

114TH CONGRESS
1ST SESSION

H. R. 2029

IN THE SENATE OF THE UNITED STATES

MAY 4, 2015

Received; read twice and referred to the Committee on Appropriations

AN ACT

Making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2016, 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, 2016, and for other purposes, namely:

8 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
14 currently authorized by law, including personnel in the
15 Army Corps of Engineers and other personal services nec-
16 essary for the purposes of this appropriation, and for con-
17 struction and operation of facilities in support of the func-
18 tions of the Commander in Chief, \$663,245,000, to re-
19 main available until September 30, 2020: *Provided,* That
20 of this amount, not to exceed \$109,245,000 shall be avail-
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-

1 tifies the Committees on Appropriations of both Houses
2 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 in-
6 stallations, facilities, and real property for the Navy and
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, \$1,349,678,000, to remain available
11 until September 30, 2020: *Provided*, That of this amount,
12 not to exceed \$91,649,000 shall be available for study,
13 planning, design, and architect and engineer services, as
14 authorized by law, unless the Secretary of the Navy deter-
15 mines that additional obligations are necessary for such
16 purposes and notifies the Committees on Appropriations
17 of both Houses of Congress of the determination and the
18 reasons therefor.

19 MILITARY CONSTRUCTION, AIR FORCE

20 For acquisition, construction, installation, and equip-
21 ment of temporary or permanent public works, military
22 installations, facilities, and real property for the Air Force
23 as currently authorized by law, \$1,237,055,000, to remain
24 available until September 30, 2020: *Provided*, That of this
25 amount, not to exceed \$89,164,000 shall be available for

1 study, planning, design, and architect and engineer serv-
2 ices, as authorized by law, unless the Secretary of the Air
3 Force determines that additional obligations are necessary
4 for such purposes and notifies the Committees on Appro-
5 priations of both Houses of Congress of the determination
6 and the reasons therefor.

7 MILITARY CONSTRUCTION, DEFENSE-WIDE

8 (INCLUDING TRANSFER OF FUNDS)

9 For acquisition, construction, installation, and equip-
10 ment of temporary or permanent public works, installa-
11 tions, facilities, and real property for activities and agen-
12 cies of the Department of Defense (other than the military
13 departments), as currently authorized by law,
14 \$1,931,456,000 (reduced by \$30,000,000) (increased by
15 \$30,000,000), to remain available until September 30,
16 2020: *Provided*, That such amounts of this appropriation
17 as may be determined by the Secretary of Defense may
18 be transferred to such appropriations of the Department
19 of Defense available for military construction or family
20 housing as the Secretary may designate, to be merged with
21 and to be available for the same purposes, and for the
22 same time period, as the appropriation or fund to which
23 transferred: *Provided further*, That of the amount appro-
24 priated, not to exceed \$160,404,000 (increased by
25 \$30,000,000) shall be available for study, planning, de-

1 sign, and architect and engineer services, as authorized
2 by law, unless the Secretary of Defense determines that
3 additional obligations are necessary for such purposes and
4 notifies the Committees on Appropriations of both Houses
5 of Congress of the determination and the reasons therefor:
6 *Provided further*, That none of the funds made available
7 by this title may be used to construct any fiscal year 2016
8 special operations command military construction projects
9 until the Commander of the Special Operations Command
10 has certified in writing and submits to the Committees on
11 Appropriations of both Houses of Congress a report that
12 includes the following:

13 (1) A definition of “Special Operations Forces-
14 peculiar” as it applies to the use of United States
15 Special Operations Command (USSOCOM) funding
16 to meet military construction requirements for facili-
17 ties that provide healthcare services or support fit-
18 ness activities.

19 (2) A description of the decision-making process
20 used to determine whether a military construction
21 project that provides healthcare facilities or supports
22 fitness activities should be funded by the USSOCOM
23 or the military departments.

24 (3) Provides a schematic of the human perform-
25 ance centers by installation, a listing of the planned

1 equipment related to training and resiliency and a
2 description of the mission-critical benefit of each
3 item, an explanation of why the unique physical and
4 psychological health services incorporated could not
5 be provided by the Defense Health Agency or mili-
6 tary services, and a planned staffing breakdown.

7 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

8 For construction, acquisition, expansion, rehabilita-
9 tion, and conversion of facilities for the training and ad-
10 ministration of the Army National Guard, and contribu-
11 tions therefor, as authorized by chapter 1803 of title 10,
12 United States Code, and Military Construction Authoriza-
13 tion Acts, \$167,437,000, to remain available until Sep-
14 tember 30, 2020: *Provided*, That of the amount appro-
15 priated, not to exceed \$20,337,000 shall be available for
16 study, planning, design, and architect and engineer serv-
17 ices, as authorized by law, unless the Director of the Army
18 National Guard determines that additional obligations are
19 necessary for such purposes and notifies the Committees
20 on Appropriations of both Houses of Congress of the de-
21 termination and the reasons therefor.

22 MILITARY CONSTRUCTION, AIR NATIONAL GUARD

23 For construction, acquisition, expansion, rehabilita-
24 tion, and conversion of facilities for the training and ad-
25 ministration of the Air National Guard, and contributions

1 therefor, as authorized by chapter 1803 of title 10, United
2 States Code, and Military Construction Authorization
3 Acts, \$138,738,000, to remain available until September
4 30, 2020: *Provided*, That of the amount appropriated, not
5 to exceed \$5,104,000 shall be available for study, plan-
6 ning, design, and architect and engineer services, as au-
7 thorized by law, unless the Director of the Air National
8 Guard determines that additional obligations are nec-
9 essary for such purposes and notifies the Committees on
10 Appropriations of both Houses of Congress of the deter-
11 mination and the reasons therefor.

12 MILITARY CONSTRUCTION, ARMY RESERVE

13 For construction, acquisition, expansion, rehabilita-
14 tion, and conversion of facilities for the training and ad-
15 ministration of the Army Reserve as authorized by chapter
16 1803 of title 10, United States Code, and Military Con-
17 struction Authorization Acts, \$104,295,000, to remain
18 available until September 30, 2020: *Provided*, That of the
19 amount appropriated, not to exceed \$9,318,000 shall be
20 available for study, planning, design, and architect and en-
21 gineer services, as authorized by law, unless the Chief of
22 the Army Reserve determines that additional obligations
23 are necessary for such purposes and notifies the Commit-
24 tees on Appropriations of both Houses of Congress of the
25 determination and the reasons therefor.

1 MILITARY CONSTRUCTION, NAVY RESERVE

2 For construction, acquisition, expansion, rehabilita-
3 tion, and conversion of facilities for the training and ad-
4 ministration of the reserve components of the Navy and
5 Marine Corps as authorized by chapter 1803 of title 10,
6 United States Code, and Military Construction Authoriza-
7 tion Acts, \$36,078,000, to remain available until Sep-
8 tember 30, 2020: *Provided*, That of the amount appro-
9 priated, not to exceed \$2,208,000 shall be available for
10 study, planning, design, and architect and engineer serv-
11 ices, as authorized by law, unless the Secretary of the
12 Navy determines that additional obligations are necessary
13 for such purposes and notifies the Committees on Appro-
14 priations of both Houses of Congress of the determination
15 and the reasons therefor.

16 MILITARY CONSTRUCTION, AIR FORCE RESERVE

17 For construction, acquisition, expansion, rehabilita-
18 tion, and conversion of facilities for the training and ad-
19 ministration of the Air Force Reserve as authorized by
20 chapter 1803 of title 10, United States Code, and Military
21 Construction Authorization Acts, \$65,021,000, to remain
22 available until September 30, 2020: *Provided*, That of the
23 amount appropriated, not to exceed \$13,400,000 shall be
24 available for study, planning, design, and architect and en-
25 gineer services, as authorized by law, unless the Chief of

1 the Air Force Reserve determines that additional obliga-
2 tions are necessary for such purposes and notifies the
3 Committees on Appropriations of both Houses of Congress
4 of the determination and the reasons therefor.

5 NORTH ATLANTIC TREATY ORGANIZATION
6 SECURITY INVESTMENT PROGRAM

7 For the United States share of the cost of the North
8 Atlantic Treaty Organization Security Investment Pro-
9 gram for the acquisition and construction of military fa-
10 cilities and installations (including international military
11 headquarters) and for related expenses for the collective
12 defense of the North Atlantic Treaty Area as authorized
13 by section 2806 of title 10, United States Code, and Mili-
14 tary Construction Authorization Acts, \$150,000,000, to
15 remain available until expended.

16 FAMILY HOUSING CONSTRUCTION, ARMY

17 For expenses of family housing for the Army for con-
18 struction, including acquisition, replacement, addition, ex-
19 pansion, extension, and alteration, as authorized by law,
20 \$99,695,000, to remain available until September 30,
21 2020.

22 FAMILY HOUSING OPERATION AND MAINTENANCE,
23 ARMY

24 For expenses of family housing for the Army for op-
25 eration and maintenance, including debt payment, leasing,

1 minor construction, principal and interest charges, and in-
2 surance premiums, as authorized by law, \$393,511,000.

3 FAMILY HOUSING CONSTRUCTION, NAVY AND MARINE
4 CORPS

5 For expenses of family housing for the Navy and Ma-
6 rine Corps for construction, including acquisition, replace-
7 ment, addition, expansion, extension, and alteration, as
8 authorized by law, \$16,541,000, to remain available until
9 September 30, 2020.

10 FAMILY HOUSING OPERATION AND MAINTENANCE,
11 NAVY AND MARINE CORPS

12 For expenses of family housing for the Navy and Ma-
13 rine Corps for operation and maintenance, including debt
14 payment, leasing, minor construction, principal and inter-
15 est charges, and insurance premiums, as authorized by
16 law, \$353,036,000.

17 FAMILY HOUSING CONSTRUCTION, AIR FORCE

18 For expenses of family housing for the Air Force for
19 construction, including acquisition, replacement, addition,
20 expansion, extension, and alteration, as authorized by law,
21 \$160,498,000, to remain available until September 30,
22 2020.

1 FAMILY HOUSING OPERATION AND MAINTENANCE, AIR
2 FORCE

3 For expenses of family housing for the Air Force for
4 operation and maintenance, including debt payment, leas-
5 ing, minor construction, principal and interest charges,
6 and insurance premiums, as authorized by law,
7 \$331,232,000.

