

Section 1400r, Pub. L. 87-6, §8, Mar. 24, 1961, 75 Stat. 12, provided for payment of benefits under sections 1400f to 1400v of this title to veterans and Federal employees.

Section 1400s, Pub. L. 87-6, §9, Mar. 24, 1961, 75 Stat. 12, set out penalties for making false statements or representations in connection with benefits under sections 1400f to 1400v of this title and provided for recovery of overpayments.

Section 1400t, Pub. L. 87-6, §10, Mar. 24, 1961, 75 Stat. 13, required each State to furnish Secretary with information required to administer program under sections 1400f to 1400v of this title.

Section 1400u, Pub. L. 87-6, §11, Mar. 24, 1961, 75 Stat. 13, made provision for payments to States under sections 1400f to 1400v of this title, certification by Secretary to Secretary of the Treasury for payment of sums to each State, surety bonds, liability of certifying and disbursing officers, and costs of administration.

Section 1400v, Pub. L. 87-6, §12, Mar. 24, 1961, 75 Stat. 14, authorized promulgation by Secretary of rules and regulations necessary to carry out sections 1400f to 1400v of this title.

### CHAPTER 8—LOW-INCOME HOUSING

Sec. 1401 to 1404.	Omitted.
1404a.	Secretary of Housing and Urban Development; right to sue; expenses.
1405, 1406.	Omitted.
1406a.	Expenses of management and operation of transferred projects as nonadministrative; payment.
1406b.	Expenses of uncompensated advisers serving United States Housing Authority away from home.
1406c to 1433.	Omitted or Repealed.
1434.	Records; contents; examination and audit.
1435.	Access to books, documents, etc., for purpose of audit.
1436.	Repealed.
1436a.	Restriction on use of assisted housing by non-resident aliens.
1436b.	Financial assistance in impacted areas.
1436c.	Insurance for public housing agencies and Indian housing authorities.
1436d.	Consultation with affected areas in settlement of litigation.

#### SUBCHAPTER I—GENERAL PROGRAM OF ASSISTED HOUSING

1437.	Declaration of policy and public housing agency organization.
1437a.	Rental payments.
1437a-1.	Repealed.
1437b.	Loans and commitments to make loans for low-income housing projects.
1437c.	Contributions for low-income housing projects.
1437c-1.	Public housing agency plans.
1437d.	Contract provisions and requirements; loans and annual contributions.
1437e.	Designated housing for elderly and disabled families.
1437f.	Low-income housing assistance.
1437g.	Public housing Capital and Operating Funds.
1437h.	Implementation of provisions by Secretary.
1437i.	Obligations of public housing agencies; contestability; full faith and credit of United States pledged as security; tax exemption.
1437j.	Labor standards and community service requirement.
1437j-1.	Repealed.
1437k.	Consortia, joint ventures, affiliates, and subsidiaries of public housing agencies.
1437l.	Repealed.

Sec. 1437m.	Payment of non-Federal share.
1437n.	Eligibility for assisted housing.
1437o.	Repealed.
1437p.	Demolition and disposition of public housing.
1437q.	Financing limitations.
1437r.	Public housing resident management.
1437s.	Public housing homeownership and management opportunities.
1437t.	Authority to convert public housing to vouchers.
1437u.	Family Self-Sufficiency program.
1437v.	Demolition, site revitalization, replacement housing, and tenant-based assistance grants for projects.
1437w.	Transfer of management of certain housing to independent manager at request of residents.
1437x.	Environmental reviews.
1437y.	Provision of information to law enforcement and other agencies.
1437z.	Exchange of information with law enforcement agencies.
1437z-1.	Civil money penalties against section 1437f owners.
1437z-2.	Public housing mortgages and security interests.
1437z-3.	Pet ownership in public housing.
1437z-4.	Resident homeownership programs.
1437z-5.	Required conversion of distressed public housing to tenant-based assistance.
1437z-6.	Services for public and Indian housing residents.
1437z-7.	Mixed-finance public housing.
1437z-8.	Collection of information on tenants in tax credit projects.

#### SUBCHAPTER II—ASSISTED HOUSING FOR INDIANS AND ALASKA NATIVES

1437aa to 1437ee. Repealed.

1437ff. Transferred.

#### SUBCHAPTER II-A—HOPE FOR PUBLIC HOUSING HOMEOWNERSHIP

1437aaa.	Program authority.
1437aaa-1.	Planning grants.
1437aaa-2.	Implementation grants.
1437aaa-3.	Homeownership program requirements.
1437aaa-4.	Other program requirements.
1437aaa-5.	Definitions.
1437aaa-6.	Relationship to other homeownership opportunities.
1437aaa-7.	Limitation on selection criteria.
1437aaa-8.	Annual report.

