

113TH CONGRESS
1ST SESSION

H. R. 2216

AN ACT

Making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2014, 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,*

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for
3 military construction, the Department of Veterans Affairs,
4 and related agencies for the fiscal year ending September
5 30, 2014, and for other purposes, namely:

6 TITLE I

7 DEPARTMENT OF DEFENSE

8 MILITARY CONSTRUCTION, ARMY

9 For acquisition, construction, installation, and equip-
10 ment of temporary or permanent public works, military
11 installations, facilities, and real property for the Army as
12 currently authorized by law, including personnel in the
13 Army Corps of Engineers and other personal services nec-
14 essary for the purposes of this appropriation, and for con-
15 struction and operation of facilities in support of the func-
16 tions of the Commander in Chief, \$1,099,875,000, to re-
17 main available until September 30, 2018: *Provided*, That
18 of this amount, not to exceed \$64,575,000 shall be avail-
19 able for study, planning, design, architect and engineer
20 services, and host nation support, as authorized by law,
21 unless the Secretary of Army determines that additional
22 obligations are necessary for such purposes and notifies
23 the Committees on Appropriations of both Houses of Con-
24 gress of the determination and the reasons therefor.

1 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

2 For acquisition, construction, installation, and equip-
3 ment of temporary or permanent public works, naval in-
4 stallations, facilities, and real property for the Navy and
5 Marine Corps as currently authorized by law, including
6 personnel in the Naval Facilities Engineering Command
7 and other personal services necessary for the purposes of
8 this appropriation, \$1,616,281,000, to remain available
9 until September 30, 2018: *Provided*, That of this amount,
10 not to exceed \$89,830,000 shall be available for study,
11 planning, design, and architect and engineer services, as
12 authorized by law, unless the Secretary of Navy deter-
13 mines that additional obligations are necessary for such
14 purposes and notifies the Committees on Appropriations
15 of both Houses of Congress of the determination and the
16 reasons therefor.

17 MILITARY CONSTRUCTION, AIR FORCE

18 For acquisition, construction, installation, and equip-
19 ment of temporary or permanent public works, military
20 installations, facilities, and real property for the Air Force
21 as currently authorized by law, \$1,127,273,000, to remain
22 available until September 30, 2018: *Provided*, That of this
23 amount, not to exceed \$11,314,000 shall be available for
24 study, planning, design, and architect and engineer serv-
25 ices, as authorized by law, unless the Secretary of Air

1 Force determines that additional obligations are necessary
2 for such purposes and notifies the Committees on Appro-
3 priations of both Houses of Congress of the determination
4 and the reasons therefor.

5 MILITARY CONSTRUCTION, DEFENSE-WIDE

6 (INCLUDING TRANSFER OF FUNDS)

7 For acquisition, construction, installation, and equip-
8 ment of temporary or permanent public works, installa-
9 tions, facilities, and real property for activities and agen-
10 cies of the Department of Defense (other than the military
11 departments), as currently authorized by law,
12 \$3,707,923,000, to remain available until September 30,
13 2018: *Provided*, That such amounts of this appropriation
14 as may be determined by the Secretary of Defense may
15 be transferred to such appropriations of the Department
16 of Defense available for military construction or family
17 housing as the Secretary may designate, to be merged with
18 and to be available for the same purposes, and for the
19 same time period, as the appropriation or fund to which
20 transferred: *Provided further*, That of the amount appro-
21 priated, not to exceed \$237,838,000 shall be available for
22 study, planning, design, and architect and engineer serv-
23 ices, as authorized by law, unless the Secretary of Defense
24 determines that additional obligations are necessary for
25 such purposes and notifies the Committees on Appropria-

1 tions of both Houses of Congress of the determination and
2 the reasons therefor: *Provided further*, That of the amount
3 appropriated, notwithstanding any other provision of law,
4 \$38,513,000 shall be available for payments to the North
5 Atlantic Treaty Organization for the planning, design, and
6 construction of a new North Atlantic Treaty Organization
7 headquarters.

