

Rev
14

**AMENDMENT TO H.R. _____, AS REPORTED
(TRANSPORTATION & HUD APPROPRIATIONS)
OFFERED BY MR. SESSIONS OF TEXAS**

Page 160, after line 6, insert the following:

1 SEC. 414. (a) TRACKING OF FUNDS.—The Secretary
2 of Housing and Urban Development shall—

3 (1) develop and maintain a system to ensure
4 that any organization or entity that receives any cov-
5 ered assistance uses all amounts of covered assist-
6 ance in accordance with this Act and any other ap-
7 plicable provisions of law, any regulations issued
8 under this Act or such applicable provisions of law,
9 and any requirements or conditions under which
10 such amounts were provided; and

11 (2) require any organization or entity, as a con-
12 dition of receipt of any covered assistance, to agree
13 to comply with such requirements regarding covered
14 assistance as the Secretary shall establish, which
15 shall include—

16 (A) appropriate periodic financial and
17 grant activity reporting, record retention, and
18 audit requirements for the duration of the cov-
19 ered assistance to the organization or entity to

1 ensure compliance with the limitations and re-
2 quirements of this Act or any other applicable
3 provisions of law, the regulations under this Act
4 or such applicable provisions of law, and any re-
5 quirements or conditions under which such
6 amounts were provided; and

7 (B) any other requirements that the Sec-
8 retary determines are necessary to ensure ap-
9 propriate administration and compliance.

10 (b) MISUSE OF FUNDS.—If any organization or enti-
11 ty that receives any covered assistance is determined by
12 the Secretary to have used any covered assistance in a
13 manner that is materially in violation of this Act or any
14 other applicable provisions of law, the regulations issued
15 under this Act or such applicable provisions of law, or any
16 requirements or conditions under which such assistance
17 was provided—

18 (1) the Secretary shall require that, within 12
19 months after the determination of such misuse, the
20 organization or entity shall reimburse the Secretary
21 for such misused amounts and return to the Sec-
22 retary any such amounts that remain unused or un-
23 committed for use; and

1 (2) such organization or entity shall be ineli-
2 gible, at any time after such determination, to apply
3 for or receive any further covered assistance.

4 The remedies under this subsection are in addition to any
5 other remedies that may be available under law.

6 (c) COVERED ASSISTANCE.—For purposes of this
7 section, the term “covered assistance” means any grant
8 or other financial assistance—

9 (1) provided from amounts made available
10 under the heading in title II relating to “Housing
11 Programs—Housing Counseling Assistance”;

12 (2) provided for mortgage foreclosure mitiga-
13 tion activities from amounts made available under
14 the heading in title III relating to “Neighborhood
15 Reinvestment Corporation—Payment to the Neigh-
16 borhood Reinvestment Corporation”; or

17 (3) for counseling or legal assistance activities
18 for homeowners or tenants, including counseling and
19 legal assistance relating to foreclosure prevention,
20 homeownership preservation, and tenancy associated
21 with home foreclosure, provided using any amounts
22 made available under this Act.

