consolidated plan prepared, submitted, and approved in accordance with 24 CFR part 91 that covers the assistance to be provided under this part. In allocating grant amounts among eligible activities, the EMSA's applicant shall address needs of eligible persons who reside within the metropolitan statistical area, including those not within the jurisdiction of the applicant.

§ 574.160 [Removed]

60. Section 574.160 is removed.

§574.170 [Removed]

61. Section 574.170 is removed.

§574.180 [Removed]

62. Section 574.180 is removed.

63. In § 574.190, the first sentence is revised to read as follows:

§ 574.190 Reallocation of grant amounts.

If an eligible State or qualifying city does not submit a consolidated plan in a timely fashion, in accordance with 24 CFR part 91, that provides for use of its allocation of funding under this part, the funds allocated to that jurisdiction will be added to the funds available for formula allocations to other jurisdictions in the current fiscal year. * *

§574.240 [Amended]

64. In § 574.240, paragraph (c)(11) is amended by removing the phrase, "CHAS approved by HUD (see § 574.160(a))" and by adding in its place the phrase, "consolidated plan approved by HUD in accordance with 24 CFR part 91".

65. Section 574.520 is revised to read as follows:

§ 574.520 Performance reports.

(a) Formula grants. For a formula grant recipient, the performance reporting requirements are specified in 24 CFR part 91.

(b) Competitive grants. A grantee shall submit to HUD annually a report describing the use of the amounts received, including the number of individuals assisted, the types of assistance provided, and any other information that HUD may require. Annual reports are required until all grant funds are expended.

§ 574.530 [Amended]

66. In § 574.530, the word "threeyear" is removed and the word "fouryear'' is added in its place.

PART 576—EMERGENCY SHELTER **GRANTS PROGRAM: STEWART B.** Mckinney Homeless Assistance ACT

67. The authority citation for part 576 continues to read as follows:

Authority: 42 U.S.C. 3535(d) and 11376.

68. In §576.3, the definition of 'Comprehensive Housing Affordability Strategy" is removed and a definition of "Consolidated plan" is added in alphabetical order, to read as follows:

§ 576.3 Definitions.

Consolidated plan. The plan prepared in accordance with part 91 of this title, 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 title.

Subpart C—[Removed and Reserved]

69. Subpart C is removed and reserved.

70. Section 576.51 is revised to read as follows:

§ 576.51 Application requirements.

In order to receive a grant under this part, a State or formula city or county must submit and obtain HUD approval of a consolidated plan in accordance with 24 CFR part 91 that includes activities to be funded under this part. 24 CFR part 91 includes requirements for the content of the plan, for the process of developing the plan, including citizen participation provisions, for the submission date, for HUD approval, and for the amendment process. This plan serves as the jurisdiction's application for funding under this program.

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

§576.53 [Amended]

71. In § 576.53, paragraphs (a), (b), and (e) are removed; and paragraphs (c) and (d) are redesignated as paragraphs (a) and (b), respectively.

72. In §576.61, the section heading and paragraph (a) are revised to read as follows:

§ 576.61 Reallocation of grant amounts; formula cities and counties.

(a) Applicability. This section applies where a formula city or county fails to submit or obtain HUD approval of its consolidated plan within 90 days of the

date upon which amounts under this part first become available for allocation in any fiscal year.

* * 73. In §576.63, the section heading, paragraph (a), paragraph (d)

introductory text, and paragraph (d)(1)are revised, to read as follows:

§ 576.63 Reallocation of grant amounts; States and Territories.

(a) Applicability. This section applies where a State or Territory fails to submit or obtain HUD approval of its consolidated plan by the deadline specified in § 576.61(a), or grant amounts cannot be reallocated to a State under § 576.61.

(d) Eligibility for reallocation amounts. In order to receive reallocation amounts under this section, the formula city or county, or State or Territory, must:

(1) Submit an amendment, in accordance with 24 CFR part 91, to its consolidated plan for that program year to cover activities for the reallocation amount it wishes to receive; and * *

74. In § 576.67, paragraphs (c)(5) and (f)(1) are revised to read as follows:

*

§ 576.67 Reallocation of grant amounts; returned or unused amounts.

*

* * (c) * * *

(5) The responsible HUD field office will announce the availability of returned grant amounts. The announcement will establish deadlines for submitting applications, and will set out other terms and conditions relating to grant awards, consistent with this part. The announcement will specify the application documents to be submitted. * *

(f) * * *

(1) For purposes of this section, emergency shelter grant amounts are considered "returned" when they become available for reallocation because a jurisdiction does not execute a grant agreement with HUD for them.

§576.85 [Removed]

75. Section 576.85 is removed.

§576.87 [Amended]

76. In §576.87, the word "three-year" is removed and the word "four-year" is added in its place.

PART 968—PUBLIC HOUSING **MODERNIZATION**

77. The authority citation for part 968 continues to read as follows: