

117TH CONGRESS  
2D SESSION

# H. R. 6989

To address the homelessness and housing crises, to move toward the goal of providing for a home for all Americans, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 8, 2022

Mr. LIEU (for himself, Mr. CARBAJAL, Ms. MATSUI, Ms. BARRAGÁN, Ms. LEE of California, Mrs. NAPOLITANO, Ms. SÁNCHEZ, Mr. CÁRDENAS, Ms. BASS, and Ms. ESHOO) introduced the following bill; which was referred to the Committee on Financial Services, and in addition to the Committees on the Judiciary, Energy and Commerce, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To address the homelessness and housing crises, to move toward the goal of providing for a home for all Americans, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4       (a) SHORT TITLE.—This Act may be cited as the  
5       “Housing for All Act of 2022”.

6       (b) TABLE OF CONTENTS.—The table of contents for  
7       this Act is as follows:

- Sec. 1. Short title; table of contents.  
 Sec. 2. Definitions.

#### TITLE I—ADDRESSING THE HOUSING SHORTAGE

- Sec. 101. Housing Trust Fund.  
 Sec. 102. Section 202 supportive housing for the elderly program.  
 Sec. 103. Section 811 supportive housing for people with disabilities.  
 Sec. 104. HOME Investment Partnerships Program.  
 Sec. 105. Technical assistance for navigating Federal and State housing funding sources.  
 Sec. 106. Permanent authorization of United States Interagency Council on Homelessness and establishment of racial equity commission.

#### TITLE II—ADDRESSING HOMELESSNESS

- Sec. 201. Expansion of housing choice voucher program.  
 Sec. 202. Project-based rental assistance.  
 Sec. 203. Emergency solutions grant program.  
 Sec. 204. Continuum of care grant program.  
 Sec. 205. Program administration, training, technical assistance, and capacity building.  
 Sec. 206. GAO report on eviction data.

#### TITLE III—INVESTING IN INNOVATIVE COMMUNITY-DRIVEN SOLUTIONS

- Sec. 301. Safe parking program grants.  
 Sec. 302. Hotel, motel, and commercial acquisitions and conversions to permanent housing.  
 Sec. 303. Eviction protection grant program.  
 Sec. 304. Mobile crisis intervention teams grants.  
 Sec. 305. Library consortium pilot grants.  
 Sec. 306. Report on inclusive transit-oriented development to enhance climate mitigation and disaster resiliency.  
 Sec. 307. Establishing an innovation pilot within the carbon reduction program.  
 Sec. 308. Making infill housing and other transportation efficiency projects eligible for RAISE grants.

### 1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) AT RISK OF HOMELESSNESS.—The term  
 4 “at risk of homelessness” has the meaning given the  
 5 term in section 401 of the McKinney-Vento Home-  
 6 less Assistance Act (42 U.S.C. 11360).

7 (2) HOMELESS.—The term “homeless” has the  
 8 meaning given the term in section 103 of the

1 McKinney-Vento Homeless Assistance Act (42  
2 U.S.C. 11302).

3 (3) JUSTICE SYSTEM-INVOLVED.—The term  
4 “justice system-involved” includes individuals who  
5 are or have been incarcerated or held in municipal,  
6 State, or Federal jails, prisons, juvenile facilities, or  
7 other types of detention facilities, who have been  
8 held in pre-trial or post-conviction detention, who  
9 have an arrest or conviction regardless of whether  
10 they were detained or incarcerated, who have been  
11 held in immigration detention, or, with respect to  
12 youth, who are or have been held in the custody of  
13 the Office of Refugee Resettlement of the Depart-  
14 ment of Health and Human Services.

15 (4) POPULATION AT HIGHER RISK OF HOME-  
16 LESSNESS.—

17 (A) IN GENERAL.—The term “population  
18 at higher risk of homelessness” means a group  
19 of individuals that is defined by a common  
20 characteristic and that has been found to expe-  
21 rience homelessness, housing instability, or to  
22 be cost-burdened at a rate higher than that of  
23 the general public.

24 (B) HIGHER RATE.—Information that may  
25 be used in demonstrating such a higher rate in-

1 cludes data generated by the Federal Govern-  
2 ment, by State or municipal governments, by  
3 peer-reviewed research, and by organizations  
4 having expertise in working with or advocating  
5 on behalf of homeless, housing unstable, or  
6 cost-burdened groups.

7 (C) INCLUDED POPULATIONS.—Such term  
8 shall include populations for which such higher  
9 rate has already been demonstrated, including  
10 Asian, Black, Latino, Native American, Native  
11 Hawaiian, Pacific Islander and other commu-  
12 nities of color, individuals with disabilities, in-  
13 cluding mental health disabilities, elderly indi-  
14 viduals, foster and former foster youth, lesbian,  
15 gay, bisexual, transgender, and queer individ-  
16 uals, gender non-binary and gender non-con-  
17 forming individuals, veterans, and such addi-  
18 tional communities and individuals as the Sec-  
19 retary may include after receiving public com-  
20 ment.

21 (5) SECRETARY.—The term “Secretary” means  
22 the Secretary of Housing and Urban Development.

1       **TITLE I—ADDRESSING THE**  
2               **HOUSING SHORTAGE**

3   **SEC. 101. HOUSING TRUST FUND.**

4       Section 1338(a) of the Federal Housing Enterprises  
5   Financial Safety and Soundness Act of 1992 (12 U.S.C.  
6   4568(a)) is amended by adding at the end the following:

7               “(3) AUTHORIZATION OF APPROPRIATIONS.—

8       There is authorized to be appropriated to the Hous-  
9       ing Trust Fund \$45,000,000,000 for each of fiscal  
10      years 2022 through 2031.”.

