

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

# H. R. 665

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## AN ACT

To establish a pilot program for the expedited disposal 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Excess Federal Build-  
3 ing and Property Disposal Act of 2012”.

4 **SEC. 2. FEDERAL REAL PROPERTY DISPOSAL PILOT PRO-**  
5 **GRAM.**

6 (a) IN GENERAL.—Chapter 5 of subtitle I of title 40,  
7 United States Code, is amended by adding at the end the  
8 following new subchapter:

9 “SUBCHAPTER VII—EXPEDITED DISPOSAL OF  
10 REAL PROPERTY

11 “§ 621. Federal real property disposal pilot program

12 “(a) IN GENERAL.—The Administrator of General  
13 Services (in this subchapter referred to as the ‘Adminis-  
14 trator’), in consultation with the Director of the Office of  
15 Management and Budget (in this subchapter referred to  
16 as the ‘Director’), shall conduct a pilot program to be  
17 known as the ‘Federal Real Property Disposal Pilot Pro-  
18 gram’, under which the Administrator, in consultation  
19 with the Director, shall determine which 15 Federal Gov-  
20 ernment real properties that are excess or surplus and  
21 have the highest fair market value and the greatest poten-  
22 tial to sell and shall dispose of such properties in accord-  
23 ance with this subchapter and through an expedited dis-  
24 posal of real property.

25 “(b) DISPOSAL.—During the five-year period begin-  
26 ning on the date of the enactment of the Excess Federal

1 Building and Property Disposal Act of 2012, the Adminis-  
2 trator, in consultation with the Director, shall dispose of  
3 real property under the Federal Real Property Disposal  
4 Pilot Program through a public auction.

5 “(c) ADDING PROPERTIES TO THE PILOT PRO-  
6 GRAM.—Not later than 15 days after a property is dis-  
7 posed of under subsection (b), the Administrator, in con-  
8 sultation with the Director, shall designate an additional  
9 property, in accordance with subsection (a), to be disposed  
10 of under the Federal Real Property Disposal Pilot Pro-  
11 gram.

12 “(d) EXCEPTIONS.—The Administrator shall not in-  
13 clude for purposes of the Federal Real Property Pilot Pro-  
14 gram any of the following types of property:

15 “(1) A parcel of real property, building, or  
16 other structure located on such real property that is  
17 to be closed or realigned under the Defense Base  
18 Closure and Realignment Act of 1990 (10 U.S.C.  
19 2687 note).

20 “(2) Properties that are excluded for reasons of  
21 national security by the Director of the Office of  
22 Management and Budget.

23 “(3) Indian and Native Eskimo properties in-  
24 cluding—

1           “(A) any property within the limits of any  
2           Indian reservation to which the United States  
3           owns title; and

4           “(B) any property title which is held in  
5           trust by the United States for the benefit of  
6           any Indian tribe or individual or held by an In-  
7           dian tribe or individual subject to restriction by  
8           the United States against alienation.

9           “(4) Properties operated and maintained by the  
10          Tennessee Valley Authority pursuant to the Ten-  
11          nessee Valley Authority Act of 1933 (16 U.S.C. 831  
12          et seq.).

13          “(5) Postal properties owned by the United  
14          States Postal Service.

15          “(6) Properties used in connection with river,  
16          harbor, flood control, reclamation, or power projects.

17          “(7) Properties that the Administrator has de-  
18          termined are suitable for assignment to the Sec-  
19          retary of the Interior for transfer to a State, a polit-  
20          ical subdivision or instrumentality of a State, or a  
21          municipality for use as a public park or recreation  
22          area under section 550(e) of this title. In making  
23          such determination, the Administrator may consider  
24          the appraised value of the property and the highest  
25          and best use.

1           “(8) Properties used, as of the date of the en-  
2           actment of this subchapter, in connection with Fed-  
3           eral programs for recreational and conservation pur-  
4           poses, including research for such programs.

5           “(e) GAO REPORT.—Not later than 24 months after  
6           the date of the enactment of this subchapter, the Comp-  
7           troller General of the United States shall submit to Con-  
8           gress and make publicly available a study of the effective-  
9           ness of the Federal Real Property Pilot Program.

10          “(f) TERMINATION.—The Federal Real Property Dis-  
11          posal Pilot Program shall terminate on the date that is  
12          five years after the date of the enactment of the Excess  
13          Federal Building and Property Disposal Act of 2012.

14          **“§ 622. Selection of real properties**

15          “The head of each executive agency shall recommend  
16          properties to the Director for disposal under the Federal  
17          Real Property Pilot Program. The Director, in consulta-  
18          tion with the Administrator, shall then select properties  
19          for disposal under the pilot program and notify the recom-  
20          mending executive agency accordingly.

21          **“§ 623. Expedited disposal requirements**

22          “(a) EXPEDITED DISPOSAL OF REAL PROPERTY DE-  
23          FINED.—For purposes of this subchapter, an ‘expedited  
24          disposal of real property’ is the sale of real property for

1 cash that is conducted pursuant to the requirements of  
2 section 545(a) of this title.

3       “(b) FAIR MARKET VALUE REQUIREMENT.—Real  
4 property sold under the Federal Real Property Pilot Pro-  
5 gram may not be sold at less than the fair market value  
6 as determined by the Administrator, in consultation with  
7 the Director. Costs associated with disposal may not ex-  
8 ceed the fair market value of the property unless the Di-  
9 rector approves incurring such costs.

10       “(c) MONETARY PROCEEDS REQUIREMENT.—Real  
11 property shall be sold under the Federal Real Property  
12 Pilot Program only if the property will generate monetary  
13 proceeds to the Federal Government, as provided in sub-  
14 section (b). A disposal of real property under the Federal  
15 Real Property Pilot Program may not include any ex-  
16 change, trade, transfer, acquisition of like-kind property,  
17 or other non-cash transaction as part of the disposal.

18       “(d) RULE OF CONSTRUCTION.—Nothing in this sub-  
19 chapter shall be construed as terminating or in any way  
20 limiting authorities that are otherwise available to agen-  
21 cies under other provisions of law to dispose of Federal  
22 real property, except as provided in subsection (e).

23       “(e) EXEMPTION FROM CERTAIN REQUIREMENTS.—  
24 Any expedited disposal of a real property conducted under  
25 this subchapter shall not be subject to—

1 “(1) subchapter IV of this chapter;

2 “(2) sections 550 and 553 of this title;

3 “(3) section 501 of the McKinney-Vento Home-  
4 less Assistance Act (42 U.S.C. 11411);

5 “(4) any other provision of law authorizing the  
6 no-cost conveyance of real property owned by the  
7 Federal Government; or

8 “(5) any congressional notification requirement  
9 other than that in section 545 of this title.

10 **“§ 624. Special rules for deposit and use of proceeds**  
11 **from expedited disposals**

12 “The proceeds from an expedited disposal of real  
13 property under this subchapter shall be deposited into the  
14 General Fund of the Treasury. Two percent of such pro-  
15 ceeds is authorized to be appropriated until expended to  
16 fund the grant program under section 625.

17 **“§ 625. Homeless assistance grants**

18 “(a) GRANT AUTHORITY.—To the extent amounts  
19 are made available pursuant to section 624 for use under  
20 this section, the Secretary of Housing and Urban Develop-  
21 ment shall make grants to eligible private nonprofit orga-  
22 nizations under subsection (b) to purchase property suit-  
23 able for use to assist the homeless as provided in sub-  
24 section (c).

1       “(b) ELIGIBLE GRANTEES.—To be eligible to receive  
2 a grant under subsection (a), a private nonprofit organiza-  
3 tion shall be a representative of the homeless, as such term  
4 is defined in section 501(i)(4) of the McKinney-Vento  
5 Homeless Assistance Act (42 U.S.C. 11411(i)(4)).

