

117TH CONGRESS
2D SESSION

H. R. 8269

To bring parity to the collection of housing data with respect to key demographics not currently captured in Federal data sets and thereby to enhance accountability and transparency in the evaluation of housing and housing programs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 1, 2022

Mr. GREEN of Texas introduced the following bill; which was referred to the Committee on Financial Services

A BILL

To bring parity to the collection of housing data with respect to key demographics not currently captured in Federal data sets and thereby to enhance accountability and transparency in the evaluation of housing and housing programs, 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 “Parity, Accountability,
5 and Transparency in Housing Data Act of 2022” or the
6 “PATH Data Act of 2022”.

1 **SEC. 2. ANNUAL SURVEYS ON HOUSING DISCRIMINATION.**

2 (a) ANNUAL SURVEYS.—The Secretary of Housing
3 and Urban Development shall conduct such surveys, on
4 an annual basis, as necessary to determine the levels of
5 discrimination in housing practices throughout the United
6 States on the basis of protected classes under the Fair
7 Housing Act (42 U.S.C. 3601 et seq.), including single,
8 partnered, and married persons’ sexual orientation or gen-
9 der identity (in this section referred to as “SOGI”), or
10 both.

11 (b) COLLECTION OF DATA.—Data shall be collected
12 in a manner to identify the intersectionalities of protected
13 characteristics under the Fair Housing Act identified by
14 survey participants with other protected characteristics, as
15 well as age (disaggregated in increments of 5 years of
16 age).

17 (c) REPORTS.—Not later than June 1 of each cal-
18 endar year, the Secretary shall submit a report to the Con-
19 gress, and make such report publicly available on a
20 website of the Department of Housing and Urban Devel-
21 opment, setting forth the findings of the Secretary, with
22 respect to levels of discrimination occurring in the pre-
23 ceding calendar year, as determined by the surveys con-
24 ducted for such preceding year.

25 (d) DEFINITIONS.—For purposes of this section, the
26 following definitions shall apply:

1 (1) GENDER IDENTITY.—The term “gender
2 identity” means, with respect to an individual, such
3 individual’s sense of being male, female,
4 transgender, or another gender, as distinct from the
5 individual’s sex assigned at birth.

6 (2) SEXUAL ORIENTATION.—The term “sexual
7 orientation” means, with respect to an individual,
8 how such individual identifies in terms of their emo-
9 tional, romantic, or sexual attractions, and includes
10 identification as straight, heterosexual, gay, lesbian,
11 or bisexual, among other identifications.

12 **SEC. 3. COLLECTION OF DATA.**

13 The Department of Housing and Urban Development
14 Act is amended by inserting after section 12 (42 U.S.C.
15 3537a) the following new section:

16 **“SEC. 13. COLLECTION OF DEMOGRAPHIC DATA.**

17 “(a) COLLECTION BY HUD.—Whenever the Sec-
18 retary collects any demographic data, whether under or
19 pursuant to any program, survey, study, form, or other
20 activity, including the Rental/Homebuyer/Homeowner
21 Rehab Set-Up Report form for the HOME Program under
22 title II of the Cranston-Gonzalez National Affordable
23 Housing Act (42 U.S.C. 12721 et seq.), the American
24 Healthy Homes Survey conducted by the Office of Healthy
25 Homes and Lead Hazard Control, and any forms involved

1 in the programs for rental assistance under section 8 of
2 the United States Housing Act of 1937 (42 U.S.C. 1437f),
3 the Secretary shall collect and make available, to the same
4 extent that demographic data is collected and made avail-
5 able, information regarding sexual orientation and gender
6 identity of the same individuals about which demographic
7 data is collected.

8 “(b) COLLECTION BY RECIPIENTS AND GRANTEES.—
9 The Secretary shall require that any recipient or sub-re-
10 cipient of assistance within the jurisdiction of the Depart-
11 ment (as such term is defined in section 102(m) of the
12 Department of Housing and Urban Development Reform
13 Act of 1989 (42 U.S.C. 3545(m))), including any State
14 or agency or office thereof, unit of local government or
15 agency or office thereof, public housing agency, non-profit
16 or for-profit organization, and any other official or entity,
17 that collects any demographic data under, pursuant to, or
18 in connection with any project, program, initiative, survey,
19 study, form, or other activity conducted with such assist-
20 ance, such recipient shall collect and make available, to
21 the same extent that demographic data is collected and
22 made available, information regarding sexual orientation
23 and gender identity of the same individuals about which
24 demographic data is collected.

1 “(c) DEFINITIONS.—For purposes of this section, the
2 following definitions shall apply:

3 “(1) DEMOGRAPHIC DATA.—The term ‘demo-
4 graphic data’ means information about the race or
5 ethnicity, sex, and age of a program or survey par-
6 ticipant or population.

7 “(2) GENDER IDENTITY.—The term ‘gender
8 identity’ means, with respect to an individual, such
9 individual’s sense of being male, female,
10 transgender, or another gender, as distinct from the
11 individual’s sex assigned at birth.

12 “(3) SEXUAL ORIENTATION.—The term ‘sexual
13 orientation’ means, with respect to an individual,
14 how such individual identifies in terms of their emo-
15 tional, romantic, or sexual attractions, and includes
16 identification as straight, heterosexual, gay, lesbian,
17 or bisexual, among other identifications.”.

18 **SEC. 4. OUTREACH AND EDUCATION.**

19 The Secretary of Housing and Urban Development
20 shall develop and implement a program to promote the
21 new forms developed for reporting of information pursuant
22 to section 2 of this Act and section 13 of the Department
23 of Housing and Urban Development Act (as added by the

- 1 amendment made by section 3 of this Act) to prospective
- 2 recipients of the forms.

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