8 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

9 For construction, acquisition, expansion, rehabilita-
10 tion, and conversion of facilities for the training and ad-
11 ministration of the Army National Guard, and contribu-
12 tions therefor, as authorized by law, \$315,815,000, to re-
13 main available until September 30, 2018: *Provided*, That
14 of the amount appropriated, not to exceed \$24,005,000
15 shall be available for study, planning, design, and architect
16 and engineer services, as authorized by law, unless the Di-
17 rector of the Army National Guard determines that addi-
18 tional obligations are necessary for such purposes and no-
19 tifies the Committees on Appropriations of both Houses
20 of Congress of the determination and the reasons therefor.

21 MILITARY CONSTRUCTION, AIR NATIONAL GUARD

22 For construction, acquisition, expansion, rehabilita-
23 tion, and conversion of facilities for the training and ad-
24 ministration of the Air National Guard, and contributions
25 therefor, as authorized by law, \$107,800,000, to remain

1 available until September 30, 2018: *Provided*, That of the
2 amount appropriated, not to exceed \$13,400,000 shall be
3 available for study, planning, design, and architect and en-
4 gineer services, as authorized by law, unless the Director
5 of the Air National Guard determines that additional obli-
6 gations are necessary for such purposes and notifies the
7 Committees on Appropriations of both Houses of Congress
8 of the determination and the reasons therefor.

9 MILITARY CONSTRUCTION, ARMY RESERVE

10 For construction, acquisition, expansion, rehabilita-
11 tion, and conversion of facilities for the training and ad-
12 ministration of the Army Reserve as authorized by law,
13 \$174,060,000, to remain available until September 30,
14 2018: *Provided*, That of the amount appropriated, not to
15 exceed \$14,212,000 shall be available for study, planning,
16 design, and architect and engineer services, as authorized
17 by law, unless the Chief of the Army Reserve determines
18 that additional obligations are necessary for such purposes
19 and notifies the Committees on Appropriations of both
20 Houses of Congress of the determination and the reasons
21 therefor.

22 MILITARY CONSTRUCTION, NAVY RESERVE

23 For construction, acquisition, expansion, rehabilita-
24 tion, and conversion of facilities for the training and ad-
25 ministration of the reserve components of the Navy and

1 Marine Corps as authorized by law, \$32,976,000, to re-
2 main available until September 30, 2018: *Provided*, That
3 of the amount appropriated, not to exceed \$2,540,000
4 shall be available for study, planning, design, and architect
5 and engineer services, as authorized by law, unless the
6 Secretary of Navy determines that additional obligations
7 are necessary for such purposes and notifies the Commit-
8 tees on Appropriations of both Houses of Congress of the
9 determination and the reasons therefor.

10 MILITARY CONSTRUCTION, AIR FORCE RESERVE

11 For construction, acquisition, expansion, rehabilita-
12 tion, and conversion of facilities for the training and ad-
13 ministration of the Air Force Reserve as authorized by
14 law, \$45,659,000, to remain available until September 30,
15 2018: *Provided*, That of the amount appropriated, not to
16 exceed \$2,229,000 shall be available for study, planning,
17 design, and architect and engineer services, as authorized
18 by law, unless the Chief of the Air Force Reserve deter-
19 mines that additional obligations are necessary for such
20 purposes and notifies the Committees on Appropriations
21 of both Houses of Congress of the determination and the
22 reasons therefor.

1 NORTH ATLANTIC TREATY ORGANIZATION
2 SECURITY INVESTMENT PROGRAM

3 For the United States share of the cost of the North
4 Atlantic Treaty Organization Security Investment Pro-
5 gram for the acquisition and construction of military fa-
6 cilities and installations (including international military
7 headquarters) and for related expenses for the collective
8 defense of the North Atlantic Treaty Area as authorized
9 by section 2806 of title 10, United States Code, and Mili-
10 tary Construction Authorization Acts, \$199,700,000, to
11 remain available until expended.

