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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

To amend the National Environmental Policy Act of 1969 to require additional information and analysis in environmental impact statements prepared for major Federal actions that involve the acquisition of private property.

IN THE HOUSE OF REPRESENTATIVES

Mr. FITZPATRICK introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the National Environmental Policy Act of 1969 to require additional information and analysis in environmental impact statements prepared for major Federal actions that involve the acquisition of private property.

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 “Edgely Community
5 Protection and Transparency Act”.

1 **SEC. 2. REQUIREMENTS FOR MAJOR FEDERAL ACTIONS**
2 **THAT INVOLVE THE ACQUISITION OF PRI-**
3 **VATE PROPERTY.**

4 Section 106(b)(1) of the National Environmental Pol-
5 icy Act of 1969 (42 U.S.C. 4336(b)(1)) is amended—

6 (1) by striking “An agency shall issue” and in-
7 serting the following:

8 “(A) IN GENERAL.—An agency shall
9 issue”; and

10 (2) by adding at the end the following:

11 “(B) ACTIONS THAT INVOLVE THE ACQUI-
12 SITION OF PRIVATE PROPERTY.—If an agency
13 is required to prepare an environmental impact
14 statement under this Act for a proposed agency
15 action that involves the acquisition (including
16 through the exercise of eminent domain) of pri-
17 vate property, the agency shall—

18 “(i) identify in the environmental im-
19 pact statement an estimate of the acreage
20 or other measure of private property an-
21 ticipated to be acquired for the proposed
22 agency action and each alternative to the
23 proposed agency action analyzed in the en-
24 vironmental impact statement; and

1 “(ii) if the environmental impact
2 statement identifies a preferred alter-
3 native—

4 “(I) identify whether the pre-
5 ferred alternative results in the least
6 amount of acquisition of private prop-
7 erty compared to the proposed agency
8 action and the other alternatives to
9 the proposed agency action analyzed
10 in the environmental impact state-
11 ment; and

12 “(II) include in the environ-
13 mental impact statement an analysis
14 of how public comments regarding the
15 acquisition (including through the ex-
16 ercise of eminent domain) of private
17 property were taken into account
18 when identifying the preferred alter-
19 native.”.