

cilities or service-enriched housing in the project.

**(2) Calculation of rent**

For assistance pursuant to this subsection, the maximum monthly rent of a dwelling unit that is an assisted living facility or service-enriched housing with respect to which assistance payments are made shall not include charges attributable to services relating to assisted living.

**(g) Definitions**

For purposes of this section—

(1) the term “assisted living facility” has the meaning given such term in section 1715w(b) of this title;

(2) the term “service-enriched housing” means housing that—

(A) makes available through licensed or certified third party service providers supportive services to assist the residents in carrying out activities of daily living, such as bathing, dressing, eating, getting in and out of bed or chairs, walking, going outdoors, using the toilet, laundry, home management, preparing meals, shopping for personal items, obtaining and taking medication, managing money, using the telephone, or performing light or heavy housework, and which may make available to residents home health care services, such as nursing and therapy;

(B) includes the position of service coordinator, which may be funded as an operating expense of the property;

(C) provides separate dwelling units for residents, each of which contains a full kitchen and bathroom and which includes common rooms and other facilities appropriate for the provision of supportive services to the residents of the housing; and

(D) provides residents with control over health care and supportive services decisions, including the right to accept, decline, or choose such services, and to have the choice of provider; and

(3) the definitions in section 1701(q)(k)<sup>2</sup> of this title shall apply.

**(h) Authorization of appropriations**

There is authorized to be appropriated for providing grants under this section such sums as may be necessary for fiscal year 2000.

(Pub. L. 86-372, title II, §202b, as added and amended Pub. L. 106-74, title V, §§522, 523(b), Oct. 20, 1999, 113 Stat. 1103, 1105; Pub. L. 111-372, title III, §301, Jan. 4, 2011, 124 Stat. 4082.)

REFERENCES IN TEXT

Section 1701(q)(k) of this title, referred to in subsec. (g)(3), probably should be a reference to section 202(k) of this Act, which is classified to section 1701q(k) of this title.

CODIFICATION

Section was enacted as part of the Housing Act of 1959, and not as part of the National Housing Act which comprises this chapter.

<sup>2</sup> See References in Text note below.

AMENDMENTS

2011—Pub. L. 111-372, §301(a), inserted “and other purposes” after “assisted living facilities” in section catchline.

Subsec. (a)(2). Pub. L. 111-372, §301(b), designated existing provisions as subpar. (A), inserted heading, and added subpar. (B).

Subsec. (c)(1). Pub. L. 111-372, §301(c), inserted “for either an assisted living facility or service-enriched housing” after “activities”.

Subsec. (d). Pub. L. 111-372, §301(d), amended subsec. (d) generally. Prior to amendment, text read as follows: “The Secretary may not make a grant under this section for conversion activities unless the application contains sufficient evidence, in the determination of the Secretary, of firm commitments for the funding of services to be provided in the assisted living facility, which may be provided by third parties.”

Subsec. (e)(2). Pub. L. 111-372, §301(e)(1), inserted “or service-enriched housing” after “facilities” and “service-enriched housing” after “facility”.

Subsec. (e)(5). Pub. L. 111-372, §301(e)(2), inserted “or service-enriched housing” after “facility”.

Subsec. (e)(6). Pub. L. 111-372, §301(e)(3), inserted “or service-enriched housing” after “facility”.

Subsec. (f)(1). Pub. L. 111-372, §301(f)(1), inserted “or service-enriched housing” after “facilities” in two places.

Subsec. (f)(2). Pub. L. 111-372, §301(f)(2), inserted “or service-enriched housing” after “facility”.

Subsec. (g). Pub. L. 111-372, §301(g), amended subsec. (g) generally. Prior to amendment, subsec. (g) related to definitions for purposes of this section.

1999—Subsecs. (f) to (h). Pub. L. 106-74 added subsec. (f) and redesignated former subsecs. (f) and (g) as (g) and (h), respectively.

**§ 1701q-3. Funds for housing for elderly and persons with disabilities available for cost of maintenance and disposal of such properties**

Notwithstanding any other provision of law, for this fiscal year and every fiscal year thereafter, funds appropriated for housing for the elderly, as authorized by section 1701q of this title, as amended, and for supportive housing for persons with disabilities, as authorized by section 8013 of title 42, shall be available for the cost of maintaining and disposing of such properties that are acquired or otherwise become the responsibility of the Department.

(Pub. L. 109-115, div. A, title III, §313, Nov. 30, 2005, 119 Stat. 2463.)

CODIFICATION

Section was enacted as part of the Transportation, Treasury, Housing and Urban Development, the Judiciary, the District of Columbia, and Independent Agencies Appropriations Act, 2006, and also as part of the Transportation, Treasury, Housing and Urban Development, the Judiciary, and Independent Agencies Appropriations Act, 2006, and the Department of Housing and Urban Development Appropriations Act, 2006, and not as part of the National Housing Act which comprises this chapter.

PRIOR PROVISIONS

Provisions similar to this section were contained in the following prior appropriations acts:

Pub. L. 108-447, div. I, title II, §213, Dec. 8, 2004, 118 Stat. 3318.

Pub. L. 108-199, div. G, title II, §221, Jan. 23, 2004, 118 Stat. 398.

**§ 1701r. Congressional findings respecting housing for senior citizens**

The Congress finds that there is a large and growing need for suitable housing for older peo-