

Attachment I: Summary of Public Housing and HCV Waivers and Alternative Requirements
(Refer back to the Notice using the item code for a full description and more detailed information.)

This chart summarizes the waivers authorized under this Notice and the availability period for each. As stated in Section 5, PHAs must keep written documentation on the waivers applied by the PHA as well as the effective dates. To fulfill those requirements, PHAs may but are not required to utilize the last two columns to record this information.

Item	Statutory and regulatory waivers	Summary of alternative requirements	Availability Period Ends	Did PHA implement waiver and alternative requirement?	Date of PHA adoption
PH and HCV-1 PHA 5-Year and Annual Plan Submission Dates: Significant Amendment Requirements	<u>Statutory Authority</u> Section 5A(a)(1), Section 5A(b)(1), Section 5A(g), Section 5A(h)(2) <u>Regulatory Authority</u> §§ 903.5(a)(3), 903.5(b)(3), 903.13(c), 903.21, 903.23	<ul style="list-style-type: none"> Alternative dates for submission Changes to significant amendment process 	<ul style="list-style-type: none"> Varies based on FYE 12/31/20 	Yes	3/16/2020
PH and HCV-2 Family Income and Composition: Delayed Annual Examinations	<u>Statutory Authority</u> Section 3(a)(1) <u>Regulatory Authority</u> §§ 982.516(a)(1), 960.257(a)	<ul style="list-style-type: none"> Permits the PHA to delay the annual reexamination of income and family composition HCV PHAs must implement HCV-7 for impacted families if they implement this waiver 	<ul style="list-style-type: none"> 12/31/20 	No, at this time BCHA continues to conduct recerts as they are due using a phone appointment and mailing in lieu of in-person.	

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PH and HCV-3 Family Income and Composition: Annual Examination; Income Verification Requirements	<u>Regulatory Authority</u> §§ 5.233(a)(2), 960.259(c), 982.516(a) <u>Sub-regulatory Guidance</u> PIH Notice 2018-18	<ul style="list-style-type: none"> • Waives the requirements to use the income hierarchy, including the use of EIV, and will allow PHAs to consider self-certification as the highest form of income verification • PHAs that implement this waiver will be responsible for addressing material income discrepancies that may arise later 	<ul style="list-style-type: none"> • 12/31/20 	Yes, BCHA created a form for self-certification of income, however BCHA will still try to get 3rd party verifications and if not able will accept self-certification of income. BCHA is still monitoring EIV reports for discrepancies.	3/16/2020
PH and HCV-4 Family Income and Composition: Interim Examinations	<u>Statutory Authority</u> Section 3(a)(1) <u>Regulatory Authority</u> §§ 5.233(a)(2), 982.516(c)(2), 960.257(a), (b) and (d), 960.259(c) <u>Sub-regulatory Guidance</u>	<ul style="list-style-type: none"> • Waives the requirement to use the income verification requirements, including the use of EIV, for interim reexaminations 	<ul style="list-style-type: none"> • 12/31/20 	Yes, BCHA created a form for clients to use to self certify income, however we are still reviewing EIV reports with interim/annual recerts	3/16/2020

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	PIH Notice 2018-18				
PH and HCV-5 Enterprise Income Verification (EIV) Monitoring	<u>Regulatory Authority</u> § 5.233 <u>Sub-regulatory Guidance</u> PIH Notice 2018-18	<ul style="list-style-type: none"> • Waives the mandatory EIV monitoring requirements. 	<ul style="list-style-type: none"> • 12/31/20 	No	
PH and HCV-6 Family Self-Sufficiency (FSS) Contract of Participation: Contract Extension	<u>Regulatory Authority</u> § 984.303(d)	<ul style="list-style-type: none"> • Provides for extensions to FSS contract of participation 	<ul style="list-style-type: none"> • 12/31/20 	Yes on case by case basis FSS staff may provide extensions to FSS contracts.	3/16/2020
PH and HCV-7 Waiting List: Opening and Closing; Public Notice	<u>Regulatory Authority</u> § 982.206(a)(2) <u>Sub-regulatory Guidance</u> PIH Notice 2012-34	<ul style="list-style-type: none"> • Waives public notice requirements for opening and closing waiting list • Requires alternative process 	<ul style="list-style-type: none"> • 12/31/20 	No	
HQS-1 Initial Inspection Requirements	<u>Statutory Authority</u> Section 8(o)(8)(A)(i), Section 8(o)(8)(C)	<ul style="list-style-type: none"> • Changes initial inspection requirements, allowing for owner certification 	<ul style="list-style-type: none"> • 12/31/20 	Not at this time, BCHA will continue initial inspections	

