-*
3 *able for reallocation, the amounts shall be reallocated to*
4 *other participating jurisdictions in accordance with the for-*
5 *mula established pursuant to subsection (d), except that if*
6 *a local participating jurisdiction failed to receive amounts*
7 *allocated under this section and is located in a State that*
8 *is a participating jurisdiction, the funds shall be reallocated*
9 *to the State.*

10 “(f) *APPLICABILITY OF OTHER PROVISIONS.*—

11 “(1) *IN GENERAL.*—*Except as otherwise provided*
12 *in this section, grants under this section shall not be*
13 *subject to the provisions of this title.*

14 “(2) *APPLICABLE PROVISIONS.*—*In addition to*
15 *the requirements of this section, grants under this sec-*
16 *tion shall be subject to the provisions of title I, sec-*
17 *tions 215(b) (except as provided in subsection*
18 *(b)(2)(B) of this section), 218, 219, 221, 223, 224,*
19 *and 226(a) of subtitle A of this title, and subtitle F*
20 *of this title.*

21 “(3) *REFERENCES.*—*In applying the require-*
22 *ments of subtitle A referred to in paragraph (2)—*

23 “(A) *any references to funds under subtitle*
24 *A shall be considered to refer to amounts made*
25 *available for assistance under this section; and*

Union Calendar No. 81

108TH CONGRESS
1ST SESSION

H. R. 1276

[Report No. 108-164]

A BILL

To provide downpayment assistance under the HOME Investment Partnerships Act, and for other purposes.

JUNE 19, 2003

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed