

**AMENDMENT TO H.R. 6078**  
**OFFERED BY MR. PERLMUTTER OF COLORADO**  
**AND MR. FRANK OF MASSACHUSETTS**

Page 3, before line 1, insert the following (and re-designate succeeding sections and any references to such sections, accordingly):

**1 SEC. 2. FINDINGS AND PURPOSES.**

2 (a) CONGRESSIONAL FINDINGS.—The Congress finds  
3 that—

4 (1) making our Nation energy efficient is good  
5 for national security, good for the climate, and good  
6 for jobs;

7 (2) unchecked use of energy resources poses a  
8 significant threat to the national security and econ-  
9 omy of the United States, public health and welfare  
10 in the United States, the well-being of other coun-  
11 tries, and the global environment;

12 (3) prompt, decisive action is critical to encour-  
13 age energy efficiency and conservation and the devel-  
14 opment of renewable energy sources for housing,  
15 commercial structures, and other buildings, and to  
16 create sustainable communities;

1 (4) it is desirable to limit the use of fossil fuels  
2 and achieve gains in energy conservation; and

3 (5) it is possible and desirable to reduce energy  
4 consumption in the United States while employing—

5 (A) cost containment measures;

6 (B) periodic review of requirements;

7 (C) an aggressive program for deploying  
8 advanced energy technology; and

9 (D) programs to assist low- and middle-in-  
10 come energy consumers

11 (b) PURPOSES.—The purposes of this Act are—

12 (1) to encourage the use of energy efficiency  
13 and conservation methods in Federal housing pro-  
14 grams;

15 (2) to provide for the development and installa-  
16 tion of renewable energy sources for housing, com-  
17 mercial structures, and other buildings;

18 (3) to create sustainable communities; and

19 (4) to achieve these goals while preserving the  
20 development, benefits, and affordability of Federal  
21 housing programs.

22 **SEC. 3. DEFINITIONS.**

23 For purposes of this Act, the following definitions  
24 shall apply:

1           (1) GREEN BUILDING STANDARDS.—The term  
2           “green building standards” means standards to re-  
3           quire use of sustainable design principles to reduce  
4           the use of nonrenewable resources, encourage en-  
5           ergy-efficient construction and rehabilitation and the  
6           use of renewable energy resources, minimize the im-  
7           pact of development on the environment, and im-  
8           prove indoor air quality.

9           (2) HUD.—The term “HUD” means the De-  
10          partment of Housing and Urban Development.

11          (3) HUD ASSISTANCE.—The term “HUD as-  
12          sistance” means financial assistance that is awarded,  
13          competitively or noncompetitively, allocated by for-  
14          mula, or provided by HUD through loan insurance  
15          or guarantee.

16          (4) NONRESIDENTIAL STRUCTURE.—The term  
17          “nonresidential structures” means only nonresiden-  
18          tial structures that are appurtenant to single family  
19          or multifamily housing residential structures, or  
20          those that are funded by the Secretary of Housing  
21          and Urban Development through the HUD Commu-  
22          nity Development Block Grant program.

23          (5) SECRETARY.—The term “Secretary”, unless  
24          otherwise specified, means the Secretary of Housing  
25          and Urban Development.

1 **SEC. 4. IMPLEMENTATION OF ENERGY EFFICIENCY PAR-**  
2 **TICIPATION INCENTIVES FOR HUD PRO-**  
3 **GRAMS.**

4 (a) IN GENERAL.—Not later than 180 days after the  
5 date of the enactment of this Act, the Secretary shall issue  
6 such regulations as may be necessary to establish annual  
7 energy efficiency participation incentives to encourage par-  
8 ticipants in programs administered by the Secretary, in-  
9 cluding recipients under programs for which HUD assist-  
10 ance is provided, to achieve substantial improvements in  
11 energy efficiency.

12 (b) REQUIREMENT FOR APPROPRIATION OF  
13 FUNDS.—The requirement under subsection (a) for the  
14 Secretary to provide annual energy efficiency participation  
15 incentives pursuant to the provisions of this Act shall be  
16 subject to the annual appropriation of necessary funds.

Page 3, line 12, before “is in effect” insert “or suc-  
cessor standard”.

Page 3, line 16, after “standard” insert “or suc-  
cessor standard”.

