



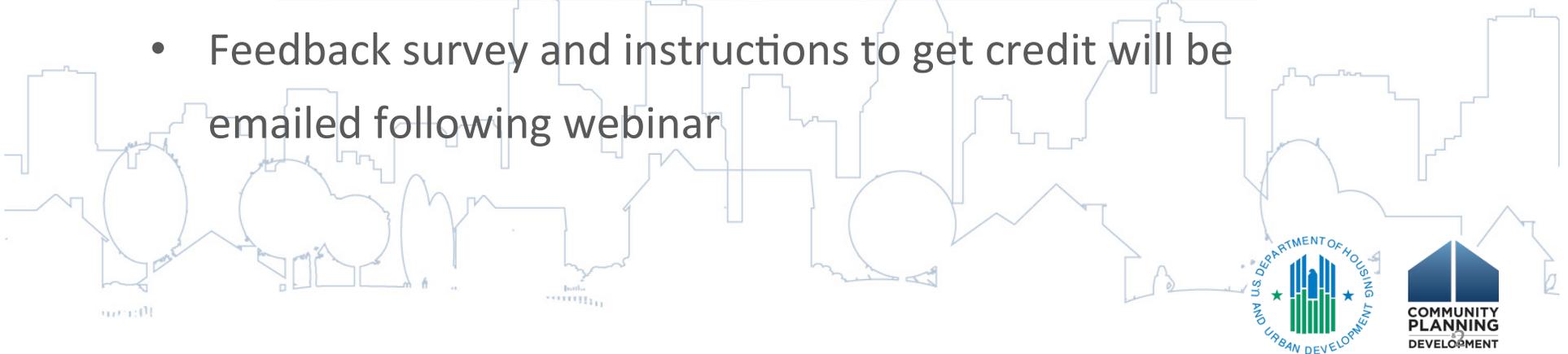
# Title V: The Roles and Responsibilities of HUD, GSA, and HHS

Joint Webinar with HUD, GSA, and HHS  
November 13, 2013



# Webinar Format

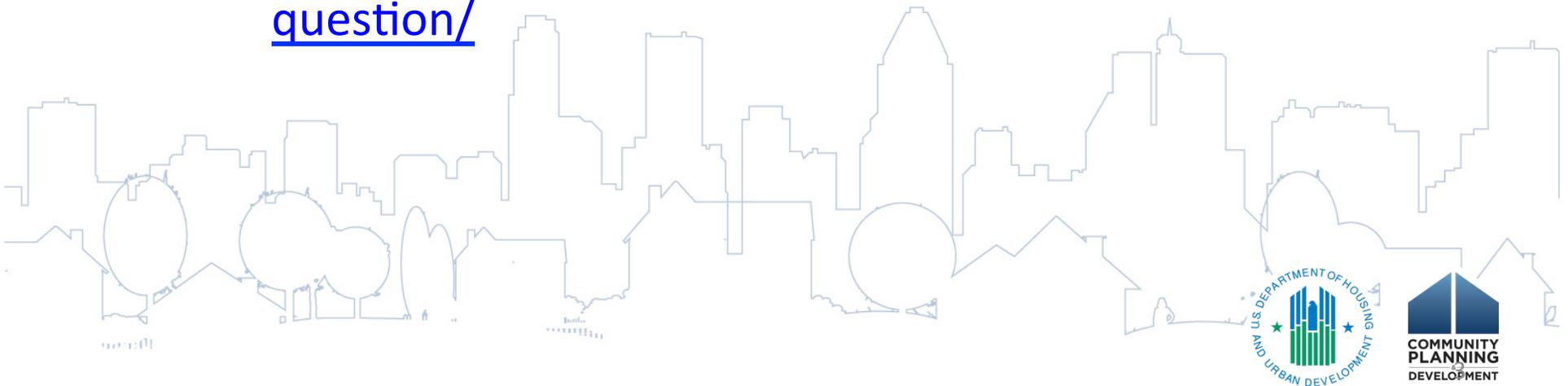
- Approximately one hour
- Audio recorded and phones muted
- Webinar recording will be posted at the following locations:
  - OneCPD Resource Exchange Training & Events Page  
<https://www.onecpd.info/training-events/>
  - <http://rc.gsa.gov/HomelessAssistance>
  - [http://www.psc.gov/property\\_management/titlev.html#other](http://www.psc.gov/property_management/titlev.html#other)
- Feedback survey and instructions to get credit will be emailed following webinar



# Submitting Questions

- Submit questions through “Q&A Pod” function on the bottom left side of your screen
- Questions after the webinar?
  - Submit to OneCPD Ask A Question at

<https://www.onecpd.info/ask-a-question/my-question/>





## Course Catalog

### Featured Courses

#### Webinar

##### Basics of a Part 58 Environmental Review for HUD-Assisted Projects Webinar

This webinar is a basic orientation to HUD's Part 58 regulations on environmental review responsibilities of Responsible Entities.

#### Webinar

##### HOPWA Financial Management Online Training

This webinar covers the overall financial management process for HOPWA grantees.

#### Webinar

##### CoC Program: Understanding the Role of the Collaborative Applicant Webinar

This webinar provides an overview of the role of the collaborative applicant and explains the collaborative applicant's relationship to the Continuum of Care.