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	<u>Regulatory Authority</u> §§ 982.305(a), 982.305(b), 982.405	that there are no life-threatening deficiencies <ul style="list-style-type: none"> Where self-certification was used, PHA must inspect the unit no later than 1-year anniversary of date of owner's certification. 	<ul style="list-style-type: none"> 1-year anniversary of date of owner's certification 		
HQS-2: Project-Based Voucher (PBV) Pre-HAP Contract Inspections: PHA Acceptance of Completed Units	<u>Statutory Authority:</u> Section 8(o)(8)(A) <u>Regulatory Authority:</u> §§ 983.103(b), 983.156(a)(1)	<ul style="list-style-type: none"> Changes inspection requirements, allowing for owner certification that there are no life-threatening deficiencies Where self-certification was used, PHA must inspect the unit no later than 1-year anniversary of date of owner's certification. 	<ul style="list-style-type: none"> 12/31/20 1-year anniversary of date of owner's certification 	No, BCHA will perform initial inspections on all Pre-HAP PBV units	
HQS-3 Initial Inspection: Non-Life-Threatening Deficiencies (NLT) Option	<u>Statutory Authority</u> Section 8(o)(8)(A)(ii) <u>Sub-regulatory Guidance</u> HOTMA HCV Federal	<ul style="list-style-type: none"> Allows for extension of up to 30 days for owner repairs of non-life threatening conditions 	<ul style="list-style-type: none"> 12/31/20 	Yes, as needed we will evaluate on a case by case basis	3/16/2020

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	Register Notice January 18, 2017				
HQS-4 HQS Initial Inspection Requirement: Alternative Inspection Option	<u>Statutory Authority</u> Section 8(o)(8)(A)(iii) <u>Sub-regulatory Guidance</u> HOTMA HCV Federal Register Notice January 18, 2017	<ul style="list-style-type: none"> Under Initial HQS Alternative Inspection Option - allows for commencement of assistance payments based on owner certification there are no life-threatening deficiencies Where self-certification was used, PHA must inspect the unit no later than 1-year anniversary of date of owner's certification. 	<ul style="list-style-type: none"> 12/31/20 1-year anniversary of date of owner's certification 	No, BCHA will continue to perform initial in-person inspections.	
HQS-5 HQS Inspection Requirement: Biennial Inspections	<u>Statutory Authority</u> Section 8(o)(D) <u>Regulatory Authority</u> §§ 982.405(a), 983.103(d)	<ul style="list-style-type: none"> Allows for delay in biennial inspections All delayed biennial inspections must be completed as soon as reasonably possible but by no later than 1 year after the date on which 	<ul style="list-style-type: none"> 10/31/20 1 year after the date on which the biennial inspection would have been required absent the waiver 	No, BCHA is still operating on an annual inspection timeline.	

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		the biennial inspection would have been required absent the waiver.			
HQS-6 HQS Interim Inspections	<u>Statutory Authority</u> Section 8(o)(8)(F) <u>Regulatory Authority</u> §§ 982.405(g), 983.103(e)	<ul style="list-style-type: none"> • Waives the requirement for the PHA to conduct interim inspection and requires alternative method • Allows for repairs to be verified by alternative methods 	<ul style="list-style-type: none"> • 12/31/20 	Yes	3/16/2020
HQS-7 PBV Turnover Unit Inspections	<u>Regulatory Authority</u> § 983.103(c)	<ul style="list-style-type: none"> • Allows for PBV turnover units to be filled based on owner certification there are no life-threatening deficiencies • Allows for delayed full HQS inspection NLT than 1-year anniversary of date of owner's certification. 	<ul style="list-style-type: none"> • 12/31/20 • 1-year anniversary of date of owner's certification 	No, as long as we are able to perform initial inspections on vacant units we will continue to do so.	

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HQS-8: PBV HAP Contract: HQS Inspections to Add or Substitute Units	<u>Statutory Authority</u> Section 8(o)(8)(A) <u>Regulatory Authority</u> §§ 983.207(a), 983.207(b) <u>Sub-regulatory Guidance</u> HOTMA HCV Federal Register Notice January 18, 2017	<ul style="list-style-type: none"> Allows for PBV units to be added or substituted in the HAP contract based on owner certification there are no life-threatening deficiencies Allows for delayed full HQS inspection NLT 1-year anniversary of date of owner's certification 	<ul style="list-style-type: none"> 12/31/20 1-year anniversary of date of owner's certification 	No, this doesn't apply to BCHA	
HQS-9 HQS Quality Control Inspections	<u>Regulatory Authority</u> §§ 982.405(b), 983.103(e)(3)	<ul style="list-style-type: none"> Provides for a suspension of the requirement for QC sampling inspections 	<ul style="list-style-type: none"> 12/31/20 	Yes	3/16/2020
HQS-10 Housing Quality Standards: Space and Security	<u>Regulatory Authority</u> § 982.401(d)	<ul style="list-style-type: none"> Waives the requirement that each dwelling unit have at least 1 bedroom or living/sleeping room for each 2 persons. 	Remains in effect one year from lease term or date of this Notice, whichever is longer	Yes	3/16/2020
HQS-11 Homeownership Option: Initial	<u>Statutory Authority</u> Section 8(o)(8)(A)(i), Section 8(y)(3)(B)	<ul style="list-style-type: none"> Waives the requirement to perform an initial HQS inspection in 	<ul style="list-style-type: none"> 12/31/20 	No, this doesn't apply to BCHA	

