

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4340-C-02, FR-4363-C-02, FR-4364-C-02]

Super Notices of Funding Availability (SuperNOFAs) for: Housing and Community Development Programs; Economic Development and Empowerment Programs; and Targeted Housing and Homeless Assistance Programs; Extension of FHIP and Housing Counseling Application Deadline; Technical Corrections and Clarifications; and Announcement of OMB Approval Numbers

AGENCY: Office of the Secretary, HUD.

ACTION: Extension of FHIP and Housing Counseling Application Deadline; Announcement of OMB Approval Numbers; and Technical Corrections to SuperNOFAs.

SUMMARY: The purpose of this notice is to extend the application due dates for the Fair Housing Initiatives Program (FHIP) and the Housing Counseling Program, that were part of the funding availability notices announced in HUD's SuperNOFA for Housing and Community Development Programs (SuperNOFA I), published on March 31, 1998. The purposes of this notice are also to announce OMB approval numbers for two programs contained in the SuperNOFAs and to correct certain technical errors that appeared in the SuperNOFAs or clarify certain provisions.

DATES: APPLICATION DUE DATES: The application due date for the Fair Housing Initiatives Program (FHIP) and the Housing Counseling Program, announced in SuperNOFA I, is extended to *June 25, 1998*. No other application due dates are extended by this notice.

FOR FURTHER INFORMATION CONTACT: For general information about this notice, contact Camille E. Acevedo, Assistant General Counsel for Regulations, Room 10276, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410; telephone (202) 708-3055 (this is not a toll-free number). Hearing or speech-impaired persons may access this number via TTY by calling the toll-free Federal Information Relay Service at 1-800-877-8339.

For information concerning a particular program, please contact the office or individual listed in the "For Further Information" portion of the program section of the applicable SuperNOFA.

SUPPLEMENTARY INFORMATION:

Background

On March 31, 1998 (63 FR 15490), HUD published its SuperNOFA for Housing and Community Development Programs (SuperNOFA I). On April 30, 1998, HUD published the following NOFAs: SuperNOFA for Economic Development and Empowerment Programs (SuperNOFA II) (63 FR 23876); SuperNOFA for Targeted Housing and Homeless Assistance Programs (SuperNOFA III) (63 FR 23988); and SuperNOFA for National Competition Programs (National SuperNOFA) (63 FR 23958). The purposes of this notice are to: extend the application due date for the FHIP and Housing Counseling Programs, announced in SuperNOFA I; announce the OMB approval numbers of two programs that were part of the SuperNOFAs; to correct certain technical errors that appeared in the SuperNOFAs; and to clarify certain provisions.

Extension of FHIP and Housing Counseling Application Due Dates

In SuperNOFA I, HUD announced that the application due dates for the Fair Housing Initiatives Program (FHIP) and the Housing Counseling Program to be June 1, 1998. Due to delays in receipt of the application kits for the FHIP program from the printer, FHIP program applicants faced a hardship in not having kits available to complete their applications. Accordingly, to assist FHIP program applicants, HUD is extending the application due date for the FHIP and Housing Counseling programs to *June 25, 1998*.

Announcement of OMB Approval Numbers

In SuperNOFA II, HUD noted that the OMB approval for the Local Lead Hazard Awareness Campaign program was pending (see 63 FR 23880). In the National SuperNOFA, HUD noted that the OMB approval number for the National Lead Hazard Awareness Campaign was pending (see 63 FR 23961). Since publication of these two SuperNOFAs, both OMB approval numbers have been received and they are, respectively: 2539-0013 and 2539-0014. Please note that in accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520), an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection displays a valid control number.

Federal Register Correction of Printing Errors

In addition to the corrections being made by this notice, the Department notes that in the printing of SuperNOFA I, two printing errors were made and these errors were corrected by the Federal Register in the **Federal Register** issue of Tuesday, May 5, 1998 (see 63 FR 24843). Those corrections pertained to the Public Housing Drug Elimination program section of SuperNOFA I (beginning at 63 FR 15586). For the convenience of the reader, the corrections published on May 5, 1998 are as follows:

1. On page 15587, in the first column, in paragraph (c)(iii) in the second line, "24,000" should be "25,000."

2. On page 15587, in the second column, in the first line "\$250,000 per unit" should read "\$250.00 per unit."

Corrections and Clarifications Made by This Notice

This notice corrects editorial and technical errors that have been identified in various program sections of SuperNOFAs I, II, and III.

Accordingly, the following corrections are made:

I. In the SuperNOFA for Housing and Community Development Programs (SuperNOFA I), notice document 98-8102, beginning at 63 FR 15490, in the issue of Tuesday, March 31, 1998, the following corrections are made:

A. General Section of the SuperNOFA, Beginning at 63 FR 15493

1. On page 15496, in the middle column, under Section IV (captioned "Application Submission Requirements"), a new sentence is added at the end of that section to read as follows:

Whenever a provision of an application kit for one of the programs included in this SuperNOFA is inconsistent with a provision of this SuperNOFA, the provision of the SuperNOFA will prevail.

B. Historically Black Colleges and Universities (HBCUs) Program Section of SuperNOFA I, Beginning at 63 FR 15527

1. On page 15529, in the middle column, the last sentence of the first paragraph of Section II(A)(2) is removed.

C. Fair Housing Initiatives Program Section of SuperNOFA I, Beginning at 63 FR 15536

1. On page 15539, in the third column, in Section II(A)(4), captioned "Project Starting Period," the date of "October 1, 1998" in this paragraph is replaced with the phrase "90 days from the date of the grant award."

2. On page 15539, in the third column, in the first sentence of Section

II(A)(10), captioned "Outreach Expenses," the words "Enforcement (PEI/FHOI)" are inserted before the word "Applications."

D. Housing Counseling Program
section of SuperNOFA I, beginning at 63 FR 15545.

1. On page 15549, in the middle column, in Section I(C)(1)(b)(ii), captioned "National, Regional, or Multi-State Intermediaries," the second to the last sentence of this paragraph (ii) is removed.

2. On page 15550, in the first column, the "Note" under Section I(D)(2) is corrected by removing the words "or State housing finance agency" in line 6 of the Note.

E. Revitalization of Severely Distressed Public Housing (HOPE VI Revitalization) program section of SuperNOFA I, beginning at 63 FR 15577.

1. On page 15577, under "Application Due Date," the phrase "12:00 pm Eastern time" should be "12:00 midnight, Eastern time."

2. On page 15583, in the third column, a new paragraph (d) is added to Section III(C)(1), and on page 15584, in the first column, a new paragraph (d) is added to Section III(C)(2), and both new paragraphs (d) read as follows:

If two or more applications have the same score and there are insufficient funds to fund all of them, the application(s) with the highest score for the Soundness of Approach rating factor shall be selected for funding. If a tie still remains, the application(s) with the highest score for the Capacity of the Applicant and Relevant Organizational Experience rating factor shall be selected. Further tied applications will be selected by their scores in the Need/Extent of Problem, Leveraging Resources, and Comprehensiveness and Coordination rating factors, in that order.

F. Public Housing Drug Elimination Program section of SuperNOFA I, beginning at 63 FR 15586.

1. On page 15587, first column, in Section I(C)(3)(a), a second paragraph is added to paragraph (a) so that paragraph (a) reads as follows:

(a) PHAs: The unit count includes rental, Turnkey III Homeownership and Section 23 leased housing bond-financed projects.

PHAs preparing PHDEP applications are required to confirm/validate the unit count with the local Field Office (Office of Public Housing) before the application is submitted.

Field Offices shall not include non-Federally Assisted Housing located in High Intensity Drug-Trafficking Areas in the unit count. Confirmation/Validation may be given if the unit count to be used for a particular program (eg., PHA-Owned Rental) is the same as the unit count reflected on a PHA's most recently approved Operating Budget (Form HUD-52564) and/or subsidy calculation (Form HUD-52723) submitted for

that program. Field Offices that have PHAs that are not required to submit either of these forms may confirm/validate the PHDEP unit count if it is the same as the most recently submitted Form HUD-51234. Note: In determining the unit count for PHA-Owned Rental Housing, a long-term vacancy unit as defined in 24 CFR 990.102 is included in the count.

2. On page 15587, first column, in the first sentence of the second paragraph of Section I(C)(3)(b) the words "and occupied" is removed so that the sentence reads: "Eligible units are those units which are under management and fully developed."

3. On page 15587, first column, a third paragraph is added to paragraph (b) of Section I(C)(3) to read as follows:

Use the number of units counted as Formula Current Assisted Stock for Fiscal Year 1998 as defined in 24 CFR 1000.316. Tribes who have not previously received funds from the Department under the 1937 Act should count housing units under management that are owned and operated by the tribe and are identified in their housing inventory as of September 30, 1997.