#### Webinar

##### Implementing the HEARTH Act: The Emergency Solutions Grants Program

This webinar provides a big-picture overview of HUD's policy priorities for ESG, along with a review of key requirements and some FAQs.

### Find by

- All
- Program
- Cross Cutting Requirement
- Reporting System
- Activity
- Program Management

### Course Type



# Learning Objectives

Upon completion of this webinar, participants will be able to:

- Understand the law that governs the Title V program
- Understand the role and responsibilities of each agency
- Understand the collaboration between each agency



# Title V History

Title V of the Stewart B. McKinney Homeless Assistance Act (Act), 42 U.S.C. §11411, requires HUD to:

- 1. Canvass Federal landholding agencies regarding unutilized, underutilized, excess, and surplus federal real properties (including building, land, and fixtures),**
- 2. make suitability determinations; and**
- 3. publish the suitability determination in the Federal Register.**

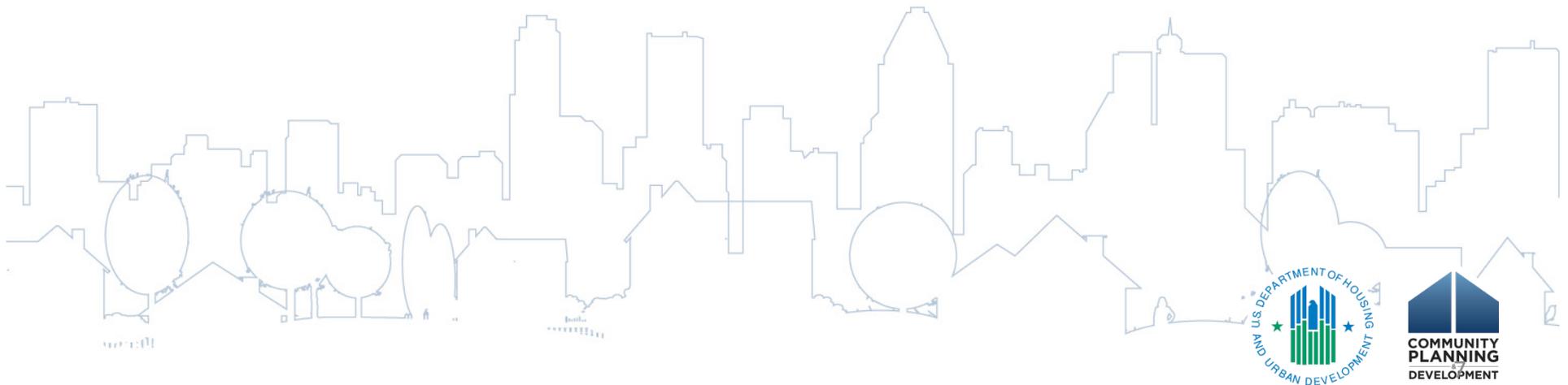


# Title V History

1993 Court Order

1. Order to Vacate

a. Expanded HUD Role (*National Law Center on Homelessness & Poverty v. U.S. Dept. of Veterans Affairs, 640, Case 1:88-cv-02503-RCL, Filed 03/21/13*)



# Title V Compliance

1. Canvass Landholding Agencies Quarterly *(24 CFR 581.3- Collecting the Information)*

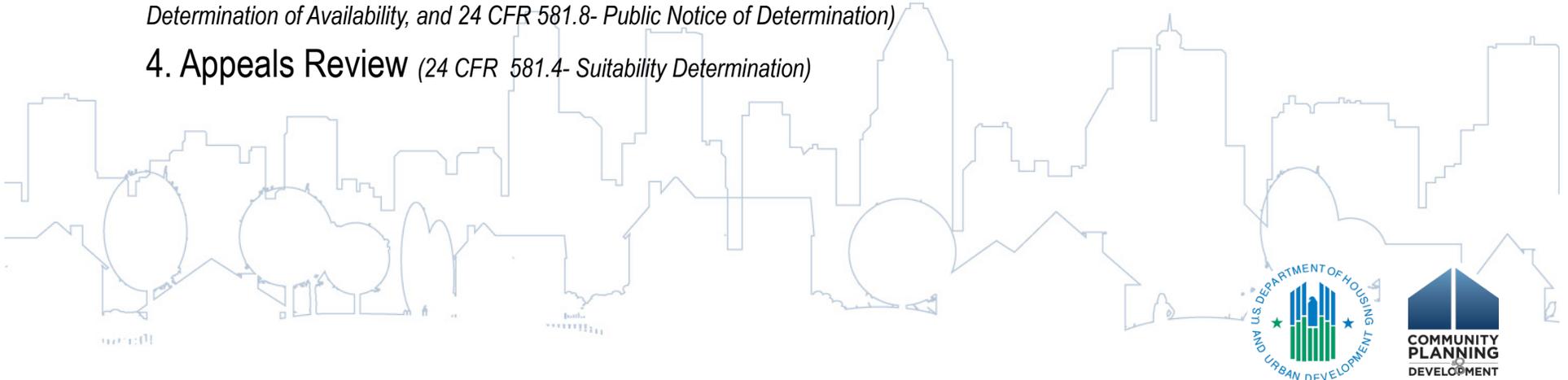
2. Review Properties for Suitability *(24 CFR 581.4- Suitability Determination)*

a. Suitability Criteria *(24 CFR 581.6- Suitability Criteria):*

- i. National Security Concerns
- ii. Within 2,000 of Flammable/Explosive materials
- iii. Runway Clear Zone
- iv. Floodway
- v. Documented Deficiencies
- vi. Inaccessible