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HQS Inspection	<u>Regulatory Authority</u> § 982.631(a)	order to begin making homeownership assistance payments <ul style="list-style-type: none"> Requires family to obtain independent professional inspection 			
HCV-1 Administrative Plan	<u>Regulatory Authority</u> § 982.54(a)	<ul style="list-style-type: none"> Establishes an alternative requirement that policies may be adopted without board approval Any provisions adopted informally must be adopted formally NLT December 31, 2020 	<ul style="list-style-type: none"> 9/30/20 12/31/20 	Yes, will evoke as needed	3/16/2020
HCV-2 Information When Family is Selected: PHA Oral Briefing	<u>Regulatory Authority</u> §§ 982.301(a)(1), 983.252(a)	<ul style="list-style-type: none"> Waives the requirement for an oral briefing Provides for alternative methods to conduct required voucher briefing 	<ul style="list-style-type: none"> 12/31/20 	No we are still conducting oral briefings over the phone	
HCV-3 Term of Voucher:	<u>Regulatory Authority</u> § 982.303(b)(1)	<ul style="list-style-type: none"> Allows PHAs to provide voucher 	<ul style="list-style-type: none"> 12/31/20 	No, we will review all extension requests on a case	

by case basis and may evoke this waiver if needed.

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Item	Statutory and regulatory waivers	Summary of alternative requirements	Availability Period Ends	Did PHA implement waiver and alternative requirement?	Date of PHA adoption
Extensions of Term		extensions regardless of current PHA policy			
HCV-4 PHA Approval of Assisted Tenancy: When HAP Contract is Executed	<u>Regulatory Authority § 982.305(c)</u>	<ul style="list-style-type: none"> Provides for HAP payments for contracts not executed within 60 days PHA must not pay HAP to owner until HAP contract is executed 	<ul style="list-style-type: none"> 12/31/20 	No	
HCV-5 Absence from Unit	<u>Regulatory Authority § 982.312</u>	<ul style="list-style-type: none"> Allows for PHA discretion on absences from units longer than 180 days PHAs must not make HAP payments beyond 12/31/20 for units vacant more than 180 consecutive days 	<ul style="list-style-type: none"> 12/31/20 	Yes, all cases will be evaluated on a case by case basis	3/16/2020
HCV-6 Automatic Termination of HAP Contract	<u>Regulatory Authority § 982.455</u>	<ul style="list-style-type: none"> Allows PHA to extend the period of time after the last HAP payment is made before the HAP contract 	<ul style="list-style-type: none"> 12/31/20 	Yes, all cases will be evaluated on a case by case basis	3/16/2020

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		terminates automatically.			
HCV-7 Increase in Payment Standard During HAP Contract Term	<u>Regulatory Authority</u> § 982.505(c)(4)	<ul style="list-style-type: none"> Provides PHAs with the option to increase the payment standard for the family at any time after the effective date of the increase, rather than waiting for the next regular reexamination to do so. 	<ul style="list-style-type: none"> 12/31/20 	No	
HCV-8 Utility Allowance Schedule: Required Review and Revision	<u>Regulatory Authority</u> § 982.517	<ul style="list-style-type: none"> Provides for delay in updating utility allowance schedule 	<ul style="list-style-type: none"> 12/31/20 	No, BCHA will review the UA schedule in Oct. 2020	
HCV-9 Homeownership Option: Homeownership Counseling	<u>Statutory Authority</u> Section 8(y)(1)(D) <u>Regulatory Authority</u> §§ 982.630, 982.636(d)	<ul style="list-style-type: none"> Waives the requirement for the family to obtain pre-assistance counseling 	<ul style="list-style-type: none"> 12/31/20 	No, this doesn't apply to BCHA	

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HCV-10 Family Unification Program (FUP): FUP Youth Age Eligibility to Enter HAP Contract	<u>Statutory Authority</u> Section 8(x)(2)	<ul style="list-style-type: none"> Allows PHAs to increase age to 26 for foster youth initial lease up 	<ul style="list-style-type: none"> 12/31/20 	Yes	7/2/2020
HCV-11 Family Unification Program (FUP): Length of Assistance for Youth	<u>Statutory Authority</u> Section 8(x)(2)	<ul style="list-style-type: none"> Allows PHAs to suspend terminations of assistance for FUP youth who will reach the 36-month limit between April 10, 2020, and December 31, 2020 	<ul style="list-style-type: none"> 12/31/20 	No, we don't have any FUPY vouchers that this would apply to.	
HCV-12 Family Unification Program (FUP): Timeframe for Referral	<u>Statutory Authority</u> Section 8(x)(2)	<ul style="list-style-type: none"> Allows PHAs to accept referrals of otherwise eligible youth who will leave foster care within 120 days 	<ul style="list-style-type: none"> 12/31/20 	Yes	7/2/2020
HCV-13 Homeownership: Maximum Term	<u>Regulatory Authority</u> § 982.634(a)	<ul style="list-style-type: none"> Allows a PHA to extend homeownership 	<ul style="list-style-type: none"> 12/31/20 	No, this doesn't apply to BCHA	

