

119TH CONGRESS
1ST SESSION

H. R. 1609

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

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 26, 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) INTERIM FINAL RULE.—The interim final rule
8 of the Department of Housing and Urban Development
9 entitled “Restoring Affirmatively Furthering Fair Hous-
10 ing Definitions and Certifications”, published in the Fed-

1 eral Register on June 10, 2021 (86 Fed. Reg. 30779;
2 Docket No. FR-6249-I-01), and any successor rule that
3 is substantially similar to such interim final rule shall have
4 no force or effect.

5 (b) FINAL RULE.—The final rule of the Department
6 of Housing and Urban Development entitled “Affirma-
7 tively Furthering Fair Housing”, published in the Federal
8 Register on July 16, 2015 (80 Fed. Reg. 42272; Docket
9 No. FR-5173-F-04), and any successor rule that is sub-
10 stantially similar to such final rule shall have no force or
11 effect.

12 (c) NOTICE.—The notice of the Department of Hous-
13 ing and Urban Development relating to the Affirmatively
14 Furthering Fair Housing Assessment Tool, published in
15 the Federal Register on December 31, 2015 (80 Fed. Reg.
16 81840; Docket No. FR-5173-N-07), and any successor
17 notice or rule substantially similar to such notice shall
18 have no force or effect.

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

20 Notwithstanding any other provision of law, no Fed-
21 eral funds may be used to design, build, maintain, utilize,
22 or provide access to a Federal database of geospatial infor-
23 mation on community racial disparities or disparities in
24 access to affordable housing.

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

2 (a) IN GENERAL.—The Secretary of Housing and
3 Urban Development shall jointly consult with State offi-
4 cials, local government officials, and officials of public
5 housing agencies to develop recommendations, consistent
6 with applicable rulings of the Supreme Court of the
7 United States, to further the purposes and policies of the
8 Fair Housing Act.

9 (b) CONSULTATION REQUIREMENTS.—In developing
10 the recommendations required under subsection (a), the
11 Secretary shall—

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

16 (2) seek to consult with State officials, local
17 government officials, and officials of public housing
18 agencies that represent a broad cross-section of re-
19 gional, economic, and geographic perspectives in the
20 United States;

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

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

1 (5) promote transparency in the consultation
2 process required under subsection (a); and

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

8 (c) REPORTS.—

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

14 (2) CONSENSUS REQUIREMENT.—The Secretary
15 may include a recommendation in the draft report
16 only if consensus has been reached with regard to
17 the recommendation among the Secretary, the State
18 officials, local government officials, and officials of
19 public housing agencies consulted pursuant to sub-
20 section (a).

21 (3) FAILURE TO REACH CONSENSUS.—If the
22 Secretary, State officials, local government officials,
23 and officials of public housing agencies consulted
24 under subsection (a) fail to reach consensus on a

1 regulatory proposal, the draft report shall identify
2 that consensus was not reached and shall describe—

3 (A) the areas and issues with regard to
4 which consensus was reached;

5 (B) the areas and issues of continuing dis-
6 agreement that resulted in the failure to reach
7 consensus; and

8 (C) the reasons for the continuing dis-
9 agreements.

10 (4) PUBLIC REVIEW AND COMMENT PERIOD.—

11 The Secretary shall make the draft report available
12 for public review and comment for a period of not
13 fewer than 180 days.

14 (5) FINAL REPORT.—The Secretary shall, in
15 consultation with the State officials, local govern-
16 ment officials, and officials of public housing agen-
17 cies, address any comments received pursuant to
18 paragraph (4) and shall prepare a final report de-
19 scribing the final results of the consultation process
20 under subsection (a).

21 (d) SUBMISSION OF FINAL REPORT.—Not later than
22 12 months after the date of enactment of this Act, the
23 Secretary shall make publicly available online the final re-
24 port prepared pursuant to subsection (c)(5).

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

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

5 (2) LOCAL GOVERNMENT OFFICIAL.—The term
6 “local government official” means an elected or pro-
7 fessional official of a local government or an official
8 of a regional or national organization representing
9 local governments or officials.

10 (3) STATE OFFICIAL.—The term “State offi-
11 cial” means an elected or professional official of a
12 State government or an official of a regional or na-
13 tional organization representing State governments
14 or officials.

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

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