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(Original Signature of Member)

119TH CONGRESS  
2D SESSION

# H. R.

To reauthorize the Native American Housing Assistance and Self-Determination Act of 1996, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

Mr. DOWNING introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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# A BILL

To reauthorize the Native American Housing Assistance and Self-Determination Act of 1996, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Native American Housing Assistance and Self-Deter-  
6 mination Modernization Act of 2026”.

7 (b) TABLE OF CONTENTS.—The table of contents for  
8 this Act is as follows:

- Sec. 1. Short title; Table of contents.
- Sec. 2. Consolidation of environmental review requirements.

- Sec. 3. Authorization of appropriations.
- Sec. 4. Student housing assistance.
- Sec. 5. Clarification of application of rent rule only to units owned or operated by Indian Tribe or tribally designated housing entity.
- Sec. 6. Deadline for action on request for approval regarding exceeding the maximum cost for project.
- Sec. 7. Homeownership or lease-to-own low-income requirement and income targeting.
- Sec. 8. Lease requirements and tenant selection.
- Sec. 9. Statutory authority to suspend grant funds in emergencies.
- Sec. 10. Reports to Congress.
- Sec. 11. 99-year leasehold interest in trust or restricted lands for housing purposes.
- Sec. 12. Reauthorization of housing assistance for Native Hawaiians.
- Sec. 13. Community-based development organizations and special activities by Indian Tribes.
- Sec. 14. Housing counseling certification waiver.
- Sec. 15. Eligibility for housing counseling grants.
- Sec. 16. Section 184 Indian home loan guarantee program.
- Sec. 17. Loan guarantees for Native Hawaiian housing.
- Sec. 18. Rental assistance for homeless or at-risk indian veterans.
- Sec. 19. Continuum of care.
- Sec. 20. Streamlining reporting requirements.
- Sec. 21. Application of Build America, Buy America requirements.

1 **SEC. 2. CONSOLIDATION OF ENVIRONMENTAL REVIEW RE-**  
 2 **QUIREMENTS.**

3 Section 105 of the Native American Housing Assist-  
 4 ance and Self-Determination Act of 1996 (25 U.S.C.  
 5 4115) is amended—

6 (1) in subsection (c)(2) by adding after “other  
 7 officer of the Tribe” the following: “, or a tribally  
 8 designated housing entity official designated by the  
 9 Tribe,”;

10 (2) in subsection (d)—

11 (A) by redesignating paragraphs (1)  
 12 through (4) as subparagraphs (A) through (D),  
 13 respectively; and

1 (B) by striking “The Secretary may” and  
2 inserting the following:

3 “(1) IN GENERAL.—The Secretary shall”; and

4 (C) by adding at the end the following:

5 “(2) WAIVER REQUEST.—The Secretary shall  
6 act upon a waiver request submitted under this sub-  
7 section within 60 days after receipt of such re-  
8 quest.”; and

9 (3) by adding at the end the following new sub-  
10 sections:

11 “(e) CONSOLIDATION OF ENVIRONMENTAL REVIEW  
12 REQUIREMENTS.—For assistance provided under this Act,  
13 including under title VIII of this Act, and grants to Indian  
14 Tribes issued under title I of the Housing and Community  
15 Development Act of 1974 (42 U.S.C. 5301 et seq.), the  
16 Indian Tribe or the Director of the Department of Hawai-  
17 ian Home Lands shall be deemed to be in compliance with  
18 the environmental review requirements under this section  
19 or section 806 of this Act, title I of the Housing and Com-  
20 munity Development Act of 1974, and the National Envi-  
21 ronmental Policy Act of 1969 (42 U.S.C. 4321 et seq.),  
22 with regard to such project and to discharge any applica-  
23 ble environmental review requirements that might apply  
24 to Federal agencies with respect to the use of additional  
25 Federal funding sources for that project, if—

1           “(1) a recipient is using 1 or more sources of  
2 Federal funds in addition to grant amounts under  
3 this Act or in addition to a grant made to an Indian  
4 Tribe under title I of the Housing and Community  
5 Development Act of 1974;

6           “(2) such other sources of Federal funds do not  
7 exceed 49 percent of the Federal share of the project  
8 cost; and

9           “(3) the recipient’s Indian Tribe or the Direc-  
10 tor of the Department of Hawaiian Home Lands has  
11 assumed all of the responsibilities for environmental  
12 review, decision-making, and action pursuant to this  
13 section, section 806 of this Act, or title I of the  
14 Housing and Community Development Act of 1974.

15           “(f) ENVIRONMENTAL STREAMLINING.—For activi-  
16 ties assisted under this Act, including title VIII of this  
17 Act, or assisted with a grant to an Indian Tribe under  
18 title I of the Housing and Community Development Act  
19 (42 U.S.C. 5301 et seq.), each of the following apply:

20           “(1) GENERAL EXEMPTION.—Notwithstanding  
21 any other provision of law, activities are exempt  
22 from any environmental review requirements  
23 where—

24           “(A) similar statutory exemptions apply to  
25 comparable activities of other Federal agencies;

1           “(B) the activity is an affordable housing  
2 activity having a total cost of not more than  
3 \$250,000;

4           “(C) the activity is acquisition of property,  
5 including long-term equipment, funded using  
6 non-Federal sources; or

7           “(D) the activity involves the rehabilitation  
8 of a structure and—

9           “(i) the cost of the rehabilitation is  
10 less than fifty percent of the market value  
11 of the structure before rehabilitation; and

12           “(ii) the rehabilitation involves no  
13 ground disturbance, footprint change, or  
14 historic structure.

15           “(2) RADON EXEMPTION.—Notwithstanding  
16 any other provision of law, the Secretary may not re-  
17 quire recipients (including the Director under title  
18 VIII of this Act) and Indian Tribes to consider or  
19 test for radon in the environmental review. Nothing  
20 in this provision shall be construed to limit the au-  
21 thority of a recipient (including the Director under  
22 title VIII of this Act) and an Indian Tribe to con-  
23 sider, test for, and mitigate radon.

24           “(3) LEAD TESTING.—

1           “(A) TESTING.—Lead paint testing of tar-  
2           get housing that is in a remote area, and that  
3           is being rehabilitated, renovated, repaired, or  
4           painted in a manner that will repair or disturb  
5           building components that are painted or coated,  
6           must be conducted via—

7                   “(i) paint chip testing, lead-based  
8                   paint inspection, visual assessment for de-  
9                   teriorated paint, or a lead risk assessment  
10                  for lead-based paint hazards, as applicable  
11                  in accordance with section 1012 of the  
12                  Residential Lead-Based Paint Hazard Re-  
13                  duction Act of 1992; or

14                   “(ii) visual assessment for deterio-  
15                   rated paint and use of EPA-recognized  
16                   lead test kits in accordance with sections  
17                   402 or 404, as applicable, of the Toxic  
18                   Substances Control Act (15 U.S.C. 2682,  
19                   2684) on each building component that is  
20                   painted or coated and is to be disturbed.

