

Union Calendar No. 421

114TH CONGRESS
2^D SESSION

H. R. 4590

[Report No. 114-545]

To authorize the Secretary of Veterans Affairs to carry out certain major medical facility projects for which appropriations are being made for fiscal year 2016, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 23, 2016

Mr. MILLER of Florida introduced the following bill; which was referred to the Committee on Veterans' Affairs

MAY 10, 2016

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on February 23, 2016]

A BILL

To authorize the Secretary of Veterans Affairs to carry out certain major medical facility projects for which appropriations are being made for fiscal year 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 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Fiscal Year 2016 De-*
5 *partment of Veterans Affairs Seismic Safety, Construction,*
6 *and Leases Authorization Act”.*

7 **SEC. 2. AUTHORIZATION OF CERTAIN MAJOR MEDICAL FA-**
8 **CILITY PROJECTS OF THE DEPARTMENT OF**
9 **VETERANS AFFAIRS.**

10 (a) *AUTHORIZATION.*—*The Secretary of Veterans Af-*
11 *fairs may carry out the following major medical facility*
12 *projects, with each project to be carried out in an amount*
13 *not to exceed the amount specified for that project:*

14 (1) *Seismic corrections to buildings, including*
15 *retrofitting and replacement of high-risk buildings, in*
16 *San Francisco, California, in an amount not to ex-*
17 *ceed \$175,880,000.*

18 (2) *Seismic corrections to facilities, including fa-*
19 *cilities to support homeless veterans, at the medical*
20 *center in West Los Angeles, California, in an amount*
21 *not to exceed \$100,250,000.*

22 (3) *Seismic corrections to the mental health and*
23 *community living center in Long Beach, California,*
24 *in an amount not to exceed \$282,100,000.*

1 (4) *Construction of an outpatient clinic, admin-*
2 *istrative space, cemetery, and columbarium in Ala-*
3 *meda, California, in an amount not to exceed*
4 *\$83,782,000.*

5 (5) *Realignment of medical facilities in Liver-*
6 *more, California, in an amount not to exceed*
7 *\$188,650,000.*

8 (6) *Construction of a replacement community*
9 *living center in Perry Point, Maryland, in an*
10 *amount not to exceed \$92,700,000.*

11 (7) *Seismic corrections and other renovations to*
12 *several buildings and construction of a specialty care*
13 *building in American Lake, Washington, in an*
14 *amount not to exceed \$13,830,000.*

15 (b) *AUTHORIZATION OF APPROPRIATIONS FOR CON-*
16 *STRUCTION.—There is authorized to be appropriated to the*
17 *Secretary of Veterans Affairs for fiscal year 2016 or the*
18 *year in which funds are appropriated for the Construction,*
19 *Major Projects, account, \$937,192,000 for the projects au-*
20 *thorized in subsection (a).*

21 (c) *LIMITATION.—The projects authorized in sub-*
22 *section (a) may only be carried out using—*

23 (1) *funds appropriated for fiscal year 2016 pur-*
24 *suant to the authorization of appropriations in sub-*
25 *section (b);*

1 (2) *funds available for Construction, Major*
2 *Projects, for a fiscal year before fiscal year 2016 that*
3 *remain available for obligation;*

4 (3) *funds available for Construction, Major*
5 *Projects, for a fiscal year after fiscal year 2016 that*
6 *remain available for obligation;*

7 (4) *funds appropriated for Construction, Major*
8 *Projects, for fiscal year 2016 for a category of activity*
9 *not specific to a project;*

10 (5) *funds appropriated for Construction, Major*
11 *Projects, for a fiscal year before fiscal year 2016 for*
12 *a category of activity not specific to a project; and*

13 (6) *funds appropriated for Construction, Major*
14 *Projects, for a fiscal year after fiscal year 2016 for a*
15 *category of activity not specific to a project.*

16 **SEC. 3. SUBMISSION OF INFORMATION.**

17 *Not later than 90 days after the date of the enactment*
18 *of this Act, for each project authorized in section 2(a), the*
19 *Secretary of Veterans Affairs shall submit to the Committees*
20 *on Veterans' Affairs of the House of Representatives and*
21 *the Senate the following information:*

22 (1) *A line item accounting of expenditures relat-*
23 *ing to construction management carried out by the*
24 *Department of Veterans Affairs for such project.*

1 (2) *The future amounts that are budgeted to be*
2 *obligated for construction management carried out by*
3 *the Department for such project.*

4 (3) *A justification for the expenditures described*
5 *in paragraph (1) and the future amounts described in*
6 *paragraph (2).*

7 (4) *Any agreement entered into by the Secretary*
8 *regarding the Army Corps of Engineers providing*
9 *services relating to such project, including reimburse-*
10 *ment agreements and the costs to the Department of*
11 *Veterans Affairs for such services.*

12 **SEC. 4. AUTHORIZATION OF MAJOR MEDICAL FACILITY**
13 **LEASES.**

14 *The Secretary of Veterans Affairs may carry out the*
15 *following major medical facility leases at the locations spec-*
16 *ified, and in an amount for each lease not to exceed the*
17 *amount shown for such location (not including any esti-*
18 *mated cancellation costs):*

19 (1) *For an outpatient clinic, Ann Arbor, Michi-*
20 *gan, an amount not to exceed \$17,093,000.*

21 (2) *For an outpatient mental health clinic, Bir-*
22 *mingham, Alabama, an amount not to exceed*
23 *\$6,971,000.*

