

## Union Calendar No. 495

117<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5522

**[Report No. 117-678]**

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

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### IN THE HOUSE OF REPRESENTATIVES

OCTOBER 8, 2021

Mr. KIND (for himself and Mr. WESTERMAN) introduced the following bill;  
which was referred to the Committee on Natural Resources

DECEMBER 30, 2022

Reported from the Committee on Natural Resources; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

# **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 2021”.

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  
11                    through collecting, storing, retrieving, or dis-  
12                    seminating graphical or digital data depicting  
13                    natural or man-made physical features, phe-  
14                    nomena, or boundaries of the earth, and any in-  
15                    formation related to the data, including—

16                            (i) surveys;

17                            (ii) maps;

18                            (iii) charts;

19                            (iv) satellite and airborne remote  
20                    sensing data;

21                            (v) images; and

22                            (vi) services of an architectural or en-  
23                    gineering nature performed by 1 or more  
24                    professionals, as authorized to perform the

1 services under State law, if applicable,  
2 such as—

- 3 (I) a surveyor;
- 4 (II) a photogrammetrist;
- 5 (III) a hydrographer;
- 6 (IV) a geodesist; or
- 7 (V) a cartographer.

8 (B) INCLUSIONS.—The term “cadastre”  
9 includes—

- 10 (i) a reference frame consisting of a  
11 current geodetic network that is consistent  
12 with, and not duplicative of, the National  
13 Geodetic Survey of the National Oceanic and  
14 Atmospheric Administration;
- 15 (ii) a series of current and accurate  
16 large-scale maps;
- 17 (iii) an existing cadastral boundary  
18 overlay delineating all cadastral parcels;
- 19 (iv) a system for indexing and identi-  
20 fying each cadastral parcel; and
- 21 (v) a series of land data files, each in-  
22 cluding the parcel identifier, which can be  
23 used to retrieve information and cross-ref-  
24 erence between and among other existing  
25 data files that may contain information

1           about the use, assets, and infrastructure of  
2           each parcel.

3           (2) DEPARTMENT.—The term “Department”  
4           means the Department of the Interior.

5           (3) FEDERAL REAL PROPERTY.—The term  
6           “Federal real property”—

7                   (A) means any real property owned, leased,  
8                   or otherwise managed by the Federal Govern-  
9                   ment; but

10                   (B) does not include real property held in  
11                   trust by the Federal Government for the benefit  
12                   of one or more Indian Tribes or individual Indi-  
13                   ans or restricted lands owned by an Indian  
14                   Tribe or individual Indians.

15           (4) LANDHOLDING AGENCY.—The term “land-  
16           holding agency” means a Federal department or  
17           agency with statutory authority to control real prop-  
18           erty.

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

21                   (A) land;

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

24                   (C) improvements or fixtures permanently  
25                   attached to the land;

1 (D) any structure on the land; or

2 (E) any interest, benefit, right, or privilege  
3 in the property described in subparagraphs (A)  
4 through (D).

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

7 (b) CADASTRE OF FEDERAL REAL PROPERTY.—

8 (1) INTERAGENCY DATA STANDARDIZATION.—

9 Not later than 18 months after the date of enact-  
10 ment of this Act, the Secretary, in consultation with  
11 the heads of landholding agencies, shall jointly de-  
12 velop and adopt interagency standards to ensure  
13 compatibility and interoperability among applicable  
14 Federal databases with respect to the collection and  
15 dissemination of data relating to Federal real prop-  
16 erty.

17 (2) DEVELOPMENT OF CADASTRE.—Not later  
18 than 2 years after the date of enactment of this Act,  
19 the Secretary, in consultation with the heads of  
20 landholding agencies, shall develop (and thereafter  
21 maintain) a current and accurate multipurpose ca-  
22 dastre of Federal real property and any real prop-  
23 erty included under paragraph (3)(A) to support  
24 Federal land management activities on Federal real  
25 property, including—

1 (A) resource development and conserva-  
2 tion;

3 (B) agricultural use;

4 (C) active forest management;

5 (D) environmental protection; and

6 (E) other use of the real property.

7 (3) COST-SHARING.—

8 (A) IN GENERAL.—The Secretary may  
9 enter into cost-sharing agreements with States  
10 to include any non-Federal land in a State in  
11 the cadastre under paragraph (2).