3. Publish Suitability in Federal Register *(24 CFR 581.4(f)(4)(ii)- Suitability Determination; 24 CFR 581.7- Determination of Availability, and 24 CFR 581.8- Public Notice of Determination)*

4. Appeals Review *(24 CFR 581.4- Suitability Determination)*



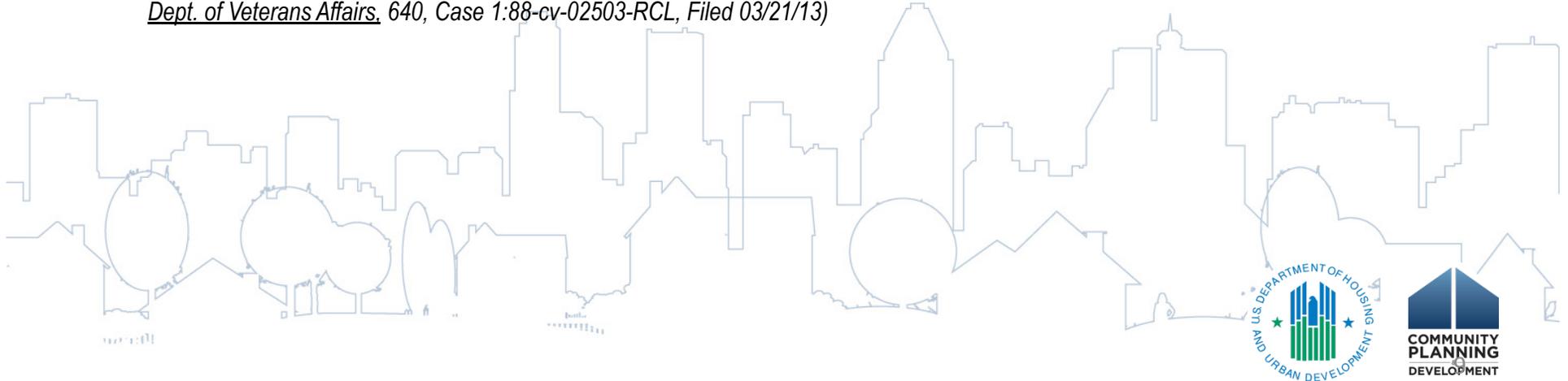
# Title V Compliance (*cont.*)

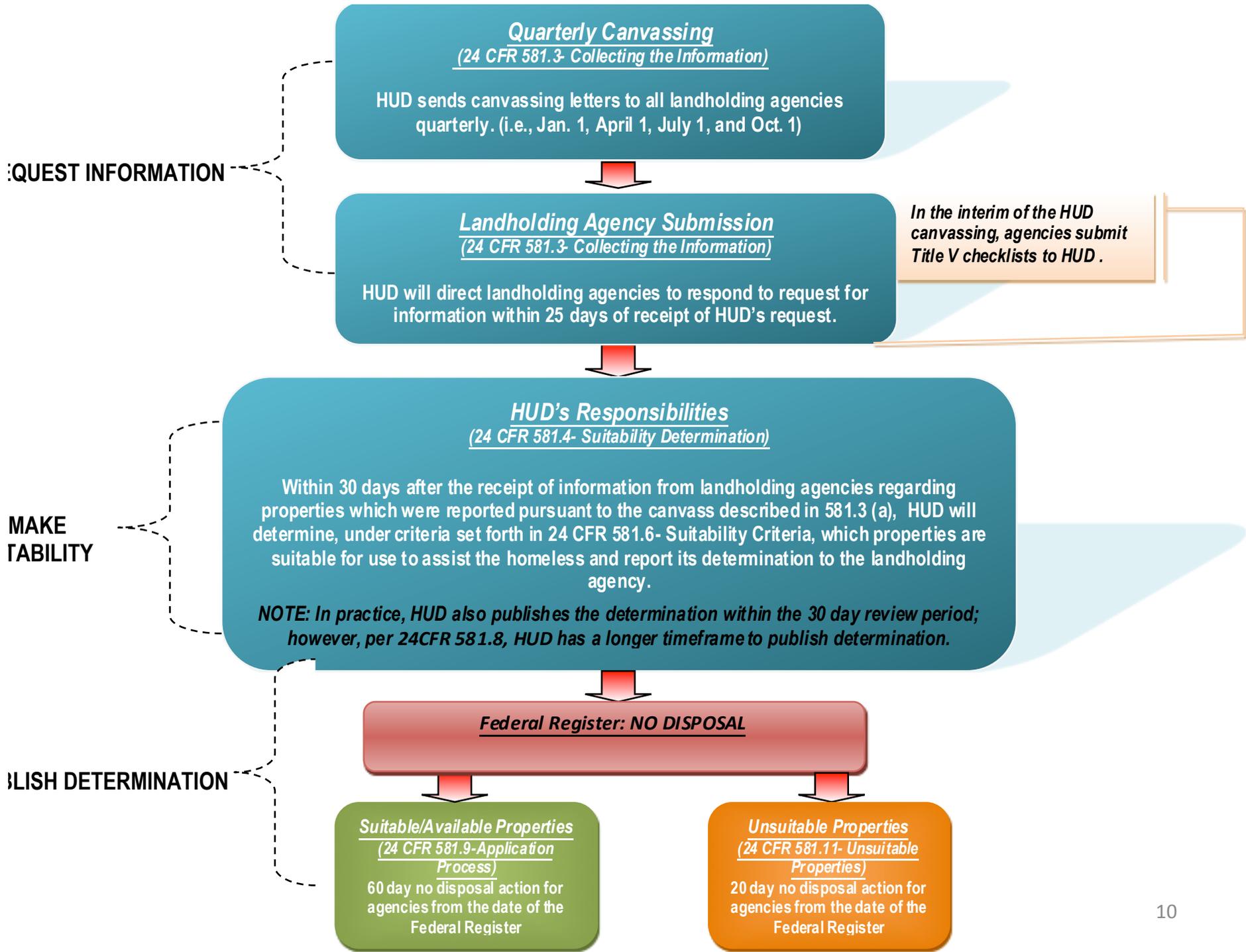
5. Annual Suitable Property Report (24 CFR 581.3(b)- Collecting Information)