11   **SEC. 102. SECTION 202 SUPPORTIVE HOUSING FOR THE EL-**  
12               **DERLY PROGRAM.**

13      There is authorized to be appropriated to the Sec-  
14   retary for fiscal year 2022, to remain available until Sep-  
15   tember 30, 2031—

16              (1) \$2,500,000,000 for the supportive housing  
17      for the elderly program authorized under section 202  
18      of the Housing Act of 1959 (12 U.S.C. 1701q),  
19      which shall be used—

20              (A) for capital advance awards in accord-  
21      ance with section 202(c)(1) of the Housing Act  
22      of 1959 (12 U.S.C. 1701q(c)(1)) to recipients  
23      that are eligible under that Act;

24              (B) for section 8 project-based rental as-  
25      sistance contracts in accordance with subsection

1 (b) of this section and section 8 of the United  
2 States Housing Act of 1937 (42 U.S.C. 1437f),  
3 for capital advance projects; and

4 (C) for service coordinators;

5 (2) \$15,000,000, to provide technical assistance  
6 to support State-level efforts to improve the design  
7 and delivery of voluntary supportive services for resi-  
8 dents of any housing assisted under the Housing Act  
9 of 1959 (Public Law 101–625) and other housing  
10 supporting low-income older adults; and

11 (3) \$125,000,000 for the costs to the Secretary  
12 of administration and oversight.

13 **SEC. 103. SECTION 811 SUPPORTIVE HOUSING FOR PEOPLE**  
14 **WITH DISABILITIES.**

15 There is authorized to be appropriated to the Sec-  
16 retary for fiscal year 2022, to remain available until Sep-  
17 tember 30, 2031—

18 (1) \$900,000,000 for capital advances, includ-  
19 ing amendments to capital advance contracts, for  
20 supportive housing for persons with disabilities, as  
21 authorized by section 811 of the Cranston-Gonzalez  
22 National Affordable Housing Act (42 U.S.C. 8013),  
23 for project rental assistance for supportive housing  
24 for persons with disabilities under subsection (d)(2)  
25 of such section 811 (42 U.S.C. 8013), for project as-

1       sistance contracts pursuant to section 202(h) of the  
 2       Housing Act of 1959 (12 U.S.C. 1701q(h)), and for  
 3       project rental assistance to State housing finance  
 4       agencies and other appropriate entities as authorized  
 5       under subsection (b)(3) of such section 811 (42  
 6       U.S.C. 8013);

7               (2) \$15,000,000 for providing technical assist-  
 8       ance to support State-level efforts to integrate hous-  
 9       ing assistance and voluntary supportive services for  
 10      residents of housing receiving such assistance; and

11              (3) \$87,000,000 for the costs to the Secretary  
 12      of administration and oversight.

13   **SEC. 104. HOME INVESTMENT PARTNERSHIPS PROGRAM.**

14       (a) AUTHORIZATION OF APPROPRIATIONS.—There is  
 15      authorized to be appropriated to the Secretary for fiscal  
 16      year 2022, to remain available until September 30,  
 17      2031—

18              (1) \$40,000,000,000, for activities and assist-  
 19      ance for the HOME Investment Partnerships Pro-  
 20      gram (in this section referred to as the “HOME  
 21      program”), as authorized under title II of the Cran-  
 22      ston-Gonzalez National Affordable Housing Act (42  
 23      U.S.C. 12721 et seq.);

24              (2) \$100,000,000 to make new awards to or in-  
 25      crease prior awards to existing technical assistance

1 providers, including for technical assistance to  
 2 grantees regarding best practices for coordination of  
 3 available funds provided under this section with  
 4 other forms of assistance, such as with project-based  
 5 rental assistance; and

6 (3) \$360,000,000 for the costs to the Secretary  
 7 of administration and oversight of the HOME pro-  
 8 gram and the Housing Trust Fund established  
 9 under section 1338(a) of the Federal Housing En-  
 10 terprises Financial Safety and Soundness Act of  
 11 1992 (12 U.S.C. 4568(a)).

12 (b) ADMINISTRATION.—Notwithstanding subsections  
 13 (c) and (d)(1) of section 212 of the Cranston-Gonzalez  
 14 National Affordable Housing Act (42 U.S.C. 12742), eligi-  
 15 ble grantees may use not more than 15 percent of their  
 16 allocations under this section for administrative and plan-  
 17 ning costs.

18 **SEC. 105. TECHNICAL ASSISTANCE FOR NAVIGATING FED-**  
 19 **ERAL AND STATE HOUSING FUNDING**  
 20 **SOURCES.**

21 (a) ESTABLISHMENT.—The Secretary shall establish  
 22 a grant program to provide technical assistance to States  
 23 relating to the understanding of the relationship between  
 24 Federal and State housing funding sources and how to  
 25 best use those sources to finance housing projects in the



1 State, such as permanent supportive housing, including  
2 resources, tools, and products that—

3 (1) provide assistance on coordinating a single  
4 application for multiple funding sources;

5 (2) provide assistance on consolidating funding  
6 sources and implementing reporting requirements at  
7 the State level; and

8 (3) support staff capacity within State housing  
9 finance agencies to maintain the collaborations and  
10 systems necessary to better align types of funding  
11 with need and expand access to housing stability.

12 (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
13 authorized to be appropriated to the Secretary such sums  
14 as may be necessary, to remain available until expended,  
15 to carry out this section.

16 **SEC. 106. PERMANENT AUTHORIZATION OF UNITED STATES**  
17 **INTERAGENCY COUNCIL ON HOMELESSNESS**  
18 **AND ESTABLISHMENT OF RACIAL EQUITY**  
19 **COMMISSION.**

20 Title II of the McKinney-Vento Homeless Assistance  
21 Act (42 U.S.C. 11311 et seq.) is amended—

22 (1) in section 208 (42 U.S.C. 11318), by strik-  
23 ing the sentence and inserting the following: “There  
24 is authorized to be appropriated for each fiscal year  
25 \$10,000,000 to carry out this title.”; and

1           (2) by striking section 209 (42 U.S.C. 11319)  
2           and inserting the following:

3   **“SEC. 209. RACIAL EQUITY COMMISSION.**

4           “(a) ESTABLISHMENT OF COMMISSION.—

5               “(1) IN GENERAL.—There is established a com-  
6           mission to be known as the Commission on Racial  
7           Equity in Housing (in this section referred to as the  
8           ‘Commission’) to support the Council with efforts to  
9           conduct research into, collect, analyze, and make  
10          publicly available data on, and provide leadership  
11          and coordination for furthering racial equity in  
12          housing, examining the impacts of structural racism  
13          on housing and homelessness, and the effectiveness  
14          of intervention strategies to address these impacts.

15               “(2) REPORTING.—The Commission shall re-  
16          port to the Executive Director of the Council and  
17          work in partnership with employees of the Council.