6       “(c) USE OF PROPERTIES FOR HOUSING OR SHEL-  
7 TER FOR THE HOMELESS.—

8           “(1) ELIGIBLE USES.—A nonprofit organization  
9 that receives a grant under subsection (a) shall use  
10 the amounts received under such grant only to ac-  
11 quire or rehabilitate real property for use to provide  
12 permanent housing (as such term is defined in sec-  
13 tion 401 of the McKinney-Vento Homeless Assist-  
14 ance Act (42 U.S.C. 11360)), transitional housing  
15 (as such term is defined in such section 401), or  
16 temporary shelter, for persons who are homeless.

17           “(2) TERM OF USE.—The Secretary of Housing  
18 and Urban Development may not make a grant  
19 under subsection (a) to a private nonprofit organiza-  
20 tion unless the organization provides the Secretary  
21 with such assurances as the Secretary determines  
22 necessary to ensure that any property acquired or  
23 rehabilitated using the amounts received under such  
24 grant is used only as provided in paragraph (1) of



1       this subsection for a period of not fewer than 15  
2       years.

3       “(d) PREFERENCE.—In awarding grants under sub-  
4       section (a), the Secretary of Housing and Urban Develop-  
5       ment shall give preference for such grants to private non-  
6       profit organizations that operate within areas in which  
7       Federal real property is being sold under the Federal Real  
8       Property Disposal Pilot Program under this subchapter.

9       “(e) NONPROFIT ORGANIZATION.—For purposes of  
10      this section, the following definitions shall apply:

11           “(1) HOMELESS.—The term ‘homeless’ has the  
12      meaning given such term in section 103 of the  
13      McKinney-Vento Homeless Assistance Act (42  
14      U.S.C. 11302(a)), except that subsection (e) of such  
15      section shall not apply for purposes of this section.

16           “(2) PRIVATE NONPROFIT ORGANIZATION.—  
17      The term ‘private nonprofit organization’ has the  
18      meaning given such term in section 401 of the  
19      McKinney-Vento Homeless Assistance Act (42  
20      U.S.C. 11360).

21       “(f) REGULATIONS.—The Secretary of Housing and  
22      Urban Development may issue any regulations necessary  
23      to carry out this section.”.

24       (b) CLERICAL AMENDMENT.—The table of sections  
25      at the beginning of chapter 5 of subtitle I of title 40,

1 United States Code, is amended by inserting after the  
 2 item relating to section 611 the following:

“SUBCHAPTER VII—EXPEDITED DISPOSAL OF REAL PROPERTY

“621. Federal real property disposal pilot program.

“622. Selection of real properties.

“623. Expedited disposal requirements.

“624. Special rules for deposit and use of proceeds from expedited disposals.

“625. Homeless assistance grants.”.

3 **SEC. 3. DUTIES OF THE GENERAL SERVICES ADMINISTRA-**  
 4 **TION AND EXECUTIVE AGENCIES.**

5 (a) IN GENERAL.—Section 524 of title 40, United  
 6 States Code, is amended to read as follows:

7 **“§ 524. Duties of the General Services Administration**  
 8 **and executive agencies**

9 “(a) DUTIES OF THE GENERAL SERVICES ADMINIS-  
 10 TRATION.—

11 “(1) GUIDANCE.—Not later than 6 months  
 12 after the date of the enactment of this section, and  
 13 when necessary thereafter, the Administrator of  
 14 General Services shall issue guidance for the devel-  
 15 opment and implementation of executive agency real  
 16 property plans. Such guidance shall include rec-  
 17 ommendations on—

18 “(A) how to identify excess properties;

19 “(B) how to evaluate the costs and benefits  
 20 associated with disposing of real property;

1           “(C) how to prioritize disposal decisions  
2 based on agency missions and anticipated fu-  
3 ture need for holdings; and

4           “(D) how best to dispose of those prop-  
5 erties identified as excess to meet the needs of  
6 the agency.

7           “(2) ASSISTANCE.—The Administrator shall as-  
8 sist executive agencies in the identification and dis-  
9 posal of excess real property.

10          “(b) DUTIES OF EXECUTIVE AGENCIES.—

11           “(1) IN GENERAL.—Each executive agency  
12 shall—

13           “(A) maintain adequate inventory controls  
14 and accountability systems for property under  
15 its control;

16           “(B) continuously survey property under  
17 its control to identify excess property;

18           “(C) promptly report excess property to  
19 the Administrator;

20           “(D) perform the care and handling of ex-  
21 cess property; and

22           “(E) transfer or dispose of excess property  
23 as promptly as possible in accordance with au-  
24 thority delegated and regulations prescribed by  
25 the Administrator.

1           “(2) SPECIFIC REQUIREMENTS WITH RESPECT  
2 TO REAL PROPERTY.—With respect to real property,  
3 each executive agency shall—

4           “(A) develop and implement a real prop-  
5 erty plan in order to identify properties to de-  
6 clare as excess using the guidance issued under  
7 subsection (a)(1);

8           “(B) identify and categorize all real prop-  
9 erty owned, leased, or otherwise managed by  
10 the agency;

11           “(C) establish adequate goals and incen-  
12 tives to reduce excess real property in such  
13 agency’s inventory; and

14           “(D) when appropriate, use the authorities  
15 in section 572(a)(2)(B) of this title in order to  
16 identify and prepare real property to be re-  
17 ported as excess.

18           “(3) ADDITIONAL REQUIREMENTS.—Each exec-  
19 utive agency, as far as practicable, shall—

20           “(A) reassign property to another activity  
21 within the agency when the property is no  
22 longer required for the purposes of the appro-  
23 priation used to make the purchase;

24           “(B) transfer excess property under its  
25 control to other Federal agencies and to organi-

1 zations specified in section 321(c)(2) of this  
2 title; and

3 “(C) obtain excess properties from other  
4 Federal agencies to meet mission needs before  
5 acquiring non-Federal property.”.

6 (b) CLERICAL AMENDMENT.—The item relating to  
7 section 524 in the table of sections at the beginning of  
8 chapter 5 of such title is amended to read as follows:

“524. Duties of the General Services Administration and executive agencies.”.

9 (c) GSA REPORT.—

10 (1) IN GENERAL.—Not later than three years  
11 after the date of the enactment of this Act, the Ad-  
12 ministrator of General Services shall submit a report  
13 to the Committee on Oversight and Government Re-  
14 form of the House of Representatives and the Com-  
15 mittee on Homeland Security and Governmental Af-  
16 fairs of the Senate on the implementation of section  
17 524, as amended by subsection (a), and each of the  
18 following:

19 (A) The efforts of each executive agency to  
20 reduce such agency’s real property assets, based  
21 on data submitted from such agency.

22 (B) For each excess and surplus real prop-  
23 erty facility/installation disposed of, an indica-  
24 tion of—

25 (i) the date and method of disposal;

1 (ii) the proceeds obtained from the  
2 disposition of such property;

3 (iii) the amount of time required to  
4 fully dispose of excess and surplus real  
5 property under the custody and control of  
6 all executive agencies; and

7 (iv) the cost to dispose of surplus and  
8 excess real property under the custody and  
9 control of all executive agencies.

10 (2) DEFINITIONS.—The terms “excess prop-  
11 erty”, “executive agency”, and “surplus property”  
12 have the meanings given those terms in section 102  
13 of title 40, United States Code.

