



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
WASHINGTON, DC 20410-5000

OFFICE OF PUBLIC AND INDIAN HOUSING

May 29, 2020

Dear Tribal Leader:

I am writing to provide important information on your Tribe's Indian Housing Block Grant (IHBG) formula allocation estimate for Fiscal Year (FY) 2021. HUD is regulatorily required to provide this information annually to all IHBG eligible Indian tribes and their tribally designated housing entities (TDHE). In the past, the U.S. Department of Housing and Urban Development (HUD) would mail this information. However, due to the COVID-19 pandemic, HUD is posting the following information on-line at: <https://ihbgformula.com/fy2021/>:

- FY 2021 Formula Response Form (FRF) including the FY 2021 FRF Appendices A through D and the FY 2022 IHBG Needs Data (Attachment A).
- Calendar of Critical Deadlines and Frequently Asked Questions.
- FY 2021 Correction/Challenge Log showing changes to the IHBG database between January 25, 2020, and May 12, 2020.

### **FY 2021 FRF**

The FY 2021 FRF contains the data used to compute your Tribe's IHBG formula allocation estimate for FY 2021, and the estimated formula allocation for your Tribe. This estimate is based on the President's FY 2021 Budget request for the IHBG program, with adjustments for repayments of over-funding and under-payments due to data or programming errors. The FY 2022 IHBG Needs data (Attachment A) will be used to calculate the FY 2022 IHBG formula allocation estimates.

Please review this document very carefully and report any discrepancies to the IHBG Formula Customer Service Center within the timeframes outlined on the FY 2021 FRF. In accordance with 24 CFR §1000.315, all changes to information related to the IHBG formula must be reported on the FY 2021 FRF. Detailed instructions are included to provide guidance on reporting discrepancies and to facilitate the data correction process. Tribes should use:

- Appendix A1 to report conveyance eligibility and conveyance of Formula Current Assisted Stock (FCAS).
- Appendix A2 to report Date of Full Availability (DOFA) of FCAS.
- Appendix A3 to report conversion of FCAS units.
- Appendix A4 to report demolished and rebuilt FCAS units.
- Appendix A5 to report all other FCAS changes.
- Appendix B1 to request additions to Formula Area based on the Formula Area definition.
- Appendix B2 to request additions to Formula Area based on provision of Substantial Housing Services.
- Appendix C to report enrollment in overlapping Formula Areas.
- Appendix D to report changes to tribal enrollment or request a change to the population cap.

In accordance with Section 302(b)(1) of the Native American Housing Assistance and Self-Determination Act, 25 U.S.C. § 4152(b)(1), Mutual Help and Turnkey III units developed under the United States Housing Act of 1937 that are conveyed or eligible to be conveyed prior to the start of the Federal fiscal year (October 1<sup>st</sup>), will cease to be eligible as FCAS in the following fiscal year, unless the Tribe can demonstrate that a unit has not been conveyed for reasons beyond its control. By the terms of their Mutual Help and Occupancy Agreements, such units are eligible for conveyance no later than 25 years from the inception of those agreements, which generally corresponds to the DOFA.

Accordingly, all units within a project that have reached their DOFA in FY 1995 can no longer be considered as FCAS. As applicable, HUD has removed these units from the Tribe's FCAS data, as shown in the FCAS section of the FY 2021 FRF. If your Tribe believes that any of these units are still eligible as FCAS, please identify the project and unit number and provide the necessary information in accordance with the FRF as follows:

1. If the unit was converted to and is currently managed as a Low Rent unit, provide the information required in Appendix A3.
2. If there is a subsequent homebuyer, or the unit is still within the term of its lease-to-own agreement, please provide the information required in Appendix A5, including the date that the current agreement was signed and the termination date of the agreement.

In accordance with 24 CFR §1000.319, IHBG recipients are responsible for verifying and reporting changes to their FCAS on the FRF. As an IHBG recipient, if your Tribe does not report changes on the FRF in a timely manner and receives an over-payment based on ineligible units, your Tribe will be required to repay the funds within five fiscal years. Tribes will not receive back-funding for any FCAS eligible units that were not reported in a timely manner.

### **FY 2021 IHBG Formula Allocation Estimate and Calculations**

HUD based the estimated IHBG formula allocation on the President's FY 2021 Budget request of \$600,000,000. Please keep in mind that the actual appropriation may differ, thus affecting your Tribe's final FY 2021 formula allocation. In addition, your final FY 2021 formula allocation may vary from this estimate resulting from your Tribe's or other tribes' pending corrections and/or challenges to the data reported on the FRF.

As in prior years, the Needs component of the IHBG formula allocation was estimated using single-race and multi-race Census data. The amount of each Tribes' formula allocation was estimated based on the greater of the two, pursuant to the language in the President's FY 2021 Budget. The Needs section of the FRF indicates which data was used to calculate your Tribe's IHBG formula allocation estimate.

The Needs component also incorporates minimum needs funding. In accordance with 24 CFR §1000.328, Tribes receiving less than \$200,000 under the FCAS component of the IHBG formula allocation and have households at or below 80 percent of median income are eligible to receive a minimum IHBG allocation under the Needs component. The minimum funding is equal to 0.007826 percent of the available appropriations for a fiscal year, after set-asides. In the

FY 2021 IHBG formula allocation estimate, this amount is \$46,956.

In accordance with 24 CFR §1000.329, the IHBG formula must also establish a minimum IHBG allocation when there are carry-over funds. Since it is unknown if there will be carry-over funds for the FY 2021 formula allocation, a minimum IHBG allocation is not included in the IHBG formula allocation estimate but will be implemented in the final IHBG allocation provided there is carry-over.

In addition, 24 CFR §1000.342 provides for the Undisbursed Funds Factor (UDFF) in the IHBG formula. The UDFP requires specific IHBG formula calculations when Tribes with an initial IHBG allocation of \$5 million or more have undisbursed IHBG funds in the Line of Credit Control System (LOCCS) on October 1<sup>st</sup>, in an amount greater than the sum of the prior three years' initial allocation calculations. Since the amount of undisbursed funds remaining in LOCCS on October 1<sup>st</sup>, is not yet known, this provision is not implemented in the estimated IHBG formula allocation. However, this factor will be applied in the IHBG final allocation.

### **Calendar of Critical Deadlines and Frequently Asked Questions**

The Calendar of Critical Deadlines and Frequently Asked Questions document lists important deadlines, contact information for customer service, and a summary of frequently asked questions. All corrections to FCAS, Tribal Enrollment, and Formula Area must be submitted by **August 1, 2020**, to be considered for FY 2021 IHBG allocations. Census challenges must be submitted by **March 30, 2021**, to be considered for FY 2022 IHBG final allocations.

### **FY 2021 IHBG Corrections/Challenge Log**

The FY 2021 IHBG Correction/Challenge Log shows the status of requests for correcting or challenging IHBG data that HUD received between January 25, 2020, and May 12, 2020, the last time the data was changed before the IHBG formula allocations estimates were calculated.

HUD looks forward to continuing working with Tribes and Tribal organizations in FY 2021. Should you have any additional comments or questions, please contact the IHBG Formula Customer Service Center at:

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 Washington, DC 20009  
 Phone: 800-410-8808  
 Fax: 202-393-6411  
 E-Mail: [IHBGformula@firstpic.org](mailto:IHBGformula@firstpic.org)

Sincerely,



Heidi J. Frechette  
 Deputy Assistant Secretary  
 for Native American Programs