

Making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2015, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

____ --, 2014

Mr. CULBERSON, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2015, 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 That the following sums are appropriated, out of any 4 money in the Treasury not otherwise appropriated, for 5 military construction, the Department of Veterans Affairs, 6 and related agencies for the fiscal year ending September 7 30, 2015, and for other purposes, namely:

TITLE I

9 DEPARTMENT OF DEFENSE

10 MILITARY CONSTRUCTION, ARMY

11 For acquisition, construction, installation, and equip-12 ment of temporary or permanent public works, military 13 installations, facilities, and real property for the Army as currently authorized by law, including personnel in the 14 15 Army Corps of Engineers and other personal services necessary for the purposes of this appropriation, and for con-16 17 struction and operation of facilities in support of the functions of the Commander in Chief, \$526,427,000, to re-18 main available until September 30, 2019: Provided, That 19 of this amount, not to exceed \$51,127,000 shall be avail-20 21 able for study, planning, design, architect and engineer 22 services, and host nation support, as authorized by law, 23 unless the Secretary of the Army determines that addi-24 tional obligations are necessary for such purposes and no-

tifies the Committees on Appropriations of both Houses
 of Congress of the determination and the reasons therefor.

3 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

4 For acquisition, construction, installation, and equip-5 ment of temporary or permanent public works, naval installations, facilities, and real property for the Navy and 6 7 Marine Corps as currently authorized by law, including 8 personnel in the Naval Facilities Engineering Command 9 and other personal services necessary for the purposes of 10 this appropriation, \$998,772,000, to remain available until September 30, 2019: Provided, That of this amount, 11 12 not to exceed \$33,366,000 shall be available for study, 13 planning, design, and architect and engineer services, as authorized by law, unless the Secretary of the Navy deter-14 15 mines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations 16 17 of both Houses of Congress of the determination and the reasons therefor. 18

19 MILITARY CONSTRUCTION, AIR FORCE

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Air Force as currently authorized by law, \$719,551,000, to remain available until September 30, 2019: *Provided*, That of this amount, not to exceed \$10,738,000 shall be available for

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study, planning, design, and architect and engineer serv-1 ices, as authorized by law, unless the Secretary of the Air 2 3 Force determines that additional obligations are necessary 4 for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination 5 and the reasons therefor: Provided further, That none of 6 7 the funds provided under this heading for military con-8 struction in Europe as identified in the table entitled 9 "Military Construction" in the accompanying report may 10 be obligated or expended until the Department of Defense completes a European Consolidation Study. 11

12 MILITARY CONSTRUCTION, DEFENSE-WIDE

(INCLUDING TRANSFER OF FUNDS)

14 For acquisition, construction, installation, and equip-15 ment of temporary or permanent public works, installations, facilities, and real property for activities and agen-16 17 cies of the Department of Defense (other than the military 18 departments), currently authorized as by law, \$2,021,690,000, to remain available until September 30, 19 2019: Provided, That such amounts of this appropriation 20 21 as may be determined by the Secretary of Defense may 22 be transferred to such appropriations of the Department 23 of Defense available for military construction or family 24 housing as the Secretary may designate, to be merged with 25 and to be available for the same purposes, and for the

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same time period, as the appropriation or fund to which 1 2 transferred: *Provided further*, That of the amount appropriated, not to exceed \$122,240,000 shall be available for 3 4 study, planning, design, and architect and engineer serv-5 ices, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for 6 7 such purposes and notifies the Committees on Appropria-8 tions of both Houses of Congress of the determination and 9 the reasons therefor: *Provided further*, That none of the 10 funds provided under this heading for military construction in Europe as identified in the table entitled "Military 11 12 Construction" in the accompanying report may be obli-13 gated or expended until the Department of Defense completes a European Consolidation Study: *Provided further*, 14 15 That of the amount appropriated, notwithstanding any other provision of law, \$37,918,000 shall be available for 16 payments to the North Atlantic Treaty Organization for 17 18 the planning, design, and construction of a new North Atlantic Treaty Organization headquarters. 19

20 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Army National Guard, and contributions therefor, as authorized by chapter 1803 of title 10, United States Code, and Military Construction Authoriza-

tion Acts, \$126,920,000, to remain available until Sep-1 tember 30, 2019: Provided, That of the amount appro-2 3 priated, not to exceed \$17,600,000 shall be available for 4 study, planning, design, and architect and engineer serv-5 ices, as authorized by law, unless the Director of the Army National Guard determines that additional obligations are 6 7 necessary for such purposes and notifies the Committees 8 on Appropriations of both Houses of Congress of the de-9 termination and the reasons therefor.

10 MILITARY CONSTRUCTION, AIR NATIONAL GUARD

11 For construction, acquisition, expansion, rehabilita-12 tion, and conversion of facilities for the training and administration of the Air National Guard, and contributions 13 therefor, as authorized by chapter 1803 of title 10, United 14 15 States Code, and Military Construction Authorization Acts, \$94,663,000, to remain available until September 16 17 30, 2019: *Provided*, That of the amount appropriated, not to exceed \$7,700,000 shall be available for study, plan-18 ning, design, and architect and engineer services, as au-19 thorized by law, unless the Director of the Air National 20 21 Guard determines that additional obligations are nec-22 essary for such purposes and notifies the Committees on 23 Appropriations of both Houses of Congress of the deter-24 mination and the reasons therefor.

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MILITARY CONSTRUCTION, ARMY RESERVE

2 For construction, acquisition, expansion, rehabilita-3 tion, and conversion of facilities for the training and ad-4 ministration of the Army Reserve as authorized by chapter 5 1803 of title 10, United States Code, and Military Construction Authorization Acts, \$103,946,000, to remain 6 7 available until September 30, 2019: Provided, That of the 8 amount appropriated, not to exceed \$8,337,000 shall be 9 available for study, planning, design, and architect and en-10 gineer services, as authorized by law, unless the Chief of the Army Reserve determines that additional obligations 11 12 are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the 13 14 determination and the reasons therefor.

15 MILITARY CONSTRUCTION, NAVY RESERVE

16 For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and ad-17 18 ministration of the reserve components of the Navy and 19 Marine Corps as authorized by chapter 1803 of title 10, 20United States Code, and Military Construction Authoriza-21 tion Acts, \$51,528,000, to remain available until Sep-22 tember 30, 2019: Provided, That of the amount appro-23 priated, not to exceed \$2,123,000 shall be available for 24 study, planning, design, and architect and engineer serv-25 ices, as authorized by law, unless the Secretary of the

Navy determines that additional obligations are necessary
 for such purposes and notifies the Committees on Appro priations of both Houses of Congress of the determination
 and the reasons therefor.

5 MILITARY CONSTRUCTION, AIR FORCE RESERVE

6 For construction, acquisition, expansion, rehabilita-7 tion, and conversion of facilities for the training and ad-8 ministration of the Air Force Reserve as authorized by 9 chapter 1803 of title 10, United States Code, and Military 10 Construction Authorization Acts, \$49,492,000, to remain 11 available until September 30, 2019: Provided, That of the 12 amount appropriated, not to exceed \$6,892,000 shall be 13 available for study, planning, design, and architect and engineer services, as authorized by law, unless the Chief of 14 15 the Air Force Reserve determines that additional obligations are necessary for such purposes and notifies the 16 Committees on Appropriations of both Houses of Congress 17 of the determination and the reasons therefor. 18

19 NORTH ATLANTIC TREATY ORGANIZATION

20 Security Investment Program

For the United States share of the cost of the North Atlantic Treaty Organization Security Investment Program for the acquisition and construction of military facilities and installations (including international military headquarters) and for related expenses for the collective

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defense of the North Atlantic Treaty Area as authorized
 by section 2806 of title 10, United States Code, and Mili tary Construction Authorization Acts, \$199,700,000, to
 remain available until expended.

5 FAMILY HOUSING CONSTRUCTION, ARMY

For expenses of family housing for the Army for construction, including acquisition, replacement, addition, expansion, extension, and alteration, as authorized by law,
\$78,609,000, to remain available until September 30,
2019.

11 FAMILY HOUSING OPERATION AND MAINTENANCE,

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Army

For expenses of family housing for the Army for operation and maintenance, including debt payment, leasing,
minor construction, principal and interest charges, and insurance premiums, as authorized by law, \$350,976,000.
FAMILY HOUSING CONSTRUCTION, NAVY AND MARINE
CORPS

For expenses of family housing for the Navy and Marine Corps for construction, including acquisition, replacement, addition, expansion, extension, and alteration, as
authorized by law, \$16,412,000, to remain available until
September 30, 2019.