14 **SEC. 4. ENHANCED AUTHORITIES WITH REGARD TO PRE-**  
15 **PARING PROPERTIES TO BE REPORTED AS**  
16 **EXCESS.**

17 Section 572(a)(2) of title 40, United States Code, is  
18 amended—

19 (1) by redesignating subparagraphs (B) and  
20 (C) as subparagraphs (C) and (D), respectively; and

21 (2) by inserting after subparagraph (A) the fol-  
22 lowing new subparagraph:

23 “(B) ADDITIONAL AUTHORITY.—(i) From  
24 the fund described in paragraph (1), subject to  
25 clause (iv) of this subparagraph, the Adminis-

1           trator may obligate an amount to pay the direct  
2           and indirect costs related to identifying and  
3           preparing properties to be reported excess by  
4           another agency.

5           “(ii) The General Services Administration  
6           shall be reimbursed from the proceeds of the  
7           sale of such properties for such costs.

8           “(iii) Net proceeds shall be dispersed pur-  
9           suant to section 571 of this title.

10           “(iv) The authority under clause (i) to ob-  
11           ligate funds to prepare properties to be reported  
12           excess does not include the authority to convey  
13           such properties by use, sale, lease, exchange, or  
14           otherwise, including through leaseback arrange-  
15           ments or service agreements.

16           “(v) Nothing in this subparagraph is in-  
17           tended to affect subparagraph (D).”.

18 **SEC. 5. ENHANCED AUTHORITIES WITH REGARD TO RE-**  
19 **VERTED REAL PROPERTY.**

20           (a) **AUTHORITY TO PAY EXPENSES RELATED TO RE-**  
21 **VERTED REAL PROPERTY.**—Section 572(a)(2)(A) of title  
22 40, United States Code, is amended by adding at the end  
23 the following:

1                   “(iv) The direct and indirect costs as-  
2                   sociated with the reversion, custody, and  
3                   disposal of reverted real property.”.

4           (b) REQUIREMENTS RELATED TO SALES OF RE-  
5   VERTED PROPERTY UNDER SECTION 550.—Section  
6   550(b)(1) of title 40, United States Code, is amended—

7           (1) by inserting “(A)” after “(1) IN GEN-  
8           ERAL.—”; and

9           (2) by adding at the end the following: “If the  
10           official, in consultation with the Administrator, rec-  
11           ommends reversion of the property, the Adminis-  
12           trator shall take control of such property, and, sub-  
13           ject to subparagraph (B), sell it at or above ap-  
14           praised fair market value for cash and not by lease,  
15           exchange, leaseback arrangements, or service agree-  
16           ments.

17           “(B) Prior to sale, the Administrator shall  
18           make such property available to State and local gov-  
19           ernments and certain non-profit institutions or orga-  
20           nizations pursuant to this section and sections 553  
21           and 554 of this title.”.

22           (c) REQUIREMENTS RELATED TO SALES OF RE-  
23   VERTED PROPERTY UNDER SECTION 553.—Section  
24   553(e) of title 40, United States Code, is amended—



1           (1) by inserting “(1)” after “THIS SECTION.—  
2           ”; and

3           (2) by adding at the end the following: “If the  
4           Administrator determines that reversion of the prop-  
5           erty is necessary to enforce compliance with the  
6           terms of the conveyance, the Administrator shall  
7           take control of such property and, subject to para-  
8           graph (2), sell it at or above appraised fair market  
9           value for cash and not by lease, exchange, leaseback  
10          arrangements, or service agreements.

11          “(2) Prior to sale, the Administrator shall make such  
12          property available to State and local governments and cer-  
13          tain non-profit institutions or organizations pursuant to  
14          this section and sections 550 and 554 of this title.”.

15          **SEC. 6. AGENCY RETENTION OF PROCEEDS.**

16          The text of section 571 of title 40, United States  
17          Code, is amended to read as follows:

18          “(a) PROCEEDS FROM TRANSFER OR SALE OF REAL  
19          PROPERTY.—

20                  “(1) DEPOSIT OF NET PROCEEDS.—Net pro-  
21                  ceeds described in subsection (d) shall be deposited  
22                  into the appropriate real property account of the  
23                  agency that had custody and accountability for the  
24                  real property at the time the real property is deter-  
25                  mined to be excess.