8 FAMILY HOUSING OPERATION AND MAINTENANCE,
9 DEFENSE-WIDE

10 For expenses of family housing for the activities and
11 agencies of the Department of Defense (other than the
12 military departments) for operation and maintenance,
13 leasing, and minor construction, as authorized by law,
14 \$58,668,000.

15 DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT

16 For deposit into the Department of Defense Base
17 Closure Account, established by section 2906(a) of the De-
18 fense Base Closure and Realignment Act of 1990 (10
19 U.S.C. 2687 note), \$251,334,000, to remain available
20 until expended.

21 ADMINISTRATIVE PROVISIONS

22 SEC. 101. None of the funds made available in this
23 title shall be expended for payments under a cost-plus-a-
24 fixed-fee contract for construction, where cost estimates
25 exceed \$25,000, to be performed within the United States,

1 except Alaska, without the specific approval in writing of
2 the Secretary of Defense setting forth the reasons there-
3 for.

4 SEC. 102. Funds made available in this title for con-
5 struction shall be available for hire of passenger motor ve-
6 hicles.

7 SEC. 103. Funds made available in this title for con-
8 struction may be used for advances to the Federal High-
9 way Administration, Department of Transportation, for
10 the construction of access roads as authorized by section
11 210 of title 23, United States Code, when projects author-
12 ized therein are certified as important to the national de-
13 fense by the Secretary of Defense.

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

18 SEC. 105. None of the funds made available in this
19 title shall be used for purchase of land or land easements
20 in excess of 100 percent of the value as determined by
21 the Army Corps of Engineers or the Naval Facilities Engi-
22 neering Command, except: (1) where there is a determina-
23 tion of value by a Federal court; (2) purchases negotiated
24 by the Attorney General or the designee of the Attorney
25 General; (3) where the estimated value is less than

1 \$25,000; or (4) as otherwise determined by the Secretary
2 of Defense to be in the public interest.

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

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

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

19 SEC. 109. None of the funds available to the Depart-
20 ment of Defense for military construction or family hous-
21 ing during the current fiscal year may be used to pay real
22 property taxes in any foreign nation.

23 SEC. 110. None of the funds made available in this
24 title may be used to initiate a new installation overseas

1 without prior notification to the Committees on Appro-
2 priations of both Houses of Congress.

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

11 SEC. 112. None of the funds made available in this
12 title for military construction in the United States terri-
13 tories and possessions in the Pacific and on Kwajalein
14 Atoll, or in countries bordering the Arabian Gulf, may be
15 used to award any contract estimated by the Government
16 to exceed \$1,000,000 to a foreign contractor: *Provided*,
17 That this section shall not be applicable to contract
18 awards for which the lowest responsive and responsible bid
19 of a United States contractor exceeds the lowest respon-
20 sive and responsible bid of a foreign contractor by greater
21 than 20 percent: *Provided further*, That this section shall
22 not apply to contract awards for military construction on
23 Kwajalein Atoll for which the lowest responsive and re-
24 sponsible bid is submitted by a Marshallese contractor.

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

8 SEC. 114. Funds appropriated to the Department of
9 Defense for construction in prior years shall be available
10 for construction authorized for each such military depart-
11 ment by the authorizations enacted into law during the
12 current session of Congress.

13 SEC. 115. For military construction or family housing
14 projects that are being completed with funds otherwise ex-
15 pired or lapsed for obligation, expired or lapsed funds may
16 be used to pay the cost of associated supervision, inspec-
17 tion, overhead, engineering and design on those projects
18 and on subsequent claims, if any.

19 SEC. 116. Notwithstanding any other provision of
20 law, any funds made available to a military department
21 or defense agency for the construction of military projects
22 may be obligated for a military construction project or
23 contract, or for any portion of such a project or contract,
24 at any time before the end of the fourth fiscal year after
25 the fiscal year for which funds for such project were made

1 available, if the funds obligated for such project: (1) are
2 obligated from funds available for military construction
3 projects; and (2) do not exceed the amount appropriated
4 for such project, plus any amount by which the cost of
5 such project is increased pursuant to law.

6 (INCLUDING TRANSFER OF FUNDS)

7 SEC. 117. Subject to 30 days prior notification, or
8 14 days for a notification provided in an electronic me-
9 dium pursuant to sections 480 and 2883 of title 10,
10 United States Code, to the Committees on Appropriations
11 of both Houses of Congress, such additional amounts as
12 may be determined by the Secretary of Defense may be
13 transferred to: (1) the Department of Defense Family
14 Housing Improvement Fund from amounts appropriated
15 for construction in “Family Housing” accounts, to be
16 merged with and to be available for the same purposes
17 and for the same period of time as amounts appropriated
18 directly to the Fund; or (2) the Department of Defense
19 Military Unaccompanied Housing Improvement Fund
20 from amounts appropriated for construction of military
21 unaccompanied housing in “Military Construction” ac-
22 counts, to be merged with and to be available for the same
23 purposes and for the same period of time as amounts ap-
24 propriated directly to the Fund: *Provided*, That appropria-
25 tions made available to the Funds shall be available to

1 cover the costs, as defined in section 502(5) of the Con-
2 gressional Budget Act of 1974, of direct loans or loan
3 guarantees issued by the Department of Defense pursuant
4 to the provisions of subchapter IV of chapter 169 of title
5 10, United States Code, pertaining to alternative means
6 of acquiring and improving military family housing, mili-
7 tary unaccompanied housing, and supporting facilities:
8 *Provided further*, That the transfer authority in this provi-
9 sion shall also be applicable to amounts appropriated for
10 construction in “Family Housing” accounts in section
11 2002 of Public Law 112–10.

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 118. In addition to any other transfer authority
14 available to the Department of Defense, amounts may be
15 transferred from the Department of Defense Base Closure
16 Account to the fund established by section 1013(d) of the
17 Demonstration Cities and Metropolitan Development Act
18 of 1966 (42 U.S.C. 3374) to pay for expenses associated
19 with the Homeowners Assistance Program incurred under
20 42 U.S.C. 3374(a)(1)(A). Any amounts transferred shall
21 be merged with and be available for the same purposes
22 and for the same time period as the fund to which trans-
23 ferred.

24 SEC. 119. Notwithstanding any other provision of
25 law, funds made available in this title for operation and

1 maintenance of family housing shall be the exclusive
2 source of funds for repair and maintenance of all family
3 housing units, including general or flag officer quarters:
4 *Provided*, That not more than \$15,000 per unit may be
5 spent annually for the maintenance and repair of any gen-
6 eral or flag officer quarters without 30 days prior notifica-
7 tion, or 14 days for a notification provided in an electronic
8 medium pursuant to sections 480 and 2883 of title 10,
9 United States Code, to the Committees on Appropriations
10 of both Houses of Congress, except that an after-the-fact
11 notification shall be submitted if the limitation is exceeded
12 solely due to costs associated with environmental remedi-
13 ation that could not be reasonably anticipated at the time
14 of the budget submission.

15 SEC. 120. Amounts contained in the Ford Island Im-
16 provement Account established by subsection (h) of sec-
17 tion 2814 of title 10, United States Code, are appro-
18 priated and shall be available until expended for the pur-
19 poses specified in subsection (i)(1) of such section or until
20 transferred pursuant to subsection (i)(3) of such section.

21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 121. During the 5-year period after appropria-
23 tions available in this Act to the Department of Defense
24 for military construction and family housing operation and
25 maintenance and construction have expired for obligation,

1 upon a determination that such appropriations will not be
2 necessary for the liquidation of obligations or for making
3 authorized adjustments to such appropriations for obliga-
4 tions incurred during the period of availability of such ap-
5 propriations, unobligated balances of such appropriations
6 may be transferred into the appropriation “Foreign Cur-
7 rency Fluctuations, Construction, Defense”, to be merged
8 with and to be available for the same time period and for
9 the same purposes as the appropriation to which trans-
10 ferred.

11 SEC. 122. (a) Except as provided in subsection (b),
12 none of the funds made available in this Act may be used
13 by the Secretary of the Army to relocate a unit in the
14 Army that—

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

19 (2) is located at a military installation at which
20 the total number of civilian employees of the Depart-
21 ment of the Army and Army contractor personnel
22 employed exceeds 10 percent of the total number of
23 members of the regular and reserve components of
24 the Army assigned to the installation.

1 (b) EXCEPTION.—Subsection (a) shall not apply if
 2 the Secretary of the Army certifies to the congressional
 3 defense committees that in proposing the relocation of the
 4 unit of the Army, the Secretary complied with Army Regu-
 5 lation 5–10 relating to the policy, procedures, and respon-
 6 sibilities for Army stationing actions.

7 SEC. 123. Amounts appropriated or otherwise made
 8 available in an account funded under the headings in this
 9 title may be transferred among projects and activities
 10 within the account in accordance with the reprogramming
 11 guidelines for military construction and family housing
 12 construction contained in Department of Defense Finan-
 13 cial Management Regulation 7000.14–R, Volume 3, Chap-
 14 ter 7, of February 2009, as in effect on the date of enact-
 15 ment of this Act.

16 SEC. 124. None of the funds made available in this
 17 title may be obligated or expended for planning and design
 18 and construction of projects at Arlington National Ceme-
 19 tery.

20 (RESCISSION OF FUNDS)

21 SEC. 125. Of the unobligated balances available for
 22 “Military Construction, Army”, from prior appropriation
 23 Acts (other than appropriations designated by law as
 24 being for contingency operations directly related to the

1 global war on terrorism or as an emergency requirement),
2 \$96,000,000 are hereby rescinded.

3 (RESCISSION OF FUNDS)

4 SEC. 126. Of the unobligated balances available for
5 “Military Construction, Air Force”, from prior appropria-
6 tion Acts (other than appropriations designated by law as
7 being for contingency operations directly related to the
8 global war on terrorism or as an emergency requirement),
9 \$52,600,000 are hereby rescinded.

10 (RESCISSION OF FUNDS)

11 SEC. 127. Of the unobligated balances available for
12 “Military Construction, Defense-Wide”, from prior appro-
13 priation Acts (other than appropriations designated by law
14 as being for contingency operations directly related to the
15 global war on terrorism or as an emergency requirement),
16 \$134,000,000 are hereby rescinded.