Page 3, line 20, after the comma insert the fol-  
lowing: “where determined cost effective, the structure  
has undergone rehabilitation or improvements, completed  
after the date of the enactment of this Act, and”.

Page 3, line 21, strike “30 percent” and insert “20 percent”.

Page 4, line 4, strike “, by regulation,”.

Page 4, line 5, strike the comma and insert “by regulation, as may be necessary,”.

Page 4, line 13, strike “submission” and insert “the date of receipt”.

Page 4, lines 16 through 19, strike “The Secretary of Housing and Urban Development shall, by regulation, identify and adopt, for purposes of this section” and insert the following: “For purposes of this section, the Secretary shall identify and adopt by regulation, as may be necessary”.

Page 4, line 21, before the period insert “that are constructed or rehabilitated with HUD assistance”.

Page 5, strike lines 5 through 7 and insert the following:

1       (b) ADDITIONAL CREDIT FOR COMPLIANCE WITH  
2 ENHANCED ENERGY EFFICIENCY STANDARDS.—

Page 5, line 11, before “energy” insert “enhanced”.

Page 5, lines 12 and 13, strike “under this subsection, or with” and insert “or”.

Page 5, line 16, strike “in”.

Page 5, line 20, before the period insert “and subject to the Secretary’s determination of which standards are applicable to which structures”.

Page 6, line 3, strike “establish” and insert “established”.

Page 6, line 23, strike “, by regulation, identify and adopt” and insert “identify and adopt by regulation, as may be necessary”.

Page 7, line 14, after “systems” insert “or successor systems”.

Page 7, strike lines 10 through 15 and insert the following:

1           (B) The gold certification level for the LEED  
2           for New Construction rating system, the LEED for  
3           Homes rating system, the LEED for Core and Shell  
4           rating system, as applicable, as such systems are in  
5           effect for purposes of this section pursuant to sub-  
6           section (c).

Page 7, lines 18 through 20, strike “the most recent version of the National Fire Protection Association standard 501, and”.

Page 7, line 22, after “standard” insert “or successor standard”.

Page 7, after line 24, insert the following:

- 1           (E) The National Green Building Stand-  
2           ard, but such standard shall apply for purposes  
3           of this paragraph only—  
4           (i) if such standard is ratified under  
5           the American National Standards Institute  
6           process;  
7           (ii) upon expiration of the 180-day pe-  
8           riod beginning upon such ratification; and  
9           (iii) if, during such 180-day period,  
10          the Secretary of Housing and Urban De-  
11          velopment does not reject the applicability  
12          of such standard for purposes of this para-  
13          graph.

Page 8, lines 3 and 4, strike “, by regulation, identify and adopt” and insert “identify and adopt by regulation, as may be necessary”.

Page 8, line 10, strike “submission” and insert “date of receipt”.

Strike line 21 on page 8 and all that follows through page 9, line 2, and insert the following:

1           (5) ENERGY AUDITS.—The Secretary shall es-  
2           tablish standards and requirements for energy au-  
3           dits for purposes of paragraph (2)(A)(ii) and, in es-  
4           tablishing such standards, may consult with any ad-  
5           visory committees established pursuant to section  
6           3(c)(2) of this Act

Page 9, strike lines 12 and 13 and insert the fol-  
lowing:

7           (2) UPDATING.—For purposes of this section,  
8           the Secretary may adopt and apply by regulation, as  
9           may be necessary,

Strike line 21 on page 9 and all that follows through  
page 10, line 7, and insert the following:

10          (a) AUTHORITY.—For multifamily housing projects  
11          for which project-based rental assistance is provided under  
12          a covered multifamily assistance program, the Secretary  
13          shall, subject to the availability of amounts provided in  
14          advance in appropriation Acts, carry out a program to  
15          demonstrate the effectiveness of funding a portion of the  
16          costs of meeting the enhanced energy efficiency standards  
17          under section 5(b). At the discretion of the Secretary, the  
18          demonstration program may include incentives for housing  
19          that is assisted with Indian housing block grants provided  
20          pursuant to the Native American Housing Assistance and



1 Self-Determination Act of 1996, but only to the extent  
2 that such inclusion does not violate such Act, its regula-  
3 tions, and the goal of such Act of tribal self-determination.

Page 11, line 24, through page 12, line 2, strike “,  
the Partnership for Advancing Technology in Housing of  
the Department of Housing and Urban Development,”.

