

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4378-N-02]

Notice of Regulatory Waiver Requests Granted

AGENCY: Office of the Secretary, HUD.

ACTION: Public notice of the granting of regulatory waivers from April 1, 1998 through June 30, 1998.

SUMMARY: Under the Department of Housing and Urban Development Reform Act of 1989 (Reform Act), HUD is required to make public all approval actions taken on waivers of regulations. This notice is the thirtieth in a series, being published on a quarterly basis, providing notification of waivers granted during the preceding reporting period. The purpose of this notice is to comply with the requirements of section 106 of the Reform Act.

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 1-800-877-8391.

For information concerning a particular waiver action for which public notice is provided in this document, contact the person whose name and address is set out for the particular item, in the accompanying list of waiver-grant actions.

SUPPLEMENTARY INFORMATION: As part of the Housing and Urban Development Reform Act of 1989 (the Reform Act), the Congress adopted, at HUD's request, legislation to limit and control the granting of regulatory waivers by HUD. Section 106 of the Reform Act added a new section 7(q) to the Department of Housing and Urban Development Act (2 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 rank 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;
- e. State how additional information about a particular waiver grant action may be obtained.

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

Today's document follows publication of HUD's Statement of Policy on Waiver of Regulations and Directives issued by HUD on April 22, 1991 (56 FR 16337). This is the thirtieth notice of its kind to be published under section 106 of the Reform Act. This notice updates HUD's waiver-grant activity from April 1, 1998 through June 30, 1998.

For ease of reference, waiver requests granted by departmental officials authorized to grant waivers are listed in a sequence keyed to the section number of the HUD regulation involved in the waiver action. For example, a waiver-grant action involving exercise of authority under 24 CFR 58.73 (involving the waiver of a provision in 24 CFR part 58) would come early in the sequence, while waivers of 24 CFR part 990 would be among the last matters listed.

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 in title 24 that is being waived as part of the waiver-grant action. (For example, a waiver of both § 58.73 and § 58.74 would appear sequentially in the listing under § 58.73.)

Waiver-grant actions involving the same initial regulatory citation are in time sequence beginning with the earliest-dated waiver grant action.

Should HUD receive additional reports of waiver actions taken during the period covered by this report before the next report is published, the next updated report will include these earlier actions, as well as those that occurred between July 1, 1998 through September 30, 1998.

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

Dated: November 4, 1998.

Andrew Cuomo,
Secretary.

Appendix—Listing of Waivers of Regulatory Requirements Granted by Officers of the Department of Housing and Urban Development April 1, 1998 Through June 30, 1998

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 before each set of waivers granted.

For Items 1 and 2, Waivers Granted for 24 CFR Parts 5 and 882, Contact: Gloria J. Cousar, Deputy Assistant Secretary for Public and Assisted Housing Delivery, U.S. Department of Housing and Urban Development, 451 Seventh Street, SW, Room 4126, Washington, DC 20410; telephone (202) 401-8812 (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 1-800-877-8391.

1. *Regulation:* 24 CFR 5.613(a)(1) and 24 CFR 882.605(c).

Project/Activity: Housing Authority of Pierce County, Washington; Section 8 Rental Certificate Program, Special Assistance on Behalf of Manufactured Home Owners.

Nature of Requirement: HUD's regulation at 24 CFR 5.613(a)(1) provide that the Total Tenant Payment for families whose initial lease is effective on or after August 1, 1982, shall be the highest of: (1) 30 percent of Monthly Adjusted Income; (2) 10 percent of Monthly Income; or (3) the Welfare Rent. HUD's regulation at 24 CFR 882.605(c) caps the amount of rent that can be paid for a manufactured home pad space at 110 percent of the applicable Fair Market Rent.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: April 20, 1998.

Reasons Waived: The manufactured home and belongings of a disabled program participant were destroyed in a flood. The waivers made it possible for her to receive assistance in a replacement manufactured home.

2. *Regulation:* 24 CFR 5.613(a)(1) and 24 CFR 882.605(c).

Project/Activity: Housing Authority of Pierce County, Washington; Section 8 Rental Certificate Program, Special Assistance on Behalf of Manufactured Home Owners.

Nature of Requirement: HUD's regulation at 24 CFR 5.613(a)(1) provides that the Total Tenant Payment for families whose initial lease is effective on or after August 1, 1982, shall be the highest of: (1) 30 percent of Monthly Adjusted Income; (2) 10 percent of Monthly Income; or (3) the Welfare Rent. HUD's regulation at 24 CFR 882.605(c) caps the amount of rent that can be paid for a manufactured home pad space at 110 percent of the applicable Fair Market Rent.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: April 20, 1998.

Reasons Waived: The waiver, which covers nineteen elderly/disabled program participants, provided these participants with the opportunity to continue to receive rental assistance without moving their units to new sites. Because of the age and health problems of the program participants and their low income levels, moving the manufactured home units to new sites was not feasible.

For Items 3 and 4, Waivers Granted for 24 CFR Parts 91 and 92, Contact: Cornelia Robertson Terry, Field Management Division, Office of Executive Services, U.S. Department of Housing and Urban Development, 451 Seventh Street, SW, Room 7184, Washington, DC 20410; telephone (202) 708-2565 (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 1-800-877-8391.

3. Regulation: 24 CFR 91.105.

Project/Activity: Jefferson County, Alabama requested that HUD waive the required thirty day comment period for its proposed amendments to the Community Development Block Grant (CDBG) and HOME Investment Partnership activities described in its Consolidated Plan. The County wished to provide assistance to tornado victims who had not been assisted by the Federal Emergency Management Agency and other agencies.

Nature of Requirement: HUD's Consolidated Plan regulations are located in 24 CFR part 91. The regulations require that each jurisdiction adopt a citizen participation plan that provides for public participation in the development of the jurisdiction's consolidated plan. Under § 91.105(k), the jurisdiction must follow its citizen participation plan.

Granted by: Saul N. Ramirez, Jr., Assistant Secretary for Community Planning and Development.

Date Granted: May 8, 1998.

Reasons Waived: The citizen participation plan adopted by Jefferson County requires a thirty-day public comment period for any amendments to the consolidated plan. The County was allowed to substitute a ten-day comment period. Failure to approve the waiver would have caused undue hardship to persons displaced by a recent tornado.

4. Regulation: 24 CFR 92.101(c).

Project/Activity: The Northeast Minnesota Housing Consortium.

Nature of Requirement: HUD's HOME program regulations are located at 24 CFR part 92. Subpart C of 24 CFR part 92 describes the requirements for units of local government wishing to form a consortium for purposes of participating in the HOME program. Section 92.101(c) provides that a unit of local government located within a non-urban county that wishes to participate as a member of a consortium must sign the HOME consortium agreement.

Granted by: Saul N. Ramirez, Jr., Assistant Secretary for Community Planning and Development.

Date Granted: April 22, 1998.

Reasons Waived: The waiver extended the deadline for signature of the consortium agreement. The consortium requested the

extension due to difficulties in obtaining all of the necessary signatures. Among the difficulties described in the waiver request submitted by the consortium were the large number of local jurisdictions participating in the consortium and the remote rural location of each of the participating jurisdictions.

For Items 5 and 6, Waivers Granted for 24 CFR Part 203, Contact: Vance T. Morris, Director, Home Mortgage Insurance Division, Office of Insured Single Family Housing, U.S. Department of Housing and Urban Development, 451 7th Street, SW., Washington, DC 20410-7000; telephone (202) 708-2700 (this is not a toll-free number). Hearing or speech-impaired persons may access this number via TTY by calling the Federal Information Relay Service at 1-800-877-8391.