4. On page 15587, first column, in Section I(C)(3)(c)(iv), "\$30 million" should read "\$35 million."

5. On page 15592, in the third column, a new paragraph (10) is added to Section I(E) to read as follows:

(10) *High Intensity Drug Trafficking Areas (HIDTAs)*. Funding may be used for the activities to eliminate drug-related crime in housing owned by public housing agencies that is not public housing assisted under the United States Housing Act of 1937 and is not otherwise federally assisted (for example, housing that receives tenant subsidies under Section 8 is federally assisted and would not qualify, but housing that receives only State, Tribal or local assistance would qualify if they meet all of the following: (i) The housing is located in a high intensity drug trafficking area designated pursuant to Section 1005 of the Anti-Drug Abuse Act of 1988; and (ii) The PHA owning the housing demonstrates, on the basis of information submitted that the drug-related crime at the housing authority has a detrimental affect on or about the housing. The High Intensity Drug Trafficking Areas are areas identified as having problems that adversely impact the rest of the country. These areas are designated as HIDTAs by the Director, Office of National Drug Control Policy (ONDCP), pursuant to the Anti-Drug Abuse Act of 1988. As of May 1998 the following areas were confirmed by the ONDCP as designated HIDTAs:

- New York HIDTA consists of the city of New York and all the municipalities therein and Nassau, Suffolk, and Westchester Counties in New York;
- New Jersey HIDTA consists of Union, Hudson, Essex, Bergen, and Passaic Counties and all municipalities in New Jersey;
- Washington, DC—Baltimore HIDTA consists of Washington, DC; the city of

- Baltimore, and Baltimore, Howard, Anne Arundel, Prince George's, Montgomery and Charles Counties (in Maryland); and the city of Alexandria and Arlington, Fairfax, Prince William, and Loudoun Counties (in Virginia) and all municipalities therein;
- South Florida HIDTA consists of the city of Miami and the surrounding areas of Broward, Dade, and Monroe Counties and all municipalities therein;
- Houston HIDTA consists of the city of Houston and surrounding areas of Harris, and Galveston Counties and all municipalities therein;
- Lake County HIDTA consists of Lake County, Indiana, and all municipalities therein;
- Gulf Coast HIDTA consist of Baldwin, Jefferson, Mobile, and Montgomery Counties (in Alabama); Caddo, East Baton Rouge, Jefferson, and Orleans Parishes (in Louisiana); and Hancock, Harrison, Hinds, and Jackson Counties (in Mississippi) and the municipalities therein;
- Midwest HIDTA consists of Muscatine, Polk, Pottawattamie, Scott and Woodbury Counties (in Iowa); Cherokee, Crawford, Johnson, Labette, Leavenworth, Saline, Seward, and Wyandotte Counties (in Kansas); Cape Garardeau, Christian, Clay, Jackson, Lafayette, Lawrence, Ray, Scott, and St. Charles Counties, and the City of St. Louis, MO (in Missouri); Dakota, Dawson, Douglas, Hall, Lancaster, Sarpy, and Scott's Bluff Counties (in Nebraska); Clay, Codington, Custer, Fall River, Lawrence, Lincoln, Meade, Minnehaha, Penninton, Union, and Yankton Counties (in South Dakota); and all municipalities therein;
- Rocky Mountains HIDTA consists of Adams, Arapahoe, Denver, Douglas, Eagle, El Pasco, Garfield, Jefferson, La Plata, and Mesa Counties (in Colorado); Davis, Salt Lake, Summit, Utah, and Weber Counties (in Utah); Laramie, Natrona, and Sweetwater Counties (in Wyoming) and all municipalities therein;
- Southwest Border HIDTA consists of San Diego and Imperial Counties (in California), and all municipalities therein; Yuma, Maricopa, Pinal, Pima, Santa Cruz, and Cochise Counties, (in Arizona) and all municipalities therein; Bernalillo, Hidalgo, Grant, Luna, Dona Ana, Eddy, Lea, and Otero, Chaves, and Lincoln Counties, (in New Mexico) and all municipalities therein; El Paso, Hudspeth, Culberson, Jeff Davis, Presidio, Brewster, Pecos, Terrell, Crockett Counties (in West Texas) and all municipalities therein; Bexar, Val Verde, Kinney, Maverick, Zavala, Dimmit, La Salle, Webb, Zapata, Jim Hogg, Starr, Hildago, Willacy and Cameron Countries (in South Texas) and all municipalities therein;
- Northwest HIDTA consists of King, Pierce, Skagit, Snohomish, Thurston, Whatcom and Yakima Counties (in the State of Washington) and all municipalities therein;
- Los Angeles HIDTA consists of the city of Los Angeles and surrounding areas of Los Angeles, Orange, Riverside, and San Bernadino Counties, and all municipalities therein; and

