



March 14, 2023

PH PROGRAM NEWS

PIH Issues Supplemental Guidance on Over-Income Limit under HOTMA

Yesterday HUD's Office of Public and Indian Housing ([PIH](#)) issued Notice [PIH 2023-03](#) providing supplemental guidance to PHAs regarding the new limitations on continued occupancy in public housing for over-income families, as defined in Section 103 of the Housing Opportunity Through Modernization Act of 2016 (HOTMA). The [final rule](#) implementing Sections 102, 103, and 104 of HOTMA was published in the *Federal Register* on February 14, 2023.

The notice, which replaces Notice [PIH 2019-11](#), restates the instructions on how a PHA must calculate the over-income limit for a family in the public housing program while providing new guidance on setting rents for over-income families allowed by PHA policy to remain in a public housing unit. It also addresses the effective dates in the final rule and what it means for families determined to be over-income prior to the final rule. Additionally, the notice describes the requirement to submit annual reports on the number of over-income families residing in public housing and on the number of families on PHA waiting lists for public housing projects.

The 24-page document covers the following topics: background, applicability, key terms, effective date of over-income limits and integration into the ACOP, summary of regulatory changes, implementation of over income policies, determination of alternative rents and the new lease for non-public housing over-income families, unit tenant status category and sub-category, and repositioning. For detailed information, please refer to the [notice](#).

GENERAL NEWS

HUD Publishes 2022 Performance, 2024 Plan, 2024 Budget in Brief

The Department of Housing and Urban Development ([HUD](#)) has released a [261-page document](#) that contains both its annual performance report for the last federal fiscal year (FFY 2022) and its annual performance plan for the next federal fiscal year (FFY 2024). According to the report's introduction:

HUD is working to strengthen the housing market to bolster the economy and protect consumers; expand homeownership and meet the need for quality affordable rental homes; utilize housing as a platform for improving quality of life; build inclusive and sustainable communities free from discrimination; and transform the way HUD does business. HUD will accomplish its mission by pursuing transformative housing and community-building policies and programs. Central to HUD's efforts will be ensuring the Department's work focuses on individuals, communities, and their lived experiences. These overarching commitments are reflected in this plan's approach toward equity-focused, anti-discriminatory, and justice-driven priorities.

You'll find the link to the document on [this page](#) at [HUD website](#).

HUD also [announced](#) that it has released details about its fiscal year 2024 budget request. You can find HUD's [2024 Budget in Brief](#) on [this page](#). As you know, on March 9, the Biden administration [released](#) its proposed budget for federal fiscal year (FFY) 2024. The proposed budget would significantly invest in building affordable housing, expanding access to homeownership, redressing housing discrimination, enhancing household mobility, and ending homelessness. Specifically, the administration's budget requests \$73.3 billion to support HUD, a \$1.1 billion – or 1.6 percent – increase from the 2023 enacted level.



For help with your PIH Alert subscription, email [Laurie Durrett](#). 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](#).