#### SUBCHAPTER II-B—HOME RULE FLEXIBLE GRANT DEMONSTRATION

1437bbb.	Purpose.
1437bbb-1.	Flexible grant program.
1437bbb-2.	Program allocation and covered housing assistance.
1437bbb-3.	Applicability of requirements under programs for covered housing assistance.
1437bbb-4.	Program requirements.
1437bbb-5.	Application.
1437bbb-6.	Training.
1437bbb-7.	Accountability.
1437bbb-8.	Definitions.
1437bbb-9.	Termination and evaluation.

#### SUBCHAPTER III—MISCELLANEOUS PROVISIONS

1438.	Repealed.
1439.	Local housing assistance plan.
1440.	State housing finance and development agencies.

### §§ 1401 to 1404. Omitted

#### CODIFICATION

Sections 1401 to 1404 were omitted in the general revision of the United States Housing Act of 1937 by Pub. L. 93-383, title II, §201(a), Aug. 22, 1974, 88 Stat. 653.

Section 1401, acts Sept. 1, 1937, ch. 896, § 1, 50 Stat. 888; July 15, 1949, 338, title III, § 307(a), 63 Stat. 429; Sept. 23, 1959, Pub. L. 86-372, title V, § 501, 73 Stat. 679; Aug. 1, 1968, Pub. L. 90-448, title II, § 206(a), 82 Stat. 504; Dec. 31, 1970, Pub. L. 91-609, title II, § 211, 84 Stat. 1779, set out declaration of policy. See section 1437 of this title.

Section 1402, acts, Sept. 1, 1937, ch. 896, § 2, 50 Stat. 888; July 15, 1949, ch. 338, title III, §§ 302(b), 304(c), (1), 306, 307(b), 63 Stat. 424, 425, 429; Oct. 26, 1951, ch. 577, § 1, 65 Stat. 647; June 30, 1953, 170, § 24(c), 67 Stat. 128; Aug. 7, 1956, ch. 1029, title IV, § 404(a), 70 Stat. 1104; July 12, 1957, Pub. L. 85-104, title III, § 307, title IV, § 401(a), 71 Stat. 301; Sept. 23, 1959, Pub. L. 86-372, title V, §§ 502, 503(a), 504, 73 Stat. 680; June 30, 1961, Pub. L. 87-70, title II, § 202, 75 Stat. 163; Sept. 2, 1964, Pub. L. 88-560, title II, § 203(d), title IV, § 401(a), 78 Stat. 784, 794; Aug. 10, 1965, Pub. L. 89-117, title I, §§ 103(b), 104, 79 Stat. 457; Aug. 1, 1968, Pub. L. 90-448, title II, § 209(a), 82 Stat. 505; Dec. 24, 1969, Pub. L. 91-152, title II, § 213(a), title IV, § 403(a), 83 Stat. 389, 395; Dec. 31, 1970, Pub. L. 91-609, title II, § 208(a), title IX, § 903(c), 84 Stat. 1778, 1808; Dec. 22, 1971, Pub. L. 92-213, § 9, 85 Stat. 776, defined applicable terms. See section 1437a of this title.

Section 1403, acts Sept. 1, 1937, ch. 896, § 3, 50 Stat. 889; May 25, 1967, Pub. L. 90-19, § 2(b), 81 Stat. 20; Aug. 1, 1968, Pub. L. 90-448, title XVII, § 1719(a), 82 Stat. 610, created the United States Housing Authority in the Department of Housing and Urban Development.

Section 1404, acts Sept. 1, 1937, ch. 896, § 4, 50 Stat. 889; Oct. 28, 1949, ch. 782, title XI, § 1106(a), 63 Stat. 972; May 25, 1967, Pub. L. 90-19, § 2(a), (c), 81 Stat. 19, 20, provided for assistance of officers, etc., of other agencies and transfer of property to the Authority.

#### EFFECTIVE DATE OF 1969 AMENDMENT; APPLICABILITY

Pub. L. 91-152, title II, § 213(b), Dec. 24, 1969, 83 Stat. 389, provided that the rents fixed by public housing agencies not exceed one-fourth of a low-rent housing tenant's income be effective not later than ninety days after Dec. 24, 1969, and that the requirements not apply in any case in which the Secretary of Housing and Urban Development determined that limiting the rent of any tenant or class of tenants would have resulted in a deduction in the amount of welfare assistance which would otherwise have been provided to the tenant or class of tenants by a public agency.

