

[Discussion Draft]
AMENDMENT TO H.R. 1851
OFFERED BY MR. GARY G. MILLER OF
CALIFORNIA

Page 22, after line 14, insert the following new section:

1 **SEC. 6. TIME LIMITATION ON ASSISTANCE.**

2 Section 16 of the United States Housing Act of 1937
3 (42 U.S.C. 1437n), as amended by the preceding provisions of this Act, is further amended by adding at the
4 end the following new subsection:

6 “(g) TIME LIMITATION ON SECTION 8 ASSIST-
7 ANCE.—

8 “(1) IN GENERAL.—Except as provided in this
9 subsection and notwithstanding any other provision
10 of this Act, assistance under section 8 may not be
11 provided on behalf of any family that includes a
12 member who has previously been provided such assistance for 84 months (whether or not consecutive)
13 or longer.

15 “(2) EXCEPTION FOR ELDERLY AND DISABLED
16 FAMILIES.—In determining the number of months
17 for which an individual has been provided assistance

1 under section 8, for purposes of paragraph (1), a
2 public housing agency shall disregard any month
3 during which such individual was a member of a dis-
4 abled or elderly family so assisted .

5 “(3) AUTHORITY FOR HARDSHIP EXEMPTIONS
6 .—A public housing agency may exempt a family
7 from the application of paragraph (1) by reason of
8 hardship, subject to the following requirements:

9 “(A) The agency shall define the reasons
10 for, terms under which, a hardship exemption
11 may be granted, which may include mental ill-
12 ness and disability that is not sufficient to qual-
13 ify the individual for benefits under the pro-
14 gram of supplemental security income benefits
15 under title XVI of the Social Security Act.

16 “(B) The agency shall establish a plan to
17 provide appropriate case management planning
18 and services for the families for which such an
19 exemption is granted.

20 “(4) LIMITATION ON EXEMPTIONS.—Subject to
21 paragraph (5), the average monthly number of fami-
22 lies with respect to which an exemption is made
23 under paragraph (3) by a public housing agency
24 shall not exceed 20 percent of the average monthly
25 number of families on behalf of whom assistance is

1 provided under section 8 during the fiscal year or
2 the immediately preceding fiscal year (but not both),
3 as the agency may elect.

4 “(5) REQUEST FOR ADDITIONAL EXEMP-
5 TIONS.—Upon the request of a public housing agen-
6 cy, the Secretary may increase the number of fami-
7 lies with respect to which an exemption may be
8 made under paragraph (3) by the agency above the
9 limitation provided in paragraph (4).

10 “(6) APPLICABILITY.—In determining the num-
11 ber of months for which an individual has been pro-
12 vided assistance under section 8, for purposes of
13 paragraph (1), a public housing agency shall dis-
14 regard any month that commenced before the date
15 of the enactment of the Section 8 Voucher Reform
16 Act of 2007.”.