

with requirements established by HUD; and

(5) Practices nondiscrimination in the provision of assistance.

Project-related restrictions mean Youthbuild housing restrictions applicable only in cases where a Youthbuild implementation grant is providing assistance to residential rental, transitional or homeownership housing projects for specific costs relating to property acquisition, architectural and engineering fees, construction, rehabilitation, operating costs, or replacement reserves.

Recipient means any entity that receives assistance under this part.

Related facilities include cafeterias or dining halls, community rooms or buildings, child care centers, appropriate recreation facilities, and other essential service facilities that are physically attached to the housing to be constructed or rehabilitated. Related facilities which stand alone are not appropriate construction sites for trainees.

Secretary means the Secretary of Housing and Urban Development.

State means any of the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, the Trust Territories of the Pacific Islands, or any other territory or possession of the United States.

Title IV means title IV of the National Affordable Housing Act, as amended (42 U.S.C. 1437).

Transitional housing means a project that has as its purpose facilitating the movement of homeless individuals and families to permanent housing within a reasonable amount of time (usually 24 months). Transitional housing includes housing primarily designed to serve deinstitutionalized homeless individuals and other homeless individuals with mental or physical disabilities and homeless families with children.

Useful life shall mean a period of 10 years upon construction completion and issuance of an occupancy permit applicable to a residential rental, transitional or homeownership property acquired, constructed or rehabilitated (including architectural and engineering fees), or maintained (i.e., operating costs or replacement reserves), in whole or in part, with Youthbuild implementation grant funds (as used in section 455(a), Youthbuild Program Requirements, of the Act).

Very low-income family has the meaning given the term in section 3(b)

of the United States Housing Act of 1937.

Subpart B—Application and Grant Award Process

§ 585.100 Notice of funds availability.

When funds are made available for assistance, HUD will publish a notice of funds availability (NOFA) in the **Federal Register** in accordance with the requirements of 24 CFR part 12. The notice will:

(a) Give the location for obtaining application packages, which will provide the application requirements and specify the application deadline for the competition;

(b) State the amount of funding available and the kind of grants to be funded under the notice;

(c) Describe the factors relative to each selection criteria and the weight or relative importance given to each criteria as they will be applied to the competition announced in the notice; and

(d) Provide other appropriate program information and guidance.

§ 585.101 Emergency funds.

(a) The Secretary may reserve up to five percent of each Fiscal Year's program funds for implementation grants for emergency purposes to respond quickly to vital needs to stimulate the provision of services to disadvantaged young adults and to expand the supply of affordable housing for the homeless and low- and very low-income persons.

(b) Unforeseen emergency needs may result from natural and other disasters including hurricanes, tornadoes, earthquakes, fires, floods, etc. Other unpredictable and sudden circumstances, such as civil disturbances, may affect the provision of services to young adults or result in housing deprivation and increased demand for housing for low-income persons and the homeless. The Secretary will determine whether the emergency is of sufficient severity to warrant use of Youthbuild funds.

(c) The Secretary will establish a separate and expedited process to award funds for emergency purposes. Specific instructions governing the use of these funds may be published by notice in the **Federal Register**, as necessary. If the set-aside funds are not used for emergency purposes by the time that awards for each fiscal year's funds are to be announced, these funds will be made available for the general implementation grant competition for that year.

§ 585.102 Application requirements.

Applications for grants must be submitted in the form prescribed by HUD in the application kit, must meet the requirements of this part, and must be submitted within the time period established by HUD in the NOFA or application kit. HUD reserves the right to reject applications from any applicant with an outstanding obligation to HUD that is in arrears or for which a payment schedule has not been agreed to, or whose response to an audit finding is overdue or unsatisfactory. Applicants should refer to the Youthbuild application package for further instructions.

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§ 585.103 Combined planning and implementation applications.

(a) If permitted in the NOFA, applicants may apply for both types of grants using one application. In such competitions, the application package will provide instructions on submitting a combined Youthbuild application. Combined planning and implementation grant applications will compete separately during the competition, based on the criteria defined in the NOFA. In such cases, an implementation grant request will be disqualified from the implementation grant competition if its companion planning grant request is not selected for the planning grant competition. However, any implementation grant request failing to be selected under the implementation grant competition will not cause its companion planning grant application to be disqualified from the planning grant competition provided the planning grant qualifies and HUD has determined that the activities proposed in the planning grant request stand alone and are not contingent upon activities proposed in the implementation grant request.

(b) When both parts of a combined application are approved, the receipt of the implementation grant award is conditioned upon the successful completion of the eligible activities funded by the planning grant and submission of the recipient's plan and performance evaluation report to HUD for approval. Upon HUD approval, reserved implementation grant funds would be released to the recipient in accordance with the grant agreement.

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§ 585.104 Selection criteria.

HUD will review applications and assign rating scores based upon the following criteria, which will be