18           “(b) MEMBERSHIP.—

19               “(1) COMPOSITION.—The Commission shall be  
20          composed of 14 members, who shall be—

21                   “(A) appointed by the Executive Director  
22                  of the Council not later than January 1, 2024;  
23                  and

24                   “(B) fairly balanced in terms of points of  
25                  view represented and background experience.

1           “(2) QUALIFICATIONS.—Each member of the  
2 Commission shall have—

3                   “(A) proven expertise in directing, assem-  
4 bling, or applying capital resources from a vari-  
5 ety of sources to the successful development of  
6 affordable housing, assisted living facilities, or  
7 health care facilities;

8                   “(B) lived experience with homelessness; or

9                   “(C) demonstrated experience in—

10                           “(i) homeless services, affordable  
11 housing, or housing law; and

12                           “(ii) racial equity work.

13           “(3) CO-CHAIRPERSONS.—The Executive Direc-  
14 tor shall appoint 2 co-chairpersons of the Commis-  
15 sion from among the members of the Commission.

16           “(4) VACANCIES.—Any vacancy on the Com-  
17 mission shall not affect its powers and shall be filled  
18 in the manner in which the original appointment was  
19 made.

20           “(5) PROHIBITION OF PAY.—Members of the  
21 Commission shall serve without pay.

22           “(6) TRAVEL EXPENSES.—Each member of the  
23 Commission shall receive travel expenses, including  
24 per diem in lieu of subsistence, in accordance with

1 sections 5702 and 5703 of title 5, United States  
2 Code.

3 “(7) QUORUM.—A majority of the members of  
4 the Commission shall constitute a quorum but a  
5 lesser number may hold hearings.

6 “(8) MEETINGS.—The Commission shall meet  
7 at the call of the co-chairpersons of the Commission.

8 “(c) DIRECTOR AND STAFF.—

9 “(1) DIRECTOR.—The Commission shall have a  
10 Director who shall be—

11 “(A) appointed by the co-chairpersons of  
12 the Commission; and

13 “(B) paid at a rate not to exceed the rate  
14 of basic pay payable for level V of the Executive  
15 Schedule under section 5316 of title 5, United  
16 States Code.

17 “(2) STAFF.—The Commission may appoint  
18 personnel as appropriate subject to the provisions of  
19 title 5, United States Code, governing appointments  
20 in the competitive service, and who shall be paid in  
21 accordance with the provisions of chapter 51 and  
22 subchapter III of chapter 53 of that title relating to  
23 classification and General Schedule pay rates.

24 “(3) EXPERTS AND CONSULTANTS.—The Coun-  
25 cil may procure temporary and intermittent services

1 to support the work of the Commission under sec-  
2 tion 3109(b) of title 5, United States Code, but at  
3 rates for individuals not to exceed the daily equiva-  
4 lent of the maximum annual rate of basic pay pay-  
5 able for the General Schedule.

6 “(4) STAFF OF FEDERAL AGENCIES.—Upon re-  
7 quest of the Council and the Commission, the head  
8 of any Federal department or agency may detail, on  
9 a reimbursable basis, any of the personnel of that  
10 department or agency to the Commission to assist it  
11 in carrying out its duties under this section.

12 “(d) DUTIES.—The Commission shall—

13 “(1) work with the Council to make rec-  
14 ommendations, inform, and participate in efforts to  
15 conduct research into, collect, analyze, and make  
16 publicly available data on, and provide leadership  
17 and coordination for furthering racial equity in  
18 housing, examining the impacts of structural racism  
19 on housing and homelessness, and the effectiveness  
20 of intervention strategies to address these impacts;  
21 and

22 “(2) work with the Council to implement the  
23 Federal Strategic Plan to Prevent and End Home-  
24 lessness.

1       “(e) REPORTS.—The Council shall submit to Con-  
2 gress, the Secretary of Housing and Urban Development,  
3 the Secretary of Health and Human Services, the Sec-  
4 retary of Transportation, the Secretary of Education, the  
5 Secretary of Labor, the Secretary of Defense, the Sec-  
6 retary of Agriculture, the Secretary of Veterans Affairs,  
7 the Secretary of the Treasury, the Attorney General, the  
8 Secretary of the Interior, the Chair of the Federal Re-  
9 serve, the Comptroller of the Currency, the Director of  
10 the Office of Thrift Supervision, the Chair of the Federal  
11 Deposit Insurance Corporation, and such other individuals  
12 as the Commission determines relevant an annual report  
13 on research findings with recommendations to improve ra-  
14 cial equity in housing and to disrupt processes that pre-  
15 serve and reinforce racism and racial disparities in hous-  
16 ing and homelessness services.

17       “(f) TERMINATION.—Section 14 of the Federal Advi-  
18 sory Committee Act (5 U.S.C. App.) shall not apply to  
19 the Commission.

20       “(g) AUTHORIZATION OF APPROPRIATIONS.—There  
21 is authorized to be appropriated such sums as may be nec-  
22 essary to carry out this section.”.

## **TITLE II—ADDRESSING HOMELESSNESS**

### **SEC. 201. EXPANSION OF HOUSING CHOICE VOUCHER PROGRAM.**

(a) DEFINITIONS.—In this section:

(1) ELIGIBLE HOUSEHOLD.—The term “eligible household” means a family who initially—

(A) has an income that does not exceed 50 percent of the maximum income limitation for extremely low-income families established by the Secretary pursuant to section 3(b)(2)(C) of the United States Housing Act of 1937 (42 U.S.C. 1437a(b)(2)(C)); or

(B) is an extremely low-income family that includes an individual who is an individual who is a recipient of supplemental security income benefits under title XVI of the Social Security Act (42 U.S.C. 1381 et seq.).

(2) EXTREMELY LOW-INCOME FAMILY; PUBLIC HOUSING AGENCY; STATE.—The terms “extremely low-income family”, “public housing agency”, and “State” have the meanings given those terms in section 3(b) of the United States Housing Act of 1937 (42 U.S.C. 1437a(b)).

(b) EXPANDED VOUCHERS.—

1           (1) FUNDING.—There is appropriated, out of  
2           any money in the Treasury not otherwise appro-  
3           priated, for providing incremental vouchers for rent-  
4           al assistance under section 8(o) of the United States  
5           Housing Act of 1937 (42 U.S.C. 1437f(o)) in ac-  
6           cordance with this section for each of fiscal years  
7           2022 through 2025, the amount necessary to fund—

8                   (A) the number of incremental vouchers  
9                   required to be allocated under paragraph (2);

10                   (B) annual renewals of the vouchers allo-  
11                   cated under paragraph (2); and

12                   (C) administrative fees for vouchers allo-  
13                   cated under paragraph (2).