1           “(2) EXPENDITURE OF NET PROCEEDS.—The  
2 net proceeds deposited pursuant to paragraph (1)  
3 may only be expended as authorized in annual ap-  
4 propriations Acts, for activities described in sections  
5 543 and 545 of this title, including paying costs in-  
6 curred by the General Services Administration for  
7 any disposal-related activity authorized by this title.

8           “(3) DEFICIT REDUCTION.—Any net proceeds  
9 described in subsection (d) from the sale, lease, or  
10 other disposition of surplus real property that are  
11 not expended under paragraph (2) shall be used for  
12 deficit reduction.

13          “(b) EFFECT ON OTHER SECTIONS.—Nothing in this  
14 section is intended to affect section 572(b), 573, or 574  
15 of this title.

16          “(c) DISPOSAL AGENCY FOR REVERTED PROP-  
17 ERTY.—For the purposes of this section, for any real  
18 property that reverts to the United States under sections  
19 550 and 553 of this title, the General Services Administra-  
20 tion, as the disposal agency, shall be treated as the agency  
21 with custody and accountability for the real property at  
22 the time the real property is determined to be excess.

23          “(d) NET PROCEEDS.—The net proceeds described in  
24 this subsection are proceeds under this chapter, less ex-

1 penses of the transfer or disposition as provided in section  
2 572(a) of this title, from a—

3 “(1) transfer of excess real property to a Fed-  
4 eral agency for agency use; or

5 “(2) sale, lease, or other disposition of surplus  
6 real property.

7 “(e) PROCEEDS FROM TRANSFER OR SALE OF PER-  
8 SONAL PROPERTY.—

9 “(1) IN GENERAL.—Except as otherwise pro-  
10 vided in this subchapter, proceeds described in para-  
11 graph (2) shall be deposited in the Treasury as mis-  
12 cellaneous receipts.

13 “(2) PROCEEDS.—The proceeds described in  
14 this paragraph are proceeds under this chapter  
15 from—

16 “(A) a transfer of excess personal property  
17 to a Federal agency for agency use; or

18 “(B) a sale, lease, or other disposition of  
19 surplus personal property.

20 “(3) PAYMENT OF EXPENSES OF SALE BEFORE  
21 DEPOSIT.—Subject to regulations under this sub-  
22 title, the expenses of the sale of personal property  
23 may be paid from the proceeds of sale so that only  
24 the net proceeds are deposited in the Treasury. This  
25 paragraph applies whether proceeds are deposited as

1       miscellaneous receipts or to the credit of an appro-  
2       priation as authorized by law.”.

3       **SEC. 7. FEDERAL REAL PROPERTY DATABASE.**

4       (a) IN GENERAL.—Subchapter II of chapter 5 of title  
5       40, United States Code, is amended by adding at the end  
6       the following new section:

7       **“§ 530. Federal real property database**

8       “(a) DATABASE REQUIRED.—Not later than one year  
9       after the date of the enactment of this section, the Admin-  
10       istrator of General Services shall publish a single, com-  
11       prehensive, and descriptive database of all Federal real  
12       property under the custody and control of all executive  
13       agencies, other than Federal real property excluded for  
14       reasons of national security, in accordance with subsection  
15       (b).

16       “(b) REQUIRED INFORMATION FOR DATABASE.—The  
17       Administrator shall collect from the head of each executive  
18       agency descriptive information, except for classified infor-  
19       mation, of the nature, use, and extent of the Federal real  
20       property of each such agency, including the following:

21               “(1) The geographic location of each Federal  
22       real property of each such agency, including the ad-  
23       dress and description for each such property.