Page 12, line 12, after “realtors,” insert “archi-  
tects,”.

Page 12, line 16, after the semicolon insert the fol-  
lowing: “any advisory committees established pursuant to  
this paragraph shall not be subject to the Federal Advi-  
sory Committee Act (5 U.S.C. App.);”.

Page 12, line 19, strike the comma and insert “or”.

Page 12, line 20, strike “assistance” and insert “In-  
dian housing block grant funds”.

Page 13, line 14, strike “, except that” and insert  
“; notwithstanding the preceding provisions of this para-  
graph,”.

Page 13, line 15, strike “or regulatory”.

Page 13, line 17, before the period insert “, except  
pursuant to existing authority to waive non-statutory en-  
vironmental and other applicable requirements”.

Page 13, line 18, strike “3-year” and insert “4-year”.

Page 13, line 19, strike “upon” and inserting “12 months after”.

Page 14, line 15, before the period insert the following: “, to the extent that dwelling units on Indian land have the type of residential structures that are the focus of the demonstration program”.

Strike line 19 on page 14 and all that follows through page 15, line 3, and insert the following: “a result of assistance provided, the project will comply with the energy efficiency standards under subsection (a), (b), or (c) of section 5 of this Act.”.

Page 15, line 4, strike “The” and insert “To the extent feasible, the”.

Page 15, lines 8 and 9, strike “to the extent feasible in carrying out this section” and insert “to assist in carrying out the requirements of this section”.

Page 15, line 10, insert strike “program” and insert “demonstration program authorized”.

Page 15, lines 17 through 19, strike “to the extent feasible in carrying out this section and to provide” and insert “to determine the manner in which they might as-

sist in carrying out the goals of this section and providing”.

Page 15, line 19, insert strike “program” and insert “demonstration program authorized”.

Page 15, line 22, strike “During the 3-year” and insert “Not later than the expiration of the 2-year”.

Page 15, line 23, after the comma insert the following: “and for each year thereafter during the term of the demonstration program,”.

Page 16, line 4, strike “3-year” and insert “4-year”.

Page 18, strike line 10 and all that follows through line 15 and insert the following:

1 (h) COVERED MULTIFAMILY ASSISTANCE PRO-  
 2 GRAM.—For purposes of this section, the term “covered  
 3 multifamily assistance program” means—

4 (1) the program under section 8 of the

Page 18, line 18, strike “(B)” and insert “(2)”.

Page 18, line 21, strike “(C)” and insert “(3)”.

Page 19, line 1, strike “(D)” and insert “(4)”.

Page 19, strike lines 4 and 5, and insert the following (and redesignate the succeeding subsection accordingly):

1 (i) AUTHORIZATION OF APPROPRIATIONS.—There is  
 2 authorized to be appropriated to carry out this section  
 3 \$5,000,000 for each fiscal year in which the demonstra-  
 4 tion program under this section is carried out.

Page 19, line 19, strike “(5)” and insert “(4)”.

Page 20, line 5, strike “2(a)” and insert “5(a)”.

Page 20, line 13, before “energy” insert “en-  
 hanced”.

Page 20, line 15, strike “2(b)” and insert “5(b)”.

Strike line 1 on page 21 and all that follows through  
 page 32, line 15, and insert the following (and redesign-  
 ated succeeding sections accordingly):

5 **SEC. 5. DUTY TO SERVE UNDERSERVED MARKETS FOR EN-**  
 6 **ERGY-EFFICIENT AND LOCATION-EFFICIENT**  
 7 **MORTGAGES.**

8 Section 1335 of Federal Housing Enterprises Finan-  
 9 cial Safety and Soundness Act of 1992 (12 U.S.C. 4565),  
 10 as amended by the Federal Housing Finance Regulatory  
 11 Reform Act of 2008, is amended—

12 (1) in subsection (a)(1), by adding at the end  
 13 the following new subparagraph:

14 “(D) MARKETS FOR ENERGY-EFFICIENT  
 15 AND LOCATION-EFFICIENT MORTGAGES.—The

1 enterprise shall develop loan products and flexi-  
2 ble underwriting guidelines to facilitate a sec-  
3 ondary market for energy-efficient and location-  
4 efficient mortgages on housing for very low-,  
5 low-, and moderate income families, and for  
6 second and junior mortgages made for purposes  
7 of energy efficiency or renewable energy im-  
8 provements, or both.”;