14           (2) ALLOCATION.—

15                   (A) INCREMENTAL VOUCHERS.—The Sec-  
16                   retary shall allocate 500,000 incremental vouch-  
17                   ers in fiscal year 2022 and 1,000,000 incre-  
18                   mental vouchers in increments of 500,000 in  
19                   each calendar year from 2023 through 2025  
20                   under this section to public housing agencies  
21                   pursuant to section 213(d) of the Housing and  
22                   Community Development Act of 1974 (42  
23                   U.S.C. 1439(d)).

24                   (B) SELECTION CRITERIA.—The Secretary  
25                   shall, by notice in the Federal Register, estab-



lish selection criteria under section 213(d) of the Housing and Community Development Act of 1974 (42 U.S.C. 1439(d)) that prioritizes housing needs among eligible households and severe housing hardship, such as experiencing homelessness, overcrowding, or evictions.

(c) ENTITLEMENT TO VOUCHERS.—

(1) IN GENERAL.—On and after the date that is 5 years after the date of enactment of this Act, any family that is otherwise eligible for tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)) shall be entitled to that rental assistance during any period that the family is an eligible household.

(2) FUNDING.—There is appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary—

(A) to provide assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)) in accordance with the entitlement under paragraph (1) of this subsection for each eligible household in the amount determined under such section 8(o); and

1 (B) to provide administrative fees under  
2 section 8(q) of the United States Housing Act  
3 of 1937 (42 U.S.C. 1437f(q)) in connection  
4 with each voucher for assistance provided pur-  
5 suant to subparagraph (A) of this paragraph.

6 **SEC. 202. PROJECT-BASED RENTAL ASSISTANCE.**

7 (a) AUTHORIZATION OF APPROPRIATIONS.—In addi-  
8 tion to amounts otherwise available, there is authorized  
9 to be appropriated to the Secretary for fiscal year 2022,  
10 to remain available until September 30, 2031—

11 (1) \$14,500,000,000 for the project-based rent-  
12 al assistance program, as authorized under section  
13 8(b) of the United States Housing Act of 1937 (42  
14 U.S.C. 1437f(b), subject to the terms and conditions  
15 of subsection (b) of this section;

16 (2) \$40,000,000 for providing technical assist-  
17 ance to recipients of or applicants for project-based  
18 rental assistance or to States allocating the project-  
19 based rental assistance; and

20 (3) \$200,000,000 for the costs to the Secretary  
21 of administration and oversight.

22 (b) TERMS AND CONDITIONS.—

23 (1) AUTHORITY.—Notwithstanding section 8(a)  
24 of the United States Housing Act of 1937 (42

1 U.S.C. 1437f(a)), the Secretary may use amounts  
2 made available under this section—

3 (A) to provide assistance payments with  
4 respect to newly constructed housing, existing  
5 housing, or substantially rehabilitated non-hous-  
6 ing structures for use as new multifamily hous-  
7 ing in accordance with this section and the pro-  
8 visions of section 8 of the United States Hous-  
9 ing Act of 1937 (42 U.S.C. 1437f); and

10 (B) for performance-based contract admin-  
11 istrators for project-based assistance under sec-  
12 tion 8 of the United States Housing Act of  
13 1937 (42 U.S.C. 1437f), for carrying out this  
14 section and section 8 of the United States  
15 Housing Act of 1937 (42 U.S.C. 1437f).

16 (2) PROJECT-BASED RENTAL ASSISTANCE.—

17 (A) IN GENERAL.—The Secretary may  
18 make assistance payments using amounts made  
19 available under this section pursuant to con-  
20 tracts with owners or prospective owners who  
21 agree to construct housing, to substantially re-  
22 habilitate existing housing, to substantially re-  
23 habilitate non-housing structures for use as new  
24 multifamily housing, or to attach the assistance  
25 to newly constructed housing in which some or

1 all of the units shall be available for occupancy  
2 by very low-income families in accordance with  
3 the provisions of section 8 of the United States  
4 Housing Act of 1937 (42 U.S.C. 1437f), under  
5 terms determined by the Secretary.

6 (B) PRIORITY.—In awarding contracts  
7 pursuant to this section, the Secretary shall  
8 give priority to owners or prospective owners of  
9 multifamily housing projects located or to be lo-  
10 cated in areas of high opportunity, as defined  
11 by the Secretary, in areas experiencing eco-  
12 nomic growth or rising housing prices to pre-  
13 vent displacement or secure affordable housing  
14 for low-income households, or that serve people  
15 at risk of homelessness or that integrate addi-  
16 tional units that are accessible for persons with  
17 mobility impairments and persons with hearing  
18 or visual impairments beyond those required by  
19 applicable Federal accessibility standards.

20 **SEC. 203. EMERGENCY SOLUTIONS GRANT PROGRAM.**

21 (a) AUTHORIZATION OF APPROPRIATIONS.—There is  
22 authorized to be appropriated to the Secretary for fiscal  
23 year 2022 \$5,000,000,000, to remain available until Sep-  
24 tember 30, 2031, to make grants under the emergency so-  
25 lutions grant program authorized under subtitle B of title

1 IV of the McKinney-Vento Homeless Assistance Act (42  
2 U.S.C. 11371 et seq.).

3 (b) MAXIMUM ALLOCATION FOR EMERGENCY SHEL-  
4 TER ACTIVITIES.—A recipient of a grant using amounts  
5 appropriated under subsection (a) in any fiscal year may  
6 not use an amount of the assistance for emergency shelter  
7 activities that exceeds the greater of—

8 (1) 40 percent of the aggregate amount of that  
9 assistance provided for the grantee for that fiscal  
10 year; or

11 (2) the amount expended by the grantee for  
12 emergency shelter activities during fiscal year 2010.

13 **SEC. 204. CONTINUUM OF CARE GRANT PROGRAM.**

14 (a) AUTHORIZATION OF APPROPRIATIONS.—There is  
15 authorized to be appropriated to the Secretary for fiscal  
16 year 2022 \$15,000,000,000, to remain available until the  
17 end of fiscal year 2031, to make grants under the con-  
18 tinuum of care program authorized under subtitle C of  
19 the McKinney-Vento Homeless Assistance Act (42 U.S.C.  
20 11381 et seq.).

