

119TH CONGRESS  
1ST SESSION

# H. R. 1769

To nullify certain regulations and notices of the Department of Housing  
and Urban Development, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

MARCH 3, 2025

Mr. GOSAR introduced the following bill; which was referred to the Committee  
on the Judiciary

---

## A BILL

To nullify certain regulations and notices of the Department  
of Housing and Urban Development, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Local Zoning Decisions  
5       Protection Act of 2025”.

6       **SEC. 2. NULLIFICATION OF RULES AND NOTICES.**

7       (a) PROPOSED RULE.—The proposed rule of the De-  
8       partment of Housing and Urban Development entitled  
9       “Affirmatively Furthering Fair Housing”, published in  
10      the Federal Register on February 9, 2023 (88 Fed. Reg.

1 8516; Docket No. FR-6250-P-01), and any successor  
2 rule that is substantially similar to such proposed rule  
3 shall have no force or effect.

4 (b) INTERIM FINAL RULE.—The interim final rule  
5 of the Department of Housing and Urban Development  
6 entitled “Restoring Affirmatively Furthering Fair Hous-  
7 ing Definitions and Certifications”, published in the Fed-  
8 eral Register on June 10, 2021 (86 Fed. Reg. 30779;  
9 Docket No. FR-6249-I-01), and any successor rule that  
10 is substantially similar to such interim final rule shall have  
11 no force or effect.

12 (c) FINAL RULE.—The final rule of the Department  
13 of Housing and Urban Development entitled “Affirma-  
14 tively Furthering Fair Housing”, published in the Federal  
15 Register on July 16, 2015 (80 Fed. Reg. 42272; Docket  
16 No. FR-5173-F-04), and any successor rule that is sub-  
17 stantially similar to such final rule shall have no force or  
18 effect.

19 (d) NOTICE.—The notice of the Department of Hous-  
20 ing and Urban Development relating to the Affirmatively  
21 Furthering Fair Housing Assessment Tool, published in  
22 the Federal Register on December 31, 2015 (80 Fed. Reg.  
23 81840; Docket No. FR-5173-N-07), and any successor  
24 notice or rule substantially similar to such notice shall  
25 have no force or effect.

1 **SEC. 3. PROHIBITION ON USE OF FEDERAL FUNDS.**

2       Notwithstanding any other provision of law, no Fed-  
3 eral funds may be used to design, build, maintain, utilize,  
4 or provide access to a Federal database of geospatial infor-  
5 mation on community racial disparities or disparities in  
6 access to affordable housing.

7 **SEC. 4. FEDERALISM CONSULTATION AND REPORT.**

8       (a) IN GENERAL.—The Secretary of Housing and  
9 Urban Development shall jointly consult with State offi-  
10 cials, local government officials, and officials of public  
11 housing agencies to develop recommendations, consistent  
12 with applicable rulings of the Supreme Court of the  
13 United States, to further the purposes and policies of the  
14 Fair Housing Act.

15       (b) CONSULTATION REQUIREMENTS.—In developing  
16 the recommendations required under subsection (a), the  
17 Secretary shall—

18           (1) provide State officials, local government of-  
19 ficials, and officials of public housing agencies with  
20 notice and an opportunity to participate in the con-  
21 sultation process required under subsection (a);

22           (2) seek to consult with State officials, local  
23 government officials, and officials of public housing  
24 agencies that represent a broad cross-section of re-  
25 gional, economic, and geographic perspectives in the  
26 United States;

1           (3) emphasize the importance of collaboration  
2       with and among the State officials, local government  
3       officials, and officials of public housing agencies;

4           (4) allow for meaningful and timely input by  
5       State officials, local government officials, and offi-  
6       cials of public housing agencies;

7           (5) promote transparency in the consultation  
8       process required under subsection (a); and

9           (6) explore with State officials, local govern-  
10      ment officials, and officials of public housing agen-  
11      cies whether Federal objectives under the Fair  
12      Housing Act can be attained by means other than  
13      through new regulations.

14       (c) REPORTS.—

15           (1) IN GENERAL.—Not later than 12 months  
16      after the date of the enactment of this Act, the Sec-  
17      retary shall publish in the Federal Register a draft  
18      report describing the recommendations developed  
19      pursuant to subsection (a).

20           (2) CONSENSUS REQUIREMENT.—The Secretary  
21      may include a recommendation in the draft report  
22      only if consensus has been reached with regard to  
23      the recommendation among the Secretary, the State  
24      officials, local government officials, and officials of

1 public housing agencies consulted pursuant to sub-  
2 section (a).

3 (3) FAILURE TO REACH CONSENSUS.—If the  
4 Secretary, State officials, local government officials,  
5 and officials of public housing agencies consulted  
6 under subsection (a) fail to reach consensus on a  
7 regulatory proposal, the draft report shall identify  
8 that consensus was not reached and shall describe—

9 (A) the areas and issues with regard to  
10 which consensus was reached;

11 (B) the areas and issues of continuing dis-  
12 agreement that resulted in the failure to reach  
13 consensus; and

14 (C) the reasons for the continuing dis-  
15 agreements.

16 (4) PUBLIC REVIEW AND COMMENT PERIOD.—  
17 The Secretary shall make the draft report available  
18 for public review and comment for a period of not  
19 fewer than 180 days.

20 (5) FINAL REPORT.—The Secretary shall, in  
21 consultation with the State officials, local govern-  
22 ment officials, and officials of public housing agen-  
23 cies, address any comments received pursuant to  
24 paragraph (4) and shall prepare a final report de-

1 scribing the final results of the consultation process  
2 under subsection (a).

3 (d) SUBMISSION OF FINAL REPORT.—Not later than  
4 12 months after the date of enactment of this Act, the  
5 Secretary shall make publicly available online the final re-  
6 port prepared pursuant to subsection (c)(5).

7 (e) DEFINITIONS.—In this Act, the following defini-  
8 tions apply:

9 (1) SECRETARY.—The term “Secretary” means  
10 the Secretary of Housing and Urban Development.

11 (2) LOCAL GOVERNMENT OFFICIAL.—The term  
12 “local government official” means an elected or pro-  
13 fessional official of a local government or an official  
14 of a regional or national organization representing  
15 local governments or officials.

16 (3) STATE OFFICIAL.—The term “State offi-  
17 cial” means an elected or professional official of a  
18 State government or an official of a regional or na-  
19 tional organization representing State governments  
20 or officials.

21 (4) PUBLIC HOUSING AGENCY.—The term  
22 “public housing agency” has the meaning given such  
23 term in section 3(b) of the United States Housing  
24 Act of 1937 (42 U.S.C. 1437a(b)).

○