21           “(B) DEFINITIONS.—In this paragraph:

22                   “(i) REMOTE AREA.—The term ‘Re-  
23                   mote Area’ means as the area of a United  
24                   States Postal Service ZIP code that has a  
25                   level 1 Frontier and Remote Area code as

1 most recently posted on the website of the  
2 Department of Agriculture.

3 “(ii) TARGET HOUSING.—The term  
4 ‘Target Housing’ has the meaning given  
5 the term in section 1004(27) of the Resi-  
6 dential Lead-Based Paint Hazard Reduc-  
7 tion Act of 1992 (42 U.S.C. 4851b(27))  
8 assisted under the Native American Hous-  
9 ing Assistance and Self-Determination Act  
10 of 1996.

11 “(4) SITING OF HUD PROJECTS NEAR EXPLO-  
12 SIVE AND FLAMMABLE HAZARDS.—

13 “(A) IN GENERAL.—Recipients carrying  
14 out activities under this Act (including the Di-  
15 rector under title VIII of this Act) or Indian  
16 Tribe carrying out activities under title I of the  
17 Housing and Community Development Act shall  
18 be exempt from the Secretary’s acceptable sepa-  
19 ration distance requirements and mitigation for  
20 residential tanks when the tank—

21 “(i) has a capacity of 1,320 gallons or  
22 less;

23 “(ii) is intended to contain common  
24 liquid fuels such as gasoline, fuel oil, ker-

1 propane, diesel, liquified petroleum gas (pro-  
2 pane), or crude oil;

3 “(iii) is sited on land or property that  
4 contains a one- to four-family dwelling;

5 “(iv) is intended to be used solely by  
6 residents of such dwelling; and

7 “(v) is intended to be used by resi-  
8 dents of such dwelling exclusively for non-  
9 commercial, non-industrial purposes.

10 “(B) RULE OF CONSTRUCTION.—Nothing  
11 in this provision shall be construed to limit the  
12 authority of a recipient (including the Director  
13 under title VIII of this Act) or an Indian Tribe  
14 to consider acceptable separation distance or  
15 implement mitigation measures.

16 “(C) APPLICATION.—The Secretary’s ac-  
17 ceptable separation distance requirements be-  
18 tween a residential structure assisted with  
19 funds under this Act (or assisted with funds  
20 under a grant to an Indian Tribe under title 1  
21 of the Housing and Community Development  
22 Act) and an above-ground storage tank used to  
23 store hazardous substances as defined in sub-  
24 part C of part 51 of title 24, Code of Federal  
25 Regulations, or successor regulation, including

1 mitigation measures, do not apply if the Indian  
2 Tribe or recipient (including the Director under  
3 title VIII of this Act) determines that—

4 “(i) inapplicability of the requirements  
5 is necessary to address the housing needs  
6 of the Indian Tribe or recipient (including  
7 the Director under title VIII of this Act);

8 “(ii) the use of an alternative stand-  
9 ard, or the absence of a standard, does not  
10 present an unacceptable risk to the health  
11 or safety of residents; and

12 “(iii) the Indian Tribe or recipient  
13 (including the Director under title VIII of  
14 this Act) has provided notice and an op-  
15 portunity for comment to residents of the  
16 affected area regarding the inapplicability  
17 of the requirements, and has developed a  
18 safety and response plan.

19 “(5) STREAMLINING WETLAND REQUIRE-  
20 MENTS.—The Secretary may not apply additional re-  
21 quirements involving protection of wetlands in in-  
22 stances where an affected wetland requires a U.S.  
23 Army Corps of Engineers General, Regional, or indi-  
24 vidual permit and the Indian Tribe or recipient (in-

1 including the Director under title VIII of this Act)  
2 complies with permit conditions.”.

3 **SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

4 Section 108 of the Native American Housing Assist-  
5 ance and Self-Determination Act of 1996 (25 U.S.C.  
6 4117) is amended, in the first sentence, by striking “2009  
7 through 2013” and inserting “2026 through 2032”.

8 **SEC. 4. STUDENT HOUSING ASSISTANCE.**

9 Section 202(3) of the Native American Housing As-  
10 sistance and Self-Determination Act of 1996 (25 U.S.C.  
11 4132(3)) is amended by inserting “including college hous-  
12 ing assistance,” after “self-sufficiency and other serv-  
13 ices,”.

14 **SEC. 5. CLARIFICATION OF APPLICATION OF RENT RULE**  
15 **ONLY TO UNITS OWNED OR OPERATED BY IN-**  
16 **DIAN TRIBE OR TRIBALLY DESIGNATED**  
17 **HOUSING ENTITY.**

18 Section 203(a) of the Native American Housing As-  
19 sistance and Self-Determination Act of 1996 (25 U.S.C.  
20 4133(a)) is amended—

21 (1) in paragraph (2), by inserting “owned or  
22 operated by a recipient and” after “residing in a  
23 dwelling unit”; and

24 (2) by adding at the end the following:

1           “(3) SELF-DETERMINATION.—Notwithstanding  
2 paragraph (2), recipients may establish their own  
3 policies governing maximums and minimum rents  
4 and homebuyer payments for dwelling units assisted  
5 under this Act, provided such policies are written  
6 and made publicly available.”.

7 **SEC. 6. DEADLINE FOR ACTION ON REQUEST FOR AP-**  
8           **PROVAL REGARDING EXCEEDING TDC MAX-**  
9           **IMUM COST FOR PROJECT.**

10       (a) APPROVAL.—Section 103 of the Native American  
11 Housing Assistance and Self-Determination Act of 1996  
12 (25 U.S.C. 4113) is amended by adding at the end the  
13 following new subsection:

14       “(f) DEADLINE FOR ACTION ON REQUEST TO EX-  
15 CEED TDC MAXIMUM.—

16           “(1) DEADLINE.—A request for approval by the  
17 Secretary to exceed by more than 10 percent the  
18 total development cost maximum cost for a project  
19 shall be approved or denied during the 60-day period  
20 that begins on the date that the Secretary receives  
21 the request.

22           “(2) NO RESPONSE BY SECRETARY.—If the  
23 Secretary does not respond to a request in the 60-  
24 day period described in paragraph (1), the request  
25 shall be deemed approved.”.