6. Send Listing to Interagency Council on Homelessness (ICH) and local HUD Field Offices (24 CFR 581.8 (c)- Public Notice of Determination)

7. Maintain Toll-Free Number (1-888-927-7588) (24 CFR 581.8 (b)- Public Notice of Determination)

8. **\*NEW\*** Training for Landholding Agencies ( National Law Center on Homelessness & Poverty v. U.S. Dept. of Veterans Affairs, 640, Case 1:88-cv-02503-RCL, Filed 03/21/13)





# CONTACT INFORMATION

**Juanita Perry, Title V Lead**

Office of Special Needs Assistance Programs (SNAPS)

Community Planning & Development

US Dept. of Housing and Urban & Development (HUD)

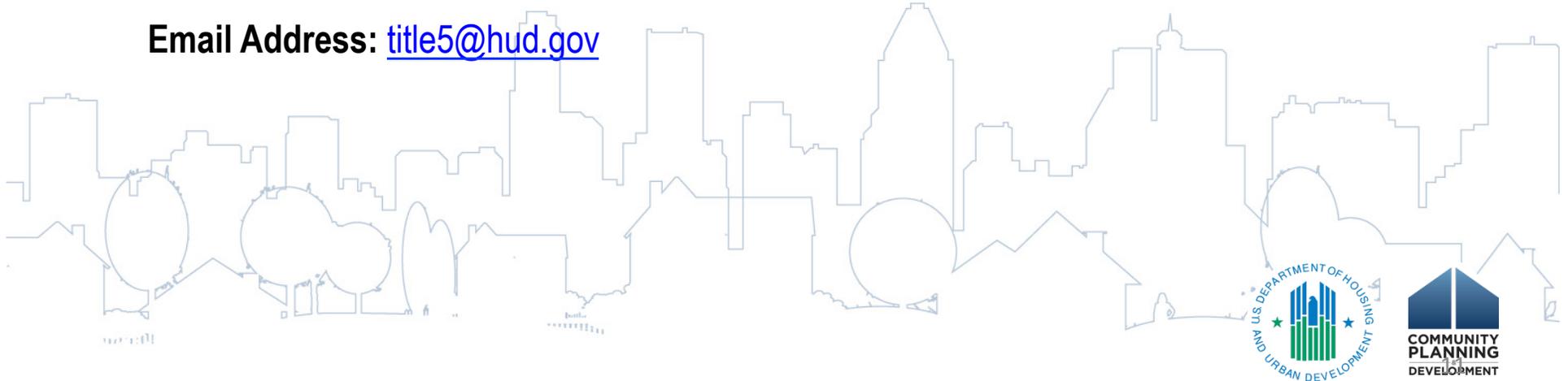
451 7<sup>th</sup> Street SW Room 7262

Washington, DC 20410

**Phone:** 202-402-3970

**Toll Free Number:** 1-888-927-7588

**Email Address:** [title5@hud.gov](mailto:title5@hud.gov)





**OFFICE OF Real Property  
Utilization and Disposal**

**McKinney-Vento  
Homeless Assistance  
Program – Title V**

**GSA Role in Title V**

## Title V McKinney-Vento

# Report of Excess

- **Federal Landholding Agencies Report Excess Real Property to GSA for Disposition**

## Federal Screening

- **GSA Screens Excess Real Property to Determine if Continuing Federal Need Exists**

# McKinney-Vento Authority and Regulations

- 42 USC § 11411
- 41 CFR 102-75.1160 – 102-75.1215

# Homeless Suitability Determination

- **GSA Submits Property Information to HUD to Obtain Suitability Determination for Homeless Use**

# Determination of Surplus

- **Excess Property Not Requested by a Federal Agency is Determined Surplus to the Needs of the Federal Government**
- **Surplus Property Available for Public Benefit Use and Sale**

# Available for Homeless Assistance

- **Property Determined Suitable for Homeless Use by HUD and Surplus by GSA is Available for Homeless Use**



