

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BUCHANAN OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

**AMENDMENT TO RULES COMMITTEE PRINT 114-**

**42**

**24L**

**OFFERED BY MR. BUCHANAN OF FLORIDA**

**[H.R. 3700]**

Page 16, line 2, after “develop” insert “electronic”.

Page 16, line 4, strike “income” and insert “benefit”.

Page 16, after line 14, insert the following:

1                   “(E)           ELECTRONIC           INCOME  
2           VERIFICATION.—The Secretary shall develop a  
3           mechanism for disclosing information to a pub-  
4           lic housing agency for the purpose of verifying  
5           the employment and income of individuals and  
6           families in accordance with section 453(j)(7)(E)  
7           of the Social Security Act (42 U.S.C.  
8           653(j)(7)(E)), and shall ensure public housing  
9           agencies have access to information contained  
10          in the ‘Do Not Pay’ system established by sec-  
11          tion 5 of the Improper Payments Elimination  
12          and Recovery Improvement Act of 2012 (Public  
13          Law 112-248; 126 Stat. 2392).”.

Page 16, line 15, strike “(E)” and insert “(F)”.

Page 34, line 14, strike the closing quotation marks and the last period.

Page 34, after line 14, insert the following:

1           “(7) VERIFYING INCOME.—  
2           “(A) Beginning in fiscal year 2018, the  
3           Secretary shall require public housing agencies  
4           to require each applicant for, or recipient of,  
5           benefits under this Act to provide authorization  
6           by the applicant or recipient (or by any other  
7           person whose income or resources are material  
8           to the determination of the eligibility of the ap-  
9           plicant or recipient for such benefits) for the  
10          public housing agency to obtain (subject to the  
11          cost reimbursement requirements of section  
12          1115(a) of the Right to Financial Privacy Act)  
13          from any financial institution (within the mean-  
14          ing of section 1101(1) of such Act) any finan-  
15          cial record (within the meaning of section  
16          1101(2) of such Act) held by the institution  
17          with respect to the applicant or recipient (or  
18          any such other person) whenever the public  
19          housing agency determines the record is needed  
20          in connection with a determination with respect  
21          to such eligibility or the amount of such bene-  
22          fits.

1           “(B) Notwithstanding section 1104(a)(1)  
2 of the Right to Financial Privacy Act, an au-  
3 thorization provided by an applicant or recipi-  
4 ent (or any other person whose income or re-  
5 sources are material to the determination of the  
6 eligibility of the applicant or recipient) pursuant  
7 to subparagraph (A) of this paragraph shall re-  
8 main effective until the earliest of—

9                   “(i) the rendering of a final adverse  
10 decision on the applicant’s application for  
11 eligibility for benefits under this Act;

12                   “(ii) the cessation of the recipient’s  
13 eligibility for benefits under this Act; or

14                   “(iii) the express revocation by the ap-  
15 plicant or recipient (or such other person  
16 referred to in subparagraph (A)) of the au-  
17 thorization, in a written notification to the  
18 Secretary.

19           “(C)(i) An authorization obtained by the  
20 public housing agency pursuant to this para-  
21 graph shall be considered to meet the require-  
22 ments of the Right to Financial Privacy Act for  
23 purposes of section 1103(a) of such Act, and  
24 need not be furnished to the financial institu-

1           tion, notwithstanding section 1104(a) of such  
2           Act.

3           “(ii) The certification requirements of sec-  
4           tion 1103(b) of the Right to Financial Privacy  
5           Act shall not apply to requests by the public  
6           housing agency pursuant to an authorization  
7           provided under this clause.

8           “(iii) A request by the public housing  
9           agency pursuant to an authorization provided  
10          under this clause is deemed to meet the require-  
11          ments of section 1104(a)(3) of the Right to Fi-  
12          nancial Privacy Act and the flush language of  
13          section 1102 of such Act.

14          “(iv) The public housing agency shall in-  
15          form any person who provides authorization  
16          pursuant to this paragraph of the duration and  
17          scope of the authorization.

18          “(D) If an applicant for, or recipient of,  
19          benefits under this Act (or any such other per-  
20          son referred to in subparagraph (A)) refuses to  
21          provide, or revokes, any authorization made by  
22          the applicant or recipient for the public housing  
23          agency to obtain from any financial institution  
24          any financial record, the public housing agency  
25          may, on that basis, determine that the appli-

1 cant or recipient is ineligible for benefits under  
2 this title.”.