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1	FAMILY HOUSING OPERATION AND MAINTENANCE,
2	NAVY AND MARINE CORPS
3	For expenses of family housing for the Navy and Ma-
4	rine Corps for operation and maintenance, including debt
5	payment, leasing, minor construction, principal and inter-
6	est charges, and insurance premiums, as authorized by
7	law, \$354,029,000.
8	FAMILY HOUSING OPERATION AND MAINTENANCE, AIR
9	Force
10	For expenses of family housing for the Air Force for
11	operation and maintenance, including debt payment, leas-
12	ing, minor construction, principal and interest charges,
13	and insurance premiums, as authorized by law,
14	\$327,747,000.
15	FAMILY HOUSING OPERATION AND MAINTENANCE,
16	Defense-Wide
17	For expenses of family housing for the activities and
18	agencies of the Department of Defense (other than the
19	military departments) for operation and maintenance,
20	leasing, and minor construction, as authorized by law,
21	\$61,100,000.
22	DEPARTMENT OF DEFENSE FAMILY HOUSING
23	Improvement Fund
24	For the Department of Defense Family Housing Im-
25	provement Fund, \$1,662,000, to remain available until ex-

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pended, for family housing initiatives undertaken pursu ant to section 2883 of title 10, United States Code, pro viding alternative means of acquiring and improving mili tary family housing and supporting facilities.

- 5 CHEMICAL DEMILITARIZATION CONSTRUCTION,
 - Defense-Wide

7 For expenses of construction, not otherwise provided 8 for, necessary for the destruction of the United States 9 stockpile of lethal chemical agents and munitions in ac-10 cordance with section 1412 of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521), and for the 11 12 destruction of other chemical warfare materials that are 13 not in the chemical weapon stockpile, as currently authorized by law, \$38,715,000, to remain available until Sep-14 15 tember 30, 2019, which shall be only for the Assembled Chemical Weapons Alternatives program. 16

17 DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT

For deposit into the Department of Defense Base
Closure Account, established by section 2906(a)(1) of the
Defense Base Closure and Realignment Act of 1990 (10
U.S.C. 2687 note), as amended by section 2711 of the
National Defense Authorization Act for Fiscal Year 2013
(Public Law 112–239), \$270,085,000, to remain available
until expended.

Administrative Provisions

SEC. 101. None of the funds made available in this title shall be expended for payments under a cost-plus-afixed-fee contract for construction, where cost estimates exceed \$25,000, to be performed within the United States, except Alaska, without the specific approval in writing of the Secretary of Defense setting forth the reasons therefor.

9 SEC. 102. Funds made available in this title for con10 struction shall be available for hire of passenger motor ve11 hicles.

12 SEC. 103. Funds made available in this title for con-13 struction may be used for advances to the Federal High-14 way Administration, Department of Transportation, for 15 the construction of access roads as authorized by section 16 210 of title 23, United States Code, when projects author-17 ized therein are certified as important to the national de-18 fense by the Secretary of Defense.

SEC. 104. None of the funds made available in this
title may be used to begin construction of new bases in
the United States for which specific appropriations have
not been made.

SEC. 105. None of the funds made available in this
title shall be used for purchase of land or land easements
in excess of 100 percent of the value as determined by

the Army Corps of Engineers or the Naval Facilities Engi neering Command, except: (1) where there is a determina tion of value by a Federal court; (2) purchases negotiated
 by the Attorney General or the designee of the Attorney
 General; (3) where the estimated value is less than
 \$25,000; or (4) as otherwise determined by the Secretary
 of Defense to be in the public interest.

8 SEC. 106. None of the funds made available in this 9 title shall be used to: (1) acquire land; (2) provide for site 10 preparation; or (3) install utilities for any family housing, 11 except housing for which funds have been made available 12 in annual Acts making appropriations for military con-13 struction.

14 SEC. 107. None of the funds made available in this 15 title for minor construction may be used to transfer or 16 relocate any activity from one base or installation to an-17 other, without prior notification to the Committees on Ap-18 propriations of both Houses of Congress.

19 SEC. 108. None of the funds made available in this 20 title may be used for the procurement of steel for any con-21 struction project or activity for which American steel pro-22 ducers, fabricators, and manufacturers have been denied 23 the opportunity to compete for such steel procurement.

SEC. 109. None of the funds available to the Depart-ment of Defense for military construction or family hous-

ing during the current fiscal year may be used to pay real
 property taxes in any foreign nation.

3 SEC. 110. None of the funds made available in this
4 title may be used to initiate a new installation overseas
5 without prior notification to the Committees on Appro6 priations of both Houses of Congress.

7 SEC. 111. None of the funds made available in this 8 title may be obligated for architect and engineer contracts 9 estimated by the Government to exceed \$500,000 for 10 projects to be accomplished in Japan, in any North Atlantic Treaty Organization member country, or in countries 11 bordering the Arabian Sea, unless such contracts are 12 awarded to United States firms or United States firms 13 in joint venture with host nation firms. 14

15 SEC. 112. None of the funds made available in this title for military construction in the United States terri-16 tories and possessions in the Pacific and on Kwajalein 17 Atoll, or in countries within the United States Central 18 19 Command Area of Responsibility, may be used to award 20any contract estimated by the Government to exceed 21 \$1,000,000 to a foreign contractor: *Provided*, That this 22 section shall not be applicable to contract awards for 23 which the lowest responsive and responsible bid of a 24 United States contractor exceeds the lowest responsive 25 and responsible bid of a foreign contractor by greater than

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 apply to contract awards for military construction on
 Kwajalein Atoll for which the lowest responsive and re sponsible bid is submitted by a Marshallese contractor.

5 SEC. 113. The Secretary of Defense shall inform the 6 appropriate committees of both Houses of Congress, in-7 cluding the Committees on Appropriations, of plans and 8 scope of any proposed military exercise involving United 9 States personnel 30 days prior to its occurring, if amounts 10 expended for construction, either temporary or permanent, 11 are anticipated to exceed \$100,000.

12 SEC. 114. Not more than 20 percent of the funds 13 made available in this title which are limited for obligation 14 during the current fiscal year shall be obligated during 15 the last 2 months of the fiscal year.

16 SEC. 115. Funds appropriated to the Department of 17 Defense for construction in prior years shall be available 18 for construction authorized for each such military depart-19 ment by the authorizations enacted into law during the 20 current session of Congress.

SEC. 116. For military construction or family housing
projects that are being completed with funds otherwise expired or lapsed for obligation, expired or lapsed funds may
be used to pay the cost of associated supervision, inspec-

1 tion, overhead, engineering and design on those projects2 and on subsequent claims, if any.

- 3 SEC. 117. Notwithstanding any other provision of 4 law, any funds made available to a military department 5 or defense agency for the construction of military projects may be obligated for a military construction project or 6 7 contract, or for any portion of such a project or contract, 8 at any time before the end of the fourth fiscal year after 9 the fiscal year for which funds for such project were made 10 available, if the funds obligated for such project: (1) are 11 obligated from funds available for military construction 12 projects; and (2) do not exceed the amount appropriated 13 for such project, plus any amount by which the cost of 14 such project is increased pursuant to law.
- 15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 118. In addition to any other transfer authority 17 available to the Department of Defense, proceeds depos-18 ited to the Department of Defense Base Closure Account 19 established by section 207(a)(1) of the Defense Authoriza-20 tion Amendments and Base Closure and Realignment Act 21 (10 U.S.C. 2687 note) pursuant to section 207(a)(2)(C)22 of such Act, may be transferred to the account established 23 by section 2906(a)(1) of the Defense Base Closure and 24 Realignment Act of 1990 (10 U.S.C. 2687 note), to be

1 merged with, and to be available for the same purposes2 and the same time period as that account.

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(INCLUDING TRANSFER OF FUNDS)

4 SEC. 119. Subject to 30 days prior notification, or 5 14 days for a notification provided in an electronic medium pursuant to sections 480 and 2883 of title 10, 6 7 United States Code, to the Committees on Appropriations 8 of both Houses of Congress, such additional amounts as 9 may be determined by the Secretary of Defense may be 10 transferred to: (1) the Department of Defense Family Housing Improvement Fund from amounts appropriated 11 for construction in "Family Housing" accounts, to be 12 13 merged with and to be available for the same purposes 14 and for the same period of time as amounts appropriated 15 directly to the Fund; or (2) the Department of Defense Military Unaccompanied Housing Improvement Fund 16 from amounts appropriated for construction of military 17 unaccompanied housing in "Military Construction" ac-18 19 counts, to be merged with and to be available for the same 20 purposes and for the same period of time as amounts ap-21 propriated directly to the Fund: *Provided*, That appropria-22 tions made available to the Funds shall be available to 23 cover the costs, as defined in section 502(5) of the Con-24 gressional Budget Act of 1974, of direct loans or loan 25 guarantees issued by the Department of Defense pursuant

to the provisions of subchapter IV of chapter 169 of title
 10, United States Code, pertaining to alternative means
 of acquiring and improving military family housing, mili tary unaccompanied housing, and supporting facilities.