5. Regulation: 24 CFR 203.49(c).

Project/Activity: Mortgagees (Corinthian Mortgage Corporation and First Nationwide Mortgage Company) requested an extension of the initial change date for Adjustable Rate Mortgage (ARM) loans beyond the 12-18 month window period as required by 24 CFR 203.49.

Nature of Requirement: HUD's single family mortgage insurance program regulations are located at 24 CFR part 203. Section 203.49(c) provides that interest rate adjustments for ARMs must occur on annual basis, except that the first adjustment may occur no sooner than 12 months nor later than 18 months from the date of the mortgagor's first debt service payment.

Granted by: Art Agnos, Acting General Deputy Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: Two waivers, one on May 15, 1998 and one on May 19, 1998.

Reasons Waived: The waiver permitted the lenders to securitize several loans. The waiver permitted the lenders to extend the initial interest rate adjustment dates on several ARM loans, thus rendering the loans eligible for placement in Ginnie Mae pools. Ineligibility of the loans for delivery to Ginnie Mae would have resulted in financial hardship to the mortgagee.

6. Regulation: 24 CFR 203.255(b)(5).

Project/Activity: A request was submitted to HUD for a waiver of the regulatory requirements located at 24 CFR 203.255(b)(5). The program participant requested that HUD permit the use of an automated risk assessment, based on scoring of the loan application, in lieu of the subjective review by a Direct Endorsement underwriter.

Nature of Requirement: HUD's single family mortgage insurance program regulations are located at 24 CFR part 203. The regulation at § 203.255(b)(5) requires that lender's Direct Endorsement underwriter personally review a borrower's credit and capacity to repay a mortgage to be insured by HUD.

Granted by: Art Agnos, Acting General Deputy Assistant Secretary for Housing-Federal Housing Commissioner.

Dates Granted: April 9, 1998.

Reasons Waived: HUD granted the waiver so that lenders, borrowers, and HUD may enjoy the enhanced benefit of automated underwriting technologies. The use of these technologies will reduce the time and cost to

originate a HUD-insured mortgage. The waiver renders no harm to prospective borrowers or to HUD. The benefits of automated risk assessment technologies to borrowers, including reduced processing/underwriting costs, would be lost without the waiver.

For Items 7 Through 10, Waivers Granted for 24 CFR Parts 570, 574, and 576 Contact: Cornelia Robertson Terry, Field Management Division, Office of Executive Services, U.S. Department of Housing and Urban Development, 451 Seventh Street, SW, Room 7184, Washington, DC 20410; telephone (202) 708-2565 (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 1-800-877-8391.

7. Regulation: 24 CFR 570.200(h).

Project/Activity: Clayton County, Georgia requested that HUD waive 24 CFR 570.200(h) to allow the County to use Community Development Block Grant (CDBG) funds to cover costs incurred by the County in preparing the CDBG specific portions of its first Consolidated Plan as a new urban county.

Nature of Requirement: The regulation at 24 CFR 570.200(h)(1)(i) states that a grantee may only use CDBG funds to pay pre-award costs if, among other things, the activity for which the costs are being incurred is included in a Consolidated Plan or an amended Consolidated Plan Action Plan prior to the costs being incurred.

Granted by: Saul N. Ramirez, Jr., Assistant Secretary for Community Planning and Development.

Date Granted: April 8, 1998.

Reasons Waived: As a new urban county, Clayton County had to incur planning and administrative costs in the preparation of CDBG specific portions of its Consolidated Plan. Non-reimbursement of these and other related start-up costs would have imposed a burden on Clayton County, and made it very difficult for the County to implement its CDBG program.

8. Regulation: 24 CFR 574.540.

Project/Activity: The City of New York, NY requested that HUD waive the regulations governing the Housing Opportunities for Persons with AIDS (HOPWA) program, which provide for the potential deobligation of funds which are not expended in a timely manner.

Nature of Requirement: The HOPWA program regulations at 24 CFR 574.540 provide that HUD may deobligate any amount of grant funds that have not been expended within a three-year period from the date of the signing of the grant agreement.