17 (RESCISSION OF FUNDS)

18 SEC. 128. Of the unobligated balances made available
19 in prior appropriation Acts for the fund established in sec-
20 tion 1013(d) of the Demonstration Cities and Metropoli-
21 tan Development Act of 1966 (42 U.S.C. 3374) (other
22 than appropriations designated by law as being for contin-
23 gency operations directly related to the global war on ter-
24 rorism or as an emergency requirement), \$103,918,000
25 are hereby rescinded.

1 SEC. 129. For the purposes of this Act, the term
2 “congressional defense committees” means the Commit-
3 tees on Armed Services of the House of Representatives
4 and the Senate, the Subcommittee on Military Construc-
5 tion and Veterans Affairs of the Committee on Appropria-
6 tions of the Senate, and the Subcommittee on Military
7 Construction and Veterans Affairs of the Committee on
8 Appropriations of the House of Representatives.

9 SEC. 130. None of the funds made available by this
10 title may be used to carry out the closure or realignment
11 of Lajes Air Force Base, Azores, and, unless and until
12 the Secretary of Defense certifies in writing to the con-
13 gressional defense committees that, based on operational
14 requirements, Lajes Air Force Base is not an optimal loca-
15 tion for the Joint Intelligence Analysis Complex, none of
16 the funds made available by this title may be used to con-
17 struct phase two of the Joint Intelligence Analysis Com-
18 plex Consolidation at Royal Air Force Croughton, United
19 Kingdom.

20 SEC. 131. Notwithstanding section 124, for an addi-
21 tional amount for “Military Construction, Army” in this
22 title, \$30,000,000 is provided for advances to the Federal
23 Highway Administration, Department of Transportation,
24 for construction of access roads as authorized by section
25 210 of title 23, United States Code.

1 TITLE II
2 DEPARTMENT OF VETERANS AFFAIRS
3 VETERANS BENEFITS ADMINISTRATION
4 COMPENSATION AND PENSIONS
5 (INCLUDING TRANSFER OF FUNDS)

6 For the payment of compensation benefits to or on
7 behalf of veterans and a pilot program for disability ex-
8 aminations as authorized by section 107 and chapters 11,
9 13, 18, 51, 53, 55, and 61 of title 38, United States Code;
10 pension benefits to or on behalf of veterans as authorized
11 by chapters 15, 51, 53, 55, and 61 of title 38, United
12 States Code; and burial benefits, the Reinstated Entitle-
13 ment Program for Survivors, emergency and other offi-
14 cers' retirement pay, adjusted-service credits and certifi-
15 cates, payment of premiums due on commercial life insur-
16 ance policies guaranteed under the provisions of title IV
17 of the Servicemembers Civil Relief Act (50 U.S.C. App.
18 541 et seq.) and for other benefits as authorized by sec-
19 tions 107, 1312, 1977, and 2106, and chapters 23, 51,
20 53, 55, and 61 of title 38, United States Code,
21 \$166,271,436,000, to remain available until expended, of
22 which \$87,146,761,000 shall become available on October
23 1, 2016: *Provided*, That not to exceed \$15,562,000 of the
24 amount made available for fiscal year 2016 and
25 \$16,021,000 of the amount made available for fiscal year

1 2017 under this heading shall be reimbursed to “General
2 Operating Expenses, Veterans Benefits Administration”,
3 and “Information Technology Systems” for necessary ex-
4 penses in implementing the provisions of chapters 51, 53,
5 and 55 of title 38, United States Code, the funding source
6 for which is specifically provided as the “Compensation
7 and Pensions” appropriation: *Provided further*, That such
8 sums as may be earned on an actual qualifying patient
9 basis, shall be reimbursed to “Medical Care Collections
10 Fund” to augment the funding of individual medical facili-
11 ties for nursing home care provided to pensioners as au-
12 thorized.

13 READJUSTMENT BENEFITS

14 For the payment of readjustment and rehabilitation
15 benefits to or on behalf of veterans as authorized by chap-
16 ters 21, 30, 31, 33, 34, 35, 36, 39, 41, 51, 53, 55, and
17 61 of title 38, United States Code, \$32,088,826,000, to
18 remain available until expended, of which
19 \$16,743,904,000 shall become available on October 1,
20 2016: *Provided*, That expenses for rehabilitation program
21 services and assistance which the Secretary is authorized
22 to provide under subsection (a) of section 3104 of title
23 38, United States Code, other than under paragraphs (1),
24 (2), (5), and (11) of that subsection, shall be charged to
25 this account.

1 VETERANS INSURANCE AND INDEMNITIES

2 For military and naval insurance, national service life
3 insurance, servicemen's indemnities, service-disabled vet-
4 erans insurance, and veterans mortgage life insurance as
5 authorized by chapters 19 and 21, title 38, United States
6 Code, \$169,080,000, to remain available until expended,
7 of which \$91,920,000 shall become available on October
8 1, 2016.

9 VETERANS HOUSING BENEFIT PROGRAM FUND

10 For the cost of direct and guaranteed loans, such
11 sums as may be necessary to carry out the program, as
12 authorized by subchapters I through III of chapter 37 of
13 title 38, United States Code: *Provided*, That such costs,
14 including the cost of modifying such loans, shall be as de-
15 fined in section 502 of the Congressional Budget Act of
16 1974: *Provided further*, That during fiscal year 2016,
17 within the resources available, not to exceed \$500,000 in
18 gross obligations for direct loans are authorized for spe-
19 cially adapted housing loans.

20 In addition, for administrative expenses to carry out
21 the direct and guaranteed loan programs, \$164,558,000.

22 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT

23 For the cost of direct loans, \$31,000, as authorized
24 by chapter 31 of title 38, United States Code: *Provided*,
25 That such costs, including the cost of modifying such

1 loans, shall be as defined in section 502 of the Congres-
2 sional Budget Act of 1974: *Provided further*, That funds
3 made available under this heading are available to sub-
4 sidize gross obligations for the principal amount of direct
5 loans not to exceed \$2,952,000.

6 In addition, for administrative expenses necessary to
7 carry out the direct loan program, \$367,000, which may
8 be paid to the appropriation for “General Operating Ex-
9 penses, Veterans Benefits Administration”.

10 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM
11 ACCOUNT

12 For administrative expenses to carry out the direct
13 loan program authorized by subchapter V of chapter 37
14 of title 38, United States Code, \$1,134,000.

15 VETERANS HEALTH ADMINISTRATION
16 MEDICAL SERVICES

17 For necessary expenses for furnishing, as authorized
18 by law, inpatient and outpatient care and treatment to
19 beneficiaries of the Department of Veterans Affairs and
20 veterans described in section 1705(a) of title 38, United
21 States Code, including care and treatment in facilities not
22 under the jurisdiction of the Department, and including
23 medical supplies and equipment, bioengineering services,
24 food services, and salaries and expenses of healthcare em-
25 ployees hired under title 38, United States Code, aid to

1 State homes as authorized by section 1741 of title 38,
2 United States Code, assistance and support services for
3 caregivers as authorized by section 1720G of title 38,
4 United States Code, loan repayments authorized by sec-
5 tion 604 of the Caregivers and Veterans Omnibus Health
6 Services Act of 2010 (Public Law 111–163; 124 Stat.
7 1174; 38 U.S.C. 7681 note), and hospital care and med-
8 ical services authorized by section 1787 of title 38, United
9 States Code; \$969,554,000, which shall be in addition to
10 funds previously appropriated under this heading that be-
11 came available on October 1, 2015; and, in addition,
12 \$51,673,000,000, plus reimbursements, shall become
13 available on October 1, 2016, and shall remain available
14 until September 30, 2017: *Provided*, That notwithstanding
15 any other provision of law, the Secretary of Veterans Af-
16 fairs shall establish a priority for the provision of medical
17 treatment for veterans who have service-connected disabil-
18 ities, lower income, or have special needs: *Provided further*,
19 That notwithstanding any other provision of law, the Sec-
20 retary of Veterans Affairs shall give priority funding for
21 the provision of basic medical benefits to veterans in en-
22 rollment priority groups 1 through 6: *Provided further*,
23 That notwithstanding any other provision of law, the Sec-
24 retary of Veterans Affairs may authorize the dispensing
25 of prescription drugs from Veterans Health Administra-

1 tion facilities to enrolled veterans with privately written
2 prescriptions based on requirements established by the
3 Secretary: *Provided further*, That the implementation of
4 the program described in the previous proviso shall incur
5 no additional cost to the Department of Veterans Affairs.

6 MEDICAL SUPPORT AND COMPLIANCE

7 For necessary expenses in the administration of the
8 medical, hospital, nursing home, domiciliary, construction,
9 supply, and research activities, as authorized by law; ad-
10 ministrative expenses in support of capital policy activi-
11 ties; and administrative and legal expenses of the Depart-
12 ment for collecting and recovering amounts owed the De-
13 partment as authorized under chapter 17 of title 38,
14 United States Code, and the Federal Medical Care Recov-
15 ery Act (42 U.S.C. 2651 et seq.), \$6,524,000,000, plus
16 reimbursements, shall become available on October 1,
17 2016, and shall remain available until September 30,
18 2017.

19 MEDICAL FACILITIES

20 For necessary expenses for the maintenance and op-
21 eration of hospitals, nursing homes, domiciliary facilities,
22 and other necessary facilities of the Veterans Health Ad-
23 ministration; for administrative expenses in support of
24 planning, design, project management, real property ac-
25 quisition and disposition, construction, and renovation of

1 any facility under the jurisdiction or for the use of the
2 Department; for oversight, engineering, and architectural
3 activities not charged to project costs; for repairing, alter-
4 ing, improving, or providing facilities in the several hos-
5 pitals and homes under the jurisdiction of the Depart-
6 ment, not otherwise provided for, either by contract or by
7 the hire of temporary employees and purchase of mate-
8 rials; for leases of facilities; and for laundry services,
9 \$5,074,000,000, plus reimbursements, shall become avail-
10 able on October 1, 2016, and shall remain available until
11 September 30, 2017.