21 (b) MINIMUM ALLOCATION FOR PERMANENT HOUS-  
22 ING FOR HOMELESS INDIVIDUALS AND FAMILIES WITH  
23 DISABILITIES.—Of amounts appropriated under sub-  
24 section (a) for a fiscal year, not less than 50 percent shall  
25 be used for permanent housing for homeless individuals

1 with disabilities and homeless families that include such  
2 an individual who is an adult or a minor head of household  
3 if no adult is present in the household.

4 (c) PRIORITIZATION OF CONTINUUM OF CARE.—In  
5 awarding grants using amounts appropriated under sub-  
6 section (a), the Secretary shall prioritize funding for appli-  
7 cants that provide documentation of coordination with cer-  
8 tain systems serving young people and can answer ques-  
9 tions regarding how the applicant works with child welfare  
10 organizations, the juvenile and adult justice system, and  
11 institutions of mental and physical health to ensure that  
12 participants in the programs are not released into home-  
13 lessness.

14 **SEC. 205. PROGRAM ADMINISTRATION, TRAINING, TECH-**  
15 **NICAL ASSISTANCE, AND CAPACITY BUILD-**  
16 **ING.**

17 In addition to amounts otherwise available, there is  
18 authorized to be appropriated for fiscal year 2022, to re-  
19 main available until expended—

20 (1) \$1,000,000,000 to the Secretary for the  
21 costs to the Secretary of administering and over-  
22 seeing the implementation of this title and the pro-  
23 grams of the Department of Housing and Urban  
24 Development generally and new awards or increasing  
25 prior awards to provide training, technical assist-

1       ance, and capacity building related to the programs  
2       of the Department of Housing and Urban Develop-  
3       ment;

4           (2) \$5,000,000 to the United States Inter-  
5       agency Council on Homelessness for necessary ex-  
6       penses in carrying out the functions of the Council  
7       pursuant to title II of the McKinney-Vento Home-  
8       less Assistance Act (42 U.S.C. 11311 et seq.); and

9           (3) \$10,000,000 to the Secretary for necessary  
10      salaries and expenses of the Office of the Inspector  
11      General of the Department of Housing and Urban  
12      Development in carrying out the Inspector General  
13      Act of 1978 (5 U.S.C. App.).

14   **SEC. 206. GAO REPORT ON EVICTION DATA.**

15      Not later than 180 days after the date of enactment  
16   of this Act, the Comptroller General of the United States  
17   shall submit to Congress a report that examines—

18           (1) with respect to eviction moratoriums during  
19      the COVID–19 pandemic—

20           (A) how eviction moratoriums have con-  
21      tributed to housing stability;

22           (B) an analysis of formal and informal  
23      evictions during the periods in which the mora-  
24      toriums were in effect; and

1 (C) an economic analysis of how the evic-  
2 tion moratoriums saved public funds, such as  
3 by reducing shelter costs;

4 (2) whether women, Black, Hispanic, and other  
5 minority renters disproportionately faced eviction  
6 during the COVID–19 pandemic, and an accounting  
7 of the disproportionate risk of eviction faced by vet-  
8 erans, children, the elderly, and individuals living  
9 with disabilities during the COVID–19 pandemic;

10 (3) the barriers that exist to collecting the data  
11 related to paragraphs (1) and (2);

12 (4) the barriers that exist to collecting,  
13 digitizing, and standardizing data from the begin-  
14 ning to the end of the eviction process, such as pre-  
15 eviction information, the renter’s race or ethnicity,  
16 age and gender, as well as the composition of the  
17 household and landlord data; and

18 (5) a study of the relationship between emer-  
19 gency rental assistance distribution and eviction pat-  
20 terns, as well as how emergency rental assistance af-  
21 fected evictions, during the periods in which the  
22 eviction moratoriums were in effect during the  
23 COVID–19 pandemic.



1 **TITLE III—INVESTING IN INNO-**  
2 **VATIVE COMMUNITY-DRIVEN**  
3 **SOLUTIONS**

4 **SEC. 301. SAFE PARKING PROGRAM GRANTS.**

5 (a) DEFINITIONS.—In this section:

6 (1) ELIGIBLE ENTITY.—The term “eligible enti-  
7 ty” means—

8 (A) a unit of general purpose local govern-  
9 ment;

10 (B) an Indian tribe or a tribally designated  
11 housing entity (as those terms are defined in  
12 section 4 of the Native American Housing As-  
13 sistance and Self-Determination Act of 1996  
14 (25 U.S.C. 4103));

15 (C) a nonprofit organization that provides  
16 services to homeless persons; or

17 (D) a collaborative applicant or other orga-  
18 nization or entity funded under the Continuum  
19 of Care program under subtitle C of title IV of  
20 the McKinney-Vento Homeless Assistance Act  
21 (42 U.S.C. 11381 et seq.).

22 (2) ESSENTIAL SERVICE.—The term “essential  
23 service” means an essential service described in sec-  
24 tion 576.102 of title 24, Code of Federal Regula-  
25 tions, or any successor regulation.

1           (3) HOMELESS PERSON.—The term “homeless  
2       person” has the meaning given the term in section  
3       103 of the McKinney-Vento Homeless Assistance  
4       Act (42 U.S.C. 11302).

5           (4) SAFE PARKING PROGRAM.—The term “safe  
6       parking program” means a program that—

7                 (A) provides a homeless person living in a  
8       vehicle, including a motor home, with a safe  
9       place to park the vehicle overnight to facilitate  
10      a transition to more stable housing; and

11                (B) provides permanent rehousing services  
12      and essential services.

13       (b) ESTABLISHMENT OF PROGRAM.—Not later than  
14   180 days after the date of enactment of this Act, the Sec-  
15   retary shall establish a grant program to provide amounts  
16   to eligible entities for costs associated with—

17               (1) the establishment and operation of a new  
18      safe parking program; or

19               (2) the operation of a safe parking program in  
20      existence as of the date on which amounts are pro-  
21      vided.

22       (c) GRANT TERM.—The term of a grant awarded  
23   under subsection (b) shall be 5 years.

