

From: PIH OCI [<mailto:PIHOCl@hud.gov>]
Sent: Thursday, October 18, 2018 12:03 PM
Cc: PIH OCI <PIHOCl@hud.gov>
Subject: Update to the Annual Contributions Contract (ACC) Amendment

Dear Executive Director:

Attached please find a letter dated October, 17, 2018, from Dominique Blom, General Deputy Assistant Secretary for Public and Indian Housing.

This letter provides an update on the implementation of the New Annual Contributions Contract (New ACC), notably that the New ACC is nullified pending the completion of a new Paperwork Reduction Act (PRA) process. As a result, all FY 2018 Capital Funding is governed by a PHA's previous ACC.

What does this mean for my PHA?

For PHAs that are permitted under state law to use electronic signatures such as by clicking on the eLOCCS button to sign the Capital Fund ACC Amendment (note: this applies to the majority of PHAs): These PHAs will continue to access their FY 2018 Capital Funding through eLOCCS with no change. The language on the payment voucher page that confirms that drawing down funds constitutes an electronic signature for FY 2018 grants links to the webpage that is in the process of being updated to clarify that PHAs are subject to the terms and conditions of the ACC that was in effect prior to the award of FY 18 Capital funds and to include **revised ACC Amendments that conform to this change.**

For PHAs that are required by state law to sign the Capital Fund ACC Amendment: Since this is a state law requirement, HUD is not in a position to determine which PHAs are subject to this requirement. PHAs that believe that they may be subject to this requirement need to consult with local counsel to confirm whether such a requirement pertains to them. PHAs that are required by state law to sign the Capital Fund ACC Amendment will need to 1) Print a copy of the REVISED ACC Amendment that will be posted at the webpage and 2) Submit a copy of the signed ACC Amendment to HUD Field Office of Public Housing before drawing down any FY 2018 Capital Funds. It is important to note that a revised ACC Amendment will not be transmitted to you and that the revised ACC Amendment does not have a designated line for signature. The Field Office will retain the copy of the ACC Amendment with the PHA's signature in its files. Since this action is being done by PHAs to satisfy a state law requirement, the Field Office will not countersign the ACC Amendment and will not return a copy to the PHA. (Note: the date on the bottom of the REVISED ACC Amendment is 10/19/2018)

If you have any additional questions, please email PIHOCl@hud.gov and copy your Field Office Representative.

Thank you,

David Fleischman
Acting Director
Office of Capital Improvements