9 (2) by adding at the end the following new sub-  
10 section:

11 “(e) DEFINITIONS.—For purposes of this section, the  
12 following definitions shall apply:

13 “(1) ENERGY-EFFICIENT MORTGAGE.—The  
14 term ‘energy efficient mortgage’ means a mortgage  
15 loan under which the income of the borrower, for  
16 purposes of qualification for such loan, is considered  
17 to be increased by not less than \$1 for each \$1 of  
18 savings projected to be realized by the borrower as  
19 a result of cost-effective energy saving design, con-  
20 struction or improvements (including use of renew-  
21 able energy sources, such as solar, geothermal, bio-  
22 mass, and wind, super-insulation, energy-saving win-  
23 dows, insulating glass and film, and radiant barrier)  
24 for the home for which the loan is made.

1           “(2) LOCATION-EFFICIENT MORTGAGE.—The  
2 term ‘location efficient mortgage’ means a mortgage  
3 loan under which—

4                   “(A) the income of the borrower, for pur-  
5 poses of qualification for such loan, is consid-  
6 ered to be increased by not less than \$1 for  
7 each \$1 of savings projected to be realized by  
8 the borrower because the location of the home  
9 for which loan is made will result in decreased  
10 transportation costs for the household of the  
11 borrower; or

12                   “(B) the sum of the principal, interest,  
13 taxes, and insurance due under the mortgage  
14 loan is decreased by not less than \$1 for each  
15 \$1 of savings projected to be realized by the  
16 borrower because the location of the home for  
17 which loan is made will result in decreased  
18 transportation costs for the household of the  
19 borrower.”.

Page 32, line 16, after “**FHA**” insert “, **NATIVE  
AMERICAN, AND NATIVE HAWAIIAN**”.

Page 32, strike line 17 and insert the following:

20           (a) **FHA**.—

1           (1) REQUIREMENT.—Title V of the National  
2       Housing

Page 33, line 3, strike “2(a)” and insert “5(a)”.

Page 33, line 6, strike “\$1,000,000,000” and insert  
“\$20,000,000,000”.

Page 33, strike line 13 and insert the following:

3           (2) REPORTING ON DEFAULTS.—Section 540(b)

Page 33, line 14, strike “(2)”.

Page 33, line 20, strike “2(a)” and insert “5(a)”.

Page 34, after line 7, insert the following:

4       (b) INDIAN HOUSING LOAN GUARANTEES.—

5           (1) REQUIREMENT.—Section 184 of the Hous-  
6       ing and Community Development Act of 1992 (12  
7       U.S.C. 1715z–13a) is amended—

8           (A) by redesignating subsection (l) as sub-  
9       section (m); and

10          (B) inserting after subsection (k) the fol-  
11       lowing new subsection:

12       “(1) ENERGY-EFFICIENT HOUSING REQUIREMENT.—

13           “(1) IN GENERAL.—Subject only to sufficient  
14       authority to guarantee loans under this section hav-  
15       ing an aggregate outstanding principal obligation in

1 the amount provided under this subsection, in car-  
2 rying out this section the Secretary shall ensure  
3 that, at all times after December 31, 2012, the ag-  
4 gregate outstanding principal obligation of mort-  
5 gages on single-family housing meeting the energy  
6 efficiency standards under section 5(a) of the Green  
7 Resources for Energy Efficient Neighborhoods Act  
8 of 2008 that are insured by the Secretary is not less  
9 than \$18,350,000.

10 “(2) AUTHORIZATION OF APPROPRIATIONS.—

11 There is authorized to be appropriated such sums as  
12 may be necessary for any additional costs (as such  
13 term is defined in section 502 of the Federal Credit  
14 Reform Act of 1990 (2 U.S.C.661a)) under this sec-  
15 tion resulting from compliance with paragraph (1).”.

16 (2) REPORTING ON DEFAULTS.—Section  
17 540(b)(2) of the National Housing Act (12 U.S.C.  
18 1735f–18(b)(2)), as amended by subsection (a)(2) of  
19 this section, is further amended by adding at the  
20 end the following new paragraph:

21 “(4) With respect to each collection period that  
22 commences after December 31, 2011, the total num-  
23 ber of loans guaranteed under section 184 of the  
24 Housing and Community Development Act of 1992  
25 (12 U.S.C. 1715z–13a) on single-family housing



1 meeting the enhanced energy efficiency standards  
2 under section 5(a) of the Green Resources for En-  
3 ergy Efficient Neighborhoods Act of 2008 that are  
4 guaranteed by the Secretary during the applicable  
5 collection period, the number of defaults and fore-  
6 closures occurring on such mortgages during such  
7 period, the percentage of the total of such mortgages  
8 guaranteed during such period on which defaults  
9 and foreclosure occurred, and the rate for such pe-  
10 riod of defaults and foreclosures on such mortgages  
11 compared to the overall rate for such period of de-  
12 faults and foreclosures on mortgages for single-fam-  
13 ily housing insured by the Secretary.”.

14 (c) NATIVE HAWAIIAN HOUSING LOAN GUARAN-  
15 TEES.—

16 (1) REQUIREMENT.—Section 184A of the  
17 Housing and Community Development Act of 1992  
18 (12 U.S.C. 1715z–13b) is amended by inserting  
19 after subsection (l) the following new subsection:

20 “(m) ENERGY-EFFICIENT HOUSING REQUIRE-  
21 MENT.—

22 “(1) IN GENERAL.—Subject only to sufficient  
23 authority to guarantee loans under this section hav-  
24 ing an aggregate outstanding principal obligation in  
25 the amount provided under this subsection, in car-

1       rying out this section the Secretary shall ensure  
2       that, at all times after December 31, 2012, the ag-  
3       gregate outstanding principal obligation of mort-  
4       gages on single-family housing meeting the energy  
5       efficiency standards under section 5(a) of the Green  
6       Resources for Energy Efficient Neighborhoods Act  
7       of 2008 that are insured by the Secretary is not less  
8       than \$2,080,000.

9               “(2) AUTHORIZATION OF APPROPRIATIONS.—  
10       There is authorized to be appropriated such sums as  
11       may be necessary for any additional costs (as such  
12       term is defined in section 502 of the Federal Credit  
13       Reform Act of 1990 (2 U.S.C.661a)) under this sec-  
14       tion resulting from compliance with paragraph (1).”.

15               (2) REPORTING ON DEFAULTS.—Section  
16       540(b)(2) of the National Housing Act (12 U.S.C.  
17       1735f–18(b)(2)), as amended by the preceding pro-  
18       visions of this section, is further amended by adding  
19       at the end the following new paragraph:

20               “(5) With respect to each collection period that  
21       commences after December 31, 2011, the total num-  
22       ber of loans guaranteed under section 184A of the  
23       Housing and Community Development Act of 1992  
24       (12 U.S.C. 1715z–13b) on single-family housing  
25       meeting the enhanced energy efficiency standards

1 under section 5(a) of the Green Resources for En-  
2 energy Efficient Neighborhoods Act of 2008 that are  
3 guaranteed by the Secretary during the applicable  
4 collection period, the number of defaults and fore-  
5 closures occurring on such mortgages during such  
6 period, the percentage of the total of such mortgages  
7 guaranteed during such period on which defaults  
8 and foreclosure occurred, and the rate for such pe-  
9 riod of defaults and foreclosures on such mortgages  
10 compared to the overall rate for such period of de-  
11 faults and foreclosures on mortgages for single-fam-  
12 ily housing insured by the Secretary.”.

Page 34, strike line 13 and insert the following:

13 “(g) EDUCATION AND OUTREACH CAMPAIGN.—

14 “(1) DEVELOPMENT OF ENERGY-EFFICIENT  
15 MORTGAGE OUTREACH PROGRAM.—

16 “(A) COMMISSION.—The Secretary, in con-  
17 sultation and coordination with the Secretary of  
18 Energy, the Secretary of Education, the Sec-  
19 retary of Agriculture, and the Administrator of  
20 the Environmental Protection Agency, shall es-  
21 tablish a commission to develop and recommend  
22 model mortgage products and underwriting  
23 guidelines that provide market-based incentives  
24 to prospective home buyers, lenders, and sellers

1 to incorporate energy efficiency upgrades in  
2 new mortgage loan transactions.

3 “(B) REPORT.—Not later than 24 months  
4 after the date of the enactment of this Act, the  
5 Secretary shall provide a written report to the  
6 Congress on the results of work of the commis-  
7 sion established pursuant to subparagraph (A)  
8 and that identifies model mortgage products  
9 and underwriting guidelines that may encour-  
10 age energy efficiency.

11 “(2) IMPLEMENTATION.—After submission of  
12 the report under paragraph (1)(B), the”.

Page 35, line 3, strike the quotation marks and the  
last period.

Page 35, after line 3, insert the following:

13 “(3) RENEWABLE ENERGY HOME PRODUCT  
14 EXPOS.—The Congress hereby encourages the Sec-  
15 retary of Housing and Urban Development to work  
16 with appropriate entities to organize and hold renew-  
17 able energy expositions that provide an opportunity  
18 for the public to view and learn about renewable en-  
19 ergy products for the home that are currently on the  
20 market.”.

Page 34, line 18, after “campaign” insert “based on the findings of the commission established pursuant to paragraph (1)”.

Page 35, line 3, strike the closing quotation marks and the last period.

Page 35, after line 3, insert the following:

1           “(3) AUTHORIZATION OF APPROPRIATIONS.—  
2           There is authorized to be appropriated to the Sec-  
3           retary to carry out this subsection \$5,000,000 for  
4           each of fiscal years 2009 through 2012.”.

Page 38, line 7, strike “1709” and insert “1707”.

Page 38, line 9, strike “2(a)” and insert “5(a)”.

Page 38, line 12, strike “2(b)” and insert “5(b)”.

Page 38, line 16, strike “2(a)” and insert “5(a)”.

Page 39, line 7, strike “526(a)” and insert “526”.

Page 39, line 11, strike “and”.

Page 39, lines 16 through 18, strike “shall require such homes to comply with the most recent version of the National Fire Protection Association standard 501, and”.

Page 39, line 20, after the closing quotation marks insert a semicolon.

Page 39, strike lines 21 and 22 and insert the following:

- 1 (C) by inserting “(1)” after “(a)”; and
- 2 (D) by adding at the end the following new

Page 40, line 14, before the period insert “, or by licensed professional architect or engineer”.

Page 41, line 3, strike “(4)” and insert “(2)”.

Page 41, line 5, after “**LOAN**” insert “**PILOT**”.

Page 41, strike lines 6 through 8 and insert the following:

- 3 (a) **AUTHORITY**.—Not later than the expiration of
- 4 the 12-month period beginning on the date of the enact-
- 5 ment of this Act, the Secretary shall develop and imple-
- 6 ment a pilot program under this section

Page 41, line 12, strike “program under this section” and insert “pilot program under this section shall involve not less than three and not more than five lenders, and”.

Page 41, line 18, before the semicolon insert “, including the design of such improvements by licensed professional architects or engineers”.

Page 42, line 7, before “program” insert “pilot”.

Page 42, line 19, before “program” insert “pilot”.

Page 42, line 12, insert “designer or” before “contractor”.

Page 43, line 12, strike “and”.

Page 43, line 17, strike the period and insert “; and”.

Page 43, line 18, strike “Such term does not include any” and insert the following:

1           (3) is not a

Page 43, line 19, strike “that is”.

Strike line 21 on page 43 and all that follows through page 44, line 2.

Page 44, lines 6 and 7, strike “financial assistance is provided by the Secretary” and insert “HUD financial assistance, as determined by the Secretary, is provided”.

Page 44, line 13, after the period insert the following: “The financial assistance determined by the Secretary as eligible under this section shall take into consideration such factors as cost effectiveness and affordability.”.

Page 44, strike lines 14 through 20 and insert the following:

1 (b) MAKING IT GREEN PLAN.—In the case of any  
2 new or substantially rehabilitated housing for which HUD  
3 financial assistance, as determined in accordance with  
4 subsection (a), is provided by the Secretary for the devel-  
5 opment, construction, maintenance, rehabilitation, im-  
6 provement, operation, or costs of the housing, including  
7 financial assistance provided through the Community De-  
8 velopment Block Grant program under title I of the Hous-  
9 ing and Community Development Act of 1974 (42 U.S.C.  
10 5301 et seq.), the Secretary shall require the development  
11 of a plan that provides for—

Page 45, strike lines 1 through 9 and insert the fol-  
lowing (and redesignate succeeding paragraphs accord-  
ingly):

12 (2) minimization of the effects of construction,  
13 rehabilitation, or other development on the condition  
14 of existing trees;

Page 45, line 10, before “trees” insert “indigenous”.

