### IV. Reporting Requirements

Each grantee will be required to submit to HUD a progress report, in a form prescribed by HUD, within 90 days after the completion of each operating year or within 90 days after the project is completed if the total project period is less than twelve months. Each report

shall describe the use of the grant funds and include a description and an analysis of the project, the innovative approaches taken, and the level of cooperation among participating parties.

#### V. Other Matters

The information collection requirements contained in this notice

have been submitted to the Office of Management and Budget under the Paperwork Reduction Act of 1989 (44 U.S.C. 3501–3520). The Department estimates the information collection burden hours as follows:

	Number of respondents	Frequency of responses	Hours per response	Burden hours
Application preparation	250	1	35	8,750

#### Environmental Impact

A Finding of No Significant Impact with respect to the environment was made in accordance with HUD regulations that implement section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332) at the time of development of the NOFA for FY 1994 for Innovative Project Funding under the Innovative Homeless Initiatives Demonstration Program. That Finding remains applicable to this FY 1995 NOFA, and is available for public inspection during business hours in the Office of the Rules Docket Clerk, Office of General Counsel, Room 10276, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410.

#### Federalism Executive Order

The General Counsel, as the Designated Official under section 6(a) of Executive Order 12612, Federalism, has determined that this NOFA will not have substantial, direct effects on States, on their political subdivisions, or on their relationship with the Federal Government, or on the distribution of power and responsibilities between them and other levels of government. Specifically, the purpose of the funding under this NOFA is to provide grants to jurisdictions, or nonprofit organizations operating within jurisdictions, for innovative approaches toward providing a continuum of care system designed to assist homeless persons and prevent homelessness.

#### Family Executive Order

The General Counsel, as the Designated Official under Executive Order 12606, The Family, has determined that this document may have the potential for significant beneficial impact on family formation, maintenance, and general well-being to the extent that the activities of grantees will provide housing to homeless persons. Since the impact on the family is considered beneficial, no further review under the Order is necessary.

Prohibition Against Lobbying Activities: The Byrd Amendment

The use of funds awarded under this NOFA is subject to the disclosure requirements and prohibitions of section 319 of the Department of Interior and Related Agencies Appropriations Act for Fiscal Year 1990 (31 U.S.C. 1352) (the "Byrd Amendment"), and the implementing regulations at 24 CFR part 87. These authorities prohibit recipients of Federal contracts, grants, or loans from using appropriated funds for lobbying the Executive or Legislative Branches of the Federal Government in connection with a specific contract, grant, or loan. The prohibition also covers the awarding of contracts, grants, cooperative agreements, or loans unless the recipient has made an acceptable certification regarding lobbying. Under 24 CFR part 87, applicants, recipients, and subrecipients of assistance exceeding \$100,000, and applicants for Federal commitments exceeding \$150,000 must certify that no Federal funds have been or will be spent on lobbying activities in connection with the assistance.

Indian Housing Authorities (IHAs) established by an Indian tribe as a result of the exercise of the tribe's sovereign power are excluded from coverage of the Byrd Amendment, but IHAs established under State law are not excluded from the statute's coverage.

## Prohibition Against Lobbying of HUD Personnel

Section 13 of the Department of Housing and Urban Development Act (42 U.S.C. 3537b) contains two provisions dealing with efforts to influence HUD's decisions with respect to financial assistance. The first imposes disclosure requirements on those who are typically involved in these efforts—those who pay others to influence the award of assistance or the taking of a management action by the Department and those who are paid to provide the influence. The second restricts the payment of fees to those who are paid

to influence the award of HUD assistance, if the fees are tied to the number of housing units received or are based on the amount of assistance received, or if they are contingent upon the receipt of assistance. HUD's regulation implementing section 13 is codified at 24 CFR part 86. If readers are involved in any efforts to influence the Department in these ways, they are urged to read the final rule, particularly the examples contained in Appendix A of the rule. Appendix A of this rule contains examples of activities covered by this rule.

Any questions concerning the rule should be directed to the Office of Ethics, Room 2158, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington DC 20410. Telephone: (202) 708–3815 (voice/TDD). This is not a toll-free number. Forms necessary for compliance with the rule may be obtained from the local HUD office.

# Prohibition Against Advance Disclosure of Funding Decisions

HUD's regulations implementing section 103 of the Department of Housing and Urban Development Reform Act (HUD Reform Act) are codified at 24 CFR part 4 and apply to the funding competition announced today. The requirements of part 4 continue to apply until the announcement of the selection of successful applicants.

HUD employees involved in the review of applications and in the making of funding decisions are restrained by part 4 from providing advance information to any person (other than an authorized employee of HUD) concerning funding decisions, or from otherwise giving any applicant an unfair competitive advantage. Persons who apply for assistance in this competition should confine their inquiries to the subject areas permitted by 24 CFR part 4.

Applicants who have questions should contact the HUD Office of Ethics