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113TH CONGRESS
1ST SESSION

H. R. 1266

To amend title 40, United States Code, concerning the calculation of transactions for the lease of land ports of entry and international bridges, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 19, 2013

Mr. OWENS introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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A BILL

To amend title 40, United States Code, concerning the calculation of transactions for the lease of land ports of entry and international bridges, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. LAND PORTS OF ENTRY AND INTERNATIONAL BRIDGES.

Section 3307 of title 40, United States Code, is amended by adding at the end the following:

"(i) LAND PORTS OF ENTRY AND INTERNATIONAL BRIDGES.—

"(1) LEASES.—The Administrator is authorized to enter into contracts for the lease of a covered facility and its site for periods of not to exceed 30 years.

"(2) CALCULATION OF TRANSACTIONS.—For purposes of the Balanced Budget and Emergency Deficit Control Act of 1985, the Congressional Budget Act of 1974, the Budget Enforcement Act of 1990, and scorekeeping guidelines, the Office of Management and Budget and the Congressional Budget Office shall score any contract entered into by the Administrator under this chapter for the lease of a covered facility and its site in the same manner as if the contract was entered into on September 30, 1990.

"(3) ANALYSIS OF TRANSACTIONS.—

"(A) ANALYSIS REQUIRED BEFORE LEASES OR DIRECT PURCHASES OR CONSTRUCTION.—Before entering into a contract for the lease of a covered facility or directly purchasing or constructing a covered facility, the Administrator shall transmit to Congress a report containing an analysis of the cost effectiveness of leasing the covered facility as compared to directly purchasing or constructing the covered facility.

"(B) LIMITATION ON DIRECT PURCHASES AND CONSTRUCTION.—The Administrator may not directly purchase or construct a covered facility if the Administrator determines under subparagraph (A) that leasing the covered facility is more cost effective.

"(4) DEFINITIONS.—In this subsection, the following definitions apply:

"(A) COVERED FACILITY.—The term 'covered facility' means a land port of entry or international bridge.

"(B) LEASE.—The term 'lease' includes a lease purchase.".

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