

Federally Assisted Housing and Immigrant Eligibility Section 214 of the Housing and Community Development Act of 1980 (updated January 2018)

HUD Programs Covered by Section 214

- Public Housing
- All Section 8 housing assistance (including Vouchers and Project-based Section 8)
- Section 236 Housing, with or without Rent Supplements (low-income units only)
- Rent Supplement housing
- Section 235 Homeownership housing
- Housing Development Grants (HoDAG) (low-income units only)
- Section 23 Leased Housing Assistance Program

HUD Eligible Immigrants

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| <ul style="list-style-type: none"> • U.S. Citizens and Nationals • Lawful Permanent Residents (LPR) • VAWA Self-Petitioners • Asylees and Refugees • Parolees • Persons Granted Withholding of Removal/Deportation • Qualified Victims of Trafficking • Persons granted admission for emergent or public interest reasons | <ul style="list-style-type: none"> • Persons granted amnesty under the Immigration Reform and Control Act of 1986 • Immigrants eligible for registry who entered the U.S. before June 30, 1948 • Lawful U.S. residents under the Compacts of Free Association with the Marshall Islands, Micronesia, Palau and Guam • Immigrants admitted for lawful temporary residence prior to January 1, 1982 |
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Rural Development (RD) Programs Covered by Section 214

- Rental housing units in Section 515 and Section 514/516 development that are receiving RD Rental Assistance¹
- Section 514 Farm Labor Housing
- Section 502 Direct Homeownership Loan Program
- Section 504 Minor Rehabilitation Loan and Grant Programs for Single Family Homes
- RD Voucher Program

RD Eligible Immigrants

- Section 514/516: Lessee (but not household) must be U.S. Citizen or LPR²
- Section 502/504: Persons responsible for paying the loan must be U.S. Citizen or Section 214 eligible immigrant
- RD Voucher: Section 214 eligible immigrants

Programs Unrestricted by Section 214 (non-comprehensive list)

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| <ul style="list-style-type: none"> • Low Income Housing Tax Credit • Section 202 • Section 811 • Section 221(d)(3) and (5) • CDBG • HOME • HOPWA | <ul style="list-style-type: none"> • Indian Housing • Rental Rehabilitation • McKinney-Vento/HEARTH Act Programs • HOPE 2 • Rural Housing Preservation Grants • Section 515 Rural Rental Housing Program • Section 538 Multifamily Loan Guarantees |
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¹ RD regulations improperly extend restriction to all occupants of Section 515 Rental Housing. However, RD has indefinitely postponed the application of this requirement. 7 C.F.R. § 3560.152 note.

² RD takes position that Sections 514 and 516 are more restrictive than Section 214. There is no proration of rents.