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of Assistance		assistance for up to 1 additional year			
HCV-14 Mandatory Removal of Unit from PBV HAP Contract	<u>Regulatory Authority</u> §§ 983.211(a); 983.258	<ul style="list-style-type: none"> Allows a PHA to keep a PBV unit under contract for a period of time that extends beyond 180 from the last HAP but does not extend beyond December 31, 2020 	<ul style="list-style-type: none"> 12/31/20 	No	
PH-1 Fiscal Closeout of Capital Grant Funds	<u>Regulatory Authority</u> § 905.322(b)	<ul style="list-style-type: none"> Extension of deadlines for ADCC and AMCC 	Varies by PHA	No	
PH-2 Total Development Costs	<u>Regulatory Authority</u> § 905.314(c) - (d)	<ul style="list-style-type: none"> Waives the TDC and HCC limits permitting approval of amounts in excess of published TDC by 25% to 50% on a case by case basis 	Applies to development proposals submitted to HUD no later than December 31, 2021	No	
PH-3 Cost and Other Limitations: Types of Labor	<u>Regulatory Authority</u> § 905.314(j)	<ul style="list-style-type: none"> Allows for the use of force account labor for modernization 	<ul style="list-style-type: none"> 12/31/20 	No	

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		activities in certain circumstances			
PH-4 ACOP: Adoption of Tenant Selection Policies	<u>Regulatory Authority</u> § 960.202(c)(1)	<ul style="list-style-type: none"> Establishes an alternative requirement that policies may be adopted without board approval Any provisions adopted informally must be adopted formally NLT December 31, 2020 	<ul style="list-style-type: none"> 9/30/20 12/31/20 	No, BCHA has no public housing	
PH-5 Community Service and Self- Sufficiency Requirement (CSSR)	<u>Statutory Authority</u> Section 12(c) <u>Regulatory Authority</u> §§ 960.603(a) and 960.603(b)	<ul style="list-style-type: none"> Temporarily suspends CSSR 	<ul style="list-style-type: none"> 3/31/21 	No, this doesn't apply to BCHA	
PH-6 Energy Audits	<u>Regulatory Authority</u> § 965.302	<ul style="list-style-type: none"> Allows for delay in due dates of energy audits 	One year beyond 2020 audit deadline	No	
PH-7 Over-Income Families	<u>Statutory Authority</u> Section 16(a)(5) <u>Sub-regulatory Guidance</u>	<ul style="list-style-type: none"> Changes to timeframes for determination of over-income 	<ul style="list-style-type: none"> 12/31/20 	No	

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	Housing Opportunity Through Modernization Act of 2016: Final Implementation of the Public Housing Income Limit 83 FR 35490, Notice PIH 2019-11				
PH-8 Resident Council Elections	<u>Regulatory Authority</u> § 964.130(a)(1)	<ul style="list-style-type: none"> Provides for delay in resident council elections 	<ul style="list-style-type: none"> 12/31/20 	No	
PH-9 Review and Revision of Utility Allowance	<u>Regulatory Authority</u> § 965.507	<ul style="list-style-type: none"> Provides for delay in updating utility allowance schedule 	<ul style="list-style-type: none"> 12/31/20 	No	
PH-10 Tenant Notifications for Changes to Project Rules and Regulations	<u>Regulatory Authority</u> § 966.5	<ul style="list-style-type: none"> Advance notice not required except for policies related to tenant charges 	<ul style="list-style-type: none"> 12/31/20 	No	

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PH-11: Designated Housing Plan Renewals	<u>Statutory Authority:</u> Section 7(f)	<ul style="list-style-type: none"> Extends the Plan's effective period through December 31, 2020, for Plans due to expire between the date of this Notice and December 31, 2020. 	<ul style="list-style-type: none"> 12/31/20 	No	
PH-12: Public Housing Agency Annual Self-Inspections	<u>Statutory Authority:</u> Section 6(f)(3) <u>Regulatory Authority:</u> § 902.20(d)	<ul style="list-style-type: none"> Waives the requirement that the PHA must inspect each project 	<ul style="list-style-type: none"> 12/31/20 	No	
11a PHAS	<u>Regulatory Authority</u> 24 CFR Part 902	<ul style="list-style-type: none"> Allows for alternatives related to inspections PHA to retain prior year PHAS score unless requests otherwise 	HUD will resume issuing new PHAS scores starting with PHAs with FYE dates of 3/31/21	N/A	N/A
11b SEMAP	<u>Regulatory Authority</u> 24 CFR Part 985	<ul style="list-style-type: none"> PHA to retain prior year SEMAP score unless requests otherwise 	HUD will resume issuing new SEMAP scores starting with PHAs with FYE dates of 3/31/21	N/A	N/A