12 FAMILY HOUSING CONSTRUCTION, ARMY

13 For expenses of family housing for the Army for con-
14 struction, including acquisition, replacement, addition, ex-
15 pansion, extension, and alteration, as authorized by law,
16 \$44,008,000, to remain available until September 30,
17 2018.

18 FAMILY HOUSING OPERATION AND MAINTENANCE,

19 ARMY

20 For expenses of family housing for the Army for op-
21 eration and maintenance, including debt payment, leasing,
22 minor construction, principal and interest charges, and in-
23 surance premiums, as authorized by law, \$512,871,000.

1 FAMILY HOUSING CONSTRUCTION, NAVY AND MARINE
2 CORPS

3 For expenses of family housing for the Navy and Ma-
4 rine Corps for construction, including acquisition, replace-
5 ment, addition, expansion, extension, and alteration, as
6 authorized by law, \$73,407,000, to remain available until
7 September 30, 2018.

8 FAMILY HOUSING OPERATION AND MAINTENANCE,
9 NAVY AND MARINE CORPS

10 For expenses of family housing for the Navy and Ma-
11 rine Corps for operation and maintenance, including debt
12 payment, leasing, minor construction, principal and inter-
13 est charges, and insurance premiums, as authorized by
14 law, \$389,844,000.

15 FAMILY HOUSING CONSTRUCTION, AIR FORCE

16 For expenses of family housing for the Air Force for
17 construction, including acquisition, replacement, addition,
18 expansion, extension, and alteration, as authorized by law,
19 \$76,360,000, to remain available until September 30,
20 2018.

21 FAMILY HOUSING OPERATION AND MAINTENANCE, AIR
22 FORCE

23 For expenses of family housing for the Air Force for
24 operation and maintenance, including debt payment, leas-
25 ing, minor construction, principal and interest charges,

1 and insurance premiums, as authorized by law,
2 \$388,598,000.

3 FAMILY HOUSING OPERATION AND MAINTENANCE,
4 DEFENSE-WIDE

5 For expenses of family housing for the activities and
6 agencies of the Department of Defense (other than the
7 military departments) for operation and maintenance,
8 leasing, and minor construction, as authorized by law,
9 \$55,845,000.

10 DEPARTMENT OF DEFENSE FAMILY HOUSING
11 IMPROVEMENT FUND

12 For the Department of Defense Family Housing Im-
13 provement Fund, \$1,780,000, to remain available until ex-
14 pended, for family housing initiatives undertaken pursu-
15 ant to section 2883 of title 10, United States Code, pro-
16 viding alternative means of acquiring and improving mili-
17 tary family housing and supporting facilities.

18 CHEMICAL DEMILITARIZATION CONSTRUCTION,
19 DEFENSE-WIDE

20 For expenses of construction, not otherwise provided
21 for, necessary for the destruction of the United States
22 stockpile of lethal chemical agents and munitions in ac-
23 cordance with section 1412 of the Department of Defense
24 Authorization Act, 1986 (50 U.S.C. 1521), and for the
25 destruction of other chemical warfare materials that are

1 not in the chemical weapon stockpile, as currently author-
2 ized by law, \$122,536,000, to remain available until Sep-
3 tember 30, 2018, which shall be only for the Assembled
4 Chemical Weapons Alternatives program.

5 DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT

6 For deposit into the Department of Defense Base
7 Closure Account, established by section 2906(a) of the De-
8 fense Base Closure and Realignment Act of 1990 (10
9 U.S.C. 2687 note), as amended by section 2711 of the
10 National Defense Authorization Act for Fiscal Year 2013
11 (Public Law 112–239), \$451,357,000, to remain available
12 until expended.