Granted by: Saul Ramirez, Jr., Assistant Secretary for Community Planning and Development

Date Granted: April 22, 1998.

Reasons Waived: The City requested the waiver due to delays in securing funding for the supportive services to be used in connection with its HOPWA projects. The waiver will allow the City to continue to use up to \$16,216,996 in current unexpended funds from the City's Fiscal Year 1995 HOPWA formula allocation.

9. Regulation: 24 CFR 576.21.

Project/Activity: Fort Wayne, Indiana requested a waiver of the Emergency Shelter Grants (ESG) program regulations at 24 CFR 576.21.

Nature of Requirement: HUD's regulation at 24 CFR 576.21 states that recipients of ESG grant funds are subject to the limits on the use of assistance for essential services established in section 414(a)(2)(B) of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11374(a)(2)(B)). Essential services are commonly defined as services that provide health, employment, drug abuse counseling, and education to homeless persons.

Granted by: Saul N. Ramirez, Jr., Assistant Secretary for Community Planning and Development.

Date Granted: March 26, 1998.

Reasons Waived: Under the Stewart B. McKinney Homeless Assistance Act, amended by the National Affordable Housing Act the 30 percent cap on essential services may be waived if the grantee "demonstrates that the other eligible activities under the program are already being carried out in the locality with other resources." The requirement was waived because the City was able to successfully demonstrate that other activities under the program are being carried out in the locality.

10. Regulation: 24 CFR 576.21.

Project/Activity: Hennepin County, Minnesota requested a waiver of the Emergency Shelter Grants (ESG) program regulations at 24 CFR 576.21.

Nature of Requirement: HUD's regulation at 24 CFR 576.21 states that recipients of ESG grant funds are subject to the limits on the use of assistance for essential services established in section 414(a)(2)(B) of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11374(a)(2)(B)). Essential services are commonly defined as services that provide health, employment, drug abuse counseling, and education to homeless persons.

Granted by: Saul N. Ramirez, Jr., Assistant Secretary for Community Planning and Development.

Date Granted: May 29, 1998.

Reasons Waived: Under the Stewart B. McKinney Homeless Assistance Act, amended by the National Affordable Housing Act the 30 percent cap on essential services may be waived if the grantee "demonstrates that the other eligible activities under the program are already being carried out in the locality with other resources." The County stated that its emergency shelters are currently being funded through other local funds, but it has limited funds to provide the services necessary to move homeless families out of emergency shelter and into permanent housing. The County stated that if the waiver were granted, essential service funds would be used by the County's Family Homeless Prevention and Assistance Program to stabilize families exiting emergency shelters and reduce homeless relapses within the community at an average cost of \$300 per family. Based on this statement by the County, HUD granted the regulatory waiver.

For Item 11, Waiver Granted for 24 CFR Part 811, Contact: James B. Mitchell, Acting Director, Special Projects Division, Office of

Multifamily Housing Programs, U.S. Department of Housing and Urban Development, 451 7th Street SW., Washington, DC 20410-7000; telephone (202) 708-3730 (this is not a toll-free number). Hearing or speech-impaired persons may access this number via TTY by calling the Federal Information Relay Service at 1-800-766-8391.

11. Regulation: 24 CFR 811.104(b).

Project/Activity: Spinnaker Landing Apartments, Palm Beach County, Florida (Project No. FL002-HG402).

Nature of Requirement: HUD's regulations governing the tax exemption of obligations of public housing agencies are located at 24 CFR part 811. Section 811.104(b) prohibits payment of a fee of a Housing Authority other than for actual expenses of a bond refunding transaction.

Granted by: Art Agnos, Acting General Deputy Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: March 15, 1998.

