

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-7104-N-06]

60-Day Notice of Proposed Information Collection: Indian Housing Block Grants (IHBG) Program Reporting; OMB Control No.: 2577-0218

AGENCY: Office of the Assistant Secretary for Public and Indian Housing (PIH), HUD.

ACTION: Notice.

SUMMARY: HUD is seeking approval from the Office of Management and Budget (OMB) for the information collection described below. In accordance with the Paperwork Reduction Act, HUD is requesting comments from all interested parties on the proposed collection of information. The purpose of this notice is to allow for 60 days of public comment.

DATES: Comments are due: June 27, 2025.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Written comments and recommendations for the proposed information collection can be posted within 60 days of publication of this notice on www.regulations.gov by searching the Docket Number of this notice and following the prompts. Interested persons are also invited to submit comments and recommendations regarding via post. Comments and recommendations should be postmarked within 60 days of the publication of this notice, refer to the proposal by name and/or OMB Approval Number (located at the top of this notice), and be sent to: Leea Thornton, Department of Housing and Urban Development, 451 7th Street SW, Room 3178, Washington, DC 20410.

FOR FURTHER INFORMATION CONTACT: Leea Thornton, Department of Housing and Urban Development, 451 7th Street SW, Room 3178, Washington, DC 20410; email address leea.j.thornton@hud.gov, telephone number 202-402-6455. This is not a toll-free number. HUD welcomes and is prepared to receive calls from individuals who are deaf or hard of hearing, as well as individuals with speech or communication disabilities. To learn more about how to make an accessible telephone call, please visit <https://www.fcc.gov/consumers/guides/telecommunications-relay-service-trs>.

Copies of available documents submitted to OMB may be obtained from Ms. Guido.

SUPPLEMENTARY INFORMATION: This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A.

A. Overview of Information Collection

Title of Information Collection: Indian Housing Block Grants (IHBG) Formula and Competitive Programs.

OMB Approval Number: 2577-0218.

Type of Request: Revision or extension of currently approved collection.

Form Number: HUD-4117, HUD-4117 A-D, HUD-4119, HUD-4119 A-D, HUD-52736-A, HUD-52736-B, HUD-52737 IHP-APR, HUD-52737 GEMS IHP/APR, HUD-53248 IHBG-COMP APR.

Description of the need for the information and proposed use: HUD's Office of Native American Programs (ONAP) will use the pre-award and post-award information collected to assess program compliance, monitor grantee performance throughout the grant term, and to report annually to Congress. HUD's Office of Native

American Programs (ONAP) is responsible for managing the IHBG Formula and IHBG Competitive programs, as described below.

IHBG Formula Program: The Native American Housing Assistance and Self-Determination Reauthorization Act of 1996 (25 U.S.C. 4101 *et seq.*) (NAHASDA) authorizes the IHBG Formula program what supports the development, management, and operation of affordable homeownership and rental housing; infrastructure development; and other forms of housing assistance intended for low-income persons. Federally recognized Native American tribes, Alaska Native villages, tribally designated housing entities, and a limited number of State-recognized tribes that were funded under the Indian Housing Program authorized by the U.S. Housing Act of 1937 are eligible to receive IHBG funds. Under the IHBG Formula Program, eligible recipients receive an equitable share of funds as appropriated by Congress.

IHBG Competitive Program: Since 2018, Congress has appropriated additional funding under the IHBG Formula program for the IHBG Competitive Grant (IHBG-COMP), also under assistance listing 14.867. IHBG-COMP prioritizes projects that increase the availability of affordable housing in Tribal communities with consideration to extent of need and administrative capacity. The regulations and requirements governing the IHBG formula program apply to the IHBG Competitive program. The IHBG-COMP Notices of Funding Opportunities (NOFO) are published on Grants.gov, where applicants submit applications.

Annual Reporting Burden: The annual reporting burden hours are based on the estimates provided below.

Information collection	Number of respondents	Frequency of response	Responses per annum	Burden hour per response	Annual burden hours	Hourly cost per response	Annual cost
SF-424	0	0	0	0	0	0	0
SF-424D	0	0	0	0	0	0	0
SF-425	0	0	0	0	0	0	0
HUD-2880	0	0	0	0	0	0	0
HUD-4117	792	1	792	2	1,584	\$43.10	\$68,270.40
HUD 4117 Appendix A	15	1	15	2	30	43.10	1,293.00
HUD 4117 Appendix B	15	1	15	2	30	43.10	1,293.00
HUD 4117 Appendix C	15	1	15	2	30	43.10	1,293.00
HUD 4117 Appendix D	15	1	15	2	30	43.10	1,293.00
HUD-4119	15	1	15	150	2,250	43.10	96,975.00
HUD-4119 Appendix A	15	1	15	2	30	43.10	1,293.00
HUD-4119 Appendix B	15	1	15	10	150	43.10	6,465.00
HUD-4119 Appendix C	15	1	15	15	225	43.10	9,697.50
HUD-4119 Appendix D	15	1	15	2	30	43.10	1,293.00
HUD-4123	120	1	120	2	240	43.10	10,344.00
HUD-4125	120	1	120	2	240	43.10	10,344.00
HUD-52736-A	15	1	15	0.25	3.75	43.10	161.63
HUD-52736-B	15	1	15	0.25	3.75	43.10	161.63