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 120. In addition to any other transfer authority 7 available to the Department of Defense, amounts may be 8 transferred from the Department of Defense Base Closure 9 Account to the fund established by section 1013(d) of the 10 Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3374) to pay for expenses associated 11 12 with the Homeowners Assistance Program incurred under 42 U.S.C. 3374(a)(1)(A). Any amounts transferred shall 13 be merged with and be available for the same purposes 14 15 and for the same time period as the fund to which trans-16 ferred.

17 SEC. 121. Notwithstanding any other provision of 18 law, funds made available in this title for operation and 19 maintenance of family housing shall be the exclusive 20source of funds for repair and maintenance of all family 21 housing units, including general or flag officer quarters: 22 *Provided*, That not more than \$15,000 per unit may be 23 spent annually for the maintenance and repair of any gen-24 eral or flag officer quarters without 30 days prior notifica-25 tion, or 14 days for a notification provided in an electronic

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medium pursuant to sections 480 and 2883 of title 10, 1 2 United States Code, to the Committees on Appropriations 3 of both Houses of Congress, except that an after-the-fact 4 notification shall be submitted if the limitation is exceeded 5 solely due to costs associated with environmental remediation that could not be reasonably anticipated at the time 6 of the budget submission: Provided further, That the 7 8 Under Secretary of Defense (Comptroller) is to report an-9 nually to the Committees on Appropriations of both 10 Houses of Congress all operation and maintenance expenditures for each individual general or flag officer quar-11 12 ters for the prior fiscal year.

13 SEC. 122. Amounts contained in the Ford Island Im-14 provement Account established by subsection (h) of sec-15 tion 2814 of title 10, United States Code, are appro-16 priated and shall be available until expended for the pur-17 poses specified in subsection (i)(1) of such section or until 18 transferred pursuant to subsection (i)(3) of such section.

19 (INCLUDING TRANSFER OF FUNDS)

SEC. 123. During the 5-year period after appropriations available in this Act to the Department of Defense for military construction and family housing operation and maintenance and construction have expired for obligation, upon a determination that such appropriations will not be necessary for the liquidation of obligations or for making

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authorized adjustments to such appropriations for obliga-1 2 tions incurred during the period of availability of such ap-3 propriations, unobligated balances of such appropriations 4 may be transferred into the appropriation "Foreign Currency Fluctuations, Construction, Defense", to be merged 5 with and to be available for the same time period and for 6 7 the same purposes as the appropriation to which trans-8 ferred.

9 SEC. 124. (a) Except as provided in subsection (b), 10 none of the funds made available in this Act may be used 11 by the Secretary of the Army to relocate a unit in the 12 Army that—

(1) performs a testing mission or function that
is not performed by any other unit in the Army and
is specifically stipulated in title 10, United States
Code; and

(2) is located at a military installation at which
the total number of civilian employees of the Department of the Army and Army contractor personnel
employed exceeds 10 percent of the total number of
members of the regular and reserve components of
the Army assigned to the installation.

(b) EXCEPTION.—Subsection (a) shall not apply if
the Secretary of the Army certifies to the congressional
defense committees that in proposing the relocation of the

unit of the Army, the Secretary complied with Army Regu lation 5-10 relating to the policy, procedures, and respon sibilities for Army stationing actions.

4 SEC. 125. Amounts appropriated or otherwise made 5 available in an account funded under the headings in this title may be transferred among projects and activities 6 7 within the account in accordance with the reprogramming 8 guidelines for military construction and family housing 9 construction contained in Department of Defense Finan-10 cial Management Regulation 7000.14–R, Volume 3, Chapter 7, of February 2009, as in effect on the date of enact-11 ment of this Act. 12

SEC. 126. None of the funds made available in this
title may be obligated or expended for planning and design
and construction of projects at Arlington National Cemetery.

17 SEC. 127. For an additional amount for "Military Construction, Navy and Marine Corps", "Military Con-18 struction, Air Force", "Military Construction, Army Re-19 20serve", and "Military Construction, Navy Reserve", 21 \$125,000,000, to remain available until September 30, 22 2018: Provided, That notwithstanding any other provision 23 of law, such funds may be obligated and expended to carry 24 out construction of projects, excluding in Europe, as au-25 thorized in division B of Public Law 113-66: Provided further, That not later than 30 days after enactment of this
 Act, the Secretary of Defense shall submit to the Commit tees on Appropriations of both Houses of Congress an ex penditure plan for funds provided under this heading.

5 SEC. 128. For an additional amount for "Military Construction, Army", "Military Construction, Army Na-6 tional Guard", and "Military Construction, Army Re-7 8 serve", \$245,000,000, to remain available until September 9 30, 2019: *Provided*, That notwithstanding any other provi-10 sion of law, such funds may only be obligated to carry out construction of projects as authorized in division B 11 12 of an Act authorizing appropriations for fiscal year 2015 13 for military activities of the Department of Defense (relating to Military Construction Authorizations): Provided 14 15 *further*, That not later than 30 days after enactment of this Act, the Secretary of the Army shall submit to the 16 Committees on Appropriations of both Houses of Congress 17 an expenditure plan for funds provided under this head-18 19 ing.

20 (INCLUDING RESCISSION OF FUNDS)

SEC. 129. Of the unobligated balances available for
"Military Construction, Army", from prior appropriations
Acts (other than appropriations designated by law as
being for contingency operations directly related to the

1 global war on terrorism or as an emergency requirement),

2 \$79,577,000 are hereby rescinded.

3 (INCLUDING RESCISSION OF FUNDS)

4 SEC. 130. Of the unobligated balances available for 5 "NATO Security Investment Program", from prior appro-6 priations Acts (other than appropriations designated by 7 law as being for contingency operations directly related to 8 the global war on terrorism or as an emergency require-9 ment), \$25,000,000 are hereby rescinded.

10 (INCLUDING RESCISSION OF FUNDS)

11 SEC. 131. Of the unobligated balances made available 12 in prior appropriation Acts for the fund established in section 1013(d) of the Demonstration Cities and Metropoli-13 tan Development Act of 1966 (42 U.S.C. 3374) (other 14 15 than appropriations designated by law as being for contingency operations directly related to the global war on ter-16 rorism or as an emergency requirement), \$100,000,000 17 18 are hereby rescinded.

19 SEC. 132. For the purposes of this Act, the term 20 "congressional defense committees" means the Commit-21 tees on Armed Services of the House of Representatives 22 and the Senate, the Subcommittee on Military Construc-23 tion and Veterans Affairs of the Committee on Appropria-24 tions of the Senate, and the Subcommittee on Military

1	Construction and Veterans Affairs of the Committee on
2	Appropriations of the House of Representatives.
3	TITLE II
4	DEPARTMENT OF VETERANS AFFAIRS
5	VETERANS BENEFITS ADMINISTRATION
6	COMPENSATION AND PENSIONS
7	(INCLUDING TRANSFER OF FUNDS)
8	For the payment of compensation benefits to or on
9	behalf of veterans and a pilot program for disability ex-
10	aminations as authorized by section 107 and chapters 11,
11	13, 18, 51, 53, 55, and 61 of title 38, United States Code;
12	pension benefits to or on behalf of veterans as authorized
13	by chapters 15, 51, 53, 55, and 61 of title 38, United
14	States Code; and burial benefits, the Reinstated Entitle-
15	ment Program for Survivors, emergency and other offi-
16	cers' retirement pay, adjusted-service credits and certifi-
17	cates, payment of premiums due on commercial life insur-
18	ance policies guaranteed under the provisions of title IV
19	of the Servicemembers Civil Relief Act (50 U.S.C. App.
20	541 et seq.) and for other benefits as authorized by sec-
21	tions 107, 1312, 1977, and 2106, and chapters 23, 51,
22	53, 55, and 61 of title 38, United States Code,
23	\$78,687,709,000, to remain available until expended: Pro-
24	vided, That not to exceed \$15,430,000 of the amount ap-
25	propriated under this heading shall be reimbursed to

1 "General Operating Expenses, Veterans Benefits Adminis-2 tration" and "Information Technology Systems" for nec-3 essary expenses in implementing the provisions of chapters 4 51, 53, and 55 of title 38, United States Code, the funding 5 source for which is specifically provided as the "Compensation and Pensions" appropriation: Provided further, 6 7 That such sums as may be earned on an actual qualifying 8 patient basis, shall be reimbursed to "Medical Care Collec-9 tions Fund" to augment the funding of individual medical 10 facilities for nursing home care provided to pensioners as 11 authorized.