Reasons Waived: The refunding bonds are being issued on terms which will reduce debt service to strengthen the financial condition of the project, and redeem 1988 bonds which are in default. The Internal Revenue Code low-income rent restrictions will apply during the new financing term. The Palm Beach County Housing Authority will receive a fee of \$32,500 for its participation in this transaction. Because this fee will be paid by the project owner and not from refunding bond proceeds or from debt service reserve residual balances, HUD found good cause to waive § 811.104(b).

For Item 12, Waiver Granted for 24 CFR Part 882, Contact: Cornelia Robertson Terry, Field Management Division, Office of Executive Services, U.S. Department of Housing and Urban Development, 451 Seventh Street, SW, Room 7184, Washington, DC 20410; telephone (202) 708-2565 (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 1-800-877-8391.

12. Regulation: 24 CFR 882.408(a).

Project/Activity: The Los Angeles Housing Authority requested that HUD waive its regulations at 24 CFR 882.408(a), which govern its Section 8 Certificate and Moderate Rehabilitation Programs.

Nature of Requirement: The regulations at 24 CFR 882.408(a) state that the initial gross rent for any project unit must not exceed the applicable Moderate Rehabilitation Fair Market Rent (FMR) in effect on the date that the agreement to enter into a Housing Assistance Payment Contract is executed, except by up to ten percent in cases where the HUD Field Office has approved an area-wide exception rent.

Granted by: Saul N. Ramirez, Jr., Assistant Secretary for Community Planning and Development.

Date Granted: June 11, 1998.

Reasons Waived: At the time the affected housing project was conditionally selected for a Section 8 Single Family Occupancy (SRO) grant (September 1996), the maximum allowable contract rent was \$506 with a base rent of \$422. On October 1, 1997, the FMR

for the Los Angeles-Long Beach area was greatly reduced, lowering the maximum allowable contract rent from \$506 to \$437, and the base rent from \$422 to \$365. The waiver will allow the Housing Authority to use the FMR in effect at the time the project was conditionally selected for funding.

For Item 13, Waiver Granted for 24 CFR Part 882, Contact: Gloria J. Cousar, Deputy Assistant Secretary for Public and Assisted Housing Delivery, U.S. Department of Housing and Urban Development, 451 Seventh Street, SW, Room 4126, Washington, DC 20410; telephone (202) 401-8812 (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 1-800-877-8391.

13. Regulation: 24 CFR 882.605(c).

Project/Activity: Central Oregon Regional Housing Authority; Section 8 Rental Certificate Program, Special Assistance on Behalf of Manufactured Home Owners.

Nature of Requirement: The regulation caps the amount of rent that can be paid for rental of a manufactured home pad space at 110 percent of the applicable Fair Market Rent.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: April 24, 1998.

Reasons Waived: Approval of the waiver made it possible for the elderly/disabled program participant to continue to receive assistance without moving her manufactured home to a new site. Because of her age and poor health, a move would have been a severe hardship. The program participant also lacked the financial resources necessary to move.

For Items 14 and 15, Waivers Granted for 24 CFR Part 891, Contact: Willie Spearmon, Director, Office of Business Products, Office of Housing, U.S. Department of Housing and Urban Development, 451 Seventh Street, SW, Room 6132, Washington, DC 20410; telephone (202) 708-3000 (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 1-800-877-8391.

14. Regulation: 24 CFR 891.130.

Project/Activity: Home Sweet Home Development.

Nature of Requirement: HUD's regulations at 24 CFR part 891 describe the policies and procedures governing supportive housing for the elderly and persons with disabilities. The regulation at § 891.130 (entitled "Prohibited relationships") provides that Officers and Board members of either the Sponsor or Owner may not have any financial interest in any contract with the Owner or any firm which has a contract with the Owner. This restriction applies so long as the individual is serving on the Board and for a period of three years following resignation or final closing, whichever occurs later.

Granted by: Art Agnos, Acting General Deputy Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 22, 1998.

Reasons Waived: The Walker Point Development Corporation is a not-for-profit

organization, and will complete the rehabilitation of the Home Sweet Home units at cost without a profit.