12 MEDICAL AND PROSTHETIC RESEARCH

13 For necessary expenses in carrying out programs of
14 medical and prosthetic research and development as au-
15 thorized by chapter 73 of title 38, United States Code,
16 \$621,813,000, plus reimbursements, shall remain avail-
17 able until September 30, 2017.

18 NATIONAL CEMETERY ADMINISTRATION

19 For necessary expenses of the National Cemetery Ad-
20 ministration for operations and maintenance, not other-
21 wise provided for, including uniforms or allowances there-
22 for; cemeterial expenses as authorized by law; purchase
23 of one passenger motor vehicle for use in cemeterial oper-
24 ations; hire of passenger motor vehicles; and repair, alter-
25 ation or improvement of facilities under the jurisdiction

1 of the National Cemetery Administration, \$266,220,000,
2 of which not to exceed \$26,600,000 shall remain available
3 until September 30, 2017.

4 DEPARTMENTAL ADMINISTRATION

5 GENERAL ADMINISTRATION

6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary operating expenses of the Department
8 of Veterans Affairs, not otherwise provided for, including
9 administrative expenses in support of Department-wide
10 capital planning, management and policy activities, uni-
11 forms, or allowances therefor; not to exceed \$25,000 for
12 official reception and representation expenses; hire of pas-
13 senger motor vehicles; and reimbursement of the General
14 Services Administration for security guard services,
15 \$336,659,000 (reduced by \$8,000,000) (increased by
16 \$8,000,000) (reduced by \$500,000) (increased by
17 \$500,000) (reduced by \$2,000,000) (reduced by \$50,000)
18 (increased by \$50,000) (reduced by \$3,200,000), of which
19 not to exceed \$10,100,000 shall remain available until
20 September 30, 2017: *Provided*, That funds provided under
21 this heading may be transferred to “General Operating
22 Expenses, Veterans Benefits Administration”.

23 BOARD OF VETERANS APPEALS

24 For necessary operating expenses of the Board of
25 Veterans Appeals, \$107,884,000 (increased by

1 \$2,000,000), of which not to exceed \$10,788,000 shall re-
2 main available until September 30, 2017.

3 GENERAL OPERATING EXPENSES, VETERANS BENEFITS

4 ADMINISTRATION

5 For necessary operating expenses of the Veterans
6 Benefits Administration, not otherwise provided for, in-
7 cluding hire of passenger motor vehicles, reimbursement
8 of the General Services Administration for security guard
9 services, and reimbursement of the Department of De-
10 fense for the cost of overseas employee mail,
11 \$2,697,734,000 (reduced by \$5,000,000) (increased by
12 \$5,000,000) (reduced by \$5,000,000) (increased by
13 \$5,000,000): *Provided*, That expenses for services and as-
14 sistance authorized under paragraphs (1), (2), (5), and
15 (11) of section 3104(a) of title 38, United States Code,
16 that the Secretary of Veterans Affairs determines are nec-
17 essary to enable entitled veterans: (1) to the maximum ex-
18 tent feasible, to become employable and to obtain and
19 maintain suitable employment; or (2) to achieve maximum
20 independence in daily living, shall be charged to this ac-
21 count: *Provided further*, That of the funds made available
22 under this heading, not to exceed \$134,800,000 shall re-
23 main available until September 30, 2017.

1 INFORMATION TECHNOLOGY SYSTEMS
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses for information technology
4 systems and telecommunications support, including devel-
5 opmental information systems and operational information
6 systems; for pay and associated costs; and for the capital
7 asset acquisition of information technology systems, in-
8 cluding management and related contractual costs of said
9 acquisitions, including contractual costs associated with
10 operations authorized by section 3109 of title 5, United
11 States Code, \$4,038,363,000 (increased by \$3,200,000),
12 plus reimbursements: *Provided*, That \$1,115,757,000
13 shall be for pay and associated costs, of which not to ex-
14 ceed \$34,800,000 shall remain available until September
15 30, 2017: *Provided further*, That \$2,417,863,000 shall be
16 for operations and maintenance, of which not to exceed
17 \$167,900,000 shall remain available until September 30,
18 2017: *Provided further*, That \$504,743,000 shall be for
19 information technology systems development, moderniza-
20 tion, and enhancement, and shall remain available until
21 September 30, 2017: *Provided further*, That amounts
22 made available for information technology systems devel-
23 opment, modernization, and enhancement may not be obli-
24 gated or expended until the Secretary of Veterans Affairs
25 or the Chief Information Officer of the Department of

1 Veterans Affairs submits to the Committees on Appropria-
2 tions of both Houses of Congress a certification of the
3 amounts, in parts or in full, to be obligated and expended
4 for each development project: *Provided further*, That
5 amounts made available for salaries and expenses, oper-
6 ations and maintenance, and information technology sys-
7 tems development, modernization, and enhancement may
8 be transferred among the three subaccounts after the Sec-
9 retary of Veterans Affairs requests from the Committees
10 on Appropriations of both Houses of Congress the author-
11 ity to make the transfer and an approval is issued: *Pro-*
12 *vided further*, That amounts made available for the “Infor-
13 mation Technology Systems” account for development,
14 modernization, and enhancement may be transferred
15 among projects or to newly defined projects: *Provided fur-*
16 *ther*, That no project may be increased or decreased by
17 more than \$1,000,000 of cost prior to submitting a re-
18 quest to the Committees on Appropriations of both Houses
19 of Congress to make the transfer and an approval is
20 issued, or absent a response, a period of 30 days has
21 elapsed: *Provided further*, That funds under this heading
22 may be used by the Interagency Program Office through
23 the Department of Veterans Affairs to define data stand-
24 ards, code sets, and value sets used to enable interoper-
25 ability: *Provided further*, That of the funds made available

1 for information technology systems development, mod-
2 ernization, and enhancement for VistA Evolution, not
3 more than 25 percent may be obligated or expended until
4 the Secretary of Veterans Affairs submits to the Commit-
5 tees on Appropriations of both Houses of Congress, and
6 such Committees approve, a report that describes: (1) the
7 status of and changes to the VistA Evolution program
8 plan dated March 24, 2014 (hereinafter referred to as the
9 “Plan”), the VistA 4 product roadmap dated February 26,
10 2015 (“Roadmap”), and the VistA 4 Incremental Life
11 Cycle Cost Estimate, dated October 26, 2014; (2) any
12 changes to the scope or functionality of projects within
13 the VistA Evolution program as established in the Plan;
14 (3) actual program costs incurred to date; (4) progress
15 in meeting the schedule milestones that have been estab-
16 lished in the Plan; (5) a Project Management Account-
17 ability System (PMAS) Dashboard Progress report that
18 identifies each VistA Evolution project being tracked
19 through PMAS, what functionality it is intended to pro-
20 vide, and what evaluation scores it has received through-
21 out development; (6) the definition being used for inter-
22 operability between the electronic health record systems
23 of the Department of Defense and the Department of Vet-
24 erans Affairs, the metrics to measure the extent of inter-
25 operability, the milestones and timeline associated with

1 achieving interoperability, and the baseline measurements
2 associated with interoperability; (7) progress toward devel-
3 oping and implementing all components and levels of
4 interoperability, including semantic interoperability; (8)
5 the change management tools in place to facilitate the im-
6 plementation of VistA Evolution and interoperability; and
7 (9) any changes to the governance structure for the VistA
8 Evolution program and its chain of decisionmaking au-
9 thority: *Provided further*, That the funds made available
10 under this heading for information technology systems de-
11 velopment, modernization, and enhancement, shall be for
12 the projects, and in the amounts, specified under this
13 heading in the report accompanying this Act.

14 OFFICE OF INSPECTOR GENERAL

15 For necessary expenses of the Office of Inspector
16 General, to include information technology, in carrying out
17 the provisions of the Inspector General Act of 1978 (5
18 U.S.C. App.), \$131,766,000, of which not to exceed
19 \$12,600,000 shall remain available until September 30,
20 2017.

21 CONSTRUCTION, MAJOR PROJECTS

22 For constructing, altering, extending, and improving
23 any of the facilities, including parking projects, under the
24 jurisdiction or for the use of the Department of Veterans
25 Affairs, or for any of the purposes set forth in sections

1 316, 2404, 2406 and chapter 81 of title 38, United States
2 Code, not otherwise provided for, including planning, ar-
3 chitectural and engineering services, construction manage-
4 ment services, maintenance or guarantee period services
5 costs associated with equipment guarantees provided
6 under the project, services of claims analysts, offsite utility
7 and storm drainage system construction costs, and site ac-
8 quisition, where the estimated cost of a project is more
9 than the amount set forth in section 8104(a)(3)(A) of title
10 38, United States Code, or where funds for a project were
11 made available in a previous major project appropriation,
12 \$561,800,000, of which \$527,800,000 shall remain avail-
13 able until September 30, 2020, and of which \$34,000,000
14 shall remain available until expended: *Provided*, That ex-
15 cept for advance planning activities, including needs as-
16 sessments which may or may not lead to capital invest-
17 ments, and other capital asset management related activi-
18 ties, including portfolio development and management ac-
19 tivities, and investment strategy studies funded through
20 the advance planning fund and the planning and design
21 activities funded through the design fund, including needs
22 assessments which may or may not lead to capital invest-
23 ments, and salaries and associated costs of the resident
24 engineers who oversee those capital investments funded
25 through this account, and funds provided for the purchase

1 of land for the National Cemetery Administration through
2 the land acquisition line item, none of the funds made
3 available under this heading shall be used for any project
4 which has not been approved by the Congress in the budg-
5 etary process: *Provided further*, That funds made available
6 under this heading for fiscal year 2016, for each approved
7 project shall be obligated: (1) by the awarding of a con-
8 struction documents contract by September 30, 2016; and
9 (2) by the awarding of a construction contract by Sep-
10 tember 30, 2017: *Provided further*, That the Secretary of
11 Veterans Affairs shall promptly submit to the Committees
12 on Appropriations of both Houses of Congress a written
13 report on any approved major construction project for
14 which obligations are not incurred within the time limita-
15 tions established above.