13 ADMINISTRATIVE PROVISIONS

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

21 SEC. 102. Funds made available in this title for con-
22 struction shall be available for hire of passenger motor ve-
23 hicles.

24 SEC. 103. Funds made available in this title for con-
25 struction may be used for advances to the Federal High-

1 way Administration, Department of Transportation, for
2 the construction of access roads as authorized by section
3 210 of title 23, United States Code, when projects author-
4 ized therein are certified as important to the national de-
5 fense by the Secretary of Defense.

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

10 SEC. 105. None of the funds made available in this
11 title shall be used for purchase of land or land easements
12 in excess of 100 percent of the value as determined by
13 the Army Corps of Engineers or the Naval Facilities Engi-
14 neering Command, except: (1) where there is a determina-
15 tion of value by a Federal court; (2) purchases negotiated
16 by the Attorney General or the designee of the Attorney
17 General; (3) where the estimated value is less than
18 \$25,000; or (4) as otherwise determined by the Secretary
19 of Defense to be in the public interest.

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

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

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

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

15 SEC. 110. None of the funds made available in this
16 title may be used to initiate a new installation overseas
17 without prior notification to the Committees on Appro-
18 priations of both Houses of Congress.

19 SEC. 111. None of the funds made available in this
20 title may be obligated for architect and engineer contracts
21 estimated by the Government to exceed \$500,000 for
22 projects to be accomplished in Japan, in any North Atlan-
23 tic Treaty Organization member country, or in countries
24 bordering the Arabian Sea, unless such contracts are

1 awarded to United States firms or United States firms
2 in joint venture with host nation firms.

3 SEC. 112. None of the funds made available in this
4 title for military construction in the United States terri-
5 tories and possessions in the Pacific and on Kwajalein
6 Atoll, or in countries within the United States Central
7 Command Area of Responsibility, may be used to award
8 any contract estimated by the Government to exceed
9 \$1,000,000 to a foreign contractor: *Provided*, That this
10 section shall not be applicable to contract awards for
11 which the lowest responsive and responsible bid of a
12 United States contractor exceeds the lowest responsive
13 and responsible bid of a foreign contractor by greater than
14 20 percent: *Provided further*, That this section shall not
15 apply to contract awards for military construction on
16 Kwajalein Atoll for which the lowest responsive and re-
17 sponsible bid is submitted by a Marshallese contractor.

18 SEC. 113. The Secretary of Defense shall inform the
19 appropriate committees of both Houses of Congress, in-
20 cluding the Committees on Appropriations, of plans and
21 scope of any proposed military exercise involving United
22 States personnel 30 days prior to its occurring, if amounts
23 expended for construction, either temporary or permanent,
24 are anticipated to exceed \$100,000.

1 SEC. 114. Funds appropriated to the Department of
2 Defense for construction in prior years shall be available
3 for construction authorized for each such military depart-
4 ment by the authorizations enacted into law during the
5 current session of Congress.

6 SEC. 115. For military construction or family housing
7 projects that are being completed with funds otherwise ex-
8 pired or lapsed for obligation, expired or lapsed funds may
9 be used to pay the cost of associated supervision, inspec-
10 tion, overhead, engineering and design on those projects
11 and on subsequent claims, if any.

12 SEC. 116. Notwithstanding any other provision of
13 law, any funds made available to a military department
14 or defense agency for the construction of military projects
15 may be obligated for a military construction project or
16 contract, or for any portion of such a project or contract,
17 at any time before the end of the fourth fiscal year after
18 the fiscal year for which funds for such project were made
19 available, if the funds obligated for such project: (1) are
20 obligated from funds available for military construction
21 projects; and (2) do not exceed the amount appropriated
22 for such project, plus any amount by which the cost of
23 such project is increased pursuant to law.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 117. In addition to any other transfer authority
3 available to the Department of Defense, proceeds depos-
4 ited to the Department of Defense Base Closure Account
5 established by section 207(a)(1) of the Defense Authoriza-
6 tion Amendments and Base Closure and Realignment Act
7 (10 U.S.C. 2687 note) pursuant to section 207(a)(2)(C)
8 of such Act, may be transferred to the account established
9 by section 2906(a)(1) of the Defense Base Closure and
10 Realignment Act of 1990 (10 U.S.C. 2687 note), to be
11 merged with, and to be available for the same purposes
12 and the same time period as that account.