1 (b) DEFINITION.—Section 4 of the Native American  
2 Housing Assistance and Self-Determination Act of 1996  
3 (25 U.S.C. 4103) is amended—

4 (1) by redesignating paragraph (22) as para-  
5 graph (23); and

6 (2) by inserting after paragraph (21) the fol-  
7 lowing new paragraph:

8 “(22) TOTAL DEVELOPMENT COST.—The term  
9 ‘total development cost’ means, with respect to a  
10 housing project, the sum of all costs for the project,  
11 including all undertakings necessary for administra-  
12 tion, planning, site acquisition, demolition, construc-  
13 tion or equipment and financing (including payment  
14 of carrying charges), and for otherwise carrying out  
15 the development of the project, excluding off-site  
16 water and sewer. The total development cost  
17 amounts shall be based on a moderately designed  
18 house and determined by averaging the current con-  
19 struction costs as listed in not less than two nation-  
20 ally recognized residential construction cost indi-  
21 ces.”.

1 **SEC. 7. HOMEOWNERSHIP OR LEASE-TO-OWN LOW-INCOME**  
2 **REQUIREMENT AND INCOME TARGETING.**

3 Section 205 of the Native American Housing Assist-  
4 ance and Self-Determination Act of 1996 (25 U.S.C.  
5 4135) is amended—

6 (1) in subsection (a)(1)—

7 (A) in subparagraph (C), by striking  
8 “and” at the end; and

9 (B) by adding at the end the following:

10 “(E) notwithstanding any other provision  
11 of this paragraph, in the case of rental housing  
12 that is made available to a current rental family  
13 for conversion to a homebuyer or a lease-pur-  
14 chase unit—

15 “(i) that the current rental family can  
16 purchase through a contract of sale, lease-  
17 purchase agreement, or any other sales  
18 agreement; and

19 “(ii) the housing is made available for  
20 purchase only by the current rental family,  
21 if the rental family was a low-income fam-  
22 ily at the time of their initial occupancy of  
23 such unit; and”;

24 (2) in subsection (c)—

25 (A) by striking “The provisions” and in-  
26 serting the following:

1 “(1) IN GENERAL.—The provisions”; and

2 (B) by adding at the end the following:

3 “(2) APPLICABILITY TO IMPROVEMENTS.—The  
4 provisions of subsection (a)(2) regarding binding  
5 commitments for the remaining useful life of prop-  
6 erty shall not apply to improvements of privately  
7 owned homes if the cost of the improvements do not  
8 exceed 10 percent of the maximum total develop-  
9 ment cost for the home.”.

10 **SEC. 8. LEASE REQUIREMENTS AND TENANT SELECTION.**

11 Section 207 of the Native American Housing Assist-  
12 ance and Self-Determination Act of 1996 (25 U.S.C.  
13 4137) is amended by adding at the end the following:

14 “(c) NOTICE OF TERMINATION.—The notice period  
15 described in subsection (a)(3) shall apply to projects and  
16 programs funded in part by amounts authorized under  
17 this Act.”.

18 **SEC. 9. STATUTORY AUTHORITY TO SUSPEND GRANT  
19 FUNDS IN EMERGENCIES.**

20 Section 401(a)(4) of the Native American Housing  
21 Assistance and Self-Determination Act of 1996 (25 U.S.C.  
22 4161(a)(4)) is amended—

23 (1) in subparagraph (A), by striking “may take  
24 an action described in paragraph (1)(C)” and insert-

1       ing “may immediately take an action described in  
2       paragraph (1)(C)”; and

3               (2) by striking subparagraph (B) and inserting  
4       the following:

5               “(B) PROCEDURAL REQUIREMENTS.—

6                       “(i) IN GENERAL.—If the Secretary  
7                       takes an action described in subparagraph  
8                       (A), the Secretary shall provide notice to  
9                       the recipient at the time that the Secretary  
10                      takes that action.

11                     “(ii) NOTICE REQUIREMENTS.—The  
12                     notice under clause (i) shall inform the re-  
13                     cipient that the recipient may request a  
14                     hearing by not later than 30 days after the  
15                     date on which the Secretary provides the  
16                     notice.

17                     “(iii) HEARING REQUIREMENTS.—A  
18                     hearing requested under clause (ii) shall be  
19                     conducted—

20                     “(I) in accordance with subpart  
21                     A of part 26 of title 24, Code of Fed-  
22                     eral Regulations (or successor regula-  
23                     tions); and

24                     “(II) to the maximum extent  
25                     practicable, on an expedited basis.

1                   “(iv) FAILURE TO CONDUCT A HEAR-  
2                   ING.—If a hearing requested under clause  
3                   (ii) is not completed by the date that is  
4                   180 days after the date on which the re-  
5                   cipient requests the hearing, the action of  
6                   the Secretary to limit the availability of  
7                   payments shall no longer be effective.”.

8   **SEC. 10. REPORTS TO CONGRESS.**

9           Section 407 of the Native American Housing Assist-  
10          ance and Self-Determination Act of 1996 (25 U.S.C.  
11          4167) is amended—

12                   (1) in subsection (a), by striking “Congress”  
13                   and inserting “Committee on Indian Affairs and the  
14                   Committee on Banking, Housing and Urban Affairs  
15                   of the Senate and the Committee on Financial Serv-  
16                   ices of the House of Representatives”; and

17                   (2) by adding at the end the following:

18                   “(c) PUBLIC AVAILABILITY.—The report described in  
19                   subsection (a) shall be made publicly available, including  
20                   to recipients.”.

21   **SEC. 11. 99-YEAR LEASEHOLD INTEREST IN TRUST OR RE-**  
22                   **STRICTED LANDS FOR HOUSING PURPOSES.**

23           Section 702 of the Native American Housing Assist-  
24          ance and Self-Determination Act of 1996 (25 U.S.C.  
25          4211) is amended—

1 (1) in the section heading, by striking “**50-**  
2 **YEAR**” and inserting “**99-YEAR**”;

3 (2) in subsection (b), by striking “50 years”  
4 and inserting “99 years”; and

5 (3) in subsection (c)(2), by striking “50 years”  
6 and inserting “99 years”.

7 **SEC. 12. REAUTHORIZATION OF HOUSING ASSISTANCE FOR**  
8 **NATIVE HAWAIIANS.**

9 Section 824 of the Native American Housing Assist-  
10 ance and Self-Determination Act of 1996 (25 U.S.C.  
11 4243) is amended by striking “for each of fiscal years  
12 2001, 2002, 2003, 2004, and 2005” and inserting “each  
13 of fiscal years 2026 through 2032.”.