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READJUSTMENT BENEFITS

13 For the payment of readjustment and rehabilitation benefits to or on behalf of veterans as authorized by chap-14 15 ters 21, 30, 31, 33, 34, 35, 36, 39, 41, 51, 53, 55, and 16 61 of title 38, United States Code, \$14,761,862,000, to remain available until expended: *Provided*, That expenses 17 18 for rehabilitation program services and assistance which the Secretary is authorized to provide under subsection (a) 19 of section 3104 of title 38, United States Code, other than 20 21 under paragraphs (1), (2), (5), and (11) of that sub-22 section, shall be charged to this account.

23 VETERANS INSURANCE AND INDEMNITIES

For military and naval insurance, national service lifeinsurance, servicemen's indemnities, service-disabled vet-

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erans insurance, and veterans mortgage life insurance as
 authorized by chapters 19 and 21, title 38, United States
 Code, \$63,257,000, to remain available until expended.

VETERANS HOUSING BENEFIT PROGRAM FUND

5 For the cost of direct and guaranteed loans, such 6 sums as may be necessary to carry out the program, as 7 authorized by subchapters I through III of chapter 37 of 8 title 38, United States Code: *Provided*, That such costs, 9 including the cost of modifying such loans, shall be as de-10 fined in section 502 of the Congressional Budget Act of 1974: Provided further, That during fiscal year 2015, 11 12 within the resources available, not to exceed \$500,000 in 13 gross obligations for direct loans are authorized for specially adapted housing loans. 14

15 In addition, for administrative expenses to carry out the direct and guaranteed loan programs, \$160,881,000. 16 17 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT 18 For the cost of direct loans, \$10,000, as authorized 19 by chapter 31 of title 38, United States Code: *Provided*, 20That such costs, including the cost of modifying such 21 loans, shall be as defined in section 502 of the Congres-22 sional Budget Act of 1974: Provided further, That funds 23 made available under this heading are available to sub-24 sidize gross obligations for the principal amount of direct 25 loans not to exceed \$2,877,000.

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In addition, for administrative expenses necessary to
 carry out the direct loan program, \$361,000, which may
 be paid to the appropriation for "General Operating Ex penses, Veterans Benefits Administration".

- 5 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM
 - ACCOUNT

For administrative expenses to carry out the direct
8 loan program authorized by subchapter V of chapter 37
9 of title 38, United States Code, \$1,130,000.

- 10 VETERANS HEALTH ADMINISTRATION
- 11

6

MEDICAL SERVICES

12 For necessary expenses for furnishing, as authorized 13 by law, inpatient and outpatient care and treatment to beneficiaries of the Department of Veterans Affairs and 14 15 veterans described in section 1705(a) of title 38, United States Code, including care and treatment in facilities not 16 under the jurisdiction of the Department, and including 17 medical supplies and equipment, bioengineering services, 18 food services, and salaries and expenses of healthcare em-19 ployees hired under title 38, United States Code, aid to 20 21 State homes as authorized by section 1741 of title 38, 22 United States Code, assistance and support services for 23 caregivers as authorized by section 1720G of title 38, 24 United States Code, loan repayments authorized by sec-25 tion 604 of the Caregivers and Veterans Omnibus Health

Services Act of 2010 (Public Law 111–163; 124 Stat. 1 2 1174; 38 U.S.C. 7681 note), and hospital care and med-3 ical services authorized by section 1787 of title 38, United 4 States Code, \$47,603,202,000, plus reimbursements, shall become available on October 1, 2015, and shall remain 5 available until September 30, 2016: Provided, That not-6 7 withstanding any other provision of law, the Secretary of 8 Veterans Affairs shall establish a priority for the provision 9 of medical treatment for veterans who have service-con-10 nected disabilities, lower income, or have special needs: *Provided further*, That notwithstanding any other provi-11 12 sion of law, the Secretary of Veterans Affairs shall give priority funding for the provision of basic medical benefits 13 to veterans in enrollment priority groups 1 through 6: Pro-14 15 vided further, That notwithstanding any other provision of law, the Secretary of Veterans Affairs may authorize 16 17 the dispensing of prescription drugs from Veterans Health 18 Administration facilities to enrolled veterans with privately written prescriptions based on requirements established by 19 the Secretary: *Provided further*, That the implementation 20 21 of the program described in the previous proviso shall 22 incur no additional cost to the Department of Veterans 23 Affairs.

MEDICAL SUPPORT AND COMPLIANCE

2 For necessary expenses in the administration of the 3 medical, hospital, nursing home, domiciliary, construction, 4 supply, and research activities, as authorized by law; ad-5 ministrative expenses in support of capital policy activities; and administrative and legal expenses of the Depart-6 ment for collecting and recovering amounts owed the De-7 8 partment as authorized under chapter 17 of title 38, 9 United States Code, and the Federal Medical Care Recovery Act (42 U.S.C. 2651 et seq.), \$6,144,000,000, plus 10 reimbursements, shall become available on October 1, 11 2015, and shall remain available until September 30, 12 13 2016.

14

MEDICAL FACILITIES

15 For necessary expenses for the maintenance and operation of hospitals, nursing homes, domiciliary facilities, 16 17 and other necessary facilities of the Veterans Health Ad-18 ministration; for administrative expenses in support of planning, design, project management, real property ac-19 quisition and disposition, construction, and renovation of 20 21 any facility under the jurisdiction or for the use of the 22 Department; for oversight, engineering, and architectural 23 activities not charged to project costs; for repairing, alter-24 ing, improving, or providing facilities in the several hos-25 pitals and homes under the jurisdiction of the Depart-

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ment, not otherwise provided for, either by contract or by
 the hire of temporary employees and purchase of mate rials; for leases of facilities; and for laundry services,
 \$4,915,000,000, plus reimbursements, shall become avail able on October 1, 2015, and shall remain available until
 September 30, 2016.

7

MEDICAL AND PROSTHETIC RESEARCH

8 For necessary expenses in carrying out programs of 9 medical and prosthetic research and development as au-10 thorized by chapter 73 of title 38, United States Code, 11 \$588,922,000, plus reimbursements, shall remain avail-12 able until September 30, 2016.

13 NATIONAL CEMETERY ADMINISTRATION

14 For necessary expenses of the National Cemetery Ad-15 ministration for operations and maintenance, not otherwise provided for, including uniforms or allowances there-16 for; cemeterial expenses as authorized by law; purchase 17 18 of one passenger motor vehicle for use in cemeterial oper-19 ations; hire of passenger motor vehicles; and repair, alter-20ation or improvement of facilities under the jurisdiction 21 of the National Cemetery Administration, \$256,800,000, 22 of which not to exceed \$25,600,000 shall remain available 23 until September 30, 2016.

1	DEPARTMENTAL ADMINISTRATION
2	GENERAL ADMINISTRATION
3	(INCLUDING TRANSFER OF FUNDS)

4 For necessary operating expenses of the Department of Veterans Affairs, not otherwise provided for, including 5 administrative expenses in support of Department-Wide 6 7 capital planning, management and policy activities, uni-8 forms, or allowances therefor; not to exceed \$25,000 for 9 official reception and representation expenses; hire of passenger motor vehicles; and reimbursement of the General 10 11 Services Administration for security guard services, 12 \$321,591,000, of which not to exceed \$16,080,000 shall remain available until September 30, 2016: Provided, 13 14 That funds provided under this heading may be trans-15 ferred to "General Operating Expenses, Veterans Benefits Administration". 16

17

BOARD OF VETERANS APPEALS

18 For necessary operating expenses of the Board of
19 Veterans Appeals, \$94,294,000, of which not to exceed
20 \$9,429,000 shall remain available until September 30,
21 2016.

22 GENERAL OPERATING EXPENSES, VETERANS BENEFITS
23 ADMINISTRATION

For necessary operating expenses of the VeteransBenefits Administration, not otherwise provided for, in-

cluding hire of passenger motor vehicles, reimbursement 1 2 of the General Services Administration for security guard 3 services, and reimbursement of the Department of De-4 fense for the cost of overseas employee mail, \$2,514,254,000: Provided, That expenses for services and 5 assistance authorized under paragraphs (1), (2), (5), and 6 (11) of section 3104(a) of title 38, United States Code, 7 8 that the Secretary of Veterans Affairs determines are nec-9 essary to enable entitled veterans: (1) to the maximum ex-10 tent feasible, to become employable and to obtain and maintain suitable employment; or (2) to achieve maximum 11 12 independence in daily living, shall be charged to this ac-13 count: *Provided further*, That of the funds made available 14 under this heading, not to exceed \$125,000,000 shall re-15 main available until September 30, 2016.