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11c Uniform Financial Reporting Standards: Filing of Financial Reports; Reporting Compliance Dates	<u>Regulatory Authority</u> §§ 5.801(c), 5.801(d)(1)	<ul style="list-style-type: none"> Allows for extensions of financial reporting deadlines 	Varies by PHA FYE	No	
12a PHA Reporting Requirements on HUD Form 50058	<u>Regulatory Authority</u> 24 CFR Part 908, § 982.158 <u>Sub-regulatory Guidance</u> PIH Notice 2011-65	<ul style="list-style-type: none"> Waives the requirement to submit 50058 within 60 days Alternative requirement to submit within 90 days of the effective date of action 	<ul style="list-style-type: none"> 12/31/20 	No	
12b Designated Housing Plans: HUD 60-Day Notification	<u>Statutory Authority</u> Section 7(e)(1)	<ul style="list-style-type: none"> Allows for HUD to delay notification about designated housing plan 	<ul style="list-style-type: none"> 7/31/20 	N/A	N/A
12c Extension of Deadline for	<u>Statutory Authority</u> Section 9(j)	<ul style="list-style-type: none"> Provides a one-year extension 	For all open Capital Fund grants, one-year extension from the	No	

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Programmatic Obligation and Expenditure of Capital Funds	<u>Regulatory Authority</u> § 905.306(d)(5)		obligation and expenditure end dates in LOCCS as of April 10, 2020		

Attachment II: Summary of IHBG and ICDBG Statutory and Regulatory Waivers and Alternative Requirements

COVID-19 Statutory and Regulatory Waivers for ONAP programs				
Item	Statutory and Regulatory Waivers	Waiver/Alternative Requirement Summary		
13a. Application Process for IHBG-CARES Grants and Indian Housing Plan (IHP) Requirements	Statutory Authority: Section 101(b), Section 102, and Section 103 of NAHASDA Regulatory Authority: 24 C.F.R. §§ 1000.214; 1000.218;1000.220; 1000.224; 1000.226; 1000.228;1000.230; and 1000.232	1) <i>Abbreviated IHP to Receive IHBG-CARES Grant Funding:</i> Applicants for IHBG-CARES funding must submit an abbreviated IHP specifying how the funds will be used.		
		2) <i>Recipients that did Not Submit an IHP in FY2020:</i> A Tribe or TDHE that did not submit a timely or compliant IHP in FY 2020 may still qualify for an IHBG-CARES grant.		
		3) <i>IHP Certifications:</i> IHBG recipients that cannot provide HUD with IHP certifications may still submit an Abbreviated IHP provided an authorized official of the IHBG recipient provides a statement on inability to secure certifications.		
		4) <i>Reprogramming of FY2020 IHBG Funding:</i> FY2020 IHBG funds may be reprogrammed to address COVID-19 through streamlined process.		
13b. IHP Submission Deadline for Annual IHBG Formula Grants	Statutory Authority: Section 101(b) and 102(a) of NAHASDA, Regulatory Authority: 24 CFR §§ 1000.214, 1000.216, 1000.225	IHP Submission Deadlines Extended	Original IHP Due Date	Extension
			1/17/2020	10/16/2020
			4/17/2020	10/16/2020
			7/18/2020	1/17/2021
13c. Annual Performance Report	Statutory Authority: Sections 403 and 404 of NAHASDA,	APR Submission Deadlines Extended	Original APR Due Date	Extension
			3/30/2020	9/27/2020

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Submission Deadline	Regulatory Authority: 24 CFR § 1000.514		6/29/2020 9/30/2020	12/30/2020 12/30/2020
13d. Income Verification	Regulatory Authority: 24 CFR § 1000.128	IHBG recipients may deviate from their current written admissions and occupancy policies, including allowing less frequent income recertifications, remote income verification, and self-certification over the phone or email.		
13e. Public Health Services	Statutory Authority: Section 202(3) of NAHASDA	Recipients may use IHBG-CARES funding to carry out a wide range of public health services.		
13f. COVID-19-Related Assistance to Non-Low Income and Non-Native Families	Statutory Authority: Section 201(b) of NAHASDA, Regulatory Authority: 24 CFR §§ 1000.104, 1000.106, 1000.108, 1000.110, 1000.312, 1000.314, 1000.318	Recipients may use IHBG-CARES funding to prevent, prepare for, and respond to COVID-19 through certain limited activities that provide assistance to all affected and threatened people without regard to income limits or Indian status.		
13g. Useful Life	Statutory Authority: Section 205 of NAHASDA, Regulatory Authority: 24 CFR §§ 1000.141, 1000.142, 1000.143, 1000.144, 1000.146, 1000.147	If the assistance is related to inhibiting the spread of COVID-19 to low-income Indian families and the Tribal community, Recipients may use IHBG-CARES funding to assist housing units without determining and maintaining affordability during their useful life.		