# REAL PROPERTY UTILIZATION AND DISPOSAL

U.S. General Services Administration

Login | Register

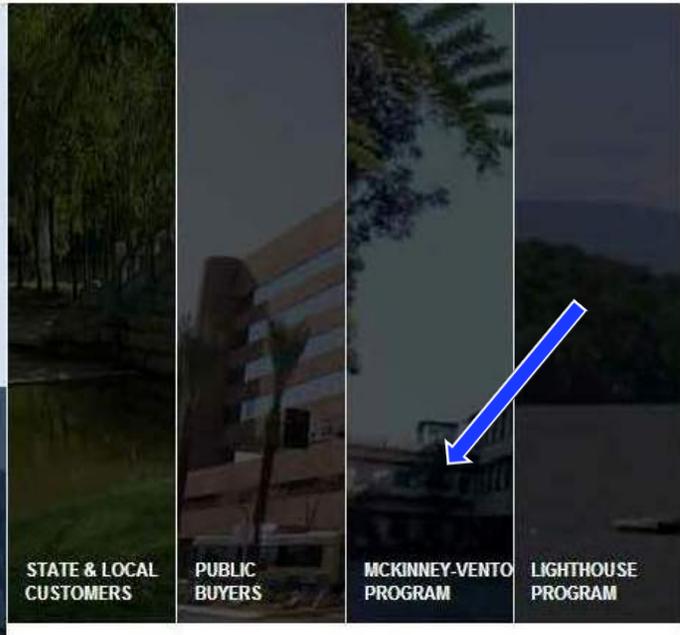
- WHO WE ARE
- WHAT WE SELL
- WHAT WE DO
- CONTACT US



### FEDERAL AGENCY CUSTOMERS

GSA provides tailored solutions to help Federal Agencies reposition their unneeded or underutilized real property. Let us handle your real estate needs while you focus on your agency's mission.

- Resources
- Services
- Available Excess Property



- STATE & LOCAL CUSTOMERS
- PUBLIC BUYERS
- MCKINNEY-VENTO PROGRAM
- LIGHTHOUSE PROGRAM

## PROPERTY SEARCH TOOL

Federal Government Real Estate - From office buildings to single-family homes, the U.S. Government may have the property you need.

Select a State

Property Type

**FIND PROPERTIES**

View on Map | View Sales List | View Notices



Map | Satellite

# Suitable Property is listed in the Federal Register

The screenshot shows a web browser window with the URL [propertydisposal.gsa.gov/Tips](http://propertydisposal.gsa.gov/Tips). The page header includes the GSA logo and the text "REAL PROPERTY UTILIZATION AND DISPOSAL U.S. General Services Administration". Navigation links include "WHO WE ARE", "WHAT WE SELL", "WHAT WE DO", and "CONTACT US". The breadcrumb trail reads "Home / McKinney-Vento Program / Federal Register Tips".

**RESOURCES**

- How to Acquire Federal Property
- Properties for Sale
- Federal Agency Customers
- State and Local Customers
- McKinney-Vento Homeless Assistance Program
- Lighthouse Program
- Environmental Information
- Property Disposal Library
- Frequently Asked Questions

## Tips for Checking the Federal Register

### Instructions for Checking the Federal Register Electronically

1. **Click** on the GPO Federal Register link at: <http://www.gpo.gov/fdsys/browse/collection.action?collectionCode=FR>
2. **Click** on the year desired.
3. **Click** on the month desired.
4. **Click** on the day desired. (McKinney-Vento Title V information is published on Fridays.)
5. **Click** on "Housing and Urban Development Department."
6. **Click** on the desired format at "Federal Property Suitable as Facilities to Assist the Homeless."

Please **click here** to see an example of the Federal Register search results page.

### PROPERTY SALES SEARCH TOOL

Federal Government Real Estate - From office buildings to single-family homes, the U.S. Government may have the property you need.

Select a State

Property Type

**FIND PROPERTIES**

**CUSTOMER RESOURCES**   **ACQUIRING PROPERTY**   **REALTY SERVICES**   **CONTACT US**

[Federal Agency Customers](#)   [How to Acquire](#)   [Services We Offer](#)   [Latest News](#)

Listings in the  
**Federal Register**  
 inform organizations  
 of property that has  
 been determined  
**“Suitable”**

Listings are by  
 State.

The address, status,  
 and brief comments  
 about the property  
 are provided.

Federal Register / Vol. 78, No	
Comments: Off-site removal only; 680 sf., 120+ months vacant; seasonal residence; deteriorated; rodent infestation contact Agric. for more info. South Dakota Pactola Work, Dwelling 2 (3537) 13950 Hwy 44 Rapid City SD 57709 Landholding Agency: Agriculture Property Number: 15201330030 Status: Excess Comments: Off-site removal only; 670 sf.; 120+months vacant; seasonal residence; deteriorated; rodent infestation; holes in walls; contact Agric. for more info. Pactola Work Center Dwelling 3 13950 Hwy 44 Rapid City SD 57709 Landholding Agency: Agriculture Property Number: 15201330031 Status: Excess Comments: Off-site removal only; 480 sf.; seasonal residence; rodent infestation; holes in walls; contact Agric. for more info. Horse Shed 23923 Hwy, 385 Hill City SD 57745 Landholding Agency: Agriculture Property Number: 15201330032 Status: Excess Comments: Off-site removal only; 300 sf.; 126+months vacant; poor conditions; contact Agric. for more info. Texas Building 40072 Metorpool Rd. Fort Hood TX 76544	Directions: 21 Comments: O total sf., de secured are accessibilit 2 Buildings Marine Corps Quantico VA Landholding Property Num Status: Exces Directions: 22 Comments: o deteriorated information removal rec Wisconsin Tract 07-149 14788 W. Phi Hayward WI Landholding Property Num Status: Exces Comments: C log cabin (v conditions; Tract 13-177 10035 Ogren Hayward WI Landholding Property Num Status: Exces Comments: C residential fair conditi info. Tract 04-117 42485 Randy

