

116TH CONGRESS  
1ST SESSION

# S. 1295

To require the Secretary of the Interior to develop and maintain a cadastre of Federal real property.

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IN THE SENATE OF THE UNITED STATES

MAY 2, 2019

Mr. CRAMER (for himself and Mr. HEINRICH) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To require the Secretary of the Interior to develop and maintain a cadastre of Federal real property.

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 “Federal Land Asset  
5 Inventory Reform Act of 2019”.

6 **SEC. 2. CADASTRE OF FEDERAL REAL PROPERTY.**

7 (a) DEFINITIONS.—In this section:

8 (1) CADASTRE.—

9 (A) IN GENERAL.—The term “cadastre”  
10 means an inventory of real property developed

1 through collecting, storing, retrieving, or dis-  
 2 seminating graphical or digital data depicting  
 3 natural or man-made physical features, phe-  
 4 nomena, or boundaries of the earth, and any in-  
 5 formation related to the data, including—

6 (i) surveys;

7 (ii) maps;

8 (iii) charts;

9 (iv) satellite and airborne remote  
 10 sensing data;

11 (v) images; and

12 (vi) services of an architectural or en-  
 13 gineering nature performed by one or more  
 14 professionals, as authorized to perform the  
 15 services under State law, if applicable,  
 16 such as—

17 (I) a surveyor;

18 (II) a photogrammetrist;

19 (III) a hydrographer;

20 (IV) a geodesist; or

21 (V) a cartographer.

22 (B) INCLUSIONS.—The term “cadastre”  
 23 includes—

24 (i) a reference frame consisting of a  
 25 current geodetic network that is consistent

1 with, and not duplicative of, the National  
2 Geodetic Survey of the National Oceanic and  
3 Atmospheric Administration;

4 (ii) a series of current and accurate  
5 large-scale maps;

6 (iii) an existing cadastral boundary  
7 overlay delineating all cadastral parcels;

8 (iv) a system for indexing and identi-  
9 fying each cadastral parcel; and

10 (v) a series of land data files, each in-  
11 cluding the parcel identifier, which can be  
12 used to retrieve information and cross-ref-  
13 erence between and among other existing  
14 data files that may contain information  
15 about the use, assets, and infrastructure of  
16 each parcel.

17 (2) DEPARTMENT.—The term “Department”  
18 means the Department of the Interior.

19 (3) FEDERAL REAL PROPERTY.—The term  
20 “Federal real property” means any real property  
21 owned, leased, or otherwise managed by the Federal  
22 Government.

23 (4) LANDHOLDING AGENCY.—The term “land-  
24 holding agency” means a Federal department or

1 agency with statutory authority to control real prop-  
2 erty.

3 (5) REAL PROPERTY.—The term “real prop-  
4 erty” means real estate consisting of—

5 (A) land;

6 (B) buildings, crops, forests, or other re-  
7 sources still attached to or within the land;

8 (C) improvements or fixtures permanently  
9 attached to the land;

10 (D) any structure on the land; or

11 (E) any interest, benefit, right, or privilege  
12 in the property described in subparagraphs (A)  
13 through (D).

14 (6) SECRETARY.—The term “Secretary” means  
15 the Secretary of the Interior.

16 (b) CADASTRE OF FEDERAL REAL PROPERTY.—

17 (1) IN GENERAL.—The Secretary, in consulta-  
18 tion with the heads of landholding agencies, shall de-  
19 velop and maintain a current and accurate multipur-  
20 pose cadastre of Federal real property and any real  
21 property included under paragraph (2)(A) to support  
22 Federal land management activities on Federal real  
23 property, including—

24 (A) resource development and conserva-  
25 tion;

- 1 (B) agricultural use;
- 2 (C) active forest management;
- 3 (D) environmental protection; and
- 4 (E) other use of the real property.

5 (2) COST-SHARING.—

6 (A) IN GENERAL.—The Secretary may  
7 enter into cost-sharing agreements with States  
8 to include any non-Federal land in a State in  
9 the cadastre under paragraph (1).

10 (B) COST SHARE.—The Federal share of  
11 any cost-sharing agreement described in sub-  
12 paragraph (A) shall not exceed 50 percent of  
13 the total cost to a State for the development of  
14 the cadastre of non-Federal land in the State.

15 (3) CONSOLIDATION AND REPORT.—Not later  
16 than 180 days after the date of enactment of this  
17 Act, the Secretary shall submit to the Committee on  
18 Energy and Natural Resources of the Senate and  
19 the Committee on Natural Resources of the House  
20 of Representatives a report describing—

21 (A) the existing real property inventories  
22 or any components of any cadastre of Federal  
23 real property currently authorized by law or  
24 maintained by the Department, including—

1 (i) the statutory authorization for  
2 each existing real property inventory or  
3 component of a cadastre; and

4 (ii) the amount expended by the Fed-  
5 eral Government for each existing real  
6 property inventory or component of a ca-  
7 dastre in fiscal year 2018;

8 (B) the existing real property inventories  
9 or any components of any cadastre of Federal  
10 real property currently authorized by law or  
11 maintained by the Department that will be  
12 eliminated or consolidated into the multipurpose  
13 cadastre under paragraph (1);

14 (C)(i) the existing real property inventories  
15 or any components of any cadastre of Federal  
16 real property currently authorized by law or  
17 maintained by the Department that will not be  
18 eliminated or consolidated into the multipurpose  
19 cadastre under paragraph (1); and