1           “(2) The total size of each Federal real prop-  
2           erty of each such agency, including square footage  
3           and acreage of each such property.

4           “(3) The relevance of each Federal real prop-  
5           erty to the agency’s mission.

6           “(4) The level of use of each Federal real prop-  
7           erty for each such agency, including whether such  
8           property is excess, surplus, underutilized, or unuti-  
9           lized.

10          “(5) The number of days each Federal real  
11          property is designated as excess, surplus, underuti-  
12          lized, or unutilized.

13          “(6) The annual operating costs of each Fed-  
14          eral real property.

15          “(7) The replacement value of each Federal  
16          real property.

17          “(c) ACCESS TO DATABASE.—

18                 “(1) FEDERAL AGENCIES.—The Administrator  
19                 shall, in consultation with the Director of the Office  
20                 of Management and Budget, make the database es-  
21                 tablished and maintained under this section available  
22                 to other Federal agencies.

23                 “(2) PUBLIC ACCESS.—To the extent consistent  
24                 with national security, the database shall be acces-

1       sible by the public at no cost through the website of  
2       the General Services Administration.

3       “(d) **TRANSPARENCY OF DATABASE.**—To the extent  
4       practicable, the Administrator shall ensure that the data-  
5       base—

6               “(1) uses an open, machine-readable format;

7               “(2) permits users to search and sort Federal  
8       real property data; and

9               “(3) includes a means to download a large  
10       amount of Federal real property data and a selection  
11       of such data retrieved using a search.

12       “(e) **APPLICABILITY.**—Nothing in this section may be  
13       construed to require an agency to make available to the  
14       public information that is exempt from disclosure pursu-  
15       ant to section 552(b) of title 5.”.

16       (b) **CLERICAL AMENDMENT.**—The table of sections  
17       at the beginning of chapter 5 of title 40, United States  
18       Code, is amended by inserting after the item relating to  
19       section 529 the following new item:

      “530. Federal real property database.”.

20       **SEC. 8. SUSTAINABLE DISPOSAL OF PROPERTY.**

21       (a) **IN GENERAL.**—Subchapter III of chapter 5 of  
22       title 40, United States Code, is amended by adding at the  
23       end the following new section:

1 **“§ 560. Sustainable disposal of property**

2 “The head of each Federal agency shall divert at  
3 least 50 percent of construction and demolition materials  
4 and debris by the end of fiscal year 2015.”.

5 (b) CLERICAL AMENDMENT.—The table of sections  
6 at the beginning of chapter 5 of title 40, United States  
7 Code, is amended by inserting after the item relating to  
8 section 559 the following new item:

“560. Sustainable disposal of property.”.

9 **SEC. 9. STREAMLINING THE MCKINNEY-VENTO HOMELESS**  
10 **ASSISTANCE ACT.**

11 Section 501 of the McKinney-Vento Homeless Assist-  
12 ance Act (42 U.S.C. 11411) is amended—

13 (1) in subsection (a), by adding at the end the  
14 following new sentence: “Agencies shall not be re-  
15 quired to submit information to the Secretary re-  
16 garding properties located in an area for which the  
17 general public is denied access in the interest of na-  
18 tional security.”;

19 (2) in subsection (c)(1)(A), by striking “in the  
20 Federal Register” and inserting the following: “on  
21 the website of the Department of Housing and  
22 Urban Development or the General Services Admin-  
23 istration”; and

24 (3) in subsection (d)(3), by adding at the end  
25 the following new sentence: “If no such review of the

1 determination is requested within the 20-day period,  
2 such property will not be included in subsequent  
3 publications unless the landholding agency reclassi-  
4 fies the property as available and the Secretary sub-  
5 sequently determines the property is suitable.”.

Passed the House of Representatives March 20,  
2012.

Attest:

*Clerk.*





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

# **H. R. 665**

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## **AN ACT**

To establish a pilot program for the expedited disposal of Federal real property.