

**AMENDMENT TO RULES**  
**COMMITTEE PRINT 119–8**  
**OFFERED BY MR. MULLIN OF CALIFORNIA**

At the end of title XVII, insert the following new section:

1 **SEC. 17\_\_\_\_. TRANSFER OF REAL PROPERTY NO LONGER**  
2 **NEEDED.**

3 (a) IN GENERAL.—Chapter 1 of title 23, United  
4 States Code, is amended by adding at the end the fol-  
5 lowing:

6 **“§ 180. Transfer of real property no longer needed**

7 “(a) IN GENERAL.—If a recipient of assistance under  
8 this chapter decides real property acquired at least in part  
9 with such assistance is no longer needed for the purpose  
10 for which such real property was acquired, the Secretary  
11 may authorize the recipient to transfer such real property,  
12 with no further obligation to the Government, to—

13 “(1) a local governmental authority or nonprofit  
14 organization for the development of transit-oriented  
15 dwelling unit; or

16 “(2) to a third party entity for the development  
17 of transit-oriented dwelling units, if the Secretary  
18 determines that—

1           “(A) a local government authority or non-  
2           profit organization is unable to receive the real  
3           property;

4           “(B) the overall benefit of allowing the  
5           transfer of the real property is greater than the  
6           interest of the Government in selling the prop-  
7           erty, after considering fair market value and  
8           other factors; and

9           “(C) the third party entity has dem-  
10          onstrated a satisfactory history of construction  
11          or operating an affordable housing development.

12       “(b) AUTHORIZATION BY THE SECRETARY.—The  
13       Secretary may only authorize a transfer under this section  
14       if the Secretary has determined that the recipient has con-  
15       tractually required the entity to which the recipient pro-  
16       poses to transfer the real property to, for the duration  
17       of the 30-year period beginning on the date such real  
18       property is transferred to such entity—

19           “(1) reserve not less than 40 percent of any  
20       housing units developed on such real property for  
21       families whose adjusted income, as such term is de-  
22       fined by the Secretary, in consultation with the Sec-  
23       retary of Housing and Urban Development by rule,  
24       is less than or equal to 60 percent of the area me-  
25       dian income and offer such units to such families

1       with a rent that does not exceed 30 percent of the  
2       adjusted income of such family; and

3               “(2) of the 40 percent of unit reserved under  
4       paragraph (1), reserve not less than 20 percent of  
5       such units for families whose income is less than or  
6       equal to 30 percent of the area median income.”.

7       (b) CLERICAL AMENDMENT.—The analysis for chap-  
8       ter 1 of title 23, United States Code, is amended by add-  
9       ing at the end the following:

“180. Transfer of real property no longer needed.”.