15. Regulation: 24 CFR 891.130.

Project/Activity: The Sponsor of Jacob Blake Manor requested approval to use a site owned by a former Board member.

Nature of Requirement: HUD's regulations at 24 CFR part 891 describe the policies and procedures governing supportive housing for the elderly and persons with disabilities. The regulation at § 891.130 (entitled "Prohibited relationships") provides that Officers and Board members of either the Sponsor or Owner may not have any financial interest in any contract with the Owner or any firm which has a contract with the Owner. This restriction applies so long as the individual is serving on the Board and for a period of three years following resignation or final closing, whichever occurs later.

Granted by: Ira Peppercorn, General Deputy Assistant Secretary for Housing.

Date Granted: June 5, 1998.

Reasons Waived: Term of the former Board member in question expired prior to approval of the Sponsor/Owner for a fund reservation.

For Items 16 Through 29, Waivers Granted for 24 CFR Part 982, Contact: Gloria J. Cousar, Deputy Assistant Secretary for Public and Assisted Housing Delivery, U.S. Department of Housing and Urban Development, 451 Seventh Street, SW, Room 4126, Washington, DC 20410; telephone (202) 401-8812 (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 1-800-877-8391.

16. Regulation: 24 CFR 982.303(b).

Project/Activity: Oakland Housing Authority, California; Section 8 Rental Certificate Program.

Nature of Requirement: The regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: April 2, 1998.

Reasons Waived: The waiver was granted to help keep the large family (consisting of two adults and seven children) together and to prevent them from becoming homeless again.

17. Regulation: 24 CFR 982.303(b).

Project/Activity: Department of Housing and Community Development of the Commonwealth of Massachusetts; Section 8 Rental Certificate Program.

Nature of Requirement: The regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: April 14, 1998.

Reasons Waived: Approval of the waiver prevented further hardship to a seriously ill certificate holder whose illnesses prevented her from seeking a suitable rental unit during much of the time her rental certificate was in effect.

18. Regulation: 24 CFR 982.303(b).

Project/Activity: Housing Authority of the County of Santa Clara, California; Section 8 Rental Certificate Program.

Nature of Requirement: The regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: April 14, 1998.

Reasons Waived: Approval of the waiver supported the intensive treatment and counseling program of a disabled child in the family and helped protect the family from the threat of homelessness.

19. Regulation: 24 CFR 982.303(b).

Project/Activity: Housing Authority of the County of Santa Clara, California; Section 8 Rental Certificate Program.

Nature of Requirement: The regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: April 20, 1998.

Reasons Waived: Waivers were granted to prevent further hardship to two certificate holders whose ability to seek housing was severely limited by serious health problems that limited their mobility.

20. Regulation: 24 CFR 982.303(b).

Project/Activity: Chicago Section 8 Housing Program, Illinois; Section 8 Rental Voucher Program.

Nature of Requirement: The regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: May 5, 1998.

Reasons Waived: The waiver provided extra search time for two rental voucher holders whose ability to seek suitable housing was limited due to their disabilities.

21. Regulation: 24 CFR 982.303(b).

Project/Activity: Housing Authority of the County of Contra Costa, California; Section 8 Rental Certificate Program.

Nature of Requirement: The Regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: May 12, 1998.

Reasons Waived: The waiver provided extra search time to a certificate holder forced to relocate after a violent crime against her daughter.

22. Regulation: 24 CFR 982.303(b).

Project/Activity: Quincy Housing Authority, Massachusetts; Section 8 Rental Certificate Program.

Nature of Requirement: The Regulation provides for a maximum rental certificate/

voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: May 14, 1998.

Reasons Waived: The waiver provided extra search time to the rental certificate holder whose disability severely limited her ability to locate appropriate housing.

23. Regulation: 24 CFR 982.303(b).

Project/Activity: Boston Housing Authority, Massachusetts; Section 8 Rental Certificate Program.

