



## MEMORANDUM

December 14, 2017

TO: Housing Clients

FROM: HOBBS, STRAUS, DEAN, & WALKER, LLP

Re: ***NAHASDA Reauthorization Bill Passed Out of House Financial Services Committee***

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On September 28, 2017, Representative Steve Pearce (R-NM), along with co-sponsors Gwen Moore (D-WI), Don Young (R-AK), Rick Nolan (D-MN), Tulsi Gabbard (D-HI), Colleen Hanabusa (D-HI), Denny Heck (D-WA), Tom Cole (R-OK), and Betty McCollum (D-MN), introduced H.R. 3864, a bill to reauthorize the Native American Housing Assistance and Self Determination Act (NAHASDA).

HR 3864 was marked up and voted on by the House Financial Services Committee on December 12 and 13, 2017. Prior to the mark-up hearing, we understand that Committee Chair Jeb Hensarling (R-TX) told Representative Pearce that in order for the bill to pass out of Committee, the provisions regarding Native Hawaiians would have to be removed. At the hearing, therefore, Representative Pearce offered an amendment by way of substitution that removed the Native Hawaiian provisions (Title VIII), which amendment was approved by voice vote. Representative Moore subsequently offered an amendment to restore Title VIII, which was voted down in a roll call vote along party lines. Representative Maxine Waters (D-CA) also offered an amendment that would have removed the proposed modification to the 30% rule. That amendment was rejected by a unanimous voice vote.

The bill as amended (see attached) was then passed out of Committee without the Native Hawaiian provisions. The vote was 37 yes and 22 no (again, along party lines, with all Republicans voting yes and all but three Democrats voting no).

HR 3864 will now move for a vote on the floor of the House. We do not know the timing, but given the other priorities and the upcoming break, we do not expect a floor vote until sometime in January.

If you have any questions, please do not hesitate to contact me at [egoodman@hobbsstrauss.com](mailto:egoodman@hobbsstrauss.com) or by phone at (503) 242-1745.