

## Lavorel, Jennifer C

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**From:** Pollard, Colette  
**Sent:** Tuesday, February 07, 2023 10:45 AM  
**To:** Lavorel, Jennifer C  
**Cc:** Herring, Vivian M  
**Subject:** FW: <External Message> Comments: Docket No. FR-7056-N-42 (OMB Control No. 2502-0587) Section 8 Renewal Policy Guidebook

Comments. Thanks

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**From:** Susan Campbell <sec@blancolaw.com>  
**Sent:** Monday, February 6, 2023 3:57 PM  
**To:** Pollard, Colette <Colette.Pollard@hud.gov>  
**Subject:** <External Message> Comments: Docket No. FR-7056-N-42 (OMB Control No. 2502-0587) Section 8 Renewal Policy Guidebook

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Good afternoon,

Please find below my comments on the Assignment, Assumption, and Amendment of Section 8 Housing Assistance Payments (HAP) Contract: HUD-5988:

- (Recital 1.A., last sentence) Placement of this sentence in A is confusing. Please consider moving it to B.
- (Recital 1.E) The form provides that the contract administrator can be HUD or a PHA. However, local HUD offices are now requiring the listing of the HUD performance based contract administrator ("PBCA") as the contract administrator. While the PBCA may qualify as a public housing agency under 42 CFR 1437a, not all agencies that fall under the statutory definition actively operate public housing. Also, when people see PHA they often think public housing authority, not public housing agency. Please consider adding a footnote to include the statutory reference and explain. Please also draft and publish instructions for circulation and submission of this form. I have always been advised that the role of the PBCA was narrower than that of the PHA acting as a contractor administrator. Has the role changed? What is the significance of adding the PBCA?
- (Signature and warning) I am unclear why the certificate and warning are included this form. If a party does not comply, HUD appears to have a compliance issue. I do not see how such lack of compliance is considered a false certification.

Thank you,  
Susan Campbell



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