

**AMENDMENT TO TRANSPORTATION AND HUD
APPROPRIATIONS BILL
OFFERED BY MR. DIAZ-BALART OF FLORIDA**

In the BILL:

Page 2, line 13—strike “\$111,899,000” and insert “\$108,899,000”.

Page 2, line 24—strike “\$27,255,000” and insert “\$24,255,000”.

Page 37, line 7 after “31108”—insert “, and shall remain available until September 30, 2022”.

Page 55, line 18—strike “\$28,346,012” and insert “\$31,346,012”.

Page 55, line 20—strike “\$9,500,000” and insert “\$12,500,000”.

Page 90, line 2—strike “204”, and insert “203”.

Page 101, line 16—strike “204”, and insert “203”.

Page 118, line 3—strike “204”, and insert “203”.

Page 147, before line 23—insert:

1 “SEC. 237. The matter under the heading ‘Rental As-
2 sistance Demonstration’ in the Department of Housing
3 and Urban Development Appropriations Act, 2012 (42
4 U.S.C. 1437f note), as amended, is amended—

5 “(1) in the 14th proviso—

6 “(A) by inserting ‘or nonprofit’ before ‘en-
7 tity, then a capable entity,’; and

8 “(B) by striking ‘preserves its interest’ and
9 inserting ‘or a nonprofit entity preserves an in-
10 terest’;

11 “(2) by striking the 18th proviso and inserting
12 the following: ‘*Provided further*, That for fiscal year
13 2012 and hereafter, owners of properties assisted or
14 previously assisted under section 101 of the Housing
15 and Urban Development Act of 1965, section
16 236(f)(2) of the National Housing Act, or section
17 8(e)(2) of the United States Housing Act of 1937,
18 for which a contract expires or terminates due to
19 prepayment on or after October 1, 2006, has caused
20 or results in the termination of rental assistance or
21 affordability restrictions or both and the issuance of
22 tenant protection vouchers under section 8(o) or sec-
23 tion 8(t) of the Act, or with a project rental assist-
24 ance contract under section 202(c)(2) of Housing

1 Act of 1959, shall be eligible, subject to require-
2 ments established by the Secretary, including but
3 not limited to tenant consultation procedures, for
4 conversion of assistance available or provided for
5 such vouchers or assistance contracts, to assistance
6 under a long-term project-based subsidy contract
7 under section 8 of the Act, which shall have a term
8 of no less than 20 years, which shall have initial
9 rents set at comparable market rents for the market
10 area, with subsequent rent adjustments only by an
11 operating cost factor established by the Secretary,
12 and which shall be eligible for renewal under section
13 524 of the Multifamily Assisted Housing Reform
14 and Affordability Act of 1997 (42 U.S.C. 1437f
15 note), or, subject to agreement of the administering
16 public housing agency, to assistance under section
17 8(o)(13) of the Act, to which the limitation under
18 subparagraph (B) of section 8(o)(13) of the Act
19 shall not apply and for which the Secretary may
20 waive or alter the provisions of subparagraphs (C)
21 and (D) of section 8(o)(13) of the Act (“Second
22 Component” herein):’;

23 “(3) by inserting before the 19th proviso the
24 following: ‘*Provided further*, That conversions of as-
25 sistance under the Second Component may not be

1 the basis for re-screening or termination of assist-
2 ance or eviction of any tenant family in a property
3 participating in the demonstration.’;

4 “(4) in the 20th proviso, as so reordered by the
5 amendments made by the preceding provisions of
6 this section, by striking ‘previous proviso’ and all
7 that follows through the end of the proviso and in-
8 serting ‘Second Component, except for conversion of
9 section 202 project rental assistance contracts, shall
10 be available for project-based subsidy contracts en-
11 tered into pursuant to the Second Component.’;

12 “(5) in the 21st proviso, as so reordered by the
13 amendments made by the preceding provisions of
14 this section, by striking ‘previous two provisos’ and
15 inserting ‘Second Component, except for conversion
16 of section 202 project rental assistance contracts,’;

17 “(6) in the 22nd proviso, as so reordered by the
18 amendments made by the preceding provisions of
19 this section, by striking ‘three previous provisos’ and
20 inserting ‘Second Component, except for conversion
21 of section 202 project rental assistance contracts,’;

22 “(7) by inserting before the last proviso the fol-
23 lowing: ‘*Provided further*, That the Secretary may
24 transfer amounts made available under the heading
25 “Housing for the Elderly” to the accounts under the

1 headings “Project-Based Rental Assistance” or
 2 “Tenant-Based Rental Assistance” to facilitate any
 3 section 202 project rental assistance contract con-
 4 versions under the Second Component, and any in-
 5 crease in cost for “Project-Based Rental Assistance”
 6 or “Tenant-Based Rental Assistance” associated
 7 with such conversion shall be equal to amounts so
 8 transferred;’; and
 9 “(8) in the last proviso, by striking ‘previous
 10 four provisos’ and inserting ‘Second Component, as
 11 applicable,’.”.

