

140TH CONGRESS  
1ST SESSION

# S. 10

To repeal the faircloth amendment

---

IN THE CONGRESS OF THE UNITED STATES

APRIL 23RD, 2021

Mr. LIGHTWOOD (for himself, Mr. JOHNSON-KOAY, Ms. DUNBAR, Mr.  
MILLER of Georgia, Mr. HARRIS, Mr. SOLOMON)

---

## A BILL

To repeal the faircloth amendment

*Be it enacted by the Senate and House of Representatives of the United States in  
Congress Assembled,*

### SECTION 1. SHORT TITLE.

This Act may be cited as the “Repeal the Faircloth Amendment Act”.

### SEC. 2. FINDINGS.

Congress Finds that—

- (1) The Faircloth Amendment effectively makes it illegal for the federal government to build or fund the development of more public housing. Due to this law, the number of public housing units cannot increase more than the number that existed on October 1, 1999.
- (2) The Faircloth Amendment halted the federal government from building hundreds of thousands, if not millions of new, affordable housing units which ultimately struggling Americans pay the consequences of an affordable housing shortage.

### SEC. 3. REPEAL OF THE FAIRCLOTH AMENDMENT.

- (a) REPEAL.—Section 9(g) of the United States Housing Act of 1937 ([42 U.S.C. 1437g\(g\)](#)) is amended by striking paragraph (3) (relating to limitation on new construction).

**SEC. 4. ENACTMENT.**

EFFECTIVE DATE.—This Act shall come into effect immediately upon passage.

---