

Notice of Due Date for Submission of FY16 Emergency Safety and Security Applications – Due Friday April 29, 2016

On May 12, 2014, HUD issued PIH Notice 2014-9 (the “Notice”) which set forth the Emergency Safety and Security annual funding notification and application process. Per paragraph 9 of the Notice, HUD is notifying PHAs that FY16 Emergency Safety and Security applications will be due no later than the **close of business Friday April 29, 2016 Eastern Daylight Time (EDT)**.

Note: HUD is making a technical change to PIH Notice 2014-09. The form HUD-50077 is now the HUD-50077-ST-HCV-HP. All PHAs submitting Safety and Security applications should submit the form HUD-50077-ST-HCV-HP in lieu of the form HUD-50077. Form HUD-50077-ST-HCV-HP is currently available on HUD CLIPS:

<http://portal.hud.gov/hudportal/documents/huddoc?id=50077-ST-HCV-HP.docx>

The Consolidated Appropriations Act, 2016, (“2016 Appropriations Act”) (Public Law 114-113) was enacted on December 18, 2015. The 2016 Appropriations Act decreased the set-aside of Capital Funds for emergencies and natural disasters to \$21.5 million from the previous year appropriation of \$23 million. The 2016 Appropriations Act requires that not less than \$5 million of the set-aside for emergency capital needs be used for necessary safety and security measures to address crime and drug-related activity in public housing. HUD will fund \$5 million of Safety and Security capital grants in FY16.

As authorized by the 2016 Appropriations Act, for FY 2016 CFP awards, the limitation in section 9(g)(1) of the United States Housing Act of 1937 (1937 Act) is increased from 20% to 25%. Section 9(g)(1) of the 1937 Act permits any PHA to transfer up to 20% of Capital Funds for Operating Fund eligible activities only if such use of funds is provided for an approved 5-Year Action Plan. As authorized by the 2016 Appropriations Act for FY 2016, this limit is increased to 25% as identified in paragraph 2 of the FY 2016 CFP ACC Amendment. Small PHAs (those owning/operating less than 250 units) may continue to use the full flexibility provided for in section 9(g)(2) of the 1937 Act. As authorized by the 2016 Appropriations Act, the Secretary may waive the limitation in section 9(g)(1) of the 1937 Act to allow PHAs to use Capital Funds for activities authorized under section 9(e)(1)(C) of the 1937 Act. Section 9(e)(1)(C) provides that PHAs may use Operating Funds for anticrime and antidrug activities, including the costs of providing adequate security for public housing residents, including above-baseline police service agreements. Large PHAs seeking to transfer more than 25% of FY2016 Capital Funds to Operating Funds for anticrime and antidrug activities ONLY, must request a waiver in writing addressed to the local field office with a copy to the Office of Capital Improvements at the address below.

Link to notice PIH 2014-9:

<http://portal.hud.gov/huddoc/pih2014-09.pdf>

PHAs should review the Notice thoroughly to fully understand the requirements for these funds. If a PHA has eligible activities and decides it wishes to apply for available funds, it should refer to paragraph 10 of the Notice for the application submission requirements. Per the Notice, applications (one hard copy and a copy of all required submissions on a CD-ROM) should be submitted to:

Ivan Pour, Director, Office of Capital Improvements, 451 7th Street SW, Room 4146, Washington, DC 20410.

For general questions, please call Tom Shelton at 202-402-4799 or send an email to safetyandsecurityquestions@hud.gov