## Title V McKinney-Vento

# Suitable, Available Properties Posted to GSA's Website

- Available Properties are Posted to GSA's Resource Center and are Available for Sixty Days
- <http://propertydisposal.gsa.gov>

Recent Notices

PHOTO	PROPERTY NAME	DOCUMENT NAME	GSA CONTROL NUMBER	CITY/COUNTY/STATE	DATE OF NOTICE	REALTY SPECIALIST NAME
	FWFC 0.38 Acre Parcel	<a href="#">Hmls Notice FW Federal Center 0.38 Acres.pdf</a>	TX-0767-AH	Fort Worth Tarrant TX	7/19/2013	<a href="mailto:joseph.potter@gsa.gov">joseph.potter@gsa.gov</a>
	DOE 712 Bldgs.	<a href="#">Homeless Screening Notice.pdf</a>	WA-1268-AA	Richland Benton WA	7/17/2013	<a href="mailto:andrew.schwartz@gsa.gov">andrew.schwartz@gsa.gov</a>
	FAA Transmitter Site	<a href="#">Homeless Surplus Notice.docx</a>	FL-1258-AA	Davie Broward FL	6/27/2013	<a href="mailto:joseph.crenshaw@gsa.gov">joseph.crenshaw@gsa.gov</a>

## **GSA Resource Center McKinney-Vento Section**

- **Homeless Screening Module Contains “3 Easy Ways” to Locate Properties**
  - **Property Search - view available properties**
  - **Email Alerts – to sign up to receive screening notices automatically**
  - **Federal Register search instructions**



# REAL PROPERTY UTILIZATION AND DISPOSAL

U.S. General Services Administration

Login | Register

- WHO WE ARE
- WHAT WE SELL
- WHAT WE DO
- CONTACT US

**MCKINNEY-VENTO HOMELESS ASSISTANCE PROGRAM**

Title V of the McKinney-Vento Act allows state and local governments, as well as eligible nonprofit organizations, to apply for land and buildings that have been determined to be "suitable and available" for homeless use.

3 Easy Ways to Find Properties Suitable for Homeless Assistance Through GSA

- Property Search
- Email Alerts
- Federal Register

FEDERAL AGENCIES | STATE & LOCAL CUSTOMERS | PUBLIC BUYERS | LIGHTHOUSE PROGRAM



## PROPERTY SEARCH TOOL

Federal Government Real Estate - From office buildings to single-family homes, the U.S. Government may have the property you need.

Select a State

Property Type

**FIND PROPERTIES**

View on Map | View Sales List | View Notices

Map | Satellite

# Title V McKinney-Vento

## Requesting Information and Application

- **Homeless Assistance Providers Request Application from Department of Health and Human Services (HHS)**
- **HHS Notifies GSA of Interest and Sends Interested Parties and Application**

# Title V McKinney-Vento

## Action on Approved Applications

- HHS Notifies GSA of Approved Application and Requests Assignment of Property
- GSA Assigns Property to HHS
- HHS Conveys Property to Homeless Assistance Provider

**Visit Us At:**

**Resource Center**

- <http://propertydisposal.gsa.gov>

**GSA Central Office Point of Contact**

**David Stinson**

Email: [david.stinson@gsa.gov](mailto:david.stinson@gsa.gov)

Phone: (202) 208-0324



# **Department of Health and Human Services, Program Support Center**

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## **McKinney-Vento Homeless Assistance Program – Title V**

### **HHS Role in Title V**



# Regulations

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## **40 U.S.C. § 550 Disposal of Real Property for Certain Purposes**

- Authorizes HHS to transfer declared surplus Federal real property to non-Federal entities for use in the protection of public health, including research, at a discounted cost.

## **McKinney-Vento Homeless Assistance Act, Title V**

- Added homeless assistance conveyances “as a permissible use.”

## **45 C.F.R Part 12a**

- Joint agency regulation (HUD, GSA, and HHS) covering the Title V application process.