16 CONSTRUCTION, MINOR PROJECTS

17 For constructing, altering, extending, and improving
18 any of the facilities, including parking projects, under the
19 jurisdiction or for the use of the Department of Veterans
20 Affairs, including planning and assessments of needs
21 which may lead to capital investments, architectural and
22 engineering services, maintenance or guarantee period
23 services costs associated with equipment guarantees pro-
24 vided under the project, services of claims analysts, offsite
25 utility and storm drainage system construction costs, and

1 site acquisition, or for any of the purposes set forth in
2 sections 316, 2404, 2406, and chapter 81 of title 38,
3 United States Code, not otherwise provided for, where the
4 estimated cost of a project is equal to or less than the
5 amount set forth in section 8104(a)(3)(A) of title 38,
6 United States Code, \$406,200,000, to remain available
7 until September 30, 2020, along with unobligated balances
8 of previous “Construction, Minor Projects” appropriations
9 which are hereby made available for any project where the
10 estimated cost is equal to or less than the amount set forth
11 in such section: *Provided*, That funds made available
12 under this heading shall be for: (1) repairs to any of the
13 nonmedical facilities under the jurisdiction or for the use
14 of the Department which are necessary because of loss or
15 damage caused by any natural disaster or catastrophe;
16 and (2) temporary measures necessary to prevent or to
17 minimize further loss by such causes.

18 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE

19 FACILITIES

20 For grants to assist States to acquire or construct
21 State nursing home and domiciliary facilities and to re-
22 model, modify, or alter existing hospital, nursing home,
23 and domiciliary facilities in State homes, for furnishing
24 care to veterans as authorized by sections 8131 through

1 8137 of title 38, United States Code, \$80,000,000, to re-
2 main available until expended.

3 GRANTS FOR CONSTRUCTION OF VETERANS CEMETERIES

4 For grants to assist States and tribal organizations
5 in establishing, expanding, or improving veterans ceme-
6 teries as authorized by section 2408 of title 38, United
7 States Code, \$45,000,000, to remain available until ex-
8 pended.

9 ADMINISTRATIVE PROVISIONS

10 (INCLUDING TRANSFER OF FUNDS)

11 SEC. 201. Any appropriation for fiscal year 2016 for
12 “Compensation and Pensions”, “Readjustment Benefits”,
13 and “Veterans Insurance and Indemnities” may be trans-
14 ferred as necessary to any other of the mentioned appro-
15 priations: *Provided*, That before a transfer may take place,
16 the Secretary of Veterans Affairs shall request from the
17 Committees on Appropriations of both Houses of Congress
18 the authority to make the transfer and such Committees
19 issue an approval, or absent a response, a period of 30
20 days has elapsed.

21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 202. Amounts made available for the Depart-
23 ment of Veterans Affairs for fiscal year 2016, in this or
24 any other Act, under the “Medical Services”, “Medical
25 Support and Compliance”, and “Medical Facilities” ac-

1 counts may be transferred among the accounts: *Provided*,
2 That any transfers between the “Medical Services” and
3 “Medical Support and Compliance” accounts of 1 percent
4 or less of the total amount appropriated to the account
5 in this or any other Act may take place subject to notifica-
6 tion from the Secretary of Veterans Affairs to the Com-
7 mittees on Appropriations of both Houses of Congress of
8 the amount and purpose of the transfer: *Provided further*,
9 That any transfers between the “Medical Services” and
10 “Medical Support and Compliance” accounts in excess of
11 1 percent, or exceeding the cumulative 1 percent for the
12 fiscal year, may take place only after the Secretary re-
13 quests from the Committees on Appropriations of both
14 Houses of Congress the authority to make the transfer
15 and an approval is issued: *Provided further*, That any
16 transfers to or from the “Medical Facilities” account may
17 take place only after the Secretary requests from the Com-
18 mittees on Appropriations of both Houses of Congress the
19 authority to make the transfer and an approval is issued.

20 SEC. 203. Appropriations available in this title for
21 salaries and expenses shall be available for services au-
22 thorized by section 3109 of title 5, United States Code;
23 hire of passenger motor vehicles; lease of a facility or land
24 or both; and uniforms or allowances therefore, as author-

1 ized by sections 5901 through 5902 of title 5, United
2 States Code.

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

8 SEC. 205. No appropriations in this title shall be
9 available for hospitalization or examination of any persons
10 (except beneficiaries entitled to such hospitalization or ex-
11 amination under the laws providing such benefits to vet-
12 erans, and persons receiving such treatment under sec-
13 tions 7901 through 7904 of title 5, United States Code,
14 or the Robert T. Stafford Disaster Relief and Emergency
15 Assistance Act (42 U.S.C. 5121 et seq.)), unless reim-
16 bursement of the cost of such hospitalization or examina-
17 tion is made to the “Medical Services” account at such
18 rates as may be fixed by the Secretary of Veterans Affairs.

19 SEC. 206. Appropriations available in this title for
20 “Compensation and Pensions”, “Readjustment Benefits”,
21 and “Veterans Insurance and Indemnities” shall be avail-
22 able for payment of prior year accrued obligations re-
23 quired to be recorded by law against the corresponding
24 prior year accounts within the last quarter of fiscal year
25 2015.

1 SEC. 207. Appropriations available in this title shall
2 be available to pay prior year obligations of corresponding
3 prior year appropriations accounts resulting from sections
4 3328(a), 3334, and 3712(a) of title 31, United States
5 Code, except that if such obligations are from trust fund
6 accounts they shall be payable only from “Compensation
7 and Pensions”.

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 208. Notwithstanding any other provision of
10 law, during fiscal year 2016, the Secretary of Veterans
11 Affairs shall, from the National Service Life Insurance
12 Fund under section 1920 of title 38, United States Code,
13 the Veterans’ Special Life Insurance Fund under section
14 1923 of title 38, United States Code, and the United
15 States Government Life Insurance Fund under section
16 1955 of title 38, United States Code, reimburse the “Gen-
17 eral Operating Expenses, Veterans Benefits Administra-
18 tion” and “Information Technology Systems” accounts for
19 the cost of administration of the insurance programs fi-
20 nanced through those accounts: *Provided*, That reimburse-
21 ment shall be made only from the surplus earnings accu-
22 mulated in such an insurance program during fiscal year
23 2016 that are available for dividends in that program after
24 claims have been paid and actuarially determined reserves
25 have been set aside: *Provided further*, That if the cost of

1 administration of such an insurance program exceeds the
2 amount of surplus earnings accumulated in that program,
3 reimbursement shall be made only to the extent of such
4 surplus earnings: *Provided further*, That the Secretary
5 shall determine the cost of administration for fiscal year
6 2016 which is properly allocable to the provision of each
7 such insurance program and to the provision of any total
8 disability income insurance included in that insurance pro-
9 gram.

10 SEC. 209. Amounts deducted from enhanced-use
11 lease proceeds to reimburse an account for expenses in-
12 curred by that account during a prior fiscal year for pro-
13 viding enhanced-use lease services, may be obligated dur-
14 ing the fiscal year in which the proceeds are received.

15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 210. Funds available in this title or funds for
17 salaries and other administrative expenses shall also be
18 available to reimburse the Office of Resolution Manage-
19 ment of the Department of Veterans Affairs and the Of-
20 fice of Employment Discrimination Complaint Adjudica-
21 tion under section 319 of title 38, United States Code,
22 for all services provided at rates which will recover actual
23 costs but not to exceed \$43,700,000 for the Office of Reso-
24 lution Management and \$3,400,000 for the Office of Em-
25 ployment Discrimination Complaint Adjudication: *Pro-*

1 *vided*, That payments may be made in advance for services
2 to be furnished based on estimated costs: *Provided further*,
3 That amounts received shall be credited to the “General
4 Administration” and “Information Technology Systems”
5 accounts for use by the office that provided the service.

6 SEC. 211. No appropriations in this title shall be
7 available to enter into any new lease of real property if
8 the estimated annual rental cost is more than \$1,000,000,
9 unless the Secretary of Veterans Affairs submits a request
10 to enter into such lease to the Committees on Appropria-
11 tions of both Houses of Congress and (1) the Committees
12 approve the request; or (2) the Committees have not re-
13 jected the request before the date that is 15 days after
14 the date on which the request is received.

15 SEC. 212. No funds of the Department of Veterans
16 Affairs shall be available for hospital care, nursing home
17 care, or medical services provided to any person under
18 chapter 17 of title 38, United States Code, for a non-serv-
19 ice-connected disability described in section 1729(a)(2) of
20 such title, unless that person has disclosed to the Sec-
21 retary of Veterans Affairs, in such form as the Secretary
22 may require, current, accurate third-party reimbursement
23 information for purposes of section 1729 of such title: *Pro-*
24 *vided*, That the Secretary may recover, in the same man-
25 ner as any other debt due the United States, the reason-

1 able charges for such care or services from any person who
2 does not make such disclosure as required: *Provided fur-*
3 *ther*, That any amounts so recovered for care or services
4 provided in a prior fiscal year may be obligated by the
5 Secretary during the fiscal year in which amounts are re-
6 ceived.

7 (INCLUDING TRANSFER OF FUNDS)

8 SEC. 213. Notwithstanding any other provision of
9 law, proceeds or revenues derived from enhanced-use leas-
10 ing activities (including disposal) may be deposited into
11 the “Construction, Major Projects” and “Construction,
12 Minor Projects” accounts and be used for construction
13 (including site acquisition and disposition), alterations,
14 and improvements of any medical facility under the juris-
15 diction or for the use of the Department of Veterans Af-
16 fairs. Such sums as realized are in addition to the amount
17 provided for in “Construction, Major Projects” and “Con-
18 struction, Minor Projects”.

19 SEC. 214. Amounts made available under “Medical
20 Services” are available—

21 (1) for furnishing recreational facilities, sup-
22 plies, and equipment; and

23 (2) for funeral expenses, burial expenses, and
24 other expenses incidental to funerals and burials for
25 beneficiaries receiving care in the Department.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 215. Such sums as may be deposited to the
3 Medical Care Collections Fund pursuant to section 1729A
4 of title 38, United States Code, may be transferred to
5 “Medical Services”, to remain available until expended for
6 the purposes of that account.

