

119TH CONGRESS
1ST SESSION

S. 2391

To designate an environmental review procedure for certain assistance administered by the Secretary of Housing and Urban Development.

IN THE SENATE OF THE UNITED STATES

JULY 23, 2025

Mr. KIM (for himself and Mr. ROUNDS) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To designate an environmental review procedure for certain assistance administered by the Secretary of Housing and Urban Development.

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 “Better Use of Intergov-
5 ernmental and Local Development for Housing Act” or
6 the “BUILD Housing Act”.

1 **SEC. 2. DESIGNATION OF ENVIRONMENTAL REVIEW PRO-**
2 **CEDURE.**

3 The Department of Housing and Urban Development
4 Act (42 U.S.C. 3531 et seq.) is amended by inserting after
5 section 12 (42 U.S.C. 3537a) the following:

6 **“SEC. 13. DESIGNATION OF ENVIRONMENTAL REVIEW PRO-**
7 **CEDURE.**

8 “(a) IN GENERAL.—Except as provided in subsection
9 (b), the Secretary may, for purposes of environmental re-
10 view, decision making, and action pursuant to the Na-
11 tional Environmental Policy Act of 1969 (42 U.S.C. 4321
12 et seq.), and other provisions of law that further the pur-
13 poses of such Act, designate the treatment of assistance
14 administered by the Secretary as funds for a special
15 project for purposes of section 305(c) of the Multifamily
16 Housing Property Disposition Reform Act of 1994 (42
17 U.S.C. 3547).

18 “(b) EXCEPTION.—The designation described in sub-
19 section (a) shall not apply to assistance for which a proce-
20 dure for carrying out the responsibilities of the Secretary
21 under the National Environmental Policy Act of 1969 (42
22 U.S.C. 4321 et seq.), and other provisions of law that fur-
23 ther the purposes of such Act, is otherwise specified in
24 law.”.

1 **SEC. 3. TRIBAL ASSUMPTION OF ENVIRONMENTAL REVIEW**
 2 **OBLIGATIONS.**

3 Section 305(c) of the Multifamily Housing Property
 4 Disposition Reform Act of 1994 (42 U.S.C. 3547) is
 5 amended—

6 (1) by striking “State or unit of general local
 7 government” each place it appears and inserting
 8 “State, Indian Tribe, or unit of general local govern-
 9 ment”;

10 (2) in paragraph (1)(C), in the heading, by
 11 striking “STATE OR UNIT OF GENERAL LOCAL GOV-
 12 ERNMENT” and inserting “STATE, INDIAN TRIBE, OR
 13 UNIT OF GENERAL LOCAL GOVERNMENT”; and

14 (3) by adding at the end the following:

15 “(5) DEFINITION OF INDIAN TRIBE.—For pur-
 16 poses of this subsection, the term ‘Indian Tribe’
 17 means a federally recognized tribe, as defined in sec-
 18 tion 4(13)(B) of the Native American Housing As-
 19 sistance and Self-Determination Act of 1996 (25
 20 U.S.C. 4103(13)(B)).”.

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