Page 160, lines 5–6—strike “Minority Business Outreach”, and insert “Small and Disadvantaged Business Utilization and Outreach”.

Page 160, lines 9–10—strike “Department of Transportation-”.

In the REPORT:

Page 4—Before the header “TITLE I—DEPARTMENT OF TRANSPORTATION”, insert:

“*Responses to Congressional Inquiries.*—It is a long-standing tradition and Constitutional responsibility of the Executive Branch to be responsive to the Congress. Therefore, the Committee directs the heads of all entities

in this subcommittee’s jurisdiction to respond in a consistent and timely manner to inquiries from Members regardless of political party (or majority or minority status). Furthermore, not more than 30 days after this report is filed and then on a quarterly basis, the Secretary shall submit to the Committee a Congressional correspondence tracker showing, only by party, the date the correspondence was received and the date a response was sent.”.

Page 9—In the second sentence of the third full paragraph, strike “asset database” and insert “enterprise geographic information system”.

Page 10—At the bottom of the page, insert:

“The Committee encourages the Department to partner with Hispanic Serving Institutions and Historically Black Colleges and Universities for research and information dissemination with regards to minority owned businesses.”.

Page 18—Before the header “COMMERCIAL SPACE TRANSPORTATION” insert:

“*Lap-held restraints.*—The Committee directs the FAA report to the House and Senate Committees on Appropriations within 180 days of enactment what actions it plans to take to improve the safety of flying with a lap-

held infant, including recommendations on minimum performance standards for lap-held restraints.”.

Page 26—Before the first full paragraph, insert:

*“Aging contract towers.—*The Committee notes that there are some contract towers that are more than 40 years of age, are non-compliant with OSHA standards, and have line of sight issues that adversely affect air traffic control safety. The Committee directs the Administration to conduct assessments of these towers and report back to the Committee within 90 days of enactment.”.

Page 30—In the third full paragraph, strike the second sentence.

Page 30—before the header “ADMINISTRATION AND RESEARCH PROGRAMS”, insert:

*“Runway safety area repairs.—*The Committee expects the FAA to work expeditiously to identify grant eligibility for the restoration of key runway safety components such as Engineered Material Arresting System (EMAS) beds. The Committee notes that it included a provision in P.L. 115–31 that modified requirements regarding the use of funds for runway repairs in order to address immediate safety concerns. The Committee is aware of delays in the repair of EMAS beds, which are

a critical safety component of airport Runway Safety Areas. The FAA is directed to provide a progress report to the House Committee on Appropriations that details the immediate measures the FAA has taken to ensure safety and operations at airports that have incurred damage to their EMAS beds, within 60 days of enactment of this Act. The FAA is further directed to provide a progress report to the House Committee on Appropriations that provides an update on the status of the EMAS bed repairs, within 180 days of enactment of this Act.

*“Draft master plans.—*The Committee encourages FAA to expedite the review of any draft Master Plan documents from such airports to help quickly identify and evaluate the full range of possible alternatives, including the possibility of alternative landing surfaces while also helping to protect the long-term flexibility of such airports to accommodate long-term growth.”.

Page 37—before the header “(LIQUIDATION OF CONTRACT AUTHORIZATION)”, insert:

*“Noise barrier designs and materials.—*The Committee recognizes that high speed traffic in municipal and suburban areas has created serious noise concerns for many residential and business communities and effective noise barrier designs are important to the health and welfare of the community. Innovative engineered products

derived from natural materials with low embodied energy have been shown to be cost effective and aesthetically pleasing materials to use in the construction of noise barrier systems. Therefore the Committee directs the Secretary of Transportation to prioritize the use of innovative natural building materials and design techniques with low embodied energy in the construction of noise barrier systems in order to increase efficiency and reduce material cost.”.

Page 62—In the eighth paragraph, after “(4)” insert:

“details the number of settlements stemming from incidences of sexual assault and sexual harassment occurring during the commercial Sea Year program over the last five years, regardless of whether or not USMMA is a party to such settlements, and any actions USMMA takes in response to such settlements; and (5)”.

Page 93—In the third full paragraph, first sentence strike “On December 22, 2014” and insert “In 2010”, and strike “or refinancing”.

Page 93—In the fourth full paragraph, first sentence strike “July 2016, however,” and insert “2015”; and at the end of the first sentence, insert: “One year later, HUD stated PACE loans could not have super pri-

ority status. For delinquent PACE obligations on fore-closed properties, however, PACE has retained a first lien position.”.