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

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

23 (A) the existing real property inventories  
24 or any components of any cadastre of Federal

1 real property currently authorized by law or  
2 maintained by the Department, including—

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

6 (ii) the amount expended by the Fed-  
7 eral Government for each existing real  
8 property inventory or component of a ca-  
9 dastre in fiscal year 2020;

10 (B) the existing real property inventories  
11 or any components of any cadastre of Federal  
12 real property currently authorized by law or  
13 maintained by the Department that will be  
14 eliminated or consolidated into the multipurpose  
15 cadastre under paragraph (2);

16 (C)(i) the existing real property inventories  
17 or any components of any cadastre of Federal  
18 real property currently authorized by law or  
19 maintained by the Department that will not be  
20 eliminated or consolidated into the multipurpose  
21 cadastre under paragraph (2); and

22 (ii) a justification for not eliminating or  
23 consolidating an existing real property inven-  
24 tory or component of a cadastre described in



1 clause (i) into the multipurpose cadastre under  
2 paragraph (2);

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

8 (E) the cost savings that will be achieved  
9 by eliminating or consolidating duplicative or  
10 unneeded real property inventories or any com-  
11 ponents of any cadastre of Federal real prop-  
12 erty currently authorized by law or maintained  
13 by the Department that will become part of the  
14 multipurpose cadastre under paragraph (2);

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

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

1 of Management and Budget, the Administrator  
2 of the General Services Administration, and the  
3 Comptroller General of the United States; and

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

12 (5) COORDINATION.—

13 (A) IN GENERAL.—In carrying out this  
14 section, the Secretary shall—

15 (i) participate (in accordance with sec-  
16 tion 216 of the E-Government Act of 2002  
17 (44 U.S.C. 3501 note; Public Law 107–  
18 347) and section 757 of the Geospatial  
19 Data Act of 2018 (43 U.S.C. 2806)) in the  
20 establishment of such standards and com-  
21 mon protocols as are necessary to ensure  
22 the interoperability of geospatial informa-  
23 tion pertaining to the cadastre under para-  
24 graph (2) for all users of the information;

1           (ii) coordinate with, seek assistance  
2           and cooperation of, and provide liaison to  
3           the Federal Geographic Data Committee  
4           established by section 753(a) of the  
5           Geospatial Data Act of 2018 (43 U.S.C.  
6           2802(a)) for the implementation of and  
7           compliance with such standards and re-  
8           quirements of that Act as may be applica-  
9           ble to—

10                   (I) the cadastre under paragraph

11                   (2); and

12                   (II) any aspect of the develop-

13                   ment of the cadastre under paragraph

14                   (2);

15           (iii) integrate, or make the cadastre  
16           interoperable with, the Federal Real Prop-  
17           erty Profile or other inventories established  
18           pursuant to Executive Order 13327 (40  
19           U.S.C. 121 note; relating to Federal real  
20           property asset management), the Federal  
21           Assets Sale and Transfer Act of 2016 (40  
22           U.S.C. 1303 note; Public Law 114–287),  
23           or the Federal Property Management Re-  
24           form Act of 2016 (Public Law 114–318;  
25           130 Stat. 1608); and

1 (iv) to the maximum extent prac-  
2 ticable, integrate with and leverage current  
3 cadastre activities of units of State and  
4 local government.

5 (B) CONTRACTS CONSIDERED SURVEYING  
6 AND MAPPING.—

7 (i) IN GENERAL.—A contract between  
8 the Secretary and a member of the private  
9 sector to provide products and services for  
10 the development of the cadastre shall be  
11 considered to be a contract for services of  
12 surveying and mapping (within the mean-  
13 ing of chapter 11 of title 40, United States  
14 Code).

15 (ii) SELECTION PROCEDURES.—A  
16 contract described in clause (i) shall be en-  
17 tered into in accordance with the selection  
18 procedures in chapter 11 of title 40,  
19 United States Code.

20 (c) TRANSPARENCY AND PUBLIC ACCESS.—The Sec-  
21 retary shall—

22 (1) in accordance with any requirements appli-  
23 cable to the Department under section 759 of the  
24 Geospatial Data Act of 2018 (43 U.S.C. 2808),

1 make the cadastre under subsection (b)(2) publicly  
2 available on the internet—

3 (A) in a graphically geo-enabled and  
4 searchable format; and

5 (B) in a manner that is consistent with,  
6 and meets any requirements for integration  
7 with, the GeoPlatform established under section  
8 758(a) of that Act (43 U.S.C. 2807(a));

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

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

22 (d) APPLICABLE LAW.—Any data that is part of the  
23 cadastre developed under subsection (b)(2) shall be—

1           (1) considered to be geospatial data for pur-  
2           poses of the Geospatial Data Act of 2018 (43 U.S.C.  
3           2801 et seq.); and

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

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

6           (1) creates any substantive or procedural right  
7           or benefit; or

8           (2) requires or authorizes—

9           (A) any new surveying or mapping of Fed-  
10          eral real property;

11          (B) the evaluation of any parcel of land or  
12          other real property for potential management  
13          by a non-Federal entity;

14          (C) the disposal of any Federal real prop-  
15          erty; or

16          (D) any new appraisal or assessment of—

17               (i) the value of any parcel of Federal  
18               land or other real property; or

19               (ii) the cultural and archaeological re-  
20               sources on any parcel of Federal land or  
21               other real property.



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