14 **SEC. 13. COMMUNITY-BASED DEVELOPMENT ORGANIZA-**  
15 **TIONS AND SPECIAL ACTIVITIES BY INDIAN**  
16 **TRIBES.**

17 Section 105 of the Housing and Community Develop-  
18 ment Act of 1974 (42 U.S.C. 5305) is amended by adding  
19 at the end the following:

20 “(i) INDIAN TRIBES, TRIBALLY DESIGNATED HOUS-  
21 ING ENTITIES, AND TRIBAL ORGANIZATIONS AS COMMU-  
22 NITY-BASED DEVELOPMENT ORGANIZATIONS.—

23 “(1) DEFINITIONS.—In this subsection:

24 “(A) TRIBALLY DESIGNATED HOUSING EN-  
25 TITY.—The term ‘tribally designated housing

1           entity’ has the meaning given the term in sec-  
2           tion 4 of the Native American Housing Assist-  
3           ance and Self-Determination Act of 1996 (25  
4           U.S.C. 4103).

5           “(B) TRIBAL ORGANIZATION.—The term  
6           ‘Tribal organization’ has the meaning the term  
7           in section 4 of the Indian Self-Determination  
8           and Education Assistance Act (25 U.S.C.  
9           5304).

10          “(2) QUALIFICATION.—An Indian Tribe, a trib-  
11          ally designated housing entity, or a Tribal organiza-  
12          tion shall qualify as a community-based development  
13          organization for purposes of carrying out new hous-  
14          ing construction under this subsection for a grant  
15          made under section 106(a)(1).

16          “(j) SPECIAL ACTIVITIES BY INDIAN TRIBES.—An  
17          Indian Tribe (or a Tribal organization or Tribally des-  
18          ignated housing entity designated by such Indian Tribe)  
19          receiving a grant under section 106(a)(1) shall be author-  
20          ized to directly carry out activities described in subsection  
21          (a)(15).”.

22          **SEC. 14. HOUSING COUNSELING CERTIFICATION WAIVER.**

23          Subtitle A of title II of the Native American Housing  
24          Assistance and Self-Determination Act of 1996 (25 U.S.C.

1 4131 et. seq.) is amended by adding at the end the fol-  
2 lowing new section:

3 **“SEC. 211. HOUSING COUNSELING CERTIFICATION WAIVER.**

4 “Notwithstanding section 106(g)(1) of the Housing  
5 and Urban Development Act of 1968 (12 U.S.C.  
6 1701x(g)(1)), Indian Tribes, Tribal organizations, tribally  
7 designated housing entities and the Department of Hawai-  
8 ian Homelands carrying out homeownership counseling or  
9 rental housing counseling under section 105(a)(20) of the  
10 Housing and Community Development Act of 1974 (42  
11 U.S.C. 5305(a)(20)) and sections 202(3) and  
12 810(b)(2)(A) of the Native American Housing and Self-  
13 Determination Act of 1996 (25 U.S.C. 4132(3),  
14 4229(b)(2)(A)), may not be required to comply with any  
15 housing counseling certification requirements established  
16 by the Secretary. Nothing in this provision shall be con-  
17 strued as limiting such recipients’ ability to obtain a hous-  
18 ing counseling certification from the Secretary.”.

19 **SEC. 15. ELIGIBILITY FOR HOUSING COUNSELING GRANTS.**

20 Section 106(a)(4) of the Housing and Urban Devel-  
21 opment Act of 1968 (12 U.S.C. 1701x(a)(4)) is amend-  
22 ed—

23 (1) in subparagraph (A)—

24 (A) by striking “and” and inserting a  
25 comma; and

1 (B) by inserting before the period at the  
2 end the following: “, Indian Tribes, and tribally  
3 designated housing entities”;

4 (2) in subparagraph (B), by inserting “, Indian  
5 Tribes, and tribally designated housing entities”  
6 after “organizations)”;

7 (3) by redesignating subparagraph (F) as sub-  
8 paragraph (G); and

9 (4) by inserting after subparagraph (E) the fol-  
10 lowing:

11 “(F) DEFINITIONS.—In this paragraph,  
12 the terms ‘Indian Tribe’ and ‘tribally des-  
13 igned housing entity’ have the meanings given  
14 those terms in section 4 of the Native American  
15 Housing Assistance and Self-Determination Act  
16 of 1996 (25 U.S.C. 4103).”.

17 **SEC. 16. SECTION 184 INDIAN HOME LOAN GUARANTEE**  
18 **PROGRAM.**

19 (a) IN GENERAL.—Section 184 of the Housing and  
20 Community Development Act of 1992 (12 U.S.C. 1715z–  
21 13a) is amended—

22 (1) by amending subsection (a) to read as fol-  
23 lows:

24 “(a) AUTHORITY.—To provide access to sources of  
25 private financing to Indian families, Indian housing au-

1 thorities, and Indian Tribes, who otherwise could not ac-  
2 quire housing financing because of the unique legal status  
3 of Indian lands and the unique nature of Tribal econo-  
4 mies, and to expand homeownership opportunities to In-  
5 dian families, tribally designated housing entities, Indian  
6 housing authorities and Indian Tribes on fee simple lands,  
7 the Secretary may guarantee not to exceed 100 percent  
8 of the unpaid principal and interest due on any loan eligi-  
9 ble under subsection (b) made to an Indian family, tribally  
10 designated housing entities, Indian housing authority, or  
11 Indian Tribe on trust land and fee simple land.”; and

12 (2) in subsection (b)—

13 (A) by amending paragraph (2) to read as  
14 follows:

15 “(2) ELIGIBLE HOUSING.—The loan shall be  
16 used to construct, acquire, refinance, or rehabilitate  
17 1- to 4-family dwellings that are standard housing.”;

18 (B) in paragraph (4)—

19 (i) by redesignating subparagraphs  
20 (A) through (D) as clauses (i) through  
21 (iv), respectively, and adjusting the mar-  
22 gins accordingly;

23 (ii) by striking “The loan” and insert-  
24 ing the following:

25 “(A) IN GENERAL.—The loan”;

1 (iii) in subparagraph (A), as so reded-  
2 igned, by adding at the end the fol-  
3 lowing:

4 “(v) Any entity certified as a community development  
5 financial institution by the Community Development Fi-  
6 nancial Institutions Fund established under section  
7 104(a) of the Riegle Community Development and Regu-  
8 latory Improvement Act of 1994 (12 U.S.C. 4703(a)).”;  
9 and

10 (iv) by adding at the end the fol-  
11 lowing:

12 “(B) DIRECT GUARANTEE PROCESS.—

13 “(i) AUTHORIZATION.—The Secretary  
14 may authorize qualifying lenders to partici-  
15 pate in a direct guarantee process for ap-  
16 proving loans under this section.