24       (d) AMOUNT.—

1           (1) IN GENERAL.—During the 5-year term of a  
2           grant awarded under subsection (b), the Secretary  
3           shall distribute 20 percent of the grant amounts  
4           each year.

5           (2) CAP.—An eligible entity may not receive  
6           more than \$5,000,000 in grant amounts under sub-  
7           section (b).

8           (e) APPLICATIONS.—

9           (1) IN GENERAL.—To be eligible to receive a  
10          grant under subsection (b), an eligible entity shall  
11          submit an application to the Secretary at the time,  
12          in the manner, and containing the information that  
13          the Secretary requires, including a description of  
14          how the eligible entity will use any amounts received.

15          (2) PRIORITY.—The Secretary shall give pri-  
16          ority to applications from eligible entities that serve  
17          homeless persons in underserved areas (as defined in  
18          section 81.2 of title 24, Code of Federal Regula-  
19          tions, or any successor regulation).

20          (f) USE OF FUNDS.—Except as provided in sub-  
21          section (h), any eligible entity that is awarded a grant  
22          under subsection (b) shall use the grant amounts for costs  
23          associated with—

24                (1) establishing and operating a safe parking  
25                program;

1           (2) providing permanent rehousing assistance to  
2 families using the safe parking program, such as  
3 case management services;

4           (3) employing staff who maintain the safety  
5 and health of participants in the safe parking pro-  
6 gram and monitor program compliance with subtitle  
7 C of title IV of the McKinney-Vento Homeless As-  
8 sistance Act (42 U.S.C. 11381 et seq.), if applicable;

9           (4) establishing and maintaining the operation  
10 of hygiene facilities and restrooms for homeless per-  
11 sons;

12           (5) maintaining the vehicles of homeless per-  
13 sons using a safe parking program and providing  
14 gas for those persons to use their vehicles for activi-  
15 ties that will help them obtain or maintain housing,  
16 including—

17                   (A) driving to work, school, or medical ap-  
18 pointments; and

19                   (B) searching for a home; or

20           (6) entering data and information into a home-  
21 less management information system (as that term  
22 is used in section 402(f)(3) of the McKinney-Vento  
23 Homeless Assistance Act (42 U.S.C. 11360a(f)(3))).

24           (g) MULTIPLE LOCATIONS.—An eligible entity may  
25 use amounts provided under subsection (b) to establish or

1 continue operating a safe parking program at multiple lo-  
2 cations.

3 (h) ALTERNATIVE USE OF FUNDS.—If an eligible en-  
4 tity determines that a safe parking program is no longer  
5 necessary, the eligible entity may, after approval from the  
6 Secretary, use amounts provided under subsection (b) for  
7 activities that are eligible for the use of Emergency Solu-  
8 tions Grants Program amounts under section 415 of the  
9 McKinney-Vento Homeless Assistance Act (42 U.S.C.  
10 11374).

11 (i) REHOUSING AND CASE MANAGEMENT SERV-  
12 ICES.—A homeless person who makes use of a safe park-  
13 ing program established or operated using amounts  
14 awarded under subsection (b) shall not be required to ac-  
15 cept case management or rehousing services offered as  
16 part of the program.

17 (j) REPORTS TO CONGRESS.—

18 (1) INITIAL REPORT.—Not later than 180 days  
19 after the last day of the second fiscal year beginning  
20 after the date of enactment of this Act, the Sec-  
21 retary shall submit to Congress an initial report on  
22 the impact of grants awarded under subsection (b),  
23 including, to the extent determinable, any data  
24 about—

1 (A) the number of homeless persons living  
2 in vehicles in the geographic region over which  
3 the eligible entity has jurisdiction, or in which  
4 the eligible entity operates, during each of the  
5 7 previous years;

6 (B) the demographics and number of  
7 homeless persons who choose to participate in a  
8 safe parking program; and

9 (C) the number of homeless persons who  
10 choose to participate in a safe parking program  
11 and exit into permanent housing.

12 (2) FINAL REPORT.—Not later than 180 days  
13 after the last day of the fifth fiscal year beginning  
14 after the date of enactment of this Act, the Sec-  
15 retary shall submit to Congress a final report on the  
16 impact of grants awarded under subsection (b), in-  
17 cluding, to the extent determinable, any data de-  
18 scribed in subparagraphs (A), (B), and (C) of para-  
19 graph (1) of this subsection.

20 (k) TERMINATION OF GRANT PROGRAM.—The Sec-  
21 retary may not award a grant under subsection (b) after  
22 the last day of the fifth fiscal year beginning after the  
23 date of enactment of this Act.

24 (l) AUTHORIZATION OF APPROPRIATIONS.—There is  
25 authorized to be appropriated to carry out this section

1 \$25,000,000 for each of the first 5 fiscal years beginning  
2 after the date of enactment of this Act.

3 **SEC. 302. HOTEL, MOTEL, AND COMMERCIAL ACQUISITIONS**  
4 **AND CONVERSIONS TO PERMANENT HOUS-**  
5 **ING.**

6 (a) AUTHORIZATION OF APPROPRIATIONS.—There is  
7 authorized to be appropriated to the Secretary for fiscal  
8 year 2022, \$500,000,000, to remain available until Sep-  
9 tember 30, 2031, for—

10 (1) projects related to the acquisition, rehabili-  
11 tation, renovation, or conversion of transitional  
12 housing, temporary shelters, and other spaces, such  
13 as hotels, motels, government-owned properties, and  
14 commercial business spaces such as shopping malls,  
15 to address urgent safety and public health needs for  
16 individuals experiencing homelessness and housing  
17 instability, provided that the funds are used for non-  
18 congregate shelter or creating more permanent sup-  
19 portive housing; and

20 (2) supportive services for individuals housed in  
21 the spaces described in paragraph (1), including—

22 (A) activities listed in section 401(29) of  
23 the McKinney-Vento Homeless Assistance Act  
24 (42 U.S.C. 11360(29));

25 (B) housing counseling; and

1 (C) homeless prevention services.

2 (b) IMPLEMENTATION.—The Secretary shall have au-  
3 thority to issue such regulations or other notices, guid-  
4 ance, forms, instructions, and publications as may be nec-  
5 essary or appropriate to carry out the programs, projects,  
6 or activities authorized under this section, including to en-  
7 sure that such programs, projects, or activities are com-  
8 pleted in a timely and effective manner.