Information collection	Number of respondents	Frequency of response	Responses per annum	Burden hour per response	Annual burden hours	Hourly cost per response	Annual cost
HUD-52737 IHP-APR	773	2	1584	62	95,852	43.10	4,131,221.20
HUD-52737 GEMS IHP/APR	19	2	38	62	2,356	43.10	101,543.60
HUD-53248 IHBG-COMP APR	30	1	30	32	960	43.10	41,376.00
Totals	2,019	19	2,849	350	104,045	43.10	4,484,317.95

B. Solicitation of Public Comment

This notice is soliciting comments from members of the public and affected parties concerning the collection of information described in Section A on the following:

(1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) The accuracy of the agency’s estimate of the burden of the proposed collection of information;

(3) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(4) Ways to minimize the burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

C. Authority

Section 2 of the Paperwork Reduction Act of 1995, 44 U.S.C. 3507.

Sylvia Whitlock,

Acting Chief, Office of Policy, Program and Legislative Initiatives.

[FR Doc. 2025-07250 Filed 4-25-25; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[256A2100DD/AAKC001030/AOA501010.999900]

HEARTH Act Approval of Squaxin Island Tribe of the Squaxin Island Reservation, Amended Leasing Ordinance

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: The Assistant Secretary—Indian Affairs approved the Squaxin Island Tribe of the Squaxin Island Reservation, Amended Leasing Ordinance under the Helping Expedite and Advance Responsible Tribal Homeownership Act of 2012 (HEARTH

Act). With this approval, the Tribe is authorized to enter into agriculture, business, residential, wind and solar, wind energy evaluation, public, religious, educational, cultural, and recreational leases without further Secretary of the Interior approval.

DATES: The Assistant Secretary—Indian Affairs issued the approval on April 17, 2025.

FOR FURTHER INFORMATION CONTACT: Ms. Carla Clark, Bureau of Indian Affairs, Division of Real Estate Services, 1001 Indian School Road NW, Albuquerque, NM 87104, *carla.clark@bia.gov*, (702) 484-3233.

SUPPLEMENTARY INFORMATION:

I. Summary of the HEARTH Act

The HEARTH Act makes a voluntary, alternative land leasing process available to Tribes, by amending the Indian Long-Term Leasing Act of 1955, 25 U.S.C. 415. The HEARTH Act authorizes Tribes to negotiate and enter into business leases of Tribal trust lands with a primary term of 25 years, and up to two renewal terms of 25 years each, without the approval of the Secretary of the Interior (Secretary). The HEARTH Act also authorizes Tribes to enter into leases for residential, recreational, religious, or educational purposes for a primary term of up to 75 years without the approval of the Secretary. Participating Tribes develop Tribal leasing regulations, including an environmental review process, and then must obtain the Secretary’s approval of those regulations prior to entering into leases. The HEARTH Act requires the Secretary to approve Tribal regulations if the Tribal regulations are consistent with the Department of the Interior’s (Department) leasing regulations at 25 CFR part 162 and provide for an environmental review process that meets requirements set forth in the HEARTH Act. This notice announces that the Secretary, through the Assistant Secretary—Indian Affairs, has approved the Tribal regulations for the Squaxin Island Tribe of the Squaxin Island Reservation.

II. Federal Preemption of State and Local Taxes

The Department’s regulations governing the surface leasing of trust and restricted Indian lands specify that, subject to applicable Federal law, permanent improvements on leased land, leasehold or possessory interests, and activities under the lease are not subject to State and local taxation and may be subject to taxation by the Indian Tribe with jurisdiction. *See* 25 CFR 162.017. As explained further in the preamble to the final regulations, the Federal Government has a strong interest in promoting economic development, self-determination, and Tribal sovereignty. 77 FR 72440, 72447-48 (December 5, 2012). The principles supporting the Federal preemption of State law in the field of Indian leasing and the taxation of lease-related interests and activities applies with equal force to leases entered into under Tribal leasing regulations approved by the Federal Government pursuant to the HEARTH Act.

Section 5 of the Indian Reorganization Act, 25 U.S.C. 5108, preempts State and local taxation of permanent improvements on trust land. *Confederated Tribes of the Chehalis Reservation v. Thurston County*, 724 F.3d 1153, 1157 (9th Cir. 2013) (citing *Mescalero Apache Tribe v. Jones*, 411 U.S. 145 (1973)). Similarly, section 5108 preempts State taxation of rent payments by a lessee for leased trust lands, because “tax on the payment of rent is indistinguishable from an impermissible tax on the land.” *See Seminole Tribe of Florida v. Stranburg*, 799 F.3d 1324, 1331, n.8 (11th Cir. 2015). In addition, as explained in the preamble to the revised leasing regulations at 25 CFR part 162, Federal courts have applied a balancing test to determine whether State and local taxation of non-Indians on the reservation is preempted. *White Mountain Apache Tribe v. Bracker*, 448 U.S. 136, 143 (1980). The *Bracker* balancing test, which is conducted against a backdrop of “traditional notions of Indian self-government,” requires a particularized examination of the relevant State, Federal, and Tribal interests. We hereby adopt the *Bracker*