7 SEC. 216. The Secretary of Veterans Affairs may
8 enter into agreements with Indian tribes and tribal organi-
9 zations which are party to the Alaska Native Health Com-
10 pact with the Indian Health Service, and Indian tribes and
11 tribal organizations serving rural Alaska which have en-
12 tered into contracts with the Indian Health Service under
13 the Indian Self Determination and Educational Assistance
14 Act, to provide healthcare, including behavioral health and
15 dental care. The Secretary shall require participating vet-
16 erans and facilities to comply with all appropriate rules
17 and regulations, as established by the Secretary. The term
18 “rural Alaska” shall mean those lands sited within the ex-
19 ternal boundaries of the Alaska Native regions specified
20 in sections 7(a)(1)–(4) and (7)–(12) of the Alaska Native
21 Claims Settlement Act, as amended (43 U.S.C. 1606), and
22 those lands within the Alaska Native regions specified in
23 sections 7(a)(5) and 7(a)(6) of the Alaska Native Claims
24 Settlement Act, as amended (43 U.S.C. 1606), which are
25 not within the boundaries of the municipality of Anchor-

1 age, the Fairbanks North Star Borough, the Kenai Penin-
2 sula Borough or the Matanuska Susitna Borough.

3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 217. Such sums as may be deposited to the De-
5 partment of Veterans Affairs Capital Asset Fund pursu-
6 ant to section 8118 of title 38, United States Code, may
7 be transferred to the “Construction, Major Projects” and
8 “Construction, Minor Projects” accounts, to remain avail-
9 able until expended for the purposes of these accounts.

10 SEC. 218. None of the funds made available in this
11 title may be used to implement any policy prohibiting the
12 Directors of the Veterans Integrated Service Networks
13 from conducting outreach or marketing to enroll new vet-
14 erans within their respective Networks.

15 SEC. 219. The Secretary of Veterans Affairs shall
16 submit to the Committees on Appropriations of both
17 Houses of Congress a quarterly report on the financial
18 status of the Veterans Health Administration.

19 (INCLUDING TRANSFER OF FUNDS)

20 SEC. 220. Amounts made available under the “Med-
21 ical Services”, “Medical Support and Compliance”, “Med-
22 ical Facilities”, “General Operating Expenses, Veterans
23 Benefits Administration”, “General Administration”, and
24 “National Cemetery Administration” accounts for fiscal
25 year 2016 may be transferred to or from the “Information

1 Technology Systems” account: *Provided*, That such trans-
2 fers may not result in a more than 10 percent aggregate
3 increase in the total amount made available by this Act
4 for the “Information Technology Systems” account: *Pro-*
5 *vided further*, That before a transfer may take place, the
6 Secretary of Veterans Affairs shall request from the Com-
7 mittees on Appropriations of both Houses of Congress the
8 authority to make the transfer and an approval is issued.

9 SEC. 221. Of the amounts made available to the De-
10 partment of Veterans Affairs for fiscal year 2016, in this
11 or any other Act, under the “Medical Facilities” account
12 for nonrecurring maintenance, not more than 20 percent
13 of the funds made available shall be obligated during the
14 last 2 months of that fiscal year: *Provided*, That the Sec-
15 retary may waive this requirement after providing written
16 notice to the Committees on Appropriations of both
17 Houses of Congress.

18 (INCLUDING TRANSFER OF FUNDS)

19 SEC. 222. Of the amounts appropriated to the De-
20 partment of Veterans Affairs for fiscal year 2016 for
21 “Medical Services”, “Medical Support and Compliance”,
22 “Medical Facilities”, “Construction, Minor Projects”, and
23 “Information Technology Systems”, up to \$266,303,000,
24 plus reimbursements, may be transferred to the Joint De-
25 partment of Defense-Department of Veterans Affairs

1 Medical Facility Demonstration Fund, established by sec-
2 tion 1704 of the National Defense Authorization Act for
3 Fiscal Year 2010 (Public Law 111–84; 123 Stat. 3571)
4 and may be used for operation of the facilities designated
5 as combined Federal medical facilities as described by sec-
6 tion 706 of the Duncan Hunter National Defense Author-
7 ization Act for Fiscal Year 2009 (Public Law 110–417;
8 122 Stat. 4500): *Provided*, That additional funds may be
9 transferred from accounts designated in this section to the
10 Joint Department of Defense-Department of Veterans Af-
11 fairs Medical Facility Demonstration Fund upon written
12 notification by the Secretary of Veterans Affairs to the
13 Committees on Appropriations of both Houses of Con-
14 gress: *Provided further*, That section 223 of Title II of
15 Division I of Public Law 113–235 is repealed.

16 (INCLUDING TRANSFER OF FUNDS)

17 SEC. 223. Of the amounts appropriated to the De-
18 partment of Veterans Affairs which become available on
19 October 1, 2016, for “Medical Services”, “Medical Sup-
20 port and Compliance”, and “Medical Facilities”, up to
21 \$265,675,000, plus reimbursements, may be transferred
22 to the Joint Department of Defense-Department of Vet-
23 erans Affairs Medical Facility Demonstration Fund, es-
24 tablished by section 1704 of the National Defense Author-
25 ization Act for Fiscal Year 2010 (Public Law 111–84; 123

1 Stat. 3571) and may be used for operation of the facilities
2 designated as combined Federal medical facilities as de-
3 scribed by section 706 of the Duncan Hunter National De-
4 fense Authorization Act for Fiscal Year 2009 (Public Law
5 110–417; 122 Stat. 4500): *Provided*, That additional
6 funds may be transferred from accounts designated in this
7 section to the Joint Department of Defense-Department
8 of Veterans Affairs Medical Facility Demonstration Fund
9 upon written notification by the Secretary of Veterans Af-
10 fairs to the Committees on Appropriations of both Houses
11 of Congress.

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 224. Such sums as may be deposited to the
14 Medical Care Collections Fund pursuant to section 1729A
15 of title 38, United States Code, for healthcare provided
16 at facilities designated as combined Federal medical facili-
17 ties as described by section 706 of the Duncan Hunter
18 National Defense Authorization Act for Fiscal Year 2009
19 (Public Law 110–417; 122 Stat. 4500) shall also be avail-
20 able: (1) for transfer to the Joint Department of Defense-
21 Department of Veterans Affairs Medical Facility Dem-
22 onstration Fund, established by section 1704 of the Na-
23 tional Defense Authorization Act for Fiscal Year 2010
24 (Public Law 111–84; 123 Stat. 3571); and (2) for oper-
25 ations of the facilities designated as combined Federal

1 medical facilities as described by section 706 of the Dun-
2 can Hunter National Defense Authorization Act for Fiscal
3 Year 2009 (Public Law 110–417; 122 Stat. 4500).

4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 225. Of the amounts available in this title for
6 “Medical Services”, “Medical Support and Compliance”,
7 and “Medical Facilities”, a minimum of \$15,000,000 shall
8 be transferred to the DOD–VA Health Care Sharing In-
9 centive Fund, as authorized by section 8111(d) of title 38,
10 United States Code, to remain available until expended,
11 for any purpose authorized by section 8111 of title 38,
12 United States Code.

13 (INCLUDING RESCISSIONS OF FUNDS)

14 SEC. 226. (a) Of the funds appropriated in title II
15 of division I of Public Law 113–235, the following
16 amounts which became available on October 1, 2015, are
17 hereby rescinded from the following accounts in the
18 amounts specified:

19 (1) “Department of Veterans Affairs, Medical
20 Services”, \$1,400,000,000.

21 (2) “Department of Veterans Affairs, Medical
22 Support and Compliance”, \$100,000,000.

23 (3) “Department of Veterans Affairs, Medical
24 Facilities”, \$250,000,000.

1 (b) In addition to amounts provided elsewhere in this
2 Act, an additional amount is appropriated to the following
3 accounts in the amounts specified to remain available until
4 September 30, 2017:

5 (1) “Department of Veterans Affairs, Medical
6 Services”, \$1,400,000,000.

7 (2) “Department of Veterans Affairs, Medical
8 Support and Compliance”, \$100,000,000.

9 (3) “Department of Veterans Affairs, Medical
10 Facilities”, \$250,000,000.

11 SEC. 227. The Secretary of Veterans Affairs shall no-
12 tify the Committees on Appropriations of both Houses of
13 Congress of all bid savings for a major construction
14 project within 15 days of being identified that total at
15 least \$5,000,000, or 5 percent of the programmed amount
16 of the project, whichever is less.

17 SEC. 228. None of the funds made available for
18 “Construction, Major Projects” may be used for a project
19 in excess of the scope specified for that project in the origi-
20 nal justification data provided to the Congress as part of
21 the request for appropriations unless the Secretary of Vet-
22 erans Affairs receives approval from the Committees on
23 Appropriations of both Houses of Congress.

24 SEC. 229. The Secretary of Veterans Affairs shall
25 submit to the Committees on Appropriations of both

1 Houses of Congress a quarterly report that contains the
2 following information from each Veterans Benefits Admin-
3 istration Regional Office: (1) the average time to complete
4 a disability compensation claim; (2) the number of claims
5 pending more than 125 days; (3) error rates; (4) the num-
6 ber of claims personnel; (5) any corrective action taken
7 within the quarter to address poor performance; (6) train-
8 ing programs undertaken; (7) the number and results of
9 Quality Review Team audits; and (8) the number of infor-
10 mal claims that are unprocessed: *Provided*, That each
11 quarterly report shall be submitted no later than 30 days
12 after the end of the respective quarter.

13 SEC. 230. The Secretary of Veterans Affairs shall
14 submit to the Committees on Appropriations of both
15 Houses of Congress a reprogramming request if at any
16 point during fiscal year 2016 the funding allocated for a
17 medical care program that is not estimated through the
18 Enrollee Health Care Projection Model is adjusted by
19 more than \$25,000,000 from the allocation shown in the
20 corresponding congressional budget justification. Amounts
21 may only be reprogrammed as requested under this section
22 if: (1) the Committees on Appropriations of both Houses
23 of Congress approve the request; or (2) the Committees
24 have not rejected the request before the date that is 15
25 days after the date on which the request is received.

1 SEC. 231. Of the funds provided to the Department
2 of Veterans Affairs for fiscal year 2016 for “Medical Serv-
3 ices” and “Medical Support and Compliance”, a maximum
4 of \$5,000,000 may be obligated from the “Medical Serv-
5 ices” account and a maximum of \$154,596,000 may be
6 obligated from the “Medical Support and Compliance” ac-
7 count for the VistA Evolution and electronic health record
8 interoperability projects: *Provided*, That funds in addition
9 to these amounts may be obligated for the VistA Evolution
10 and electronic health record interoperability projects upon
11 written notification by the Secretary of Veterans Affairs
12 to the Committees on Appropriations of both Houses of
13 Congress.