9 **SEC. 303. EVICTION PROTECTION GRANT PROGRAM.**

10 (a) AUTHORIZATION OF APPROPRIATIONS.—There is  
11 authorized to be appropriated to the Secretary for fiscal  
12 year 2022, \$800,000,000, to remain available until Sep-  
13 tember 30, 2031, for an eviction protection grant program  
14 established by the Secretary to support experienced legal  
15 service providers in providing legal assistance at no cost  
16 to low-income tenants at risk of or subject to eviction.

17 (b) IMPLEMENTATION.—The Secretary shall have au-  
18 thority to issue such regulations or other notices, guid-  
19 ance, forms, instructions, and publications as may be nec-  
20 essary or appropriate to carry out the programs, projects,  
21 or activities authorized under this section, including to en-  
22 sure that such programs, projects, or activities are com-  
23 pleted in a timely and effective manner.



1 **SEC. 304. MOBILE CRISIS INTERVENTION TEAMS GRANTS.**

2 (a) GRANT AUTHORIZATION.—The Attorney General  
3 may make grants to States, units of local government,  
4 public and community defender systems, and nonprofit or-  
5 ganizations to create or expand mobile crisis intervention  
6 teams to address homelessness and reduce recidivism.

7 (b) APPLICATION.—

8 (1) IN GENERAL.—An entity seeking a grant  
9 under this section shall submit to the Attorney Gen-  
10 eral an application at such time, in such manner,  
11 and containing such information as the Attorney  
12 General may reasonably require, including an assur-  
13 ance described in paragraph (2).

14 (2) ASSURANCE DESCRIBED.—An assurance de-  
15 scribed in this paragraph is an assurance that—

16 (A) the entity has in place a policy pro-  
17 tecting employees, individuals, and communities  
18 served by the entity from discrimination under  
19 applicable civil rights laws; and

20 (B) the policy described in subparagraph  
21 (A) includes protection from discrimination on  
22 the basis of gender-related identity, appearance,  
23 mannerisms, or other gender-related character-  
24 istics of an individual, regardless of the individ-  
25 ual's designated sex at birth.

1           (3) NONPROFIT EXPERTISE.—In addition to the  
2           assurance described in paragraph (2), a nonprofit  
3           organization seeking a grant under this section shall  
4           demonstrate in the application submitted under this  
5           subsection that the organization has a proven his-  
6           tory of—

7                   (A) successful engagement with popu-  
8                   lations experiencing homelessness and housing  
9                   instability, including members of a population  
10                  at higher risk of homelessness; or

11                   (B) assisting communities to engage in al-  
12                  ternatives to penalizing homelessness.

13          (c) USE OF FUNDS.—An entity that receives a grant  
14          under this section may use funds received under this sec-  
15          tion for creating, supporting, expanding, or studying mo-  
16          bile crisis intervention teams that are trained to provide  
17          stabilization services to individuals with an urgent medical  
18          or psychological need, as an alternative to a law enforce-  
19          ment response, which teams may include healthcare pro-  
20          fessionals, mental health professionals, addiction coun-  
21          selors, housing referral specialists, groups serving or rep-  
22          resenting justice system-involved or homeless individuals,  
23          and other related resource providers.

24          (d) AUTHORIZATION OF APPROPRIATIONS.—There is  
25          authorized to be appropriated to carry out this section

1 \$50,000,000 for the first fiscal year beginning after the  
2 date of enactment of this Act and for each of the 9 suc-  
3 ceeding fiscal years thereafter.

4 **SEC. 305. LIBRARY CONSORTIUM PILOT GRANTS.**

5 Part A of title V of the Public Health Service Act  
6 (42 U.S.C. 290aa et seq.) is amended by adding at the  
7 end the following:

8 **“SEC. 506B. LIBRARY CONSORTIUM PILOT GRANTS.**

9 “(a) DEFINITIONS.—In this section:

10 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-  
11 tity’ means—

12 “(A) an eligible library;

13 “(B) a library agency that is an official  
14 agency of a State or other unit of government  
15 and is charged by the law governing it with the  
16 extension and development of public library  
17 services within its jurisdiction;

18 “(C) an eligible library consortium; or

19 “(D) a library association that exists on a  
20 permanent basis, serves libraries or library pro-  
21 fessionals on a national, regional, State, or local  
22 level, and engages in activities designed to ad-  
23 vance the well-being of libraries and the library  
24 profession.

1           “(2) ELIGIBLE LIBRARY.—The term ‘eligible li-  
2       brary’ means—

3           “(A) a public library;

4           “(B) an elementary or secondary school li-  
5       brary;

6           “(C) a library that is operated by an insti-  
7       tution of higher education;

8           “(D) a research library or archive that is  
9       not an integral part of an institution of higher  
10      education and that makes publicly available li-  
11      brary services and materials that are suitable  
12      for scholarly research and not otherwise avail-  
13      able; or

14          “(E) a Tribal library.

15          “(3) ELIGIBLE LIBRARY CONSORTIUM.—The  
16      term ‘eligible library consortium’ means a local,  
17      statewide, regional, interstate, or international coop-  
18      erative association of library entities that provides  
19      for the systematic and effective coordination of the  
20      resources of eligible libraries, and information cen-  
21      ters that work to improve the services delivered to  
22      the clientele of these libraries.

23          “(b) GRANT PROGRAM.—From amounts made avail-  
24      able under this section for a fiscal year, the Assistant Sec-  
25      retary shall award grants, on a competitive basis, to eligi-

1 ble entities to enable those eligible entities to carry out  
2 pilot programs to address the needs of homeless individ-  
3 uals or individuals at risk of homelessness.

4 “(c) USE OF FUNDS.—

5 “(1) IN GENERAL.—Each eligible entity receiv-  
6 ing funds under this section may use such funds to  
7 provide programs or resources that address the  
8 needs of homeless individuals or individuals at risk  
9 of homelessness by—

10 “(A) connecting them with resources to  
11 help them transition to stable, independent or  
12 supported living, through the eligible entity’s  
13 own activities or through subgrants to eligible  
14 libraries, as appropriate;

15 “(B) providing homeless individuals or in-  
16 dividuals at risk of homelessness with programs  
17 on issues such as health, mortgage or rental as-  
18 sistance, and applying for government benefits;  
19 or

20 “(C) partnering with other community or-  
21 ganizations or the locality’s department of pub-  
22 lic health for outreach activities and connec-  
23 tions to other relevant services.