Nature of Requirement: The Regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: May 15, 1998.

Reasons Waived: The waiver was granted to an elderly certificate holder whose disability made it difficult for her to seek appropriate housing.

24. Regulation: 24 CFR 982.303(b).

Project/Activity: Boston Housing Authority, Massachusetts; Section 8 Rental Certificate Program.

Nature of Requirement: The Regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: May 15, 1998.

Reasons Waived: The waiver was granted to a certificate holder whose disability made it difficult for her to seek appropriate housing.

25. Regulation: 24 CFR 982.303(b).

Project/Activity: Boston Housing Authority, Massachusetts; Section 8 Rental Certificate Program.

Nature of Requirement: The Regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: May 15, 1998.

Reasons Waived: The waiver was granted to provide extra search time to a certificate holder whose disability made it difficult to seek appropriate housing.

26. Regulation: 24 CFR 982.303(b).

Project/Activity: Housing Authority and Urban Renewal Agency of Lane County, Oregon; Section 8 Rental Certificate Program.

Nature of Requirement: The Regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: June 4, 1998.

Reasons Waived: The waiver was granted to provide extra search time to two certificate

holders whose disabilities made it difficult for them to seek appropriate housing.

27. Regulation: 24 CFR 982.303(b).

Project/Activity: Department of Housing and Community Development of the City and County of Honolulu, Hawaii; Section 8 Rental Voucher Program.

Nature of Requirement: The Regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: June 4, 1998.

Reasons Waived: The waiver provided extra search time to a disabled voucher holder who was hospitalized during the entire period her rental voucher was in effect.

28. Regulation: 24 CFR 982.303(b).

Project/Activity: Housing Authority of Marin County, California; Section 8 Rental Voucher Program.

Nature of Requirement: The Regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: June 5, 1998.

Reasons Waived: The waiver was granted to a disabled voucher holder whose disability

made it difficult to find suitable housing in a tight rental market.

29. Regulation: 24 CFR 982.303(b).

Project/Activity: Housing Authority of Santa Clara, California; Section 8 Rental Certificate Program.

Nature of Requirement: The Regulation provides for a maximum rental certificate/voucher term of 120 days during which a certificate/voucher holder may seek housing to be leased under the program.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: June 10, 1998.

Reasons Waived: The waiver was granted to grant additional search time to an elderly certificate holder who was hospitalized and unable to seek housing during much of the time that his certificate was in effect.

For Item 30, Waiver Granted for 24 CFR Part 1005, Contact: Jacqueline Johnson, Deputy Assistant Secretary for Native American Programs, U.S. Department of Housing and Urban Development, 451 Seventh Street, SW, Room 4130, Washington, DC 20410; telephone (202) 401-7914 (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 1-800-877-8391.

30. Regulation: 24 CFR 1005.112.

Project/Activity: A request was made by Norwest Mortgage, Inc. of Minneapolis, MN,

that the Office of Native American Programs consider an alternative to the certification that provides for lender acknowledgment and agreement to comply with all applicable tribal laws when the lender originates a loan under the Section 184 Loan Guarantee Program.

Nature of Requirement: Lenders participating in the Section 184 Loan Guarantee Program must certify that they acknowledge and agree to comply with all applicable tribal laws when originating a Section 184 loan for a tribal member.

Granted by: Deborah L. Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: June 12, 1998.

Reasons Waived: Norwest Mortgage, Inc. has developed procedures for the necessary discussions that must take place with a tribe before the origination and closing of a 184 loan on trust land or other eligible service area. Norwest Mortgage, Inc. will obtain a letter from the applicable tribe advising HUD of the tribe's confidence or belief that Norwest Mortgage, Inc. has made the effort necessary to familiarize itself with the tribe's laws. A copy of the tribe's letter will be included with each 184 loan file for tribal members.

[FR Doc. 98-30293 Filed 11-12-98; 8:45 am]

BILLING CODE 4210-32-P