1 (3) *For an outpatient specialty clinic, Bir-*
2 *mingham, Alabama, an amount not to exceed*
3 *\$10,479,000.*

4 (4) *For research space, Boston, Massachusetts, an*
5 *amount not to exceed \$5,497,000.*

6 (5) *For research space, Charleston, South Caro-*
7 *lina, an amount not to exceed \$6,581,000.*

8 (6) *For an outpatient clinic, Daytona Beach,*
9 *Florida, an amount not to exceed \$12,664,000.*

10 (7) *For Chief Business Office Purchased Care of-*
11 *fice space, Denver, Colorado, an amount not to exceed*
12 *\$17,215,000.*

13 (8) *For an outpatient clinic, Gainesville, Flor-*
14 *ida, an amount not to exceed \$4,686,000.*

15 (9) *For an outpatient clinic, Hampton Roads,*
16 *Virginia, an amount not to exceed \$18,124,000.*

17 (10) *For research space Mission Bay, California,*
18 *an amount not to exceed \$23,454,000.*

19 (11) *For an outpatient clinic, Missoula, Mon-*
20 *tana, an amount not to exceed \$7,130,000.*

21 (12) *For an outpatient clinic, Northern Colo-*
22 *rado, Colorado, an amount not to exceed \$8,776,000.*

23 (13) *For an outpatient clinic, Ocala, Florida, an*
24 *amount not to exceed \$5,279,000.*

1 (14) *For an outpatient clinic, Oxnard, Cali-*
2 *fornia, an amount not to exceed \$6,297,000.*

3 (15) *For an outpatient clinic, Pike County,*
4 *Georgia, an amount not to exceed \$5,757,000.*

5 (16) *For an outpatient clinic, Portland, Maine,*
6 *an amount not to exceed \$6,846,000.*

7 (17) *For an outpatient clinic, Raleigh, North*
8 *Carolina, an amount not to exceed \$21,607,000.*

9 (18) *For an outpatient clinic, Santa Rosa, Cali-*
10 *fornia, an amount not to exceed \$6,498,000.*

11 **SEC. 5. MONTHLY REPORTS ON STATUS OF MAJOR MED-**
12 **ICAL FACILITY PROJECTS.**

13 (a) *REPORTS REQUIRED.*—*For each month that begins*
14 *after the date of the enactment of this Act, the Secretary*
15 *shall submit to Congress a report on the status of each*
16 *major medical facility project authorized under section 2.*
17 *Each such report shall include, for each project covered by*
18 *the report, information about the status of the design and*
19 *procurement planning, contract modification management,*
20 *and cost escalation of the project.*

21 (b) *TERMINATION.*—*The requirement to submit month-*
22 *ly reports under this section shall terminate on the date*
23 *on which the Administrative Investigative Board of the De-*
24 *partment of Veterans Affairs submits to Congress the report*
25 *of the Administrative Investigative Board on the major*

1 *medical facility project carried out at the Department med-*
2 *ical center in Aurora, Colorado.*

3 **SEC. 6. AUTHORIZATION OF SALE OF PERSHING HALL.**

4 *Section 403 of the Veterans' Benefits Programs Im-*
5 *provement Act of 1991 (Public Law 102–86; 38 U.S.C. 2400*
6 *note) is amended by adding at the end the following new*
7 *subsection:*

8 *“(f) AUTHORIZATION OF SALE.—(1) The Secretary*
9 *may sell for fair market value Pershing Hall and transfer*
10 *and convey to the purchaser all right, title, and interest*
11 *of the United States in or to such property. The Secretary*
12 *shall determine fair market value based on an independent*
13 *assessment conducted by another department or agency of*
14 *the Federal Government or a nongovernmental entity. The*
15 *Secretary may only accept money as consideration for such*
16 *sale.*

17 *“(2) If the Secretary sells Pershing Hall pursuant to*
18 *paragraph (1), the Secretary shall return to the entity from*
19 *which the United States acquired Pershing Hall pursuant*
20 *to the Act of June 28, 1935, (Chapter 323; 49 Stat. 426)*
21 *any personal property (including memorabilia regarding*
22 *General Pershing and the American Expeditionary Forces*
23 *in France during World War I) in the possession of the*
24 *Department of Veterans Affairs as of the date of the enact-*
25 *ment of this subsection that was located in Pershing Hall*

1 *(or otherwise associated with Pershing Hall) on the date*
2 *of such acquisition.*

3 “(3) *The funds received by the Secretary pursuant to*
4 *the sale of Pershing Hall under paragraph (1) shall be de-*
5 *posited in the ‘Construction, Major Projects’ account of the*
6 *Department and be made available, without fiscal year lim-*
7 *itation, for the purposes of such account.*

8 “(4)(A) *Effective on the day after the date of the sale*
9 *of Pershing Hall authorized under paragraph (1), the au-*
10 *thority of the Secretary to carry out subsections (a), (b),*
11 *(c), and (e) shall terminate except for purposes of carrying*
12 *out paragraph (2) of this subsection.*

13 “(B) *Effective on the date that is one year after the*
14 *date of the sale of Pershing Hall authorized under para-*
15 *graph (1), the Pershing Hall Revolving Fund shall be abol-*
16 *ished and the corpus of the fund, including accrued interest,*
17 *shall be deposited in the ‘Construction, Major Projects’ ac-*
18 *count of the Department and be made available, without*
19 *fiscal year limitation, for the purposes of such account.”.*

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