17 “(ii) INDEMNIFICATION.—

18 “(I) IN GENERAL.—If the Sec-  
19 retary determines that a mortgage  
20 guaranteed through a direct guar-  
21 antee process under this subpara-  
22 graph was not originated in accord-  
23 ance with the requirements estab-  
24 lished by the Secretary, the Secretary  
25 may require the lender approved

1 under this subparagraph to indemnify  
2 the Secretary for the loss, irrespective  
3 of whether the violation caused the  
4 mortgage default.

5 “(II) FRAUD OR MISREPRESENTATION.—If fraud or misrepresenta-  
6 tion is involved in a direct guarantee  
7 process under this subparagraph, the  
8 Secretary may require the originating  
9 lender approved under this subpara-  
10 graph to indemnify the Secretary for  
11 the loss regardless of when an insur-  
12 ance claim is paid.

14 “(III) IMPLEMENTATION.—The  
15 Secretary may implement any require-  
16 ment described in this subparagraph  
17 by regulation, notice or Dear Lender  
18 Letter.

19 “(C) REVIEW OF MORTGAGEES.—

20 “(i) IN GENERAL.—The Secretary  
21 may periodically review the mortgagees  
22 originating, underwriting, or servicing sin-  
23 gle family mortgage loans under this sec-  
24 tion.

1                   “(ii) REQUIREMENTS.—In conducting  
2 a review under clause (i), the Secretary—

3                   “(I) shall compare the mortgagee  
4 with other mortgagees originating or  
5 underwriting loan guarantees for In-  
6 dian housing based on the rates of de-  
7 faults and claims for guaranteed  
8 mortgage loans originated, under-  
9 written, or serviced by that mort-  
10 gagee; and

11                   “(II) may compare the mort-  
12 gagee with such other mortgagees  
13 based on underwriting quality, geo-  
14 graphic area served, or any commonly  
15 used factors the Secretary determines  
16 necessary for comparing mortgage de-  
17 fault risk, provided that the compari-  
18 son is of factors that the Secretary  
19 would expect to affect the default risk  
20 of mortgage loans guaranteed by the  
21 Secretary;

22                   “(iii) shall implement such compari-  
23 sons by regulation, notice, or Dear Lender  
24 Letter; and

1           “(iv) may terminate the approval of a  
2 mortgagee to originate, underwrite, or  
3 service loan guarantees for housing under  
4 this section if the Secretary determines  
5 that the mortgage loans originated, under-  
6 written, or serviced by the mortgagee  
7 present an unacceptable risk to the Indian  
8 Housing Loan Guarantee Fund established  
9 under clause (i)—

10           “(I) based on a comparison of  
11 any of the factors set forth in this  
12 subparagraph; or

13           “(II) by a determination that the  
14 mortgagee engaged in fraud or mis-  
15 representation.”; and

16           (C) in paragraph (5)(A), by inserting be-  
17 fore the semicolon at the end the following: “ex-  
18 cept, as determined by the Secretary, when  
19 there is a loan modification under subsection  
20 (h)(1)(B), the term of the loan shall not exceed  
21 40 years”;

22           (3) in subsection (c)—

23           (A) in paragraph (1)—

24           (i) by striking “Before” and inserting  
25 the following:

1           “(A) IN GENERAL.—Except as provided in  
2           subparagraph (B), before”; and

3           (ii) by adding at the end the fol-  
4           lowing:

5           “(B) EXCEPTION.—Subparagraph (A)  
6           shall not apply when the Secretary exercises  
7           their discretion to delegate direct guarantee en-  
8           dorsement authority to eligible lenders under  
9           subsection (b)(4)(B)(i).”;

10          (B) in paragraph (2)—

11           (i) by striking “The Secretary” and  
12           inserting the following:

13           “(A) IN GENERAL.—Except as provided in  
14           subparagraph (B), the Secretary”; and

15           (ii) by adding at the end the fol-  
16           lowing:

17           “(B) EXCEPTIONS.—When the Secretary  
18           exercises its discretion to delegate direct guar-  
19           antee endorsement authority to eligible lenders  
20           under subsection (b)(4)(B)(i)—

21           “(i) subparagraph (A) shall not apply;

22           and

23           “(ii) the direct guarantee endorsement  
24           lender may issue a certificate under this  
25           paragraph as evidence of the guarantee in

1           accordance with requirements established  
2           by the Secretary.”; and

3           (C) in paragraph (3), by inserting “, or  
4           where applicable, the direct guarantee endorse-  
5           ment lender,” after “Secretary” in each place  
6           that term appears; and

7           (4) in subsection (l)—

8           (A) by redesignating paragraphs (8) and  
9           (9) as paragraphs (9) and (10), respectively;  
10          and

11          (B) by inserting after paragraph (7) the  
12          following:

13          “(8) The term ‘tribally designated housing enti-  
14          ty’ has the meaning given the term in section 4 of  
15          the Native American Housing Assistance and Self-  
16          Determination Act of 1996 (25 U.S.C. 4103).”.

17          (b) LOAN GUARANTEES FOR INDIAN HOUSING.—  
18          Section 184(i)(5) of the Housing and Community Devel-  
19          opment Act of 1992 (12 U.S.C. 1715z–13a(i)(5)) is  
20          amended—

21          (1) in subparagraph (B), by inserting after the  
22          first sentence the following: “There are authorized  
23          to be appropriated for those costs such sums as may  
24          be necessary for each of fiscal years 2026 through  
25          2032.”; and

1           (2) in subparagraph (C), by striking “2008  
2           through 2012” and inserting “2026 through 2032”.

3 **SEC. 17. LOAN GUARANTEES FOR NATIVE HAWAIIAN HOUS-**  
4 **ING.**

5           Section 184A of the Housing and Community Devel-  
6           opment Act of 1992 (12 U.S.C. 1715z–13b) is amended—

7           (1) in subsection (b), by inserting “, and to ex-  
8           pand homeownership opportunities to Native Hawai-  
9           ian families who are eligible to receive a homestead  
10          under the Hawaiian Homes Commission Act, 1920  
11          (42 Stat. 108) on fee simple lands in the State of  
12          Hawaii” after “markets”;

13          (2) in subsection (c)—

14                 (A) by amending paragraph (2) to read as  
15                 follows:

16                 “(2) ELIGIBLE HOUSING.—The loan shall be  
17                 used to construct, acquire, refinance, or rehabilitate  
18                 1- to 4-family dwellings that are standard housing.”;

19                 (B) in paragraph (4)—

20                         (i) in subparagraph (B)—

21                                 (I) by redesignating clause (iv) as  
22                                 clause (v); and

23                                 (II) by adding after clause (iii)  
24                                 the following:

1           “(iv) Any other lender that is super-  
2           vised, approved, regulated, or insured by  
3           any agency of the Federal Government, in-  
4           cluding any entity certified as a community  
5           development financial institution by the  
6           Community Development Financial Insti-  
7           tutions Fund established under section  
8           104(a) of the Riegle Community Develop-  
9           ment and Regulatory Improvement Act of  
10          1994 (12 U.S.C. 4703(a)).”; and

11           (ii) by adding at the end the fol-  
12          lowing:

13           “(C) DIRECT GUARANTEE ENDORSEMENT  
14          AND INDEMNIFICATION.—

15           “(i) IN GENERAL.—If the Secretary  
16          determines that a loan guaranteed under  
17          this section was not originated in accord-  
18          ance with the requirements established by  
19          the Secretary, the Secretary may require  
20          the lender approved under this paragraph  
21          to indemnify the Secretary for the loss or  
22          potential loss, irrespective of whether the  
23          violation caused or will cause the loan de-  
24          fault.

1           “(ii) DIRECT GUARANTEE ENDORSE-  
2           MENT.—The Secretary may, dependent on  
3           the availability of systems development and  
4           staffing resources, delegate to eligible lend-  
5           ers the authority to directly endorse loans  
6           under this section.

7           “(iii) FRAUD OR MISREPRESENTA-  
8           TION.—If fraud or misrepresentation is in-  
9           volved in a loan guaranteed under this sec-  
10          tion, the Secretary may require the origi-  
11          nating lender approved under this subpara-  
12          graph to indemnify the Secretary for the  
13          loss regardless of whether there was a pay-  
14          ment made by the Secretary under the  
15          guarantee.

16          “(iv) IMPLEMENTATION.—The Sec-  
17          retary may implement any requirements  
18          described in this subparagraph by regula-  
19          tion, notice, or Dear Lender Letter.

20          “(v) REVIEW OF LENDERS.—

21                 “(I) IN GENERAL.—The Sec-  
22                 retary may periodically review the  
23                 lenders originating, underwriting, or  
24                 servicing single family mortgage loans  
25                 under this section.

1                   “(II) REQUIREMENTS.—In con-  
2                   ducting a review under paragraph (1),  
3                   the Secretary—

4                   “(aa) shall compare the  
5                   lender with other lenders origi-  
6                   nating or underwriting loan guar-  
7                   antees for Indian housing and  
8                   Native Hawaiian housing based  
9                   on the rates of defaults and  
10                  claims for guaranteed loans origi-  
11                  nated, underwritten, or serviced  
12                  by that lender; and

13                  “(bb) may compare the lend-  
14                  er with such other lenders based  
15                  on underwriting quality, geo-  
16                  graphic area served, or any com-  
17                  monly used factors the Secretary  
18                  determines necessary for com-  
19                  paring mortgage default risk,  
20                  provided that the comparison is  
21                  of factors that the Secretary  
22                  would expect to affect the default  
23                  risk of mortgage loans guaran-  
24                  teed by the Secretary.”; and

1 (C) in paragraph (5)(A), by inserting be-  
2 fore the semicolon at the end the following: “ex-  
3 cept, as determined by the Secretary, when  
4 there is a loan modification under subsection  
5 (i)(1)(B), the term of the loan shall not exceed  
6 40 years”;

7 (3) in subsection (d)—

8 (A) in paragraph (1)—

9 (i) in subparagraph (A), by striking  
10 “Before” and inserting “Except as pro-  
11 vided in subsection (C), before”;

12 (ii) in subparagraph (B), by striking  
13 “If” and inserting “Except as provided  
14 under subparagraph (C), before”; and

15 (iii) by adding at the end the fol-  
16 lowing:

17 “(C) EXCEPTION.—When the Secretary  
18 exercises its discretion to delegate direct guar-  
19 antee endorsement authority pursuant to sub-  
20 section (e)(4)(C)(ii), subparagraphs (A) and  
21 (B) of this paragraph shall not apply.”;

22 (B) by amending paragraph (2) to read as  
23 follows:

24 “(2) STANDARD FOR APPROVAL.—

1           “(A) APPROVAL.—Except as provided in  
2           subparagraph (B), the Secretary may approve a  
3           loan for guarantee under this section and issue  
4           a certificate under this subsection only if the  
5           Secretary determines that there is a reasonable  
6           prospect of repayment of the loan.

7           “(B) EXCEPTIONS.—When the Secretary  
8           exercises its discretion to delegate direct guar-  
9           antee endorsement authority pursuant to sub-  
10          section (c)(4)(C)(ii)—

11                   “(i) subparagraph (A) shall not apply;  
12                   and

13                   “(ii) the direct guarantee endorsement  
14                   lender may issue a certificate under this  
15                   paragraph as evidence of the guarantee in  
16                   accordance with requirements prescribed  
17                   by the Secretary.”; and

18                   (C) in paragraph (3)(A), by inserting “or,  
19                   where applicable, the direct guarantee endorse-  
20                   ment lender,” after “Secretary”; and

21                   (4) in subsection (j)(5)(B), by inserting after  
22                   the first sentence the following: “There are author-  
23                   ized to be appropriated for those costs such sums as  
24                   may be necessary for each of fiscal years 2026  
25                   through 2032.”.

1 **SEC. 18. RENTAL ASSISTANCE FOR HOMELESS OR AT-RISK**  
2 **INDIAN VETERANS.**

3 Section 8(o)(19) of the United States Housing Act  
4 of 1937 (42 U.S.C. 1437f(o)(19)) is amended by adding  
5 at the end the following:

6 “(E) INDIAN VETERANS HOUSING RENTAL  
7 ASSISTANCE PROGRAM.—

8 “(i) DEFINITIONS.—In this subpara-  
9 graph:

10 “(I) ELIGIBLE INDIAN VET-  
11 ERAN.—The term ‘eligible Indian vet-  
12 eran’ means an Indian veteran who  
13 is—

14 “(aa) homeless or at risk of  
15 homelessness; and

16 “(bb) living—

17 “(AA) on or near a res-  
18 ervation; or

19 “(BB) in or near any  
20 other Indian area.

21 “(II) ELIGIBLE RECIPIENT.—  
22 The term ‘eligible recipient’ means a  
23 recipient eligible to receive a grant  
24 under section 101 of the Native  
25 American Housing Assistance and

1 Self-Determination Act of 1996 (25  
2 U.S.C. 4111).

3 “(III) INDIAN; INDIAN AREA.—  
4 The terms ‘Indian’ and ‘Indian area’  
5 have the meanings given those terms  
6 in section 4 of the Native American  
7 Housing Assistance and Self-Deter-  
8 mination Act of 1996 (25 U.S.C.  
9 4103).