14 SEC. 232. The Secretary of Veterans Affairs shall
15 provide written notification to the Committees on Appro-
16 priations of both Houses of Congress 15 days prior to or-
17 ganizational changes which result in the transfer of 25 or
18 more full-time equivalents from one organizational unit of
19 the Department of Veterans Affairs to another.

20 (RESCISSION OF FUNDS)

21 SEC. 233. (a) There is hereby rescinded an aggregate
22 amount of \$101,000,000 from the total budget authority
23 provided for fiscal year 2016 for discretionary accounts
24 of the Department of Veterans Affairs in—

25 (1) this Act; or

1 (2) any advance appropriation for fiscal year
2 2016 in prior appropriation Acts.

3 (b) The Secretary shall submit to the Committees on
4 Appropriations of both Houses of Congress a report speci-
5 fying the account and amount of each rescission not later
6 than 20 days following enactment of this Act.

7 SEC. 234. The Secretary of Veterans Affairs shall
8 provide on a quarterly basis to the Committees on Appro-
9 priations of both Houses of Congress notification of any
10 single national outreach and awareness marketing cam-
11 paign in which obligations exceed \$2,000,000.

12 SEC. 235. None of the funds available to the Depart-
13 ment of Veterans Affairs, in this or any other Act, may
14 be used to replace the current system by which the Vet-
15 erans Integrated Service Networks select and contract for
16 diabetes monitoring supplies and equipment.

17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 236. The Secretary of Veterans Affairs, upon
19 determination that such action is necessary to address
20 needs of the Veterans Health Administration, may trans-
21 fer to the “Medical Services” account any discretionary
22 appropriations made available for fiscal year 2016 in this
23 title (except appropriations made to the “General Oper-
24 ating Expenses, Veterans Benefits Administration” ac-
25 count) or any discretionary unobligated balances within

1 the Department of Veterans Affairs, including those ap-
2 propriated for fiscal year 2016, that were provided in ad-
3 vance by appropriations Acts: *Provided*, That transfers
4 shall be made only with the approval of the Office of Man-
5 agement and Budget: *Provided further*, That the transfer
6 authority provided in this section is in addition to any
7 other transfer authority provided by law: *Provided further*,
8 That no amounts may be transferred from amounts that
9 were designated by Congress as an emergency requirement
10 pursuant to a concurrent resolution on the budget or the
11 Balanced Budget and Emergency Deficit Control Act of
12 1985: *Provided further*, That such authority to transfer
13 may not be used unless for higher priority items, based
14 on emergent healthcare requirements, than those for
15 which originally appropriated and in no case where the
16 item for which funds are requested has been denied by
17 Congress: *Provided further*, That, upon determination that
18 all or part of the funds transferred from an appropriation
19 are not necessary, such amounts may be transferred back
20 to that appropriation and shall be available for the same
21 purposes as originally appropriated: *Provided further*,
22 That before a transfer may take place, the Secretary of
23 Veterans Affairs shall request from the Committees on
24 Appropriations of both Houses of Congress the authority
25 to make the transfer and receive approval of that request.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 237. Amounts made available for the Depart-
3 ment of Veterans Affairs for fiscal year 2016, under the
4 “Board of Veterans Appeals” and the “General Operating
5 Expenses, Veterans Benefits Administration” accounts
6 may be transferred between such accounts: *Provided*, That
7 before a transfer may take place, the Secretary of Vet-
8 erans Affairs shall request from the Committees on Appro-
9 priations of both Houses of Congress the authority to
10 make the transfer and receive approval from such Com-
11 mittees for such request.

12 (RESCISSION OF FUNDS)

13 SEC. 238. Of the unobligated balances available with-
14 in the “DOD–VA Health Care Sharing Incentive Fund”,
15 \$15,000,000 are hereby rescinded.

16 SEC. 239. The Secretary of Veterans Affairs may not
17 reprogram funds among major construction projects or
18 programs if such instance of reprogramming will exceed
19 \$5,000,000, unless such reprogramming is approved by
20 the Committees on Appropriations of both Houses of Con-
21 gress.

22 (RESCISSIONS OF FUNDS)

23 SEC. 240. Of the discretionary funds made available
24 in Public Law 113–235 for the Department of Veterans
25 Affairs for fiscal year 2016, \$197,923,000 are rescinded

1 from “Medical Services”, \$42,272,000 are rescinded from
2 “Medical Support and Compliance”, and \$15,353,000 are
3 rescinded from “Medical Facilities”.

4 SEC. 241. The amounts otherwise made available by
5 this Act for the following accounts of the Department of
6 Veterans Affairs are hereby reduced by the following
7 amounts:

8 (1) “Veterans Benefits Administration—Vet-
9 erans Housing Benefit Program Fund”, \$3,098,000.

10 (2) “Veterans Benefits Administration—Voca-
11 tional Rehabilitation Loans Program Account”,
12 \$10,000.

13 (3) “Veterans Benefits Administration—Native
14 American Veteran Housing Loan Program Ac-
15 count”, \$25,000.

16 (4) “Veterans Health Administration—Medical
17 and Prosthetic Research”, \$3,109,000.

18 (5) “National Cemetery Administration”,
19 \$1,654,000.

20 (6) “Departmental Administration—General
21 Administration”, \$3,877,000.

22 (7) “Departmental Administration—Board of
23 Veterans Appeals”, \$786,000.

1 (8) “Departmental Administration—General
2 Operating Expenses, Veterans Benefits Administra-
3 tion”, \$36,568,000.

4 (9) “Departmental Administration—Informa-
5 tion Technology Systems”, \$7,958,000.

6 (10) “Departmental Administration—Office of
7 Inspector General”, \$993,000.

8 **TITLE III**

9 **RELATED AGENCIES**

10 **AMERICAN BATTLE MONUMENTS COMMISSION**

11 **SALARIES AND EXPENSES**

12 For necessary expenses, not otherwise provided for,
13 of the American Battle Monuments Commission, including
14 the acquisition of land or interest in land in foreign coun-
15 tries; purchases and repair of uniforms for caretakers of
16 national cemeteries and monuments outside of the United
17 States and its territories and possessions; rent of office
18 and garage space in foreign countries; purchase (one-for-
19 one replacement basis only) and hire of passenger motor
20 vehicles; not to exceed \$7,500 for official reception and
21 representation expenses; and insurance of official motor
22 vehicles in foreign countries, when required by law of such
23 countries, \$75,100,000, to remain available until ex-
24 pend.

1 FOREIGN CURRENCY FLUCTUATIONS ACCOUNT

2 For necessary expenses, not otherwise provided for,
3 of the American Battle Monuments Commission, such
4 sums as may be necessary, to remain available until ex-
5 pended, for purposes authorized by section 2109 of title
6 36, United States Code.

7 UNITED STATES COURT OF APPEALS FOR VETERANS

8 CLAIMS

9 SALARIES AND EXPENSES

10 For necessary expenses for the operation of the
11 United States Court of Appeals for Veterans Claims as
12 authorized by sections 7251 through 7299 of title 38,
13 United States Code, \$32,141,000: *Provided*, That
14 \$2,500,000 shall be available for the purpose of providing
15 financial assistance as described, and in accordance with
16 the process and reporting procedures set forth, under this
17 heading in Public Law 102–229.

18 DEPARTMENT OF DEFENSE—CIVIL

19 CEMETERIAL EXPENSES, ARMY

20 SALARIES AND EXPENSES

21 For necessary expenses for maintenance, operation,
22 and improvement of Arlington National Cemetery and Sol-
23 diers' and Airmen's Home National Cemetery, including
24 the purchase or lease of passenger motor vehicles for re-
25 placement on a one-for-one basis only, and not to exceed

1 \$1,000 for official reception and representation expenses,
2 \$70,800,000, of which not to exceed \$5,000,000 shall re-
3 main available until September 30, 2017. In addition,
4 such sums as may be necessary for parking maintenance,
5 repairs and replacement, to be derived from the “Lease
6 of Department of Defense Real Property for Defense
7 Agencies” account.

8 ARMED FORCES RETIREMENT HOME

9 TRUST FUND

10 For expenses necessary for the Armed Forces Retire-
11 ment Home to operate and maintain the Armed Forces
12 Retirement Home—Washington, District of Columbia,
13 and the Armed Forces Retirement Home—Gulfport, Mis-
14 sissippi, to be paid from funds available in the Armed
15 Forces Retirement Home Trust Fund, \$64,300,000, of
16 which \$1,000,000 shall remain available until expended
17 for construction and renovation of the physical plants at
18 the Armed Forces Retirement Home—Washington, Dis-
19 trict of Columbia, and the Armed Forces Retirement
20 Home—Gulfport, Mississippi.

21 ADMINISTRATIVE PROVISIONS

22 SEC. 301. Funds appropriated in this Act under the
23 heading “Department of Defense—Civil, Cemeterial Ex-
24 penses, Army”, may be provided to Arlington County, Vir-
25 ginia, for the relocation of the federally owned water main

1 at Arlington National Cemetery, making additional land
2 available for ground burials.

3 SEC. 302. Amounts deposited during the current fis-
4 cal year into the special account established under 10
5 U.S.C. 4727 are appropriated and shall be available until
6 expended to support activities at the Army National Mili-
7 tary Cemeteries.

8 TITLE IV

9 OVERSEAS CONTINGENCY OPERATIONS

10 DEPARTMENT OF DEFENSE

11 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

12 For an additional amount for “Military Construction,
13 Navy and Marine Corps”, \$244,004,000 to remain avail-
14 able until September 30, 2020, for projects outside of the
15 United States: *Provided*, That such amount is designated
16 by the Congress for Overseas Contingency Operations/
17 Global War on Terrorism pursuant to section
18 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 MILITARY CONSTRUCTION, AIR FORCE

21 For an additional amount for “Military Construction,
22 Air Force” \$75,000,000 to remain available until Sep-
23 tember 30, 2020, for projects outside of the United States:
24 *Provided*, That such amount is designated by the Congress
25 for Overseas Contingency Operations/Global War on Ter-

1 rorism pursuant to section 215(b)(2)(A)(ii) of the Bal-
2 anced Budget and Emergency Deficit Control Act of 1985.