Page 45, strike lines 24 and 25 and insert “Sec-  
retary is encouraged to consult, as appropriate, with na-  
tional organizations dedicated to providing”.

Page 46, line 2, insert “such as” before “the Alli-  
ance”.



Page 46, strike the comma in line 5 and all that follows through “housing” in line 11.

Page 46, lines 20 and 21, strike “of Housing and Urban Development”.

Page 50, line 19, strike “2(a)” and insert “5(a)”.

Page 51, line 6, after “with the” insert “enhanced”.

Page 51, line 8, strike “2(b)” and insert “5(b)”.

Page 51, line 16, after the period insert closing quotation marks and a period.

Page 51, strike lines 17 through 20 and insert the following:

1       “(g) APPLICABILITY OF CDBG PROVISIONS.—Sec-  
2 tions 109, 110, and 111 of the Housing and Community  
3 Development”.

Page 52, line 24, strike the closing quotation marks and the last period.

Page 51, after line 24 insert the following:

4       “(h) AUTHORIZATION OF APPROPRIATIONS.—There  
5 is authorized to be appropriated for grants under this sec-  
6 tion \$2,500,000,000 for fiscal year 2009 and such sums  
7 as may be necessary for each fiscal year thereafter.”.

Page 52, line 20, strike “2(a)” and insert “5(a)”.

Page 52, line 22, before “energy” insert “enhanced”.

Page 52, line 24, strike “2(b)” and insert “5(b)”.

Page 53, lines 21 and 22, strike “of Housing and Urban Development”.

Page 53, line 25, after “organization” insert “or qualified youth service and conservation corps”.

Page 54, line 14, before “to carry out” insert “or qualified youth service and conservation corps”

Page 54, line 2, after “reuse,” insert “design strategies to maximize energy efficiency,”.

Page 54, line 8, strike “2(a)” and insert “5(a)”.

Page 54, line 23, before “energy” insert “enhanced”.

Page 54, line 11, strike “2(b)” and insert “5(b)”.

Page 54, line 16, strike “2(a)” and insert “5(a)”.

Page 54, line 25, strike “2(b)” and insert “5(b)”.

Page 55, after line 8, insert the following:

1           (c) AWARD OF CONTRACTS.—Contracts for architec-  
2 tural or engineering services funded with amounts from  
3 grants made under this section shall be awarded in accord-  
4 ance with chapter 11 of title 40, United States Code (re-  
5 lating to selection of architects and engineers).

Page 56, line 6, strike “or”.

Page 56, line 11, strike the period and insert “; or”.

Page 56, after line 11, insert the following:

6                   (D) a public housing agency, as such term  
7           is defined in section 3(b) of the United States  
8           Housing Act of 1937 (42 U.S.C. 1437(b)).

Page 57, line 9, after “benefit” insert “, as deter-  
mined by the Secretary,”.

Page 58, line 4, after the period insert closing  
quotation marks and a period.

Page 58, strike lines 5 through 15.

Page 61, line 15, strike “60 days” and insert “6  
months”.

Strike line 1 on page 67 and all that follows through  
page 69, line 15 (and redesignate succeeding sections and  
any references to such sections accordingly).

Page 71, line 7, strike the comma and insert a colon.

Page 73, line 5, strike “of Housing and Urban Development”.

Page 73, lines 9 and 10, strike “of Housing and Urban Development”.

Page 73, line 14, strike “2(a)” and insert “5(a)”.

Page 73, line 13, before “energy” insert “enhanced”.

Page 73, line 20, strike “2(b)” and insert “5(b)”.

Page 73, line 23, strike “of Housing and Urban Development”.

Page 74, line 8, strike “2(a)” and insert “5(a)”.

Page 74, line 14, before “energy” insert “enhanced”.

Page 74, line 16, strike “2(b)” and insert “5(b)”.

Page 75, lines 10 and 11, strike “of Housing and Urban Development”.

Page 76, line 17, before “through” insert “directly or”.

Page 76, line 9, strike “2(a)” and insert “5(a)”.

Page 79, strike lines 24 and 25 (and redesignate the succeeding paragraph accordingly).

