

# TCAP Questions and Answers: Uniform Relocation Act (URA)



The following questions and answers are intended to assist TCAP grantees to understand the applicability of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970. For further information, please consult [HUD's Real Estate Acquisition and Relocation webpage](#).

**1. Does the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (URA) apply to TCAP projects?**

**Answer:** No. On May 4, 2009, HUD waived the application of URA requirements to TACP funds as permitted under the Recovery Act.

**2. Does Section 104 (d) of the Housing and Community Development Act apply to TCAP projects?**

**Answer:** While TCAP funds were appropriated under the HOME Program heading of the Recovery Act, HOME statutory and regulatory requirements including Section 104 (d), do not apply to projects with only TCAP funding. See [24 CFR Part 42.375](#).

**3. If TCAP funds are combined with other federal assistance such as HOME or CDBG does the URA waiver apply to those programs as well?**

**Answer:** No. The waiver suspends the application of URA requirements to TCAP funds only and does not affect the applicability of the URA to a project which includes other federal financial assistance.

**4. What if State or local law requires that relocation assistance be provided to displaced persons? Does the TCAP waiver of the federal URA supersede State or local requirements?**

**Answer:** No. TCAP grantee should seek appropriate local counsel to determine their obligations under applicable state and local relocation law.

If you have additional questions after reviewing the applicable laws, regulations and guidance provided in this Question and Answer, please send an email to the TCAP mailbox at [TCAP@hud.gov](mailto:TCAP@hud.gov)