16

- INFORMATION TECHNOLOGY SYSTEMS
- 17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses for information technology 19 systems and telecommunications support, including devel-20 opmental information systems and operational information 21 systems; for pay and associated costs; and for the capital 22 asset acquisition of information technology systems, in-23 cluding management and related contractual costs of said 24 acquisitions, including contractual costs associated with operations authorized by section 3109 of title 5, United 25

States Code, \$3,870,552,000, plus reimbursements: Pro-1 2 vided, That \$1,039,000,000 shall be for pay and associ-3 ated costs, of which not to exceed \$31,170,000 shall re-4 main available until September 30, 2016: Provided further, 5 That \$2,283,217,000 shall be for operations and maintenance, of which not to exceed \$160,000,000 shall remain 6 7 available until September 30, 2016: Provided further, That 8 \$548,335,000 shall be for information technology systems 9 development, modernization, and enhancement, and shall 10 remain available until September 30, 2016: Provided further, That amounts made available for information tech-11 nology systems development, modernization, and enhance-12 13 ment may not be obligated or expended until the Secretary of Veterans Affairs or the Chief Information Officer of 14 15 the Department of Veterans Affairs submits to the Committees on Appropriations of both Houses of Congress a 16 17 certification of the amounts, in parts or in full, to be obli-18 gated and expended for each development project: Pro-19 vided further, That amounts made available for salaries 20and expenses, operations and maintenance, and informa-21 tion technology systems development, modernization, and 22 enhancement may be transferred among the three sub-23 accounts after the Secretary of Veterans Affairs requests 24 from the Committees on Appropriations of both Houses 25 of Congress the authority to make the transfer and an

approval is issued: *Provided further*, That amounts made 1 2 available for the "Information Technology Systems" ac-3 count for development, modernization, and enhancement 4 may be transferred among projects or to newly defined projects: *Provided further*, That no project may be in-5 creased or decreased by more than \$1,000,000 of cost 6 7 prior to submitting a request to the Committees on Appro-8 priations of both Houses of Congress to make the transfer 9 and an approval is issued, or absent a response, a period 10 of 30 days has elapsed: *Provided further*, That funds under this heading may be used by the Interagency Program Of-11 12 fice through the Department of Veterans Affairs to develop a standard data reference terminology model: Pro-13 vided further. That of the funds made available for infor-14 15 mation technology systems development, modernization, 16 and enhancement for VistA Evolution, not more than 25 percent may be obligated or expended until the Secretary 17 18 of Veterans Affairs submits to the Committees on Appropriations of both Houses of Congress, and such Commit-19 tees approve, a report that describes: (1) the status of 20 21 VistA Evolution project development and any corrective 22 actions taken where the plan established in the VistA Evo-23 lution program plan (hereinafter referred to as the 24 "Plan"), VistA 4 product roadmap (Roadmap), or the 25 VistA Evolution cost estimate, dated March 24, 2014 may

have fallen short; (2) any changes to the scope of the 1 VistA Evolution program as established in the Plan; (3)2 3 actual program costs incurred and any refinements to the 4 cost estimate presented in the Plan based on actual costs 5 incurred; (4) progress in meeting the schedule milestones that have been established in the Plan; (5) program per-6 7 formance relative to the performance measures that have 8 been identified in the Plan and the Roadmap; (6) plans 9 for testing the VistA system and test results; (7) VistA 10 Evolution program risks and issues that have been identified and any agency responses to such risks and issues; 11 12 (8) the effort to achieve interoperability between the elec-13 tronic health record systems of the Department of Defense and the Department of Veterans Affairs, including the 14 15 scope, cost, schedule, and performance benchmarks of the interoperable record; and (9) progress toward developing 16 and implementing the interoperable electronic health 17 record throughout the two Departments' medical facilities: 18 *Provided further*, That the funds made available under this 19 heading for information technology systems development, 20 21 modernization, and enhancement, shall be for the projects, 22 and in the amounts, specified under this heading in the 23 report accompanying this Act.

36

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector
General, to include information technology, in carrying out
the provisions of the Inspector General Act of 1978 (5
U.S.C. App.), \$121,411,000, of which \$10,000,000 shall
remain available until September 30, 2016.

7

CONSTRUCTION, MAJOR PROJECTS

8 For constructing, altering, extending, and improving 9 any of the facilities, including parking projects, under the 10 jurisdiction or for the use of the Department of Veterans Affairs, or for any of the purposes set forth in sections 11 12 316, 2404, 2406, and chapter 81 of title 38, United States 13 Code, not otherwise provided for, including planning, ar-14 chitectural and engineering services, construction manage-15 ment services, maintenance or guarantee period services costs associated with equipment guarantees provided 16 17 under the project, services of claims analysts, offsite utility 18 and storm drainage system construction costs, and site ac-19 quisition, where the estimated cost of a project is more 20than the amount set forth in section 8104(a)(3)(A) of title 21 38, United States Code, or where funds for a project were 22 made available in a previous major project appropriation, 23 \$561,800,000, of which \$527,800,000 shall remain avail-24 able until September 30, 2019, and of which \$34,000,000 shall remain available until expended: Provided, That ex-25
cept for advance planning activities, including needs as-1 sessments which may or may not lead to capital invest-2 3 ments, and other capital asset management related activi-4 ties, including portfolio development and management ac-5 tivities, and investment strategy studies funded through the advance planning fund and the planning and design 6 7 activities funded through the design fund, including needs 8 assessments which may or may not lead to capital invest-9 ments, and salaries and associated costs of the resident 10 engineers who oversee those capital investments funded through this account, and funds provided for the purchase 11 12 of land for the National Cemetery Administration through 13 the land acquisition line item, none of the funds made available under this heading shall be used for any project 14 15 which has not been approved by the Congress in the budgetary process: *Provided further*, That funds made available 16 under this heading for fiscal year 2015, for each approved 17 18 project shall be obligated: (1) by the awarding of a con-19 struction documents contract by September 30, 2015; and 20 (2) by the awarding of a construction contract by Sep-21 tember 30, 2016: Provided further, That the Secretary of 22 Veterans Affairs shall promptly submit to the Committees 23 on Appropriations of both Houses of Congress a written 24 report on any approved major construction project for

which obligations are not incurred within the time limita tions established above.

3

CONSTRUCTION, MINOR PROJECTS

4 For constructing, altering, extending, and improving 5 any of the facilities, including parking projects, under the jurisdiction or for the use of the Department of Veterans 6 7 Affairs, including planning and assessments of needs 8 which may lead to capital investments, architectural and 9 engineering services, maintenance or guarantee period 10 services costs associated with equipment guarantees pro-11 vided under the project, services of claims analysts, offsite 12 utility and storm drainage system construction costs, and 13 site acquisition, or for any of the purposes set forth in 14 sections 316, 2404, 2406, and chapter 81 of title 38, United States Code, not otherwise provided for, where the 15 16 estimated cost of a project is equal to or less than the amount set forth in section 8104(a)(3)(A) of title 38, 17 18 United States Code, \$495,200,000, to remain available until September 30, 2019, along with unobligated balances 19 of previous "Construction, Minor Projects" appropriations 20 21 which are hereby made available for any project where the 22 estimated cost is equal to or less than the amount set forth 23 in such section: *Provided*, That funds made available 24 under this heading shall be for: (1) repairs to any of the 25 nonmedical facilities under the jurisdiction or for the use

of the Department which are necessary because of loss or
 damage caused by any natural disaster or catastrophe;
 and (2) temporary measures necessary to prevent or to
 minimize further loss by such causes.

5 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE

6

FACILITIES

For grants to assist States to acquire or construct
8 State nursing home and domiciliary facilities and to re9 model, modify, or alter existing hospital, nursing home,
10 and domiciliary facilities in State homes, for furnishing
11 care to veterans as authorized by sections 8131 through
12 8137 of title 38, United States Code, \$80,000,000, to re13 main available until expended.

14 GRANTS FOR CONSTRUCTION OF VETERANS CEMETERIES

For grants to assist States and tribal organizations in establishing, expanding, or improving veterans cemeteries as authorized by section 2408 of title 38, United States Code, \$45,000,000, to remain available until expended.

20 Administrative Provisions

21 (INCLUDING TRANSFER OF FUNDS)

SEC. 201. Any appropriation for fiscal year 2015 for
"Compensation and Pensions", "Readjustment Benefits",
and "Veterans Insurance and Indemnities" may be transferred as necessary to any other of the mentioned appro-

priations: *Provided*, That before a transfer may take place,
 the Secretary of Veterans Affairs shall request from the
 Committees on Appropriations of both Houses of Congress
 the authority to make the transfer and such Committees
 issue an approval, or absent a response, a period of 30
 days has elapsed.