13 (INCLUDING TRANSFER OF FUNDS)

14 SEC. 118. Subject to 30 days prior notification, or
15 14 days for a notification provided in an electronic me-
16 dium pursuant to sections 480 and 2883 of title 10,
17 United States Code, to the Committees on Appropriations
18 of both Houses of Congress, such additional amounts as
19 may be determined by the Secretary of Defense may be
20 transferred to: (1) the Department of Defense Family
21 Housing Improvement Fund from amounts appropriated
22 for construction in “Family Housing” accounts, to be
23 merged with and to be available for the same purposes
24 and for the same period of time as amounts appropriated
25 directly to the Fund; or (2) the Department of Defense

1 Military Unaccompanied Housing Improvement Fund
 2 from amounts appropriated for construction of military
 3 unaccompanied housing in “Military Construction” ac-
 4 counts, to be merged with and to be available for the same
 5 purposes and for the same period of time as amounts ap-
 6 propriated directly to the Fund: *Provided*, That appropria-
 7 tions made available to the Funds shall be available to
 8 cover the costs, as defined in section 502(5) of the Con-
 9 gressional Budget Act of 1974, of direct loans or loan
 10 guarantees issued by the Department of Defense pursuant
 11 to the provisions of subchapter IV of chapter 169 of title
 12 10, United States Code, pertaining to alternative means
 13 of acquiring and improving military family housing, mili-
 14 tary unaccompanied housing, and supporting facilities.

15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 119. In addition to any other transfer authority
 17 available to the Department of Defense, amounts may be
 18 transferred from the accounts established by sections
 19 2906(a)(1) and 2906A(a)(1) of the Defense Base Closure
 20 and Realignment Act of 1990 (10 U.S.C. 2687 note), to
 21 the fund established by section 1013(d) of the Demonstra-
 22 tion Cities and Metropolitan Development Act of 1966 (42
 23 U.S.C. 3374) to pay for expenses associated with the
 24 Homeowners Assistance Program incurred under 42
 25 U.S.C. 3374(a)(1)(A). Any amounts transferred shall be

1 merged with and be available for the same purposes and
2 for the same time period as the fund to which transferred.

3 SEC. 120. Notwithstanding any other provision of
4 law, funds made available in this title for operation and
5 maintenance of family housing shall be the exclusive
6 source of funds for repair and maintenance of all family
7 housing units, including general or flag officer quarters:
8 *Provided*, That not more than \$15,000 per unit may be
9 spent annually for the maintenance and repair of any gen-
10 eral or flag officer quarters without 30 days prior notifica-
11 tion, or 14 days for a notification provided in an electronic
12 medium pursuant to sections 480 and 2883 of title 10,
13 United States Code, to the Committees on Appropriations
14 of both Houses of Congress, except that an after-the-fact
15 notification shall be submitted if the limitation is exceeded
16 solely due to costs associated with environmental remedi-
17 ation that could not be reasonably anticipated at the time
18 of the budget submission: *Provided further*, That the
19 Under Secretary of Defense (Comptroller) is to report an-
20 nually to the Committees on Appropriations of both
21 Houses of Congress all operation and maintenance ex-
22 penditures for each individual general or flag officer quar-
23 ters for the prior fiscal year.