1           “(2) CRITERIA FOR SUBGRANTS.—In awarding  
2       a subgrant under this section, an eligible entity  
3       shall—

4           “(A) require eligible libraries desiring a  
5       subgrant to submit an application containing—

6           “(i) the estimated number of homeless  
7       individuals or individuals at risk of home-  
8       lessness that will be served under the  
9       homelessness-related programs to be fund-  
10      ed by the subgrant; and

11          “(ii) any other criteria established by  
12      the grantee in the application submitted  
13      under subsection (d); and

14          “(B) give preference to eligible libraries  
15      that propose to carry out programs or develop  
16      resources that integrate existing Federal or  
17      State programs that serve homeless individuals  
18      or individuals at risk of homelessness.

19      “(d) APPLICATION.—An eligible entity desiring a  
20      grant under this section shall submit an application at  
21      such time, in such manner, and containing such informa-  
22      tion as the Assistant Secretary may require. Each applica-  
23      tion shall include—

24          “(1) a description of the homelessness-related  
25      programs or resources that the eligible entity will

1 support (in accordance with subsection (c)(1)) either  
2 through its own activities or through subgrants to  
3 eligible libraries;

4 “(2) a description of how community or govern-  
5 mental partners will be involved in the homelessness-  
6 related programs or resources provided by the eligi-  
7 ble entity; and

8 “(3) in the case of projects that the eligible en-  
9 tity intends to carry out through subgrants—

10 “(A) a description of how the eligible enti-  
11 ty will make subgrants, including any priorities  
12 or considerations that will be applied in making  
13 such subgrants;

14 “(B) a description of how the eligible enti-  
15 ty will disseminate, in a timely manner, infor-  
16 mation regarding the subgrants, and the appli-  
17 cation process for such subgrants;

18 “(C) a description of the criteria that the  
19 eligible entity will require for the programs car-  
20 ried out by subgrantees with funds awarded by  
21 that eligible entity; and

22 “(D) an assurance that each eligible li-  
23 brary that receives a subgrant will use the  
24 funds from that subgrant to provide programs

1           that primarily serve homeless individuals or in-  
2           dividuals at risk of homelessness.

3           “(e) CONSULTATION.—In carrying out this section,  
4 the Assistant Secretary—

5           “(1) shall consult with the Director of the Insti-  
6           tute of Museum and Library Services and the Sec-  
7           retary of Housing and Urban Development; and

8           “(2) may consult with the Interagency Council  
9           on Homelessness or any other appropriate Federal  
10          agency or office to help ensure that funds are dis-  
11          bursed and utilized effectively.

12          “(f) REPORTS.—Each eligible entity receiving a grant  
13 under this section for a fiscal year shall prepare and sub-  
14 mit a report to the Assistant Secretary, in such form and  
15 containing such information, as the Assistant Secretary  
16 may reasonably require to determine the extent to which  
17 funds provided under this section have been effective in  
18 carrying out the purposes of this section.

19          “(g) AUTHORIZATION OF APPROPRIATIONS.—There  
20 is authorized to be appropriated to carry out this section  
21 \$10,000,000 for the first fiscal year beginning after the  
22 date of enactment of this section and for each of the 9  
23 succeeding fiscal years thereafter.”.



1 **SEC. 306. REPORT ON INCLUSIVE TRANSIT-ORIENTED DE-**  
2 **VELOPMENT TO ENHANCE CLIMATE MITIGA-**  
3 **TION AND DISASTER RESILIENCY.**

4 Not later than 180 days after the date of enactment  
5 of this Act, the Secretary shall submit to Congress a re-  
6 port on how to add a focus to housing programs of the  
7 Department of Housing and Urban Development on—

8 (1) infill projects that better connect people to  
9 jobs and transit and reduce greenhouse gas emis-  
10 sions; and

11 (2) supporting developers and local govern-  
12 ments constructing units on existing or underused  
13 urban land close to city amenities and transpor-  
14 tation.

15 **SEC. 307. ESTABLISHING AN INNOVATION PILOT WITHIN**  
16 **THE CARBON REDUCTION PROGRAM.**

17 Section 175(c) of title 23, United States Code, is  
18 amended—

19 (1) in paragraph (1), in the matter preceding  
20 subparagraph (A), by striking “paragraph (2)” and  
21 inserting “paragraphs (2) and (3)”; and

22 (2) by adding at the end the following:

23 “(3) INNOVATION PILOT.—

24 “(A) IN GENERAL.—In addition to eligible  
25 projects under paragraphs (1) and (2), funds  
26 apportioned to a State under section 104(b)(7)

1           may be used for innovative strategies to reduce  
2           transportation emissions, including associated  
3           infrastructure improvements that will increase  
4           the share of nonmotorized trips and improve  
5           the efficiency of existing surface transportation  
6           infrastructure to address carbon reduction.

7           “(B) NOTICE.—Not later than 120 days  
8           after the date of enactment of this paragraph,  
9           the Secretary shall provide notice and guidance  
10          for interested entities to participate in activities  
11          under subparagraph (A).

12          “(C) EXCLUSION.—Funds used to carry  
13          out a project under subparagraph (A) may not  
14          be used on a project that increases net capacity  
15          for vehicular travel.”.

16 **SEC. 308. MAKING INFILL HOUSING AND OTHER TRANS-**  
17 **PORTATION EFFICIENCY PROJECTS ELIGI-**  
18 **BLE FOR RAISE GRANTS.**

19          Section 6702(a)(3) of title 49, United States Code,  
20          is amended—

21               (1) in subparagraph (G), by striking “and” at  
22          the end;

23               (2) by redesignating subparagraph (H) as sub-  
24          paragraph (I); and

1           (3) by inserting after subparagraph (G) the fol-  
2       lowing:

3           “(H) a project or series of projects to re-  
4       duce transportation emissions, including associ-  
5       ated infrastructure improvements to support  
6       infill development or transit-oriented develop-  
7       ment, and to increase nonmotorized trips, sub-  
8       ject to the conditions that—

9           “(i) the project or series of projects  
10       shall directly improve the efficiency of ex-  
11       isting surface transportation infrastruc-  
12       ture; and

13          “(ii) the Federal share for the project  
14       or series of projects shall be used to fund  
15       only the elements of the project or series  
16       that provide public benefits; and”.

○