# Benefits of the Title V Program

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- **Encourages eligible organizations to develop programs that help address homeless issues by offering essentially “free” property, in exchange for serving the homeless.**
  
- **Rules of transfer are very similar to a 30-year mortgage.**
  - 360 “payments” of a service rather than cash to the Federal Government
  - At the end of 30-year period, the grantee obtains clear title to the property
  
- **Addresses the needs of the homeless in local communities where the programs are badly needed.**



# Eligible Homeless Programs

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**The following is a partial listing of the common types of homeless programs HHS considers eligible for real property assignments. According to the joint Federal agency Title V regulation contained in the HHS Regulations, 45 C.F.R. part 12a.**

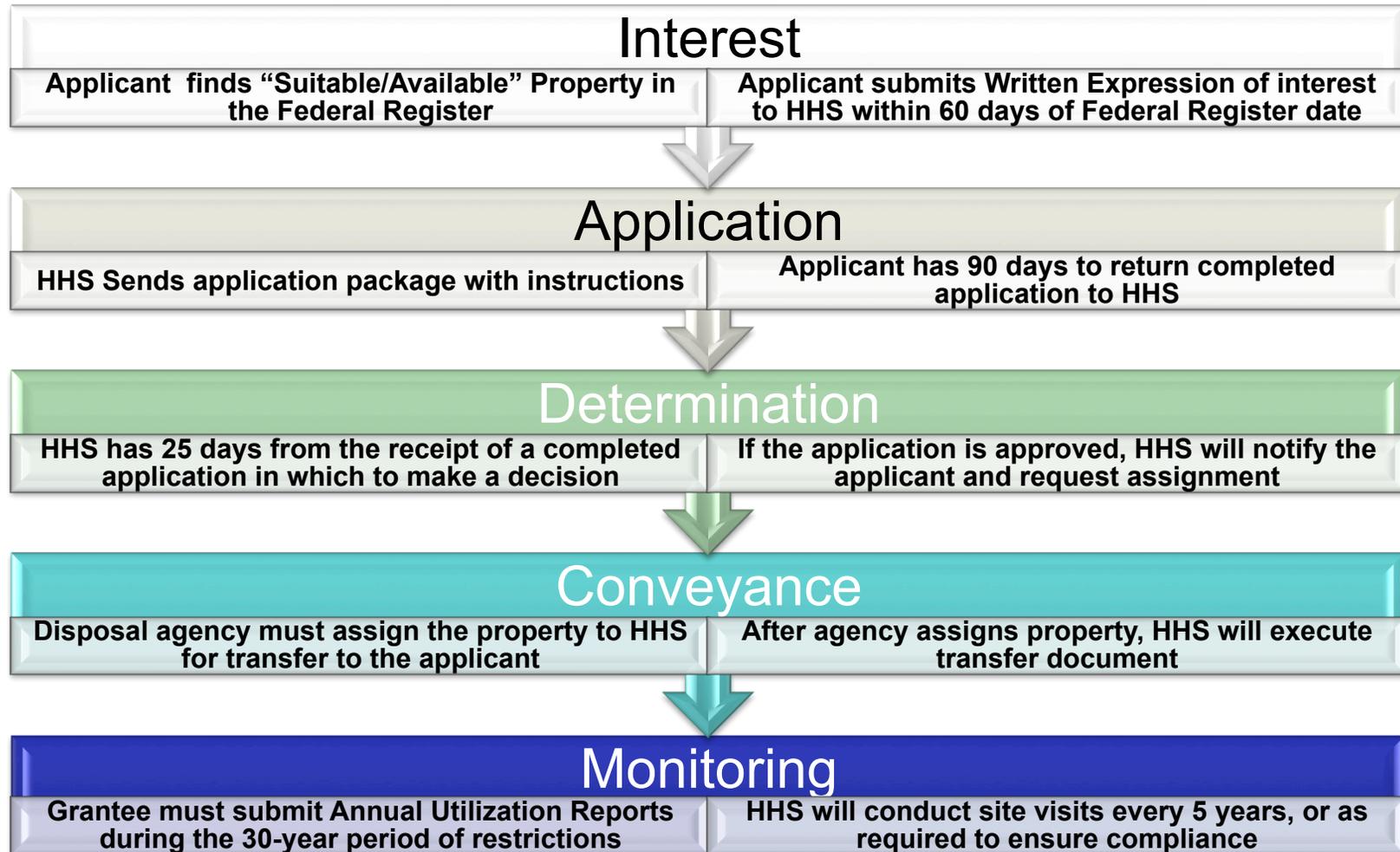
- **Emergency shelters**
- **Transitional housing (length of stay not to exceed 24 months)**
- **Job training**
- **Food banks**
- **Clothing depots**
- **Basic life skills training**
- **Case management**
- **Mental and medical health screening and programs**
- **Drug and alcohol abuse rehabilitation programs**
- **Homeless administrative offices**
- **Permanent supportive housing**

**This list is not exclusive**

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# HHS Title V Process





# Expressing Interest

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- **Must be submitted in writing to HHS within 60 days from the date the property is published in the Federal Register**
  
- **Formal expression of interest should include:**
  - Name and type of organization (State/local unit of government, or 501(c)(3) tax-exempt)
  - Identify property by name and property number
  - Date property was listed in the Federal Register
  - Provide brief description of the intended use



# Application Submission

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- **Applications have a 90-day deadline for application submission**
  - Calculated based on date the expression of interest was received by HHS
  
- **Time is of the Essence!**
  - The potential exists for more than one party interested in the same property; therefore, it is in the applicant's best interest to be proactive and expedite the completion of the application.
  