24 SEC. 121. Amounts contained in the Ford Island Im-
25 provement Account established by subsection (h) of sec-

1 tion 2814 of title 10, United States Code, are appro-
2 priated and shall be available until expended for the pur-
3 poses specified in subsection (i)(1) of such section or until
4 transferred pursuant to subsection (i)(3) of such section.

5 SEC. 122. None of the funds made available in this
6 title, or in any Act making appropriations for military con-
7 struction which remain available for obligation, may be ob-
8 ligated or expended to carry out a military construction,
9 land acquisition, or family housing project at or for a mili-
10 tary installation approved for closure, or at a military in-
11 stallation for the purposes of supporting a function that
12 has been approved for realignment to another installation,
13 in 2005 under the Defense Base Closure and Realignment
14 Act of 1990 (part A of title XXIX of Public Law 101–
15 510; 10 U.S.C. 2687 note), unless such a project at a mili-
16 tary installation approved for realignment will support a
17 continuing mission or function at that installation or a
18 new mission or function that is planned for that installa-
19 tion, or unless the Secretary of Defense certifies that the
20 cost to the United States of carrying out such project
21 would be less than the cost to the United States of cancel-
22 ling such project, or if the project is at an active compo-
23 nent base that shall be established as an enclave or in the
24 case of projects having multi-agency use, that another
25 Government agency has indicated it will assume ownership

1 of the completed project. The Secretary of Defense may
2 not transfer funds made available as a result of this limi-
3 tation from any military construction project, land acquisi-
4 tion, or family housing project to another account or use
5 such funds for another purpose or project without the
6 prior approval of the Committees on Appropriations of
7 both Houses of Congress. This section shall not apply to
8 military construction projects, land acquisition, or family
9 housing projects for which the project is vital to the na-
10 tional security or the protection of health, safety, or envi-
11 ronmental quality: *Provided*, That the Secretary of De-
12 fense shall notify the congressional defense committees
13 within seven days of a decision to carry out such a military
14 construction project.

15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 123. During the 5-year period after appropria-
17 tions available in this Act to the Department of Defense
18 for military construction and family housing operation and
19 maintenance and construction have expired for obligation,
20 upon a determination that such appropriations will not be
21 necessary for the liquidation of obligations or for making
22 authorized adjustments to such appropriations for obliga-
23 tions incurred during the period of availability of such ap-
24 propriations, unobligated balances of such appropriations
25 may be transferred into the appropriation “Foreign Cur-

1 rency Fluctuations, Construction, Defense”, to be merged
2 with and to be available for the same time period and for
3 the same purposes as the appropriation to which trans-
4 ferred.

5 SEC. 124. None of the funds made available by this
6 Act may be used for any action that relates to or promotes
7 the expansion of the boundaries or size of the Pinon Can-
8 yon Maneuver Site, Colorado.

9 SEC. 125. (a) Except as provided in subsection (b),
10 none of the funds made available in this Act may be used
11 by the Secretary of the Army to relocate a unit in the
12 Army that—

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

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

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

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

4 (INCLUDING RESCISSION OF FUNDS)

5 SEC. 126. Of the unobligated balances available for
6 “Military Construction, Army”, from prior appropriations
7 Acts (other than appropriations designated by law as
8 being for contingency operations directly related to the
9 global war on terrorism or as an emergency requirement),
10 \$89,000,000 are hereby rescinded.

11 (INCLUDING RESCISSION OF FUNDS)

12 SEC. 127. Of the unobligated balances available for
13 “Military Construction, Navy and Marine Corps”, from
14 prior appropriations Acts (other than appropriations des-
15 ignated by law as being for contingency operations directly
16 related to the global war on terrorism or as an emergency
17 requirement), \$49,920,000 are hereby rescinded.

18 (INCLUDING RESCISSION OF FUNDS)

19 SEC. 128. Of the unobligated balances available for
20 “Military Construction, Defense-Wide”, from prior appro-
21 priations Acts (other than appropriations designated by
22 law as being for contingency operations directly related to
23 the global war on terrorism or as an emergency require-
24 ment), \$358,400,000 are hereby rescinded.