Attachment II: Summary of IHBG and ICDBG Statutory and Regulatory Waivers and Alternative Requirements

13h. Total Development Cost (TDC) Limits	Regulatory Authority: 24 CFR §§ 1000.156, 1000.158, 1000.160, 1000.162	Recipients may exceed TDC by 20 percent without HUD approval for dwelling and non-dwelling units developed, acquired or assisted to prevent, prepare for, and respond to COVID-19.
13i. Prohibition Against Investment of CARES Act Grant Funds	Statutory Authority: Section 204(b) of NAHASDA, Regulatory Authority: 24 CFR § 1000.58	Recipients are prohibited from investing any IHBG funding provided under the CARES Act.
13j. IHBG-CARES Funds Not Counted in Undisbursed Funds Factor	Regulatory Authority: 24 CFR § 1000.342	IHBG-CARES funds will not count towards an IHBG recipient's prior years' undisbursed funds when applying the Undisbursed Funds Factor under the IHBG formula.
14a. Citizen Participation	Statutory Authority: Section 104 of the Housing and Community Development Act of 1974 (HCD Act) Regulatory Authority: 24 CFR § 1003.604	Indian tribes are not required to hold one or more meetings to obtain the views of residents before applying for ICDBG-CARES grant funding or amending their FY 2019/2020 ICDBG grants to address COVID-19.
14b. Application Process for ICDBG-CARES Grants and Funding Criteria		<i>1) Criteria for Funding:</i> With respect to applications for ICDBG-CARES grants and FY 2019/2020 ICDBG Imminent Threat grants to address the COVID-19 crisis, the urgency and immediacy of the threat will be presumed.

Attachment II: Summary of IHBG and ICDBG Statutory and Regulatory Waivers and Alternative Requirements

Regulatory Authority: 24 CFR §§ 1003.400, 1003.401, 1003.402; Section I.A.1.b. of FY19/20 ICDBG Notice of Funding Availability (NOFA)		<p>2) <i>Grant Ceilings</i>: Current grant ceilings are waived for ICDBG-CARES and will be set in an ICDBG-CARES Implementation Notice to be published in the very near future.</p> <p>3) <i>Reimbursement of Costs and Letter to Proceed</i>: ICDBG applicants and grantees to receive ICDBG-CARES grants do not have to demonstrate other Tribal funding sources cannot be made available to alleviate the threat and may use the funding to cover or reimburse costs to prevent, prepare for, and respond to COVID-19 without a Letter to Proceed from the area ONAP.</p> <p>4) <i>Availability of Funds</i>: If ICDBG-CARES grant funds are not awarded in a fiscal year, HUD reserves the right to adjust how funding is awarded to ensure needs of Tribes are met, including possibly setting aside a portion of funding to address the needs of Tribes with the greatest needs.</p>
14c. Removal of Public Services 15 Percent Cap under FY 2019 and FY 2020 ICDBG Grants	Statutory Authority: Section 105 of the HCD Act; Regulatory Authority: 24 CFR § 1003.201(e); FY 19/20 ICDBG NOFA	HUD is eliminating the 15 percent cap on FY 2019/2020 ICDBG funding (both Single Purpose and Imminent Threat grants).
14d. Rental Assistance, Utility Assistance, Food, Clothing, and Other Emergency Assistance	Statutory Authority: Section 105 of the HCD Act; Regulatory Authority: 24 CFR § 1003.207(b)(4)	ICDBG grant funds may be used to provide emergency payments for low and moderate income individuals or families impacted by COVID-19 for items such as food, medicine, clothing, and other necessities, as well as utility payment assistance.

Attachment II: Summary of IHBG and ICDBG Statutory and Regulatory Waivers and Alternative Requirements

14e. Purchase of Equipment	Regulatory Authority: 24 CFR §§ 1003.207(b)(1); 1003.201(c)(1)(ii)	Grantees may use of ICDBG funds for the purchase of medical and personal protective equipment to prevent, prepare for, and respond to the COVID-19.
14f. Operating Expenses for Public Facilities	Regulatory Authority: 24 CFR § 1003.207(b)(2)	Grantees may use ICDBG funds to pay operating and maintenance expenses of any public facility, to the extent it is used for COVID-19-related purposes but not for staffing costs of public facilities.
14g. New Housing Construction by Tribes	Statutory Authority: Section 105 of the HCD Act, Regulatory Authority: 24 CFR § 1003.207(b)(3)	ICDBG grantees may use ICDBG funds to carry out new housing construction under certain conditions without having to use a CBDO.

APPENDIX - LIST OF WAIVER REVISIONS AND TECHNICAL CORRECTIONS FOR PIH NOTICE 2020-XX, REV-1.