10 “(IV) INDIAN VETERAN.—The  
11 term ‘Indian veteran’ means an In-  
12 dian who is a veteran.

13 “(V) PROGRAM.—The term ‘Pro-  
14 gram’ means the Tribal HUD–VASH  
15 program carried out under clause (ii).

16 “(VI) TRIBAL ORGANIZATION.—  
17 The term ‘Tribal organization’ has the  
18 meaning given the term in section 4  
19 of the Indian Self-Determination and  
20 Education Assistance Act (25 U.S.C.  
21 5304).

22 “(ii) PROGRAM SPECIFICATIONS.—  
23 The Secretary may not use less than 5 per-  
24 cent of the amounts made available for  
25 rental assistance under this paragraph to

1 carry out a rental assistance and sup-  
2 ported housing program, to be known as  
3 the ‘Tribal HUD–VASH program’, in con-  
4 junction with the Secretary of Veterans Af-  
5 fairs, by awarding grants for the benefit of  
6 eligible Indian veterans.

7 “(iii) MODEL.—

8 “(I) IN GENERAL.—Except as  
9 provided in subclause (II), the Sec-  
10 retary shall model the Program on the  
11 rental assistance and supported hous-  
12 ing program authorized under sub-  
13 paragraph (A) and applicable appro-  
14 priations Acts, including administra-  
15 tion in conjunction with the Secretary  
16 of Veterans Affairs.

17 “(II) EXCEPTIONS.—

18 “(aa) SECRETARY OF HOUS-  
19 ING AND URBAN DEVELOP-  
20 MENT.—After consultation with  
21 Indian Tribes, eligible recipients,  
22 and any other appropriate Tribal  
23 organizations, the Secretary may  
24 make necessary and appropriate  
25 modifications to facilitate the use

1 of the Program by eligible recipi-  
2 ents to serve eligible Indian vet-  
3 erans.

4 “(bb) SECRETARY OF VET-  
5 ERANS AFFAIRS.—After consulta-  
6 tion with Indian Tribes, eligible  
7 recipients, and any other appro-  
8 priate Tribal organizations, the  
9 Secretary of Veterans Affairs  
10 may make necessary and appro-  
11 priate modifications to facilitate  
12 the use of the Program by eligi-  
13 ble recipients to serve eligible In-  
14 dian veterans.

15 “(iv) ELIGIBLE RECIPIENTS.—The  
16 Secretary shall make amounts for rental  
17 assistance and associated administrative  
18 costs under the Program available in the  
19 form of grants to eligible recipients.

20 “(v) FUNDING CRITERIA.—The Sec-  
21 retary shall award grants under the Pro-  
22 gram based on—

23 “(I) need;

24 “(II) administrative capacity; and

1                   “(III) any other funding criteria  
2                   established by the Secretary in a no-  
3                   tice published in the Federal Register  
4                   after consulting with the Secretary of  
5                   Veterans Affairs.

6                   “(vi)       ADMINISTRATION.—Grants  
7                   awarded under the Program shall be ad-  
8                   ministered in accordance with the Native  
9                   American Housing Assistance and Self-De-  
10                  termination Act of 1996 (25 U.S.C. 4101  
11                  et seq.), except that recipients shall—

12                  “(I) submit to the Secretary, in a  
13                  manner prescribed by the Secretary,  
14                  reports on the utilization of rental as-  
15                  sistance provided under the Program;  
16                  and

17                  “(II) provide to the Secretary in-  
18                  formation specified by the Secretary  
19                  to assess the effectiveness of the Pro-  
20                  gram in serving eligible Indian vet-  
21                  erans.

22                  “(vii) CONSULTATION.—

23                  “(I) GRANT RECIPIENTS; TRIBAL  
24                  ORGANIZATIONS.—The Secretary, in  
25                  coordination with the Secretary of

1 Veterans Affairs, shall consult with el-  
2 igible recipients and any other appro-  
3 priate Tribal organization on the de-  
4 sign of the Program to ensure the ef-  
5 fective delivery of rental assistance  
6 and supportive services to eligible In-  
7 dian veterans under the Program.

8 “(II) INDIAN HEALTH SERV-  
9 ICE.—The Director of the Indian  
10 Health Service shall provide any as-  
11 sistance requested by the Secretary or  
12 the Secretary of Veterans Affairs in  
13 carrying out the Program.

14 “(viii) WAIVER.—

15 “(I) IN GENERAL.—Except as  
16 provided in subclause (II), the Sec-  
17 retary may waive or specify alter-  
18 native requirements for any provision  
19 of law (including regulations) that the  
20 Secretary administers in connection  
21 with the use of rental assistance made  
22 available under the Program if the  
23 Secretary finds that the waiver or al-  
24 ternative requirement is necessary for  
25 the effective delivery and administra-

1           tion of rental assistance under the  
2           Program to eligible Indian veterans.

3                   “(II) EXCEPTION.—The Sec-  
4           retary may not waive or specify alter-  
5           native requirements under subclause  
6           (I) for any provision of law (including  
7           regulations) relating to labor stand-  
8           ards or the environment.

9                   “(ix) RENEWAL GRANTS.—The Sec-  
10          retary may—

11                   “(I) set aside, from amounts  
12           made available for tenant-based rental  
13           assistance under this subsection and  
14           without regard to the amounts used  
15           for new grants under clause (ii), such  
16           amounts as may be necessary to  
17           award renewal grants to eligible re-  
18           cipients that received a grant under  
19           the Program in a previous year; and

20                   “(II) specify criteria that an eli-  
21           gible recipient must satisfy to receive  
22           a renewal grant under subclause (I),  
23           including providing data on how the  
24           eligible recipient used the amounts of

1 any grant previously received under  
2 the Program.

3 “(x) REPORTING.—Not later than 1  
4 year after the date of enactment of this  
5 subparagraph, and every 5 years there-  
6 after, the Secretary, in coordination with  
7 the Secretary of Veterans Affairs and the  
8 Director of the Indian Health Service,  
9 shall—

10 “(II) conduct a review of the im-  
11 plementation of the Program, includ-  
12 ing any factors that may have limited  
13 its success; and

14 “(III) submit a report describing  
15 the results of the review under item  
16 (aa) to—

17 “(aa) the Committee on In-  
18 dian Affairs, the Committee on  
19 Banking, Housing, and Urban  
20 Affairs, the Committee on Vet-  
21 erans’ Affairs, and the Com-  
22 mittee on Appropriations of the  
23 Senate; and

24 “(bb) the Subcommittee on  
25 Indian, Insular and Alaska Na-

1                   tive Affairs of the Committee on  
2                   Natural Resources, the Com-  
3                   mittee on Financial Services, the  
4                   Committee on Veterans' Affairs,  
5                   and the Committee on Appropria-  
6                   tions of the House of Representa-  
7                   tives.