- Puerto Rico/U.S. Virgin Islands HIDTA consists of the U.S. territories of Puerto Rico and the Virgin Islands.
- San Francisco Bay Area HIDTA consists of Alameda, Contra Costa, Lake, Marin, Monterey, San Francisco, San Mateo, Santa Clara, Santa Cruz, Sonoma counties and all the municipalities therein.
- Appalachia HIDTA consist of Adair, Bell, Breathitt, Clay, Clinton, Cumberland, Floyd, Harlan, Jackson, Knott, Knox, Laurel, Lee, Leslie, McCreary, Magoffin, Marion, Monroe, Owsley, Perry, Pike, Pulaski, Rockcastle, Taylor, Wayne, and Whitley counties in Kentucky; Boone, Braxton, Cabell, Gilmer, Lewis, Lincoln, Logan, Mason, McDowell, Mingo and Wayne Counties in West Virginia, Bledsoe, Campbell, Claiborne, Clay, Cocke, Cumberland, Fentress, Franklin, Grainger, Greene, Grundy, Hamblen, Hancock, Hawkins, Jackson, Jefferson, Macon, Marion, Overton, Pickett, Putnam, Rhea, Scott, Sequatchie, Sevier, Unicoi, Van Buren and White Counties in Tennessee and all the municipalities therein.
- Central Florida HIDTA consists of Hillsborough, Orange, Osceola, Pinellas, Polk, Seminole, and Volusia counties and all the municipalities therein.
- Chicago HIDTA consists of Cook County, incorporating the City of Chicago.
- Atlanta HIDTA consists of Fulton, DeKalb counties and the City of Atlanta.
- Milwaukee HIDTA consists of Milwaukee county and all the municipalities therein.
- Southeastern Michigan HIDTA consists of Wayne, Oakland, Macomb, and Washtenaw counties and all the municipalities therein.
- Philadelphia/Camden HIDTA: consists of the Cities of Philadelphia and Camden.

For further information on HIDTAs contact Rick Yamamoto, at the ONDCP, Executive Office of the President, Washington, DC 20500 on (202) 395-6755 and/or La'Wan Sweetenberg on (202) 395-6603, fax (202) 395-6721. Field Offices in validating the unit count shall not include Non-Federally Assisted Housing units located in High Intensity Drug-Trafficking Areas.

6. On page 15596, in the third column, a second paragraph is added to Section IV (captioned "Application Submission Requirement") to read as follows:

An applicant shall submit only one application, per housing authority, for each drug elimination program contained in this program section of the SuperNOFA. Joint applications are permitted only in those cases where HAs have a single administration (such as HAS managing another HA under contract or HAs sharing a common executive director). In those cases, a separate budget, plan and timetable and unit count shall be supplied in the application.

7. On page 15596, in the third column, a new Section VII is added to read as follows:

VII. Term of Grant Agreement.

Terms of the FY 1997 and FY 1998 PHDEP grant agreement shall not exceed 24 months

from the execution date of the grant agreement (Form 1044). Grant extensions during the FY 1997 and FY 1998 PHDEP funding round are not permitted. Any funds not expended at the end of the FY 1997 and FY 1998 PHDEP grant term shall be remitted to HUD.

F. Drug Elimination Grants for Federally Assisted Low-Income Housing (Multifamily Housing Drug Elimination) Program section of SuperNOFA, beginning at 63 FR 15607.

1. On page 15608, in the first column, under Section I(C), the last sentence of that section which begins "Owners of Section 8 tenant-based. * * *" is succeeded by two new paragraphs that read as follows:

HUD inadvertently failed to include tie-breaker language in the selection criteria for the FY 97 DEG funding round. As a result, the application submitted by the Calib Foundation on behalf of Village Heights Apartments, which received the same rating as another selected grantee, was not selected. HUD will correct this oversight by funding Village Heights in the amount of \$125,000 from the FY 98 allocation. HUD is also revising this year's selection process to include tie-breaker language.

At this time, HUD is aware of only this one tie-breaker situation. However, in the event that other applicants notify HUD of similar situations and HUD can confirm that an applicant was not selected due to a tie score with a selected grantee, HUD will take additional corrective funding actions.

2. On page 15610, in the first column, under Section III, a new paragraph (C) is added to read as follows:

(C) *Tie-Breaker Situations.* If two or more applications have the same score and there are insufficient funds to fund all of them, the application(s) with the highest score for the Soundness of Approach rating factor shall be selected for funding. If a tie still remains, the application(s) with the highest score for the Capacity of the Applicant and Relevant Organizational Experience rating factor shall be selected. Further tied applications will be selected by their scores in the Need/Extent of Problem, Leveraging Resources, and Comprehensiveness and Coordination rating factors, in that order.