This appendix is meant to provide a list of all non-editorial waiver additions, revisions and technical corrections made between the publication of PIH Notice 2020-05 on April 10, 2020, and the publication of Notice PIH 2020-05, REV-1. Table 1 lists new program waivers; Table 2 lists extensions of availability periods; and Table 3 lists technical corrections.

In addition to the revisions and corrections listed below, HUD amended Section 5, Waiver and Alternative Requirement Applicability, to require PHAs to post publicly a list of all waivers and alternative requirements the PHA chooses to apply in addition to notifying affected residents and owners of the impact of applicable waivers and alternative requirements. In Section 12, HUD clarified that the period of availability for Public Housing Capital Fund grants is extended by one year from the obligation and expenditure end dates in Line of Credit Control System (LOCCS) only for grants that were open on April 10, 2020 (see item 12c).

Table 1: New Program Waivers

New Program Waivers			
Item		Statutory/Regulatory Waiver	Availability Period End
Section 9: HOUSING CHOICE VOUCHER (HCV) PROGRAM WAIVERS – GENERAL			
HCV-11	Family Unification Program (FUP): Length of assistance for youth	42 USC 1437f(x)(2)	December 31, 2020
HCV-12	Family Unification Program (FUP): Timeframe for referral	42 USC 1437f(x)(2)	December 31, 2020
HCV-13	Homeownership: Maximum term of assistance	24 CFR § 982.634(a)	December 31, 2020
HCV-14	Mandatory Removal of Unit from PBV HAP Contract	24 CFR § 983.211(a); § 983.258	December 31, 2020
Section 10: PUBLIC HOUSING (PH) PROGRAM WAIVERS			
PH-11	Designated Housing Plan Renewals	42 USC 1437e(f)	December 31, 2020
PH-12	Public Housing Agency Annual Self-Inspections	42 USC 1437d(f)(3); 24 CFR § 902.20(d)	December 31, 2020
Section 13: WAIVERS AND ALTERNATIVE REQUIREMENTS APPLICABLE TO THE INDIAN HOUSING BLOCK GRANT (IHBG) PROGRAM			
13j	IHBG-CARES Funds Not Counted in Undisbursed Funds Factor	24 CFR § 1000.342	Variable, to the extent necessary

Table 2: Extensions of Availability Periods

Extensions of Availability Periods			
Item		Previous Period of Availability End	Amended Period of Availability End
Section 7: WAIVERS APPLICABLE TO BOTH PUBLIC HOUSING AND HCV PROGRAMS			
PH and HCV-1	PHA 5-Year and Annual Plan Submission Dates, Significant Amendment Requirements	July 31, 2020	December 31, 2020
PH and HCV-3	Family Income and Composition: Annual Examination - Income Verification requirements	July 31, 2020	December 31, 2020
PH and HCV-4	Family Income and Composition: Interim Examinations	July 31, 2020	December 31, 2020
PH and HCV-5	Enterprise Income Verification (EIV) Monitoring	July 31, 2020	December 31, 2020
PH and HCV-7	Waiting List: Opening and Closing; Public Notice	July 31, 2020	December 31, 2020
Section 8: HOUSING CHOICE VOUCHER PROGRAM WAIVERS – HOUSING QUALITY STANDARDS (HQS) INSPECTION			
HQS-1	Initial Inspection Requirements	July 31, 2020	December 31, 2020*
HQS-2	Project-Based Voucher (PBV) Pre-HAP Contract Inspections, PHA Acceptance of Completed Units	July 31, 2020	December 31, 2020*
HQS-3	Initial Inspection: Non-Life-Threatening Deficiencies (NLT) Option	July 31, 2020	December 31, 2020
HQS-4	HQS Initial Inspection Requirement – Alternative Inspection Option	July 31, 2020	December 31, 2020*
HQS-5	HQS Inspection Requirement – Biennial Inspections	October 31, 2020	1 year after the date on which the biennial inspection would have been required in the absence of the waiver
HQS-6	HQS Interim Inspections	July 31, 2020	December 31, 2020
HQS-7	PBV Turnover Unit Inspections	July 31, 2020	December 31, 2020*
HQS-8	PBV HAP Contract – HQS Inspections to Add or Substitute Units	July 31, 2020	December 31, 2020*
HQS-9	HQS Quality Control Inspections	October 31, 2020	December 31, 2020
HQS-10	Homeownership Option – Initial HQS Inspection	July 31, 2020	December 31, 2020

* For HQS-1, -2, -4, -7, and -8, where a PHA has accepted an owner's certification, an inspection must be conducted no later than 1 year from the date of the owner's certification.