- **Applications must be complete and contain all required documents per the application instructions.**
  
- **Incomplete applications may be returned without review, and may not receive further consideration.**



# Application Review

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- **45 C.F.R. Part 12a.9(e)(2) and page 5 of application booklet discuss review criteria:**
  - Services Offered
  - Need
  - Implementation Time
  - Experience
  - Financial Ability
  
- **Application must be complete before HHS will make a determination**
  
- **Upon completion, HHS has 25 days to evaluate and make a determination**



# Competing Applications

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**Defined as complete, and approvable applications which are received within 5 days of the first complete application:**

## HHS Will:

- **Convene an independent application review panel**
  - Consists of neutral 3 or more member panel
  - Panel will be given review criteria, and will be asked to rank applications
  - Best application will be selected based on panel scoring
  
- **HHS will advise disposal agency and provide rankings for its record**



# Approved Applicants

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- **HHS will notify applicant of determination.**
  
- **HHS does not have final disposition authority of property, and, if application is approved, must request assignment of property from disposal agency.**
  
- **Once disposal agency assigns the property to HHS:**
  - HHS will draft and execute appropriate transfer document (Quitclaim Deed or Lease).
  - Monitoring period begins immediately upon transfer.



# Conveyance/Transfer

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- **Transfer document contains general conditions and restrictions:**
  1. Transferee must utilize property for approved program for 30 years.
  2. When construction or major renovation is not required, transferee has 12 months from date of transfer to put property into full use; when construction or major renovation is required transferee has 36 months from date of transfer.
  3. Transferee can not sell, mortgage, lease, encumber, etc. property without prior approval from HHS.
  4. Transferee must submit annual utilization reports.
  5. Transferee must abide by all Civil Rights laws and requirements.
  6. Transferee must remain an eligible organization.
- **Other conditions/restrictions imposed as required by the disposal agency (i.e., environmental use restrictions, historic preservation)**



# HHS Monitoring and Oversight

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- **Review transferee's annual utilization reports**
- **Conduct site utilization visits, at least once every five years**
- **Noncompliance Action:**
  - Transferee corrects noncompliance;
  - Transferee makes non-use payments;
  - Retransfer property to another eligible provider for eligible use or retransfer through another public benefit conveyance program (i.e., Dept. of Education, Dept. of Interior, etc.);
  - Abrogate conditions of deed; or
  - Revert title to United States of America.



# Federal Real Property Assistance Program Webpage

**PSC** Login to GovZone  Search

HOME ABOUT US CUSTOMERS CONTACT US

Services

- Acquisition
- Customer Contact Center
- Financial
- Freedom of Information Act (FOIA)
- Logistics
- Mail
- Media
- Occupational Health
- Organizational Development & Leadership
- Real Property & Facilities Management**
- Regional Support Services
- Travel & Transportation
- Other Employee Services

Home ▸ Federal Property Assistance Program

## Federal Property Assistance Program

- About the Program HTML or PDF
- Approved Applicants (Transferees) Responsibilities
- Frequently Asked Questions (FAQs)
- Contact Information

### Public Health Purposes

- Regulations
  - Part 12--Disposal and Utilization of Surplus Real Property for Public Health Purposes
- Eligible Public Uses
- How to Apply
- Application Instructions for Public Health Programs (On Site Property) (PDF, 219KB, 26 pages)
- Application Instructions for Off Site Property
- Other Resources

### Homeless Purposes (Title V)

- Title V Overview
  - 42 U.S.C. § 11411
- HHS Title V Roles
- Regulation
  - Part 12a - Use of Federal Real Property to Assist the Homeless
- Eligible Homeless Programs
- How to Apply
- Application Instructions for Homeless Assistance Purposes (On-Site) (PDF, 145 KB, 30 pages)
- Application Instructions for Off Site Property
- Application Review Criteria
- Other Resources

Documents in PDF format require the Adobe Acrobat Reader®.



# Questions???

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- **Phone:** 301-443-2265
- **Email:** [rpb@psc.gov](mailto:rpb@psc.gov)
- **Website:**  
[http://www.psc.gov/property\\_management/federalprop-index](http://www.psc.gov/property_management/federalprop-index)
- **Address:** U.S. Department of Health and Human Services  
Program Support Center/FLS/OESP  
Federal Real Property Assistance Program  
5600 Fisher Lanes, Suite 12-07  
Rockville, Maryland 20857

# Questions



# OneCPD Resource Exchange



SEARCH RESOURCES ▶

HOME

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NEWS

TRAINING & EVENTS

ASK A QUESTION

TECHNICAL ASSISTANCE

ABOUT ONECPD



#AffordableHousing

## OneCPD Learn and Training & Events Now Live!

HUD launches OneCPD Learn and Training & Events, which provide an easy way for users to find training across CPD programs.

## Submit Homeless Programs and Systems Questions Using Ask A Question

HUD launches Homeless Programs and Systems on OneCPD Ask A Question. Ask your questions today!



# Presentation Overview

- Governing law of the Title V program
- Role and responsibilities of each agency: HUD, GSA, HHS
- Interagency collaboration



# Ask A Question

Step 1 of 2

1 of 2

## Requestor Information

\* Required fields

\* First Name

\* Last Name

\* State

\* County (or Independent City)

\* Phone Number  
(xxx-xxx-xxxx)

\* Email Address

\* Confirm Email

\* I am a

Step 2 >

# Submit Your Questions

For questions regarding GSA's role with Title V:  
[david.stinson@gsa.gov](mailto:david.stinson@gsa.gov)

For questions regarding HHS' role with Title V:  
[rpb@psc.gov](mailto:rpb@psc.gov)

