

117TH CONGRESS  
1ST SESSION

# H. R. 4386

To amend the Federal Assets Sale and Transfer Act of 2016 to ensure that federally recognized Indian Tribes are consulted before the sale or transfer of certain Federal civilian real properties, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 9, 2021

Ms. JAYAPAL (for herself, Mr. YOUNG, Ms. BONAMICI, Mr. BLUMENAUER, Ms. DELBENE, Mr. KILMER, Mr. LARSEN of Washington, Ms. SCHRIER, Mr. SIMPSON, Mr. SMITH of Washington, and Ms. STRICKLAND) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To amend the Federal Assets Sale and Transfer Act of 2016 to ensure that federally recognized Indian Tribes are consulted before the sale or transfer of certain Federal civilian real properties, 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 “Assuring Regular Con-  
5 sultation to Have Indigenous Voices Effectively Solicited  
6 Act”.

1 **SEC. 2. IMPACT ON FEDERALLY RECOGNIZED INDIAN**  
2 **TRIBES.**

3 (a) IN GENERAL.—The Federal Assets Sale and  
4 Transfer Act of 2016 (40 U.S.C. 1303 note; Public Law  
5 114–287) is amended by adding at the end the following:

6 **“SEC. 26. REQUIREMENTS BEFORE SALE OR TRANSFER.**

7 “(a) CONSULTATION.—Before the sale or transfer of  
8 a Federal civilian real property under this Act (other than  
9 section 24 or 25), if the proposed sale or transfer would  
10 affect access to Federal agency services by a federally rec-  
11 ognized Indian Tribe, the relevant Federal agency shall  
12 consult with all Tribal governments that may be so af-  
13 fected.

14 “(b) FINDING OF REDUCTION OR ELIMINATION OF  
15 ACCESS.—A Federal civilian real property may not be sold  
16 or transferred under this Act (other than section 24 or  
17 25) if the proposed sale or transfer would substantially  
18 reduce or eliminate access to Federal agency services by  
19 a federally recognized Indian Tribe.”.

20 (b) CLERICAL AMENDMENT.—The table of contents  
21 in section 1(b) of the Federal Assets Sale and Transfer  
22 Act of 2016 (Public Law 114–287; 130 Stat. 1463) is  
23 amended by adding at the end the following:

“Sec. 26. Requirements before sale or transfer.”.