Extensions of Availability Periods			
Item		Previous Period of Availability End	Amended Period of Availability End
Section 9: HOUSING CHOICE VOUCHER PROGRAM WAIVERS – GENERAL			
HCV-1	Administrative plan	July 31, 2020	December 31, 2020**
HCV-2	Information When Family is Selected - PHA Oral Briefing	July 31, 2020	December 31, 2020
HCV-3	Term of Voucher – Extensions of Term	July 31, 2020	December 31, 2020
HCV-4	PHA Approval of Assisted Tenancy – When HAP Contract is Executed	July 31, 2020	December 31, 2020
HCV-11	Homeownership Option – Homeownership counseling	July 31, 2020	December 31, 2020
Section 10: PUBLIC HOUSING PROGRAM WAIVERS			
PH-4	ACOP: Adoption of Tenant Selection Policies	July 31, 2020	December 31, 2020**
PH-8	Resident Council elections	July 31, 2020	December 31, 2020
PH-10	Tenant Notifications for Changes to Project Rules and Regulations	July 31, 2020	December 31, 2020
Section 14: WAIVERS AND ALTERNATIVE REQUIREMENTS APPLICABLE TO THE INDIAN HOUSING BLOCK GRANT (IHBG) PROGRAM			
14b.	IHP Submission Deadline Extension for Annual IHBG Formula Grants (for 10/1/20 program year starts). IHPs due 1/17/20	N/A	N/A

Table 3: Technical Corrections

Technical Corrections		
Item		Correction
Section 7: WAIVERS APPLICABLE TO BOTH PUBLIC HOUSING AND HCV PROGRAMS		
PH and HCV-1	PHA 5-Year and Annual Plan Submission Dates, Significant Amendment Requirements	The regulations waived also include 24 CFR §§ 903.13(c) and 903.23.
PH and HCV-3	Family Income and Composition: Annual Examination; Income Verification Requirements	The regulations waived also include 24 CFR §§ 960.259(c) and 982.516(a).
PH and HCV-4	Family Income and Composition: Interim Examinations	The regulations waived also include 24 CFR §§ 960.257(c) and 982.259(c).

** The period of availability to informally adopt changes to the PHA administrative plan and ACOP ends on September 30, 2020; the PHA must formally adopt such revisions no later than December 31, 2020.

Technical Corrections		
Item		Correction
Section 8: HOUSING CHOICE VOUCHER PROGRAM WAIVERS – HOUSING QUALITY STANDARDS (HQS) INSPECTIONS		
HQS-2	Project-Based Voucher (PBV) Pre-HAP Contract Inspections, PHA Acceptance of Completed Units	The cite to 24 CFR § 983.301(b) is corrected to read 24 CFR § 983.103(b).
HQS-8	PBV HAP Contract – HQS Inspections to Add or Substitute Units	The authorities waived also include Housing Opportunity Through Modernization Act of 2016: Implementation of Various Section 8 Voucher Provisions” (82 Federal Register 5458, published January 18, 2017).
HQS-9	HQS Quality Control Inspections	The regulations waived also include 24 CFR § 983.103(e)(3).
Section 9: HOUSING CHOICE VOUCHER PROGRAM WAIVERS – GENERAL		
HCV-2	Information When Family is Selected – PHA Oral Briefing	The cite to 24 CFR § 982.301(a)(3) is corrected to read 24 CFR § 982.301(a)(1).
Section 10: PUBLIC HOUSING PROGRAM WAIVERS		
PH-2	Total Development Costs	The cite to 24 CFR § 905.314(c) is corrected to read 24 CFR § 905.314(c)-(d).
WAIVERS APPLICABLE TO NATIVE AMERICAN PROGRAMS		
<p>Waiver/Alternative Requirements Authority Applicable to FY 2019 Indian Community Development Block Grant (ICDBG) Funds and Removal of Public Services Cap.</p> <p>Notice PIH 2020–05 identified waivers and alternative requirements applicable to the ICDBG Program. Throughout the Notice, HUD stated that the waivers and alternative requirements were applicable only to ICDBG-CARES funding and FY 2020 ICDBG grants. After further review, the Department wishes to clarify that such authority is not limited to FY 2020 ICDBG funds but also applies to FY 2019 ICDBG funds. This is because Congress included authority to waive or specific alternative requirements in the Community Development Fund account in the CARES Act. This authority applies to funding previously provided under the Community Development Fund account in Public Law 116-6. Because FY 2019 ICDBG funding was provided under this account in Public Law 116-6, HUD does have the authority to apply waivers and alternative requirements to FY 2019 ICDBG funding, in addition to FY 2020 ICDBG funding and ICDBG-CARES grant funding. The same applies to the removal of the public services 15 percent cap with respect to FY 2019 funding used to prevent, prepare for, and respond to COVID-19. With this correction, HUD is allowing the waiver flexibilities specified in Notice PIH 2020–05 to apply to FY 2019 ICDBG funding wherever such flexibilities also applied to FY 2020 ICDBG funding. HUD is also removing the cap on public services for FY 2019 ICDBG funding when such funding is used to prevent, prepare for, and respond to COVID-19.</p>		