II. In the SuperNOFA for Economic Development and Empowerment Programs (SuperNOFA II), notice document 98-11392, beginning at 63 FR 23876, in the issue of Thursday, April 30, 1998, the following corrections are made:

A. Introduction to the SuperNOFA Process, beginning at 63 FR 23877.

1. On page 23878, in the middle column, the last sentence of this column is corrected to read: "The Programs Section of the SuperNOFA describes each program for which funding is being competed under this SuperNOFA."

2. On page 23880, in the first column, an asterisk is placed after the following

program name "Intermediaries Technical Assistance Grant Program." and a footnote is placed at the end of the chart that contains the Intermediaries Technical Assistance Program and Outreach and Training Grants for Technical Assistance Program to read as follows: "\$1,000,000 is currently available in FY 1998, and \$8,000,000 is subject to appropriations in FY 1999."

B. *General Section of the SuperNOFA, beginning on 63 FR 23881.* On page 23884, in the middle column, under Section IV (captioned "Application Submission Requirements"), a new sentence is added at the section to read as follows:

Whenever a provision of an application kit for one of the programs included in this SuperNOFA is inconsistent with a provision of this SuperNOFA, the provision of the SuperNOFA will prevail.

III. In the SuperNOFA for Targeted Housing and Homeless Assistance Programs (SuperNOFA III), notice document 98-11400, beginning at 63 FR 23988, in the issue of Thursday, April 30, 1998, the following corrections are made:

A. Introduction to the SuperNOFA Process, beginning at 63 FR 23989.

1. On page 23990, in the middle column, the third sentence of the third paragraph in the middle column is corrected to read: "The Programs Section of the SuperNOFA describes each program for which funding is being competed under this SuperNOFA."

B. General Section of the SuperNOFA, beginning at 63 FR 23992.

1. On page 23995, in the first column, under Section IV (captioned "Application Submission Requirements"), a new sentence is added at the section to read as follows:

Whenever a provision of an application kit for one of the programs included in this SuperNOFA is inconsistent with a provision of this SuperNOFA, the provision of the SuperNOFA will prevail.

C. Housing Opportunities for Persons with AIDS (HOPWA) Program section of SuperNOFA III, beginning at 63 FR 24007.

1. On page 24011, in the middle column, under Section III(D), the reference to "Section III(C)(2) of the General Section" in the third sentence of paragraph (D) should read "Section III(C) of the General Section."

D. Section 202 Supportive Housing for the Elderly Program section of SuperNOFA III, beginning at 63 FR 24015.

1. On page 24025, in the first column, the first sentence of the second paragraph of Section I(D) is corrected by replacing the phrase "three (3) or more Hubs" with "a single Hub."

E. *Section 811 Supportive Housing for Persons with Disabilities Program section of SuperNOFA III, beginning at 63 FR 24031.*

1. On page 24034, in the third column, a new paragraph is added to Section I(C) which precedes the last paragraph that begins "The Section 811 capital advance * * *." The new paragraph reads as follows:

As a result of a rating error in the Boston Office, the application submitted by Employment Options, Inc. was not selected for funding under the Fiscal Year 1997 Section 811 Program of Supportive Housing for Persons with Disabilities. Since this was a HUD error, the application will be funded from the Fiscal Year 1998 allocation to the Boston Office.

2. On page 24035, the chart is amended by placing an asterisk (*) next

to the word "Boston" in the first column and adding the following footnote at the bottom of the chart on page 24035.

This amount includes Capital Advance Authority of \$529,300 to fund Employment Options, Inc., Marlborough, Massachusetts. Since this 6-unit project was not selected in Fiscal Year 1997 by HUD error, this application will be funded from the Fiscal Year 1998 allocation to the Boston Office.

3. On page 24039, in the first column, the first sentence of the second paragraph of Section I(D) is corrected by replacing the phrase "three (3) or more Hubs" with "a single Hub."

4. On page 24039, in the first column, a new paragraph (h) is added to Section I(E)(2) to read: "(h) Intermediate care facilities."

5. On page 24044, in the third column, in Section IV(B)(5)(f), the last

sentence of the paragraph which precedes the second "Note" which appears in the third column, is revised to read as follows, and is followed by a new sentence:

In order for applications submitted with site control to be eligible for bonus points for site control, this information would have to be submitted to the local HUD Office *no later than 30 days after the application submission deadline date*. Otherwise, the application will be considered as a "site identified" application and will not receive bonus points for site control.

Dated: May 22, 1998.

Saul N. Ramirez, Jr.,

Acting Deputy Secretary.

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