8                   “(xi) IMPACT ON FORMULA CURRENT  
9                   ASSISTED STOCK.—For a given fiscal  
10                  year’s allocation formula of the Native  
11                  American Housing Block Grants program,  
12                  as authorized under title I of the Native  
13                  American Housing Assistance and Self-De-  
14                  termination Act of 1996 (25 U.S.C. 4111  
15                  et seq.), the number of qualifying low-in-  
16                  come housing dwelling units under section  
17                  302(b)(1) of the Native American Housing  
18                  Assistance and Self-Determination Act of  
19                  1996 (25 U.S.C. 4152(b)(1)) may not be  
20                  reduced due to the placement of an eligible  
21                  Indian veteran assisted with amounts pro-  
22                  vided under the Program within such  
23                  qualifying units.”.

1 **SEC. 19. CONTINUUM OF CARE.**

2 Title IV of the McKinney-Vento Homeless Assistance  
3 Act (42 U.S.C. 11360 et seq.) is amended—

4 (1) in section 401 (42 U.S.C. 11360)—

5 (A) by redesignating paragraphs (32)  
6 through (35) as paragraphs (33) through (36),  
7 respectively; and

8 (B) by inserting after paragraph (31) the  
9 following:

10 “(32) TRIBALLY DESIGNATED HOUSING ENTI-  
11 TY.—The term ‘tribally designated housing entity’  
12 has the meaning given the term in section 4 of the  
13 Native American Housing Assistance and Self-De-  
14 termination Act of 1996 (25 U.S.C. 4103).”;

15 (2) in section 423(g) (42 U.S.C. 11383(g)), by  
16 inserting “Indian Tribe, tribally designated housing  
17 entity,” after “private nonprofit organization,”; and

18 (3) in section 435 (42 U.S.C. 11389)—

19 (A) by striking “(as defined in section 4 of  
20 the Native American Housing Assistance and  
21 Self-Determination Act of 1996 (25 U.S.C.  
22 4103))”;

23 (B) by striking “Notwithstanding” and in-  
24 serting the following:

25 “(a) ELIGIBLE ENTITIES.—Notwithstanding”; and

26 (C) by adding at the end the following:

1       “(b) CIVIL RIGHTS EXEMPTIONS.—With respect to  
2 grants awarded to carry out eligible activities under this  
3 subtitle, title VI of the Civil Rights Act of 1964 (42 U.S.C.  
4 2000d et seq.) and title VIII of the Civil Rights Act of  
5 1968 (42 U.S.C. 3601 et seq.) shall not apply to applica-  
6 tions or awards for projects to be carried out—

7               “(1) on or off reservation or trust lands for  
8 awards made to Indian Tribes or tribally designated  
9 housing entities;

10              “(2) on reservation or trust lands for awards  
11 made to eligible entities; or

12              “(3) with respect to a project in which amounts  
13 provided under this Act will be used specifically to  
14 benefit Tribal communities or Tribal members, in  
15 formula areas (as such term is defined in section  
16 1000.302 of title 24, Code of Federal Regulations,  
17 or any successor regulation) for the Indian Housing  
18 Block Grant.

19       “(c) CERTIFICATION.—Notwithstanding section 106  
20 of the Cranston-Gonzalez National Affordable Housing  
21 Act (42 U.S.C. 12706) and section 403 of this Act, with  
22 respect to applications for projects to be carried out on  
23 reservations or trust land using grants awarded under this  
24 subtitle—

1           “(1) the applications shall contain a certifi-  
2           cation of consistency with an approved Indian hous-  
3           ing plan developed under section 102 of the Native  
4           American Housing Assistance and Self-Determina-  
5           tion Act (25 U.S.C. 4112); and

6           “(2) Indian Tribes and tribally designated  
7           housing entities that are recipients of awards for  
8           projects on reservations or trust land from such  
9           funds shall certify that they are following an ap-  
10          proved housing plan developed under section 102 of  
11          the Native American Housing Assistance and Self-  
12          Determination Act (25 U.S.C. 4112).

13          “(d) CONSOLIDATED PLAN EXEMPTION.—A collabo-  
14          rative applicant for a Continuum of Care whose geo-  
15          graphic area includes only reservation or trust land is not  
16          required to meet the requirement described in section  
17          402(f)(2).

18          “(e) WAIVER AUTHORITY FOR TRIBAL PARTICIPA-  
19          TION.—In administering the amounts made available  
20          under this Act, the Secretary may waive, or specify alter-  
21          native requirements for, any provision of any statute or  
22          regulation that the Secretary administers in connection  
23          with the obligation by the Secretary or the use by the re-  
24          cipient of these amounts (except for requirements related  
25          to labor standards and the environment), if the Secretary

1 finds that good cause exists for the waiver or alternative  
2 requirement and such waiver or alternative requirement  
3 is necessary to modify any requirements preventing the  
4 participation of Indian Tribes or tribally designated hous-  
5 ing entity in the Continuum of Care Program, or would  
6 expedite or facilitate the use of funds.”.

7 **SEC. 20. STREAMLINING REPORTING REQUIREMENTS.**

8 Section 404 of the Native American Housing Assist-  
9 ance and Self-Determination Act of 1996 (25 U.S.C.  
10 4164) is amended—

11 (1) by redesignating subsection (d) as sub-  
12 section (e); and

13 (2) by inserting after subsection (c) the fol-  
14 lowing:

15 “(d) CONSOLIDATED REPORTING.—Notwithstanding  
16 any other provision of law, the Secretary shall develop  
17 policies and procedures that authorize interested Indian  
18 Tribes and tribally designated housing entities receiving  
19 grant amounts under this Act to submit to the Secretary,  
20 at their discretion, one consolidated annual performance  
21 report covering all grants the Indian Tribe or tribally des-  
22 ignated housing entity receives from other grant programs  
23 administered by the Secretary.”.

1 **SEC. 21. APPLICATION OF BUILD AMERICA, BUY AMERICA**  
2 **REQUIREMENTS.**

3 The requirements under the Build America, Buy  
4 America Act (41 U.S.C. 8301 note) and any implementing  
5 regulations or guidance shall not apply to any housing ac-  
6 tivities carried out using any Federal financial assistance  
7 provided to Indian tribes, tribally designated housing enti-  
8 ties, tribal organizations, and other Tribal entities (includ-  
9 ing the Department of Hawaiian Home Lands) under any  
10 Federal program.