

**AMENDMENT TO H.R. 280**  
**OFFERED BY MR. LYNCH OF MASSACHUSETTS**

Page 8, after line 17, insert the following new section (and redesignate the succeeding section accordingly):

1 **SEC. 7. ELIGIBILITY OF AFFORDABLE HOUSING DEVELOP-**  
2 **MENT ACTIVITIES UNDER BROWNFIELD PRO-**  
3 **GRAMS.**

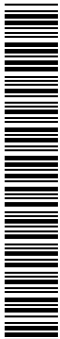
4 title I of the Housing and Community Development  
5 Act of 1974 (42 U.S.C. 5301 et seq.), as amended by sec-  
6 tion 3 of this Act, is further amended by adding at the  
7 end the following new section:

8 **“SEC. 124. ELIGIBILITY OF AFFORDABLE HOUSING DEVEL-**  
9 **OPMENT ACTIVITIES UNDER BROWNFIELDS**  
10 **PROGRAMS.**

11 “(a) IN GENERAL.—The development of affordable  
12 housing relating to brownfields shall be considered—

13 “(1) a project or activity to assist the develop-  
14 ment of brownfield sites, for purposes of section  
15 123(a);

16 “(2) an economic development activity related  
17 to brownfield projects, for purposes of section  
18 105(a)(26); and



1           “(3) a brownfield redevelopment project, for  
2           purposes of section 108(q)(5).

3           “(b) SELECTION CRITERIA.—The Secretary may not  
4           provide a grant under section 123 or 106 for use for devel-  
5           opment of affordable housing pursuant to subsection (a)  
6           of this section, and a loan may not be provided pursuant  
7           to section 108(q)(5) for such use, unless the Secretary de-  
8           termines that—

9           “(1) a high level of housing need exists in the  
10          area in which the housing is to be located, as deter-  
11          mined by the most recent consolidated plan sub-  
12          mitted by the applicable State, unit of general local  
13          government, or consortium pursuant to 24 CFR  
14          Part 91; or

15          “(2) the area in which the housing is to be lo-  
16          cated has been approved for payment standards ex-  
17          ceeding 110 percent of fair market rental pursuant  
18          to section 8(o)(1)(D) of the United States Housing  
19          Act of 1937 (42 U.S.C. 1437f (o)(1)(D)) or is other-  
20          wise considered a high-housing cost area for pur-  
21          poses of the program under such section 8.”.

22          .

