

From: HPRP [mailto:HPRP@hudhre.info]
Sent: Wednesday, April 22, 2009 8:12 AM
To: Riley, Francis X
Subject: HPRP Virtual Help Desk Response

Hello Mr. Riley,

We have a response to the question you submitted on April 22, 2009:

Question: I have been asked to submit this questions by various grantees and subgrantees: Persons who are undocumented are eligible for some HUD programs and not for others. Are there any restrictions for the Recovery Act Emergency Homeless funds?

Response: In accordance with Title IV of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, an alien (a person who is not a U.S. citizen or national) may be eligible for assistance under HPRP only if he or she is a qualified alien (defined in 8 U.S.C. 1641). This means that no entity that receives funds under HPRP may knowingly provide HPRP assistance to an alien who is not a qualified alien. The law also requires all state and local governments that directly administer HPRP assistance to first verify that an alien is a qualified alien before using HPRP funds to assist him or her. Nonprofit organizations that administer HPRP assistance are not required, but may, verify that an alien is a qualified alien in order to provide him or her with HPRP assistance. However, if a nonprofit organization pursues verification, it must follow the requirements set forth in the interim guidance published by the Department of Justice. For more information on these requirements, as well as a discussion of applicable nondiscrimination requirements, see the Interim Guidance on Verification of Citizenship, Qualified Alien Status and Eligibility under Title IV of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, 63 Fed. Reg. 61344 (Nov. 17, 1997), available at <http://www.gpoaccess.gov/fr/advanced.html>. (Select 1997 Federal Register and search for page 61344. Scroll down through the list provided to find Interim Guidance of Verification of Citizenship, Qualified Alien.)

This question has now been closed. If you require further information or have a follow-up question, you may re-open this question. Go to the [Virtual Help Desk](#), cut and paste your Confirmation Key [Cut and Paste Key from System] into the form, and press "Go." Next, add the additional information or follow-up question and select "re-open." *Do not reply to this message as it will not be received by the Help Desk.*

If you have a new question on a different topic, please go to the [Virtual Help Desk](#) and select "Submit a New Question."

Sincerely,

The HPRP Virtual Help Desk

Be sure to visit the [HPRP page](#) on the HRE for important HPRP resources and frequently asked questions!