7

(INCLUDING TRANSFER OF FUNDS)

8 SEC. 202. Amounts made available for the Depart-9 ment of Veterans Affairs for fiscal year 2015, in this Act 10 or any other Act, under the "Medical Services", "Medical Support and Compliance", and "Medical Facilities" ac-11 12 counts may be transferred among the accounts: *Provided*, That any transfers between the "Medical Services" and 13 14 "Medical Support and Compliance" accounts of 1 percent 15 or less of the total amount appropriated to the account in this or any other Act may take place subject to notifica-16 tion from the Secretary of Veterans Affairs to the Com-17 mittees on Appropriations of both Houses of Congress of 18 the amount and purpose of the transfer: Provided further, 19 20That any transfers between the "Medical Services" and 21 "Medical Support and Compliance" accounts in excess of 22 1 percent, or exceeding the cumulative 1 percent for the 23 fiscal year, may take place only after the Secretary re-24 quests from the Committees on Appropriations of both 25 Houses of Congress the authority to make the transfer

and an approval is issued: *Provided further*, That any 1 transfers to or from the "Medical Facilities" account may 2 3 take place only after the Secretary requests from the Com-4 mittees on Appropriations of both Houses of Congress the 5 authority to make the transfer and an approval is issued. 6 SEC. 203. Appropriations available in this title for 7 salaries and expenses shall be available for services au-8 thorized by section 3109 of title 5, United States Code; 9 hire of passenger motor vehicles; lease of a facility or land 10 or both; and uniforms or allowances therefore, as authorized by sections 5901 through 5902 of title 5, United 11 States Code. 12

SEC. 204. No appropriations in this title (except the
appropriations for "Construction, Major Projects" and
"Construction, Minor Projects") shall be available for the
purchase of any site for or toward the construction of any
new hospital or home.

18 SEC. 205. No appropriations in this title shall be available for hospitalization or examination of any persons 19 20(except beneficiaries entitled to such hospitalization or ex-21 amination under the laws providing such benefits to vet-22 erans, and persons receiving such treatment under sec-23 tions 7901 through 7904 of title 5, United States Code, 24 or the Robert T. Stafford Disaster Relief and Emergency 25 Assistance Act (42 U.S.C. 5121 et seq.)), unless reim-

bursement of the cost of such hospitalization or examina-1 tion is made to the "Medical Services" account at such 2 3 rates as may be fixed by the Secretary of Veterans Affairs. 4 SEC. 206. Appropriations available in this title for "Compensation and Pensions", "Readjustment Benefits", 5 6 and "Veterans Insurance and Indemnities" shall be avail-7 able for payment of prior year accrued obligations re-8 quired to be recorded by law against the corresponding 9 prior year accounts within the last quarter of fiscal year 10 2014.

11 SEC. 207. Appropriations available in this title shall 12 be available to pay prior year obligations of corresponding 13 prior year appropriations accounts resulting from sections 14 3328(a), 3334, and 3712(a) of title 31, United States 15 Code, except that if such obligations are from trust fund 16 accounts they shall be payable only from "Compensation 17 and Pensions".

18

(INCLUDING TRANSFER OF FUNDS)

19 SEC. 208. Notwithstanding any other provision of 20 law, during fiscal year 2015, the Secretary of Veterans 21 Affairs shall, from the National Service Life Insurance 22 Fund under section 1920 of title 38, United States Code, 23 the Veterans' Special Life Insurance Fund under section 24 1923 of title 38, United States Code, and the United 25 States Government Life Insurance Fund under section

1955 of title 38, United States Code, reimburse the "Gen-1 eral Operating Expenses, Veterans Benefits Administra-2 tion" and "Information Technology Systems" accounts for 3 4 the cost of administration of the insurance programs fi-5 nanced through those accounts: *Provided*, That reimbursement shall be made only from the surplus earnings accu-6 7 mulated in such an insurance program during fiscal year 8 2015 that are available for dividends in that program after 9 claims have been paid and actuarially determined reserves have been set aside: *Provided further*, That if the cost of 10 administration of such an insurance program exceeds the 11 12 amount of surplus earnings accumulated in that program, 13 reimbursement shall be made only to the extent of such surplus earnings: *Provided further*, That the Secretary 14 15 shall determine the cost of administration for fiscal year 2015 which is properly allocable to the provision of each 16 17 such insurance program and to the provision of any total 18 disability income insurance included in that insurance pro-19 gram.

20 SEC. 209. Amounts deducted from enhanced-use 21 lease proceeds to reimburse an account for expenses in-22 curred by that account during a prior fiscal year for pro-23 viding enhanced-use lease services, may be obligated dur-24 ing the fiscal year in which the proceeds are received.

(INCLUDING TRANSFER OF FUNDS)

2 SEC. 210. Funds available in this title or funds for 3 salaries and other administrative expenses shall also be 4 available to reimburse the Office of Resolution Management of the Department of Veterans Affairs and the Of-5 fice of Employment Discrimination Complaint Adjudica-6 7 tion under section 319 of title 38, United States Code, 8 for all services provided at rates which will recover actual 9 costs but not to exceed \$42,904,000 for the Office of Reso-10 lution Management and \$3,400,000 for the Office of Employment Discrimination Complaint Adjudication: Pro-11 12 *vided*, That payments may be made in advance for services 13 to be furnished based on estimated costs: Provided further, That amounts received shall be credited to the "General 14 15 Administration" and "Information Technology Systems" accounts for use by the office that provided the service. 16 17 SEC. 211. No appropriations in this title shall be 18 available to enter into any new lease of real property if 19 the estimated annual rental cost is more than \$1,000,000, 20 unless the Secretary submits a report which the Commit-21 tees on Appropriations of both Houses of Congress ap-22 prove within 30 days following the date on which the re-23 port is received.

24 SEC. 212. No funds of the Department of Veterans25 Affairs shall be available for hospital care, nursing home

care, or medical services provided to any person under 1 2 chapter 17 of title 38, United States Code, for a non-serv-3 ice-connected disability described in section 1729(a)(2) of 4 such title, unless that person has disclosed to the Sec-5 retary of Veterans Affairs, in such form as the Secretary may require, current, accurate third-party reimbursement 6 7 information for purposes of section 1729 of such title: Pro-8 *vided*, That the Secretary may recover, in the same man-9 ner as any other debt due the United States, the reason-10 able charges for such care or services from any person who does not make such disclosure as required: Provided fur-11 12 *ther*, That any amounts so recovered for care or services 13 provided in a prior fiscal year may be obligated by the 14 Secretary during the fiscal year in which amounts are re-15 ceived.

16 (INCLUDING TRANSFER OF FUNDS)

17 SEC. 213. Notwithstanding any other provision of law, proceeds or revenues derived from enhanced-use leas-18 ing activities (including disposal) may be deposited into 19 the "Construction, Major Projects" and "Construction, 20 21 Minor Projects" accounts and be used for construction 22 (including site acquisition and disposition), alterations, 23 and improvements of any medical facility under the juris-24 diction or for the use of the Department of Veterans Af-25 fairs. Such sums as realized are in addition to the amount

provided for in "Construction, Major Projects" and "Con struction, Minor Projects".

3 SEC. 214. Amounts made available under "Medical
4 Services" are available—

5 (1) for furnishing recreational facilities, sup-6 plies, and equipment; and

7 (2) for funeral expenses, burial expenses, and
8 other expenses incidental to funerals and burials for
9 beneficiaries receiving care in the Department.

10 (INCLUDING TRANSFER OF FUNDS)

11 SEC. 215. Such sums as may be deposited to the 12 Medical Care Collections Fund pursuant to section 1729A 13 of title 38, United States Code, may be transferred to 14 "Medical Services", to remain available until expended for 15 the purposes of that account.

16 SEC. 216. The Secretary of Veterans Affairs may 17 enter into agreements with Indian tribes and tribal organi-18 zations which are party to the Alaska Native Health Compact with the Indian Health Service, and Indian tribes and 19 20 tribal organizations serving rural Alaska which have en-21 tered into contracts with the Indian Health Service under 22 the Indian Self Determination and Educational Assistance 23 Act, to provide healthcare, including behavioral health and 24 dental care. The Secretary shall require participating vet-25 erans and facilities to comply with all appropriate rules

and regulations, as established by the Secretary. The term 1 2 "rural Alaska" shall mean those lands sited within the ex-3 ternal boundaries of the Alaska Native regions specified 4 in sections 7(a)(1)-(4) and (7)-(12) of the Alaska Native 5 Claims Settlement Act, as amended (43 U.S.C. 1606), and those lands within the Alaska Native regions specified in 6 7 sections 7(a)(5) and 7(a)(6) of the Alaska Native Claims 8 Settlement Act, as amended (43 U.S.C. 1606), which are 9 not within the boundaries of the municipality of Anchor-10 age, the Fairbanks North Star Borough, the Kenai Peninsula Borough or the Matanuska Susitna Borough. 11

12

(INCLUDING TRANSFER OF FUNDS)

13 SEC. 217. Such sums as may be deposited to the Department of Veterans Affairs Capital Asset Fund pursu-14 15 ant to section 8118 of title 38, United States Code, may be transferred to the "Construction, Major Projects" and 16 17 "Construction, Minor Projects" accounts, to remain avail-18 able until expended for the purposes of these accounts. 19 SEC. 218. None of the funds made available in this 20title may be used to implement any policy prohibiting the 21 Directors of the Veterans Integrated Services Networks 22 from conducting outreach or marketing to enroll new vet-23 erans within their respective Networks.