#### § 1404a. Secretary of Housing and Urban Development; right to sue; expenses

The Secretary of Housing and Urban Development may sue and be sued only with respect to its functions under the United States Housing Act of 1937, as amended [42 U.S.C. 1437 et seq.], and title II of Public Law 671, Seventy-sixth Congress, approved June 28, 1940, as amended [42 U.S.C. 1501 et seq.]. Funds made available for carrying out the functions, powers, and duties of the Secretary of Housing and Urban Development (including appropriations therefor, which are authorized) shall be available, in such amounts as may from year to year be authorized by the Congress, for the administrative expenses of the Secretary of Housing and Urban Development. Notwithstanding any other provisions of law except provisions of law enacted after August 10, 1948 expressly in limitation hereof, the Secretary of Housing and Urban Development, or any State or local public agency administering a low-rent housing project assisted pursuant to the United States Housing Act of 1937 or title II of Public Law 671, Seventy-sixth Congress, approved June 28, 1940, shall continue to have the right to maintain an action or proceeding to recover possession of any housing accommodations operated by it where such action is authorized by the statute or regulations under which

such housing accommodations are administered, and, in determining net income for the purposes of tenant eligibility with respect to low-rent housing projects assisted pursuant to said Acts, the Secretary of Housing and Urban Development is authorized, where it finds such action equitable and in the public interest, to exclude amounts or portions thereof paid by the United States Government for disability or death occurring in connection with military service.

(Aug. 10, 1948, ch. 832, title V, § 502(b), 62 Stat. 1284; Oct. 28, 1949, ch. 782, title XI, § 1106(a), 63 Stat. 972; Pub. L. 90-19, § 5(d)(4)-(7), May 25, 1967, 81 Stat. 21; Pub. L. 100-242, title V, § 570(a)(2), Feb. 5, 1988, 101 Stat. 1949.)

#### REFERENCES IN TEXT

The United States Housing Act of 1937, referred to in text, is act Sept. 1, 1937, ch. 896, as revised generally by Pub. L. 93-383, title II, § 201(a), Aug. 22, 1974, 88 Stat. 653, and amended, which is classified generally to this chapter (§ 1437 et seq.). For complete classification of this Act to the Code, see Short Title note set out under section 1437 of this title and Tables.

Public Law 671, Seventy-sixth Congress, approved June 28, 1940, referred to in text, is act June 28, 1940, ch. 440, 54 Stat. 676, as amended. Title II of that Act is classified generally to subchapter I (§ 1501 et seq.) of chapter 9 of this title. For complete classification of this Act to the Code, see Tables.

#### CODIFICATION

Section was enacted as part of the Housing Act of 1948, and not as part of the United States Housing Act of 1937 which comprises this chapter.

Section consists of section 502(b) of act Aug. 10, 1948. Section 502 of act Aug. 10, 1948, is classified generally to section 1701c of Title 12, Banks and Banking.

#### AMENDMENTS

1988—Pub. L. 100-242 substituted “Secretary of Housing and Urban Development” for “United States Housing Authority” in three places and for “Authority” in two places.

1967—Pub. L. 90-19 substituted “United States Housing Authority” for “Public Housing Administration” wherever appearing in first and fourth sentences, “Authority” for “Administration” wherever appearing in third sentence, and “may sue” for “shall sue” in first sentence, and struck out former second sentence authorizing the Public Housing Commissioner to appoint necessary officers and employees subject to the civil-service and classification laws, to delegate his functions and powers, and to make rules and regulations, respectively.

1949—Act Oct. 28, 1949, substituted “Classification Act of 1949” for “Classification Act of 1923”.

#### REPEALS

Act Oct. 28, 1949, ch. 782, cited as a credit to this section, was repealed (subject to a savings clause) by Pub. L. 89-554, Sept. 6, 1966, § 8, 80 Stat. 632, 655.

#### §§ 1405, 1406. Omitted

Section 1405, acts Sept. 1, 1937, ch. 896, § 5, 50 Stat. 890; May 25, 1967, Pub. L. 90-19, § 2(d), (e), 81 Stat. 20, which enumerated miscellaneous powers and functions of the Authority, was omitted in the general revision of the United States Housing Act of 1937 by Pub. L. 93-383, title II, § 201(a), Aug. 22, 1974, 88 Stat. 653.

Section 1406, acts Sept. 1, 1937, ch. 896, § 6, 50 Stat. 890; July 15, 1949, ch. 338, title III, § 307(c), 63 Stat. 429; Oct. 31, 1951, ch. 654, § 1(112), 65 Stat. 705; May 25, 1967, Pub. L. 90-19, § 2(a), 81 Stat. 19, which enumerated financial provisions applicable to the Authority, was omitted in the general revision of the United States Housing Act