



February 5, 2024

GENERAL NEWS

HUD Updates Implementation Guidance on Sections 102 and 104 of HOTMA

HUD’s Office of Public and Indian Housing ([PIH](#)) has issued an updated version of Notice [PIH 2023-27](#), which provides guidance to PHAs and multifamily housing (MFH) owners on the implementation of sections 102 (income reexaminations) and 104 (asset limitations) of the Housing Opportunity Through Modernization Act of 2016 (HOTMA). The notice was originally published on September 29, 2023.

According to the document, HUD has updated Attachment A to address the asset limitation found in Section 104 of HOTMA and replaced the previous Attachment A that included placeholder language. In addition, HUD has made several technical corrections and added clarifying language throughout the notice, based on feedback from stakeholders and further analysis of the HOTMA income and assets [final rule](#) and related laws and regulations.

The changes from the previous version are listed in Section 2.1 of the updated [notice](#).

HUD Announces Relief from Requirements to Assist with Disaster Recovery

Today in the *Federal Register*, the Department of Housing and Urban Development ([HUD](#)) published a [notice](#) announcing PHAs and the public that HUD is establishing an expedited process for requests to waive HUD regulatory and/or administrative requirements for PHAs during presidentially declared disasters (PDDs). PHAs located in PDD areas (PDD PHAs) may request waivers of certain HUD public housing and section 8 requirements and receive expedited review of their requests.

According to the notice, upon receipt of a PDD PHA waiver or flexibility request, HUD will review and may approve the submission. The request must include documentation of good cause for each waiver or flexibility request. HUD may consider extensions subject to statutory limitations and pursuant to 24 CFR 5.110, to facilitate a PDD PHA’s ability to participate in disaster relief and recovery efforts.

The document also states that waivers of essential program requirements, such as property inspection or income verification, will not be granted in their entirety, although modifications may be considered. HUD’s ability to grant waivers or approve alternative requirements is limited, as HUD does not have the authority to waive statutory requirements.

The notice is organized as follows:

- Section I: Instructions for PDD PHAs - how to request an expedited waiver or administrative flexibility
- Section II: List of waivers and administrative flexibilities
- Section III: Exceptions or waivers not listed in the document

The waivers and administrative flexibilities set forth in today’s notice are effective from January 1, 2024, until December 31, 2025. Further details can be found in the [notice](#).

HCV PROGRAM NEWS

PIH Issues Notice on Special Admin Fees for Developing Housing Mobility Plans

Late last Friday, HUD’s Office of Public and Indian Housing ([PIH](#)) issued Notice [PIH 2024-05](#) describing how PHAs administering tenant-based Housing Choice Vouchers ([HCVs](#)) may apply for special administrative fees to support the development of housing mobility-related services plans (HMRP). HUD anticipates making approximately \$1.5 million in HMRP special administrative fee awards, with an estimated award size of approximately \$60,000. The notice covers the following subjects:

- Planning requirements and uses of special administrative fees
- Financial reporting requirements
- Eligibility criteria
- Registration of interest submission requirements
- Award process

Further information can be found in each section of the [notice](#).



For help with your PIH Alert subscription, email [Lizbeth Perez](#). For questions and comments on content, email [Olga Vélez](#). To view or post job announcements at our website, click [here](#). To view our seminar calendar, click [here](#). To read the NMA blog, click [here](#).



Nan McKay & Associates, 1810 Gillespie Way, Suite 202, El Cajon, CA 92020, USA, 1-800-783-3100
[Unsubscribe](#) [Manage preferences](#)