3 MILITARY CONSTRUCTION, DEFENSE-WIDE

4 For an additional amount for “Military Construction,
5 Defense-Wide”, \$212,996,000 to remain available until
6 September 30, 2020, for projects outside of the United
7 States: *Provided*, That such amount is designated by the
8 Congress for Overseas Contingency Operations/Global
9 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
10 the Balanced Budget and Emergency Deficit Control Act
11 of 1985.

12 TITLE V

13 GENERAL PROVISIONS

14 SEC. 501. No part of any appropriation contained in
15 this Act shall remain available for obligation beyond the
16 current fiscal year unless expressly so provided herein.

17 SEC. 502. None of the funds made available in this
18 Act may be used for any program, project, or activity,
19 when it is made known to the Federal entity or official
20 to which the funds are made available that the program,
21 project, or activity is not in compliance with any Federal
22 law relating to risk assessment, the protection of private
23 property rights, or unfunded mandates.

24 SEC. 503. All departments and agencies funded under
25 this Act are encouraged, within the limits of the existing

1 statutory authorities and funding, to expand their use of
2 “E-Commerce” technologies and procedures in the con-
3 duct of their business practices and public service activi-
4 ties.

5 SEC. 504. Unless stated otherwise, all reports and no-
6 tifications required by this Act shall be submitted to the
7 Subcommittee on Military Construction and Veterans Af-
8 fairs, and Related Agencies of the Committee on Appro-
9 priations of the House of Representatives and the Sub-
10 committee on Military Construction and Veterans Affairs,
11 and Related Agencies of the Committee on Appropriations
12 of the Senate.

13 SEC. 505. None of the funds made available in this
14 Act may be transferred to any department, agency, or in-
15 strumentality of the United States Government except
16 pursuant to a transfer made by, or transfer authority pro-
17 vided in, this or any other appropriations Act.

18 SEC. 506. None of the funds made available in this
19 Act may be used for a project or program named for an
20 individual serving as a Member, Delegate, or Resident
21 Commissioner of the United States House of Representa-
22 tives.

23 SEC. 507. (a) Any agency receiving funds made avail-
24 able in this Act, shall, subject to subsections (b) and (c),
25 post on the public Web site of that agency any report re-

1 quired to be submitted by the Congress in this or any
2 other Act, upon the determination by the head of the agen-
3 cy that it shall serve the national interest.

4 (b) Subsection (a) shall not apply to a report if—

5 (1) the public posting of the report com-
6 promises national security; or

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

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

13 SEC. 508. (a) None of the funds made available in
14 this Act may be used to maintain or establish a computer
15 network unless such network blocks the viewing,
16 downloading, and exchanging of pornography.

17 (b) Nothing in subsection (a) shall limit the use of
18 funds necessary for any Federal, State, tribal, or local law
19 enforcement agency or any other entity carrying out crimi-
20 nal investigations, prosecution, or adjudication activities.

21 SEC. 509. None of the funds made available in this
22 Act may be used by an agency of the executive branch
23 to pay for first-class travel by an employee of the agency
24 in contravention of sections 301–10.122 through 301–
25 10.124 of title 41, Code of Federal Regulations.

1 SEC. 510. None of the funds made available in this
2 Act may be used to execute a contract for goods or serv-
3 ices, including construction services, where the contractor
4 has not complied with Executive Order No. 12989.

5 SEC. 511. None of the funds made available by this
6 Act may be used by the Department of Defense or the
7 Department of Veterans Affairs to lease or purchase new
8 light duty vehicles for any executive fleet, or for an agen-
9 cy's fleet inventory, except in accordance with Presidential
10 Memorandum—Federal Fleet Performance, dated May
11 24, 2011.

12 SEC. 512. (a) IN GENERAL.—None of the funds ap-
13 propriated or otherwise made available to the Department
14 of Defense in this Act may be used to construct, renovate,
15 or expand any facility in the United States, its territories,
16 or possessions to house any individual detained at United
17 States Naval Station, Guantánamo Bay, Cuba, for the
18 purposes of detention or imprisonment in the custody or
19 under the control of the Department of Defense.

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

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

1 (1) is not a citizen of the United States or a
2 member of the Armed Forces of the United States;
3 and

4 (2) is—

5 (A) in the custody or under the effective
6 control of the Department of Defense; or

7 (B) otherwise under detention at United
8 States Naval Station, Guantánamo Bay, Cuba.

9 SPENDING REDUCTION ACCOUNT

10 SEC. 513. The amount by which the applicable alloca-
11 tion of new budget authority made by the Committee on
12 Appropriations of the House of Representatives under sec-
13 tion 302(b) of the Congressional Budget Act of 1974 ex-
14 ceeds the amount of proposed new budget authority is \$0.

15 SEC. 514. The amounts otherwise provided by this
16 Act are revised by reducing the amount made available
17 for “Department of Veterans Affairs—Departmental Ad-
18 ministration—Information Technology Services” (and the
19 amount specified under such heading for operations and
20 maintenance), and by increasing the amount made avail-
21 able for “Veterans Health Administration—Medical Serv-
22 ices”, by \$2,000,000.

23 SEC. 515. None of the funds made available by this
24 Act may be used to carry out the closure or transfer of
25 the United States Naval Station, Guantánamo Bay, Cuba.

1 SEC. 516. None of the funds made available by this
2 Act may be used to carry out the Appraised Value Offer
3 program of the Department of Veterans Affairs.

4 SEC. 517. None of the funds made available by this
5 Act may be used by the Secretary of Veterans Affairs to
6 pay a performance award under section 5384 of title 5,
7 United States Code.

8 SEC. 518. None of the funds made available by this
9 Act for benefits for homeless veterans and training and
10 outreach programs may be used by the Secretary of Vet-
11 erans Affairs in contravention of subchapter III of chapter
12 20 of title 38, United States Code.

13 SEC. 519. Not more than \$4,400,000 of the funds
14 provided by this Act under the heading “Department of
15 Veterans Affairs—Departmental Administration—Gen-
16 eral Administration” may be used for the Office of Con-
17 gressional and Legislative Affairs, and the amount other-
18 wise provided under such heading is hereby reduced by
19 \$1,500,000.

20 SEC. 520. None of the funds made available by this
21 Act may be used to end, suspend, or relocate hospital-
22 based services with respect to a health care facility of the
23 Department of Veterans Affairs that is—

1 (1) the subject of an environmental impact
2 statement in accordance with the National Environ-
3 mental Policy Act of 1969 (42 U.S.C. 4321 et seq.);

4 (2) designated as a National Historic Land-
5 mark by the National Park Service; and

6 (3) located in a highly rural area.

7 SEC. 521. None of the funds made available by this
8 Act may be used to propose, plan for, or execute a new
9 or additional Base Realignment and Closure (BRAC)
10 round.

11 SEC. 522. None of the funds made available by this
12 Act may be used to enter into a contract with any offeror
13 or any of its principals if the offeror certifies, as required
14 by Federal Acquisition Regulation, that the offeror or any
15 of its principals:

16 (A) within a 3-year period preceding this offer
17 has been convicted of or had a civil judgment ren-
18 dered against it for: commission of fraud or a crimi-
19 nal offense in connection with obtaining, attempting
20 to obtain, or performing a public (Federal, State, or
21 local) contract or subcontract; violation of Federal or
22 State antitrust statutes relating to the submission of
23 offers; or commission of embezzlement, theft, for-
24 gery, bribery, falsification or destruction of records,
25 making false statements, tax evasion, violating Fed-

1 eral criminal tax laws, or receiving stolen property;
2 or

3 (B) are presently indicted for, or otherwise
4 criminally or civilly charged by a governmental enti-
5 ty with, commission of any of the offenses enumer-
6 ated above in subsection (A); or

7 (C) within a 3-year period preceding this offer,
8 has been notified of any delinquent Federal taxes in
9 an amount that exceeds \$3,000 for which the liabil-
10 ity remains unsatisfied.

11 SEC. 523. None of the funds made available by this
12 Act may be used in contravention of subtitle D of title
13 VIII of the Carl Levin and Howard P. “Buck” McKeon
14 National Defense Authorization Act for Fiscal Year 2015.

15 SEC. 524. None of the funds made available by this
16 Act may be used to pay an award or bonus under chapter
17 45 or 53 of title 5, United States Code, to any employee
18 of the Office of Construction and Facilities Management
19 of the Department of Veterans Affairs.

20 SEC. 525. None of the funds made available by this
21 Act may be used to pay the salary of any employee of
22 the Department of Veterans Affairs who is a member of
23 an Amputee Clinic Team (as described in VHA Handbook
24 1173.3, “Amputee Clinic Teams and Artificial Limbs”,
25 dated June 4, 2004) and who is not credentialed in ac-

1 cordance with VHA Directive 2012–030, “Credentialing
2 of Health Care Professionals”, issued on October 11,
3 2012.

4 SEC. 526. None of the funds made available by this
5 Act may be used to transfer any funds from the Veterans
6 Choice Fund established by section 802 of the Veterans
7 Access, Choice, and Accountability Act of 2014 (Public
8 Law 113–146; 128 Stat. 1802).

9 SEC. 527. None of the funds made available by this
10 Act may be used to—

11 (1) carry out the memorandum from the Vet-
12 erans Benefit Administration known as Fast Letter
13 13–10, issued on May 20, 2013; or

14 (2) create or maintain any patient record-keep-
15 ing system other than those currently approved by
16 the Department of Veterans Affairs Central Office
17 in Washington, D.C.

18 SEC. 528. For an additional amount for “Department
19 of Veterans Affairs—Departmental Administration—Gen-
20 eral Operating Expenses, Veterans Benefits Administra-
21 tion”, there is hereby appropriated, and the amount other-
22 wise provided by this Act for “Department of Veterans
23 Affairs—Departmental Administration—General Admin-
24 istration” is hereby reduced by, \$5,000,000.

1 This Act may be cited as the “Military Construction
2 and Veterans Affairs and Related Agencies Appropriations
3 Act, 2016”.

Passed the House of Representatives April 30, 2015.

Attest:

KAREN L. HAAS,

Clerk.