

AMENDMENT TO H.R. 3899
OFFERED BY MR. LAZIO

Page 4, lines 19 and 20, strike “the availability of affordable housing” and insert “housing affordability”.

Page 5, lines 7 and 8, strike “the availability of affordable housing” and insert “housing affordability”.

Page 6, line 4, before the semicolon insert “, in a manner comparable to the proposed rule”.

Page 6, strike lines 9 through 12 and insert the following new clause:

- 1 (iii) result in housing affordability
- 2 that is 5 or more percent greater than the
- 3 housing affordability resulting from the
- 4 proposed rule;

Page 6, line 22, strike “the availability of affordable housing” and insert “housing affordability”.

Page 8, line 12, before the semicolon insert “, in a manner comparable to the proposed rule”.

Page 8, strike lines 16 through 18 and insert the following new subparagraph:

1 (C) results in housing affordability that is
2 5 or more percent greater than the housing af-
3 fordability resulting from the proposed rule.

Page 8, line 23, after “(1),” insert “unless the agency makes specific findings on the record for the proposed rule as to why the alternative should not be implemented,”.

Page 9, line 5, after the comma insert “unless the agency makes specific findings on the record for the proposed rule as to why each alternative should not be implemented,”.

Page 9, line 9, strike “affordable housing” and insert “housing affordability”.

Page 10, lines 6 and 7, strike “the availability of affordable housing” and insert “housing affordability”.

Page 12, strike lines 16 and 17 and insert the following:

4 (1) HOUSING AFFORDABILITY.—The term
5 “housing affordability” means the quantity of hous-
6 ing that is affordable to

Page 15, line 3, strike “120 days” and insert “180 days”.

Page 15, after line 21, insert the following new sub-
sections:

1 (b) CONSOLIDATION OF STATE AND LOCAL
2 GRANTS.—Subsection (b) of section 1204 of the Housing
3 and Community Development Act of 1992 (42 U.S.C.
4 12705c(b)) is amended—

5 (1) in the subsection heading, by striking
6 “STATE GRANTS” and inserting “GRANT AUTHOR-
7 ITY”;

8 (2) in the matter preceding paragraph (1), by
9 inserting after “States” the following: “and units of
10 general local government (including consortia of
11 such governments)”;

12 (3) in paragraph (3), by striking “a State pro-
13 gram to reduce State and local” and inserting
14 “State, local, or regional programs to reduce”;

15 (4) in paragraph (4), by inserting “or local”
16 after “State”; and

17 (5) in paragraph (5), by striking “State”.

18 (c) REPEAL OF LOCAL GRANTS PROVISION.—Section
19 1204 of the Housing and Community Development Act
20 of 1992 (42 U.S.C. 12705c) is amended by striking sub-
21 section (c).

Page 15, line 22, strike “(b)” and insert “(d)”.

Page 15, line 25, after “amended” insert the following:

1 —

2 (1) by striking “and for the selection of units
3 of general local government to receive grants under
4 subsection (f)(2); and

5 (2)

Page 16, after line 6, insert the following new subsection:

6 (e) SELECTION OF GRANTEES.—Subsection (f) of
7 section 1204 of the Housing and Community Development
8 Act of 1992 (42 U.S.C. 12705c(f)) is amended to read
9 as follows:

10 “(f) SELECTION OF GRANTEES.—To the extent
11 amounts are made available to carry out this section, the
12 Secretary shall provide grants on a competitive basis to
13 eligible grantees based on the proposed uses of such
14 amounts, as provided in applications under subsection
15 (e).”.

Page 16, line 7, strike “(c)” and insert “(f)”.

Page 16, line 17, before “Section” insert “(a) IN
GENERAL.—”.

Page 16, after line 23, insert the following new subsection:

1 (b) RULE OF CONSTRUCTION.—The amendment
2 made by subsection (a) may not be construed to create
3 any new private right of action.

Page 19, line 20, before “Section” insert “(a) IN GENERAL.—”.

Page 20, after line 20, insert the following new subsection:

4 (b) EXPANSION OF PROGRAM UPON IMPROVEMENT
5 OF UNDERWRITING.—Upon a determination by the Sec-
6 retary of Housing and Urban Development that actions
7 have been taken with respect to the program under section
8 251 of the National Housing Act for insurance of adjust-
9 able rate single family mortgages that are sufficient to im-
10 prove underwriting, to reduce the risks of the program to
11 the Mutual Mortgage Insurance Fund, and to alleviate the
12 need for increased premiums under section 251(c)(2)(C),
13 the Secretary shall submit a report to the Congress de-
14 scribing the actions taken, demonstrating the improve-
15 ment in underwriting and the reduction of risks, and rec-
16 ommending any changes with respect to expanding the
17 program or reducing premiums under the program.

Page 21, line 7, strike “\$5,000,000,000” and insert “\$12,000,000,000”.

Page 23, strike lines 15 through 18 and insert the following:

1 “(C) has received full disclosure, as pre-
2 scribed by the Secretary, of all costs charged to
3 the mortgagor, including costs of estate plan-
4 ning, financial advice, and other services that
5 are related to the mortgage but are not re-
6 quired to obtain the mortgage, which disclosure
7 shall clearly state which charges are required to
8 obtain the mortgage and which are not required
9 to obtain the mortgage; and”

Page 25, line 7, strike “The” and insert “Except as provided in paragraph (4), the”.

Page 27, line 20, strike the quotation marks and the second period.

Page 27, after line 20, insert the following new paragraph:

10 “(4) EXEMPTION FOR NEW CONSTRUCTION.—
11 The provisions of paragraph (1) shall not apply to
12 any mortgage for a residence that—

1 “(A) has not been occupied during the pe-
2 riod beginning upon completion of the construc-
3 tion of the residence and ending upon the com-
4 mitment to insure the mortgage;
5 “(B) is covered by a consumer protection
6 or warranty plan that is acceptable to the Sec-
7 retary; and
8 “(C) satisfies any requirements which
9 would have been applicable if the residence had
10 been approved for mortgage insurance before
11 the beginning of construction.”.

Page 27, line 25, through page 28, line 1, strike
“(not to exceed \$300)”.

Page 29, line 9, strike “(not to exceed \$300)”.

Page 30, line 2, before “Section” insert “(a) DIS-
CRETION TO ENLARGE AREAS AND MEDIAN PRICE IN
MSA’S.—”.

Page 30, line 9, before the quotation marks insert
the following:

12 ; and except that the median 1-family housing price for
13 any metropolitan statistical area shall be equal to the me-
14 dian 1-family housing price of the county within the area
15 that has the highest such median price

Page 30, after line 9, insert the following new sub-
section:

1 (b) **MEDIAN PRICE IN EXPANDED MSA'S.**—The first
2 sentence after subparagraph (B) of section 203(b)(2) of
3 the National Housing Act (12 U.S.C. 1709(b)(2)), as
4 amended by subsection (a) of this section, is further
5 amended by inserting before the period at the end the fol-
6 lowing: “; and except that the median 1-family housing
7 price for any area (for purposes of the preceding sentence)
8 that consists of a metropolitan statistical area together
9 with the counties contiguous or proximate to such metro-
10 politan statistical area shall be equal to the median 1-fam-
11 ily housing price of the county within such area (for pur-
12 poses of the preceding sentence) that has the highest such
13 median price”.

Page 30, after line 15, insert the following new sec-
tions:

14 **SEC. 206. REPEAL OF REQUIREMENTS FOR APPROVAL FOR**
15 **INSURANCE PRIOR TO START OF CONSTRUC-**
16 **TION.**

17 The National Housing Act is amended—

18 (1) in section 203 (12 U.S.C. 1709)—

1 (A) in subsection (b)(2), by striking the
2 4th sentence in the first undesignated para-
3 graph following subparagraph (B); and

4 (B) in subsection (i), by striking “(or, in
5 any case” and all that follows through “90 cen-
6 tum)””; and

7 (2) in section 220(d)(3)(A)(i) (12 U.S.C.
8 1715k(d)(3)(A)(i)), by striking “(but, in any case”
9 and all that follows through “90 per centum)”.

10 **SEC. 207. DISPOSITION OF HUD ASSETS OBTAINED**
11 **THROUGH SINGLE FAMILY PROPERTY MORT-**
12 **GAGE INSURANCE PROGRAM.**

13 Section 204 of the National Housing Act (12 U.S.C.
14 1710) is amended—

15 (1) by redesignating subsection (h) as sub-
16 section (i); and

17 (2) by inserting after subsection (g) the follow-
18 ing new subsection:

19 “(h) DISPOSITION OF PROPERTIES TO REVITALIZE
20 NEIGHBORHOODS.—

21 “(1) IN GENERAL.—In using the authority pro-
22 vided under subsection (g) to dispose of any assets
23 acquired by the Secretary pursuant to payment of
24 claims for mortgage insurance under this title on
25 single family dwellings located in areas described in

1 paragraph (2), the Secretary shall implement proce-
2 dures to carry out the following purposes:

3 “(A) Such disposal shall be designed to
4 promote the revitalization of such areas by pro-
5 viding homeownership opportunities for low-
6 and moderate-income families and facilitating
7 rehabilitation of properties.

8 “(B) Such disposal shall, to the maximum
9 extent practicable, be coordinated with or car-
10 ried out through State and local governments
11 having jurisdiction in such areas and interested
12 nonprofit organizations operating in such areas.

13 “(C) Such disposal shall permit sale or
14 transfer of assets singly or in-bulk, and may
15 provide discounts or other incentives for bulk
16 sales or for acquisition by preferred entities.

17 “(2) REVITALIZATION AREAS.—An area de-
18 scribed in this paragraph is an area having a dis-
19 proportionately high concentration of assets acquired
20 by the Secretary pursuant to payment of claims for
21 mortgage insurance under this title on single family
22 dwellings, as compared to such concentrations in
23 surrounding areas.”.

Page 44, line 7, strike “subsection (e)(2)” and in-
sert “section 218(e)(2)”.

Page 44, lines 16 and 17, strike “at the time of purchase;” and insert the following:

1 —
2 “~~(I)~~ in the case of a contract to
3 purchase existing housing, at the time
4 of purchase;
5 “~~(II)~~ in the case of a lease-pur-
6 chase agreement for existing housing
7 or for housing to be constructed, at
8 the time the agreement is signed; or
9 “~~(III)~~ in the case of a contract to
10 purchase housing to be constructed, at
11 the time the contract is signed;

Page 44, strikes line 20 and 21 and insert the following:

12 income families—
13 “~~(I)~~ in the case of a contract to
14 purchase existing housing, at the time
15 of purchase;
16 “~~(II)~~ in the case of a lease-pur-
17 chase agreement for existing housing
18 or for housing to be constructed, at
19 the time the agreement is signed; or

1 “(III) in the case of a contract to
2 purchase housing to be constructed, at
3 the time the contract is signed; and

Page 45, line 6, strike “at the time of purchase”.

Page 52, after line 18, insert the following new section:

4 **SEC. 506. DETERMINATION OF LOW-INCOME ELIGIBILITY**
5 **FOR HOMEOWNERSHIP ASSISTANCE.**

6 (a) **INCOME TARGETING.**—Section 214(2) of the
7 Cranston-Gonzalez National Affordable Housing Act is
8 amended by striking “at the time of occupancy or at the
9 time funds are invested, whichever is later”.

10 (b) **QUALIFICATION AS AFFORDABLE HOUSING.**—
11 Section 215(b)(2) of such Act is amended to read as follows:
12

13 “(2) is the principal residence of an owner
14 whose family qualifies as a low-income family—

15 “(A) in the case of a contract to purchase
16 existing housing, at the time of purchase;

17 “(B) in the case of a lease-purchase agree-
18 ment for existing housing or for housing to be
19 constructed, at the time the agreement is
20 signed; or

1 “(C) in the case of a contract to purchase
2 housing to be constructed, at the time the con-
3 tract is signed;”.

Page 60, after line 16, insert the following new sub-
section:

4 (d) AUTHORIZATION OF APPROPRIATIONS.—Section
5 106 of the Housing and Urban Development Act of 1968
6 (12 U.S.C. 1701x) is amended by adding at the end the
7 following new subsection:

8 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
9 is authorized to be appropriated to carry out the various
10 programs and activities under this section—

11 “(1) for fiscal year 1999, \$25,000,000, of
12 which \$1,000,000 shall be available to carry out sub-
13 section (c)(5)(D); and

14 “(2) for each of fiscal years 2000, 2001, 2002,
15 and 2003, such sums as may be necessary.”.

Page 62, line 1, strike “promote” and insert “facili-
tate the acceptance of”.

Page 62, line 2, before the semicolon insert “within
the Department of Housing and Urban Development”.

Page 62, line 3, strike “promote” and insert “facili-
tate”.

Page 63, strike lines 13 through 23 and insert the following:

1 recognized, voluntary, private sector, consensus
2 standards body with specific experience in developing
3 model residential building codes and standards in-
4 volving all disciplines regarding construction and
5 safety that administers the consensus standards de-
6 velopment process;”.

Page 67, strike lines 9 through 13 and insert the following:

7 the Secretary shall enter into a contract with a
8 recognized, voluntary, private sector consensus
9 standards body to administer the consensus
10 standards development process. The contractual
11 agreement shall”.

Page 67, lines 17 through 18, strike “Council of American Building Officials” and insert “administering organization”.

Page 68, strike lines 8 through 14.

Page 72, line 18, strike “private inspection agencies” and insert “homebuilders”.

Page 85, line 16, strike “promoting” and insert “facilitating the acceptance of”.

Page 85, line 17, before the comma insert “within the Department”.

Page 86, line 4, strike “promoting” and insert “facilitating”.

Page 88, line 10, strike “**INDIAN LANDS STATUS COMMISSION**” and insert “**INDIAN LANDS TITLE REPORT COMMISSION**” (and conform the table of contents accordingly).

Page 88, lines 12 and 13, strike “Indian Lands Status Commission” and insert “Indian Lands Title Report Commission”.

Page 92, strike lines 9 through 12 and insert the following new subsection:

1 (f) AUTHORIZATION OF APPROPRIATIONS.—To carry
2 out this title, there is authorized to be appropriated
3 \$500,000 for fiscal year 1999.