1 (INCLUDING RESCISSION OF FUNDS)

2 SEC. 129. Of the unobligated balances available for
3 “Military Construction, Army”, from prior appropriations
4 Acts (other than appropriations designated by law as
5 being for contingency operations directly related to the
6 global war on terrorism or as an emergency requirement),
7 \$50,000,000 are hereby rescinded.

8 (INCLUDING RESCISSION OF FUNDS)

9 SEC. 130. Of the unobligated balances available for
10 “Military Construction, Defense-Wide”, from prior appro-
11 priations Acts (other than appropriations designated by
12 law as being for contingency operations directly related to
13 the global war on terrorism or as an emergency require-
14 ment), \$16,470,000 are hereby rescinded.

15 (INCLUDING RESCISSION OF FUNDS)

16 SEC. 131. Of the unobligated balances available for
17 “Military Construction, Air National Guard”, from prior
18 appropriations Acts (other than appropriations designated
19 by law as being for contingency operations directly related
20 to the global war on terrorism or as an emergency require-
21 ment), \$45,623,000 are hereby rescinded.

22 (INCLUDING RESCISSION OF FUNDS)

23 SEC. 132. Of the unobligated balances made available
24 in prior appropriation Acts for the fund established in sec-
25 tion 1013(d) of the Demonstration Cities and Metropoli-

1 tan Development Act of 1966 (42 U.S.C. 3374) (other
2 than appropriations designated by law as being for contin-
3 gency operations directly related to the global war on ter-
4 rorism or as an emergency requirement), \$50,000,000 are
5 hereby rescinded.

6 SEC. 133. Discretionary appropriations in this title
7 are hereby reduced by \$4,668,000.

8 SEC. 134. Notwithstanding section 116, the Sec-
9 retary of Army may obligate from any available military
10 construction funds such additional funds that the Sec-
11 retary determines are necessary to complete the Explosive
12 Research and Development Loading Facility, Picatinny
13 Arsenal, New Jersey.

14 SEC. 135. For an additional amount for “Military
15 Construction, Navy and Marine Corps”, \$75,000,000, to
16 remain available until September 30, 2018: *Provided*,
17 That notwithstanding any other provision of law, such
18 funds may be obligated and expended to carry out plan-
19 ning and design and construction of projects that: (1) are
20 of critical importance to the Armed Forces; (2) will be con-
21 ducted within the 50 States; and (3) were contained in
22 the fiscal year 2014 portion of the future-years defense
23 program submitted to Congress under section 221 of title
24 10, United States Code, for fiscal years 2013 through
25 2017 and are also contained in the fiscal year 2015 por-

1 tion of the future-years defense program submitted under
2 such section for fiscal years 2014 through 2018: *Provided*
3 *further*, That not later than 30 days after the date of en-
4 actment of this Act, the Secretary of Defense shall submit
5 to the Committees on Appropriations of both Houses of
6 Congress an expenditure plan for funds provided under
7 this heading.

8 TITLE II

9 DEPARTMENT OF VETERANS AFFAIRS

10 VETERANS BENEFITS ADMINISTRATION

11 COMPENSATION AND PENSIONS

12 (INCLUDING TRANSFER OF FUNDS)

13 For the payment of compensation benefits to or on
14 behalf of veterans and a pilot program for disability ex-
15 aminations as authorized by section 107 and chapters 11,
16 13, 18, 51, 53, 55, and 61 of title 38, United States Code;
17 pension benefits to or on behalf of veterans as authorized
18 by chapters 15, 51, 53, 55, and 61 of title 38, United
19 States Code; and burial benefits, the Reinstated Entitle-
20 ment Program for Survivors, emergency and other offi-
21 cers' retirement pay, adjusted-service credits and certifi-
22 cates, payment of premiums due on commercial life insur-
23 ance policies guaranteed under the provisions of title IV
24 of the Servicemembers Civil Relief Act (50 U.S.C. App.
25 541 et seq.) and for other benefits as authorized by sec-