20 (ii) a justification for not eliminating or  
21 consolidating an existing real property inven-  
22 tory or component of a cadastre described in  
23 clause (i) into the multipurpose cadastre under  
24 paragraph (1);

1 (D) the use of existing real property inven-  
2 tories or any components of any cadastre cur-  
3 rently maintained by any unit of State or local  
4 government that can be used to identify Federal  
5 real property within that unit of government;

6 (E) the cost savings that will be achieved  
7 by eliminating or consolidating duplicative or  
8 unneeded real property inventories or any com-  
9 ponents of any cadastre of Federal real prop-  
10 erty currently authorized by law or maintained  
11 by the Department that will become part of the  
12 multipurpose cadastre under paragraph (1);

13 (F) a plan for the implementation of this  
14 section, including a cost estimate and an assess-  
15 ment of the feasibility of using revenue from  
16 any transactional activity authorized by law to  
17 offset any costs of implementing this section;

18 (G) an assessment described in subpara-  
19 graphs (A) through (E) with regard to each ca-  
20 dastre and inventory of Federal real property  
21 authorized, operated, or maintained by each  
22 other Federal agency, which shall be conducted  
23 in consultation with the Director of the Office  
24 of Management and Budget, the Administrator

1 of the General Services Administration, and the  
2 Comptroller General of the United States; and

3 (H) recommendations for any legislation  
4 necessary to increase the cost savings and en-  
5 hance the effectiveness and efficiency of replac-  
6 ing, eliminating, or consolidating Federal real  
7 property inventories or any components of any  
8 cadastre of Federal real property currently au-  
9 thorized by law or maintained by the Depart-  
10 ment.

11 (4) COORDINATION.—In carrying out this sec-  
12 tion, the Secretary shall—

13 (A) participate (in accordance with section  
14 216 of the E-Government Act of 2002 (44  
15 U.S.C. 3501 note; Public Law 107–347) and  
16 section 757 of the Geospatial Data Act of 2018  
17 (43 U.S.C. 2806) in the establishment of such  
18 standards and common protocols as are nec-  
19 essary to ensure the interoperability of geospa-  
20 tial information pertaining to the cadastre  
21 under subsection (b)(1) for all users of the in-  
22 formation;

23 (B) coordinate with, seek assistance and  
24 cooperation of, and provide liaison to the Fed-  
25 eral Geographic Data Committee established by



1 section 753(a) of the Geospatial Data Act of  
2 2018 (43 U.S.C. 2802(a)) for the implementa-  
3 tion of and compliance with such standards and  
4 requirements of that Act as may be applicable  
5 to—

6 (i) the cadastre under subsection  
7 (b)(1); and

8 (ii) any aspect of the development of  
9 the cadastre under subsection (b)(1);

10 (C) integrate, or make the cadastre inter-  
11 operable with, the Federal Real Property Pro-  
12 file established pursuant to Executive Order  
13 13327 (40 U.S.C. 121 note; relating to Federal  
14 real property asset management); and

15 (D) to the maximum extent practicable, in-  
16 tegrate with and leverage current cadastre ac-  
17 tivities of units of State and local government.

18 (c) TRANSPARENCY AND PUBLIC ACCESS.—The Sec-  
19 retary shall—

20 (1) in accordance with any requirements appli-  
21 cable to the Department under section 759 of the  
22 Geospatial Data Act of 2018 (43 U.S.C. 2808),  
23 make the cadastre under subsection (b)(1) publicly  
24 available on the internet—

1 (A) in a graphically geo-enabled and  
2 searchable format; and

3 (B) in a manner that is consistent with,  
4 and meets any requirements for integration  
5 with, the GeoPlatform established under section  
6 758(a) of that Act (43 U.S.C. 2807(a));

7 (2) ensure that the inventory referred to in sub-  
8 section (b) includes the identification of all land suit-  
9 able for disposal in accordance with the Federal  
10 Land Policy and Management Act of 1976 (43  
11 U.S.C. 1701 et seq.); and

12 (3) in consultation with the Secretary of De-  
13 fense and the Secretary of Homeland Security, pre-  
14 vent the disclosure of any parcel or parcels of land,  
15 any buildings or facilities on the land, or any infor-  
16 mation related to the land, buildings, or facilities if  
17 that disclosure would impair or jeopardize the na-  
18 tional security or homeland defense of the United  
19 States.

20 (d) APPLICABLE LAW.—Any data that is part of the  
21 cadastre developed under subsection (b)(1) shall be—

22 (1) considered to be geospatial data for pur-  
23 poses of the Geospatial Data Act of 2018 (43 U.S.C.  
24 2801 et seq.); and

25 (2) subject to the requirements of that Act.

1 (e) EFFECT.—Nothing in this section—

2 (1) creates any substantive or procedural right  
3 or benefit; or

4 (2) requires or authorizes—

5 (A) any new surveying or mapping of Fed-  
6 eral real property;

7 (B) the evaluation of any parcel of land or  
8 other real property for potential management  
9 by a non-Federal entity;

10 (C) the disposal of any Federal real prop-  
11 erty; or

12 (D) any new appraisal or assessment of—

13 (i) the value of any parcel of Federal  
14 land or other real property; or

15 (ii) the cultural and archaeological re-  
16 sources on any parcel of Federal land or  
17 other real property.

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