- (d) *HOME*. For HOME participating jurisdictions, the report shall include the results of on-site inspections of affordable rental housing assisted under the program to determine compliance with housing codes and other applicable regulations, an assessment of the jurisdiction's affirmative marketing actions and outreach to minority-owned and women-owned businesses, and data on the amount and use of program income for projects, including the number of projects and owner and tenant characteristics.
- (e) *HOPWA*. For jurisdictions receiving funding under the Housing Opportunities for Persons With AIDS program, the report must include the number of individuals assisted and the types of assistance provided.
- (f) Evaluation by HUD. HUD shall review the performance report and determine whether it is satisfactory. If a satisfactory report is not submitted in a timely manner, HUD may suspend funding until a satisfactory report is submitted, or may withdraw and reallocate funding if HUD determines, after notice and opportunity for a hearing, that the jurisdiction will not submit a satisfactory report.

(Approved by the Office of Management and Budget under control number 2506-0117).

§ 91.525 Performance review by HUD.

- (a) General. HUD shall review the performance of each jurisdiction covered by this part at least annually, including site visits by employeesinsofar as practicable, assessing the following:
- (1) Management of funds made available under programs administered by HUD;
- (2) Compliance with the consolidated plan;
- (3) Accuracy of performance reports;
- (4) Extent to which the jurisdiction made progress towards the statutory goals identified in §91.1; and
- (5) Efforts to ensure that housing assisted under programs administered by HUD is in compliance with contractual agreements and the requirements of law.
- (b) Report by HUD. HUD shall report on the performance review in writing, stating the length of time the jurisdiction has to review and comment on the report, which will be at least 30 days. HUD may revise the report after considering the jurisdiction's views, and shall make the report, the jurisdiction's comments, and any revisions available to the public within 30 days after receipt of the jurisdiction's comments.

PART 92—HOME INVESTMENT PARTNERSHIPS PROGRAM

2. The authority citation for part 92 continues to read as follows:

Authority: 42 U.S.C. 3535(d) and 12701-12839.

3. In § 92.2, the definition of "housing strategy" is removed and a definition of "consolidated plan" is added in alphabetical order, to read as follows:

§ 92.2 Definitions.

Consolidated plan. The plan prepared in accordance with part 91 of this subtitle, which describes needs, resources, priorities and proposed activities to be undertaken with respect to HUD programs, including the HOME program. An approved consolidated plan means a consolidated plan that has been approved by HUD in accordance with part 91 of this subtitle.

* 4. Section 92.52 is revised to read as follows:

*

§ 92.52 Formula allocations.

Not later than 20 days after funds become available to HUD, HUD will allocate HOME funds and then will promptly notify all jurisdictions receiving a formula allocation the amount of each jurisdiction's formula allocation.

5. In § 92.103, paragraph (a) is revised to read as follows:

§ 92.103 Notification of intent to participate.

- (a) A jurisdiction must notify HUD in writing, not later than 30 days after receiving notice of its formula allocation amount under § 92.52, of its intention to become a participating jurisdiction.
- 6. Section 92.104 is revised to read as follows:

§ 92.104 Submission of consolidated plan.

A jurisdiction that has not submitted a consolidated plan to HUD or has submitted an abbreviated consolidated plan (as provided for in §91.235 of this subtitle) must submit to HUD, not later than 90 days after providing notification under § 92.103, a consolidated plan in accordance with part 91 of this subtitle. (Approved by the Office of Management and Budget under control numbers 2501-0013).

7. Section 92.105 is revised to read as

§ 92.105 Designation as a participating jurisdiction.

follows:

When a jurisdiction has complied with the requirements of §§ 92.102 through 92.104 and HUD has approved the jurisdiction's consolidated plan in accordance with part 91 of this subtitle, HUD will designate the jurisdiction as a participating jurisdiction.

(Approved by the Office of Management and Budget under control numbers 2501-0013 and 2506-0117).

8. Section 92.150 is revised to read as follows:

§ 92.150 Submission requirements.

In order to receive its HOME allocation, a participating jurisdiction must submit a consolidated plan in accordance with 24 CFR part 91. That part includes requirements for the content of the consolidated plan, for the process of developing the consolidated plan, including citizen participation provisions, for the submission date, for HUD approval, and for the amendment process.

(Approved by the Office of Management and Budget under control number 2506-0117).

§92.151 [Removed]

9. Section 92.151 is removed.

§92.152 [Removed]

10. Section 92.152 is removed.

§92.200 [Amended]

11. In § 92.200, the term "housing strategy" is removed from each place where it appears, and the term "consolidated plan" is added in each place.

§ 92.201 [Amended]

12. In § 92.201, the term "housing strategy" is removed from paragraphs (a) and (b)(1) from each place where it appears, and the term "consolidated plan" is added in each place.

§ 92.204 [Amended]

13. Section 92.204 is amended by removing from paragraph (c) the phrase, "subpart D (Program Description),".

§ 92.207 [Amended]

- 14. Section 92.207 is amended by removing from paragraph (f) the term "housing strategy" in each place where it occurs and adding in its place the term "consolidated plan".
- 15. In § 92.211, paragraph (a)(1) is revised to read as follows:

§ 92.211 Tenant-based rental assistance.

(a) * * *

(1) The participating jurisdiction makes the certification about inclusion of this type of assistance in its consolidated plan in accordance with §§ 91.225(d)(1), 91.325(d)(1), or 91.425(b)(1)) of this subtitle; and