1 tions 107, 1312, 1977, and 2106, and chapters 23, 51,
 2 53, 55, and 61 of title 38, United States Code,
 3 \$71,248,171,000, to remain available until expended: *Pro-*
 4 *vided*, That not to exceed \$9,232,000 of the amount ap-
 5 propriated under this heading shall be reimbursed to
 6 “General Operating Expenses, Veterans Benefits Adminis-
 7 tration” and “Information Technology Systems” for nec-
 8 essary expenses in implementing the provisions of chapters
 9 51, 53, and 55 of title 38, United States Code, the funding
 10 source for which is specifically provided as the “Com-
 11 pensation and Pensions” appropriation: *Provided further*,
 12 That such sums as may be earned on an actual qualifying
 13 patient basis, shall be reimbursed to “Medical Care Collec-
 14 tions Fund” to augment the funding of individual medical
 15 facilities for nursing home care provided to pensioners as
 16 authorized.

17 READJUSTMENT BENEFITS

18 For the payment of readjustment and rehabilitation
 19 benefits to or on behalf of veterans as authorized by chap-
 20 ters 21, 30, 31, 33, 34, 35, 36, 39, 41, 51, 53, 55, and
 21 61 of title 38, United States Code, and for the payment
 22 of benefits under the Veterans Retraining Assistance Pro-
 23 gram, \$13,135,898,000, to remain available until ex-
 24 pended: *Provided*, That expenses for rehabilitation pro-
 25 gram services and assistance which the Secretary is au-

1 thorized to provide under subsection (a) of section 3104
2 of title 38, United States Code, other than under para-
3 graphs (1), (2), (5), and (11) of that subsection, shall be
4 charged to this account.

5 VETERANS INSURANCE AND INDEMNITIES

6 For military and naval insurance, national service life
7 insurance, servicemen's indemnities, service-disabled vet-
8 erans insurance, and veterans mortgage life insurance as
9 authorized by chapters 19 and 21, title 38, United States
10 Code, \$77,567,000, to remain available until expended.

11 VETERANS HOUSING BENEFIT PROGRAM FUND

12 For the cost of direct and guaranteed loans, such
13 sums as may be necessary to carry out the program, as
14 authorized by subchapters I through III of chapter 37 of
15 title 38, United States Code: *Provided*, That such costs,
16 including the cost of modifying such loans, shall be as de-
17 fined in section 502 of the Congressional Budget Act of
18 1974: *Provided further*, That during fiscal year 2014,
19 within the resources available, not to exceed \$500,000 in
20 gross obligations for direct loans are authorized for spe-
21 cially adapted housing loans.

22 In addition, for administrative expenses to carry out
23 the direct and guaranteed loan programs, \$158,430,000.

1 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT

2 For the cost of direct loans, \$5,000, as authorized
3 by chapter 31 of title 38, United States Code: *Provided*,
4 That such costs, including the cost of modifying such
5 loans, shall be as defined in section 502 of the Congres-
6 sional Budget Act of 1974: *Provided further*, That funds
7 made available under this heading are available to sub-
8 sidize gross obligations for the principal amount of direct
9 loans not to exceed \$2,500,000.

10 In addition, for administrative expenses necessary to
11 carry out the direct loan program, \$354,000, which may
12 be paid to the appropriation for “General Operating Ex-
13 penses, Veterans Benefits Administration”.

14 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM

15 ACCOUNT

16 For administrative expenses to carry out the direct
17 loan program authorized by subchapter V of chapter 37
18 of title 38, United States Code, \$1,109,000.

19 VETERANS HEALTH ADMINISTRATION

20 MEDICAL SERVICES

21 For necessary expenses for furnishing, as authorized