24 SEC. 219. The Secretary of Veterans Affairs shall 25 submit to the Committees on Appropriations of both

Houses of Congress a quarterly report on the financial
 status of the Veterans Health Administration.

3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 220. Amounts made available under the "Medical Services", "Medical Support and Compliance", "Med-5 ical Facilities", "General Operating Expenses, Veterans 6 Benefits Administration", "General Administration", and 7 8 "National Cemetery Administration" accounts for fiscal 9 year 2015 may be transferred to or from the "Information Technology Systems" account: *Provided*, That before a 10 transfer may take place, the Secretary of Veterans Affairs 11 12 shall request from the Committees on Appropriations of 13 both Houses of Congress the authority to make the transfer and an approval is issued. 14

15 SEC. 221. Of the amounts made available to the Department of Veterans Affairs for fiscal year 2015, in this 16 Act or any other Act, under the "Medical Facilities" ac-17 18 count for nonrecurring maintenance, not more than 20 percent of the funds made available shall be obligated dur-19 20 ing the last 2 months of that fiscal year: *Provided*, That 21 the Secretary may waive this requirement after providing 22 written notice to the Committees on Appropriations of 23 both Houses of Congress.

49

(INCLUDING TRANSFER OF FUNDS)

2 SEC. 222. Of the amounts appropriated to the De-3 partment of Veterans Affairs for fiscal year 2015 for 4 "Medical Services", "Medical Support and Compliance", "Medical Facilities", "Construction, Minor Projects", and 5 "Information Technology Systems", up to \$252,366,000, 6 7 plus reimbursements, may be transferred to the Joint De-8 partment of Defense-Department of Veterans Affairs 9 Medical Facility Demonstration Fund, established by sec-10 tion 1704 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat. 3571) 11 and may be used for operation of the facilities designated 12 as combined Federal medical facilities as described by sec-13 tion 706 of the Duncan Hunter National Defense Author-14 15 ization Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4500): *Provided*, That additional funds may be 16 transferred from accounts designated in this section to the 17 18 Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund upon written 19 20notification by the Secretary of Veterans Affairs to the 21 Committees on Appropriations of both Houses of Con-22 gress.

23

(INCLUDING TRANSFER OF FUNDS)

SEC. 223. Such sums as may be deposited to theMedical Care Collections Fund pursuant to section 1729A

of title 38, United States Code, for healthcare provided 1 at facilities designated as combined Federal medical facili-2 3 ties as described by section 706 of the Duncan Hunter 4 National Defense Authorization Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4500) shall also be avail-5 able: (1) for transfer to the Joint Department of Defense-6 7 Department of Veterans Affairs Medical Facility Dem-8 onstration Fund, established by section 1704 of the Na-9 tional Defense Authorization Act for Fiscal Year 2010 10 (Public Law 111–84; 123 Stat. 3571); and (2) for operations of the facilities designated as combined Federal 11 12 medical facilities as described by section 706 of the Dun-13 can Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4500). 14

15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 224. Of the amounts available in this title for 17 "Medical Services", "Medical Support and Compliance", and "Medical Facilities", a minimum of \$15,000,000 shall 18 19 be transferred to the DOD–VA Health Care Sharing In-20 centive Fund, as authorized by section 8111(d) of title 38, 21 United States Code, to remain available until expended, 22 for any purpose authorized by section 8111 of title 38, 23 United States Code.

(INCLUDING RESCISSIONS OF FUNDS)

2 SEC. 225. (a) Of the funds appropriated in title II 3 of division J of Public Law 113–76, the following amounts 4 which become available on October 1, 2014, are hereby 5 rescinded from the following accounts in the amounts 6 specified:

- 7 (1) "Department of Veterans Affairs, Medical
 8 Services", \$1,400,000,000.
- 9 (2) "Department of Veterans Affairs, Medical
 10 Support and Compliance", \$100,000,000.

11 (3) "Department of Veterans Affairs, Medical
12 Facilities", \$250,000,000.

(b) In addition to amounts provided elsewhere in this
Act, an additional amount is appropriated to the following
accounts in the amounts specified to remain available until
September 30, 2016:

- 17 (1) "Department of Veterans Affairs, Medical18 Services", \$1,400,000,000.
- 19 (2) "Department of Veterans Affairs, Medical
 20 Support and Compliance", \$100,000,000.
- 21 (3) "Department of Veterans Affairs, Medical
 22 Facilities", \$250,000,000.

SEC. 226. The Secretary of the Department of Veterans Affairs shall notify the Committees on Appropriations of both Houses of Congress of all bid savings in

major construction projects that total at least \$5,000,000, 1 2 or 5 percent of the programmed amount of the project, 3 whichever is less: *Provided*, That such notification shall 4 occur within 14 days of a contract identifying the pro-5 grammed amount: *Provided further*, That the Secretary shall notify the Committees on Appropriations of both 6 7 Houses of Congress 14 days prior to the obligation of such 8 bid savings and shall describe the anticipated use of such 9 savings.

10 SEC. 227. The scope of work for a project included 11 in "Construction, Major Projects" may not be increased 12 above the scope specified for that project in the original 13 justification data provided to the Congress as part of the 14 request for appropriations.

15 SEC. 228. The Secretary of the Department of Veterans Affairs shall provide on a quarterly basis to the 16 17 Committees on Appropriations of both Houses of Congress 18 notification of any single national outreach and awareness 19 marketing campaign which obligations in exceed 20 \$2,000,000.

SEC. 229. The Secretary shall submit to the Committees on Appropriations of both Houses of Congress a reprogramming request if at any point during fiscal year 24 2015, the funding allocated for a medical care initiative identified in the fiscal year 2015 expenditure plan is adjusted by more than \$25,000,000 from the allocation
 shown in the corresponding congressional budget justifica tion. Such a reprogramming request may go forward only
 if the Committees on Appropriations of both Houses of
 Congress approve the request or if a period of 14 days
 has elapsed.

7 SEC. 230. Of the funds provided to the Department 8 of Veterans Affairs for fiscal year 2015 for "Medical Serv-9 ices" and "Medical Support and Compliance", a maximum 10 of \$8,371,000 may be obligated from the "Medical Services" account and a maximum of \$114,703,000 may be 11 12 obligated from the "Medical Support and Compliance" account for the VistA Evolution and electronic health record 13 interoperability projects: *Provided*, That funds in addition 14 15 to these amounts may be obligated for the VistA Evolution and electronic health record interoperability projects upon 16 written notification by the Secretary of Veterans Affairs 17 to the Committees on Appropriations of both Houses of 18 19 Congress.

SEC. 231. The Secretary of Veterans Affairs shall provide written notification to the Committees on Appropriations of both Houses of Congress 15 days prior to organizational changes which result in the transfer of 25 or more full-time equivalents from one organizational unit of the Department of Veterans Affairs to another.

1 SEC. 232. None of the funds made available by this 2 Act may be used to award a contract to any contractor 3 if the past performance of the contractor resulted in the 4 completion of a constructon project at a facility of the De-5 partment of Veterans Affairs more than 24 months after the original agreed-upon completion date for the project. 6 7 (INCLUDING RESCISSION OF FUNDS) 8 SEC. 233. Of the unobligated balances available to 9 the Department of Veterans Affairs from prior year discretionary appropriations (other than appropriations des-10 ignated by law as being for an emergency requirement) 11 12 \$38,000,000 are hereby rescinded. 13 TITLE III 14 **RELATED AGENCIES** 15 American Battle Monuments Commission 16 SALARIES AND EXPENSES 17 For necessary expenses, not otherwise provided for, 18 of the American Battle Monuments Commission, including the acquisition of land or interest in land in foreign coun-19 tries; purchases and repair of uniforms for caretakers of 20 21 national cemeteries and monuments outside of the United 22 States and its territories and possessions; rent of office 23 and garage space in foreign countries; purchase (one-for-24 one replacement basis only) and hire of passenger motor vehicles; not to exceed \$7,500 for official reception and 25

representation expenses; and insurance of official motor
 vehicles in foreign countries, when required by law of such
 countries, \$75,000,000, to remain available until ex pended.

5 FOREIGN CURRENCY FLUCTUATIONS ACCOUNT

For necessary expenses, not otherwise provided for,
of the American Battle Monuments Commission, such
sums as may be necessary, to remain available until expended, for purposes authorized by section 2109 of title
36, United States Code.

- 11 UNITED STATES COURT OF APPEALS FOR VETERANS
 12 CLAIMS
- 13 SALARIES AND EXPENSES

14 For necessary expenses for the operation of the 15 United States Court of Appeals for Veterans Claims as 16 authorized by sections 7251 through 7298 of title 38, United 17 States Code, \$31,386,000: *Provided*, That \$2,500,000 shall be available for the purpose of providing 18 19 financial assistance as described, and in accordance with the process and reporting procedures set forth, under this 20 21 heading in Public Law 102–229.

1	Department of Defense—Civil
2	CEMETERIAL EXPENSES, ARMY
3	SALARIES AND EXPENSES

4 For necessary expenses for maintenance, operation, 5 and improvement of Arlington National Cemetery and Soldiers' and Airmen's Home National Cemetery, including 6 7 the purchase or lease of passenger motor vehicles for re-8 placement on a one-for-one basis only, and not to exceed 9 \$1,000 for official reception and representation expenses, 10 \$61,881,000, of which not to exceed \$7,000,000 shall remain available until September 30, 2016. In addition, 11 12 such sums as may be necessary for parking maintenance, 13 repairs and replacement, to be derived from the "Lease of Department of Defense Real Property for Defense 14 15 Agencies" account.

16

Armed Forces Retirement Home

TRUST FUND

17

18 For expenses necessary for the Armed Forces Retirement Home to operate and maintain the Armed Forces 19 20Retirement Home—Washington, District of Columbia, 21 and the Armed Forces Retirement Home—Gulfport, Mis-22 sissippi, to be paid from funds available in the Armed 23 Forces Retirement Home Trust Fund, \$63,400,000, of 24 which \$1,000,000 shall remain available until expended 25 for construction and renovation of the physical plants at the Armed Forces Retirement Home—Washington, Dis trict of Columbia, and the Armed Forces Retirement
 Home—Gulfport, Mississippi.

4 Administrative Provision

5 SEC. 301. Funds appropriated in this Act under the 6 heading "Department of Defense—Civil, Cemeterial Ex-7 penses, Army", may be provided to Arlington County, Vir-8 ginia, for the relocation of the federally owned water main 9 at Arlington National Cemetery, making additional land 10 available for ground burials.

- 11 TITLE IV
- 12 GENERAL PROVISIONS

SEC. 401. No part of any appropriation contained in
this Act shall remain available for obligation beyond the
current fiscal year unless expressly so provided herein.

16 SEC. 402. None of the funds made available in this 17 Act may be used for any program, project, or activity, 18 when it is made known to the Federal entity or official 19 to which the funds are made available that the program, 20 project, or activity is not in compliance with any Federal 21 law relating to risk assessment, the protection of private 22 property rights, or unfunded mandates.

SEC. 403. No part of any funds appropriated in this
Act shall be used by an agency of the executive branch,
other than for normal and recognized executive-legislative

relationships, for publicity or propaganda purposes, and
 for the preparation, distribution, or use of any kit, pam phlet, booklet, publication, radio, television, or film presen tation designed to support or defeat legislation pending
 before Congress, except in presentation to Congress itself.
 SEC. 404. All departments and agencies funded under
 this Act are encouraged, within the limits of the existing

8 statutory authorities and funding, to expand their use of
9 "E-Commerce" technologies and procedures in the con10 duct of their business practices and public service activi11 ties.

12 SEC. 405. Unless stated otherwise, all reports and no-13 tifications required by this Act shall be submitted to the Subcommittee on Military Construction and Veterans Af-14 15 fairs, and Related Agencies of the Committee on Appropriations of the House of Representatives and the Sub-16 17 committee on Military Construction and Veterans Affairs, and Related Agencies of the Committee on Appropriations 18 19 of the Senate.

20 SEC. 406. None of the funds made available in this 21 Act may be transferred to any department, agency, or in-22 strumentality of the United States Government except 23 pursuant to a transfer made by, or transfer authority pro-24 vided in, this or any other appropriations Act. SEC. 407. None of the funds made available in this
 Act may be used for a project or program named for an
 individual serving as a Member, Delegate, or Resident
 Commissioner of the United States House of Representa tives.

6 SEC. 408. (a) Any agency receiving funds made avail-7 able in this Act, shall, subject to subsections (b) and (c), 8 post on the public Web site of that agency any report re-9 quired to be submitted by the Congress in this or any 10 other Act, upon the determination by the head of the agen-11 cy that it shall serve the national interest.

(b) Subsection (a) shall not apply to a report if—
(1) the public posting of the report compromises national security; or

(2) the report contains confidential or propri-etary information.

(c) The head of the agency posting such report shall
do so only after such report has been made available to
the requesting Committee or Committees of Congress for
no less than 45 days.

SEC. 409. (a) None of the funds made available in
this Act may be used to maintain or establish a computer
network unless such network blocks the viewing,
downloading, and exchanging of pornography.

1 (b) Nothing in subsection (a) shall limit the use of 2 funds necessary for any Federal, State, tribal, or local law 3 enforcement agency or any other entity carrying out crimi-4 nal investigations, prosecution, or adjudication activities. 5 SEC. 410. None of the funds made available in this Act may be used by an agency of the executive branch 6 7 to pay for first-class travel by an employee of the agency 8 in contravention of sections 301–10.122 through 301– 9 10.124 of title 41, Code of Federal Regulations.

10 SEC. 411. (a) IN GENERAL.—None of the funds appropriated or otherwise made available to the Department 11 12 of Defense in this Act may be used to construct, renovate, 13 or expand any facility in the United States, its territories, or possessions to house any individual detained at United 14 15 States Naval Station, Guantánamo Bay, Cuba, for the purposes of detention or imprisonment in the custody or 16 under the control of the Department of Defense. 17

(b) The prohibition in subsection (a) shall not apply
to any modification of facilities at United States Naval
Station, Guantánamo Bay, Cuba.

(c) An individual described in this subsection is any
individual who, as of June 24, 2009, is located at United
States Naval Station, Guantánamo Bay, Cuba, and who—

(1) is not a citizen of the United States or a
 member of the Armed Forces of the United States;
 and
 (2) is—
 (A) in the custody or under the effective
 control of the Department of Defense; or
 (B) otherwise under detention at United

8 States Naval Station, Guantánamo Bay, Cuba.
9 SEC. 412. None of the funds made available in this
10 Act may be used to execute a contract for goods or serv11 ices, including construction services, where the contractor
12 has not complied with Executive Order No. 12989.

13 SEC. 413. None of the funds made available by this Act may be used to enter into a contract, memorandum 14 15 of understanding, or cooperative agreement with, make a grant to, or provide a loan or loan guarantee to, any cor-16 17 poration that was convicted of a felony criminal violation under any Federal law within the preceding 24 months, 18 where the awarding agency is aware of the conviction, un-19 20 less the agency has considered suspension or debarment 21 of the corporation and has made a determination that this 22 further action is not necessary to protect the interests of 23 the Government.

SEC. 414. None of the funds made available by thisAct may be used to enter into a contract, memorandum

of understanding, or cooperative agreement with, make a 1 grant to, or provide a loan or loan guarantee to, any cor-2 3 poration that has any unpaid Federal tax liability that has 4 been assessed, for which all judicial and administrative 5 remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agree-6 7 ment with the authority responsible for collecting the tax 8 liability, where the awarding agency is aware of the unpaid 9 tax liability, unless the agency has considered suspension 10 or debarment of the corporation and has made a determination that this further action is not necessary to pro-11 tect the interests of the Government. 12

13 SEC. 415. None of the funds made available by this 14 Act may be used by the Department of Defense or the 15 Department of Veterans Affairs to lease or purchase new 16 light duty vehicles for any executive fleet, or for an agen-17 cy's fleet inventory, except in accordance with Presidential 18 Memorandum—Federal Fleet Performance, dated May 19 24, 2011.

20 SPENDING REDUCTION ACCOUNT

SEC. 416. The amount by which the applicable allocation of new budget authority made by the Committee on
Apppropriations of the House of Representatives under
section 302(b) of the Congressional Budget Act of 1974

exceeds the amount of proposed new budget authority is
 \$0.

3 This Act may be cited as the "Military Construction

4 and Veterans Affairs and Related Agencies Appropriations

5 Act, 2015".

[FULL COMMITTEE PRINT]

Union Calendar No.

113TH CONGRESS H. R.

[Report No. 113–__]

A BILL

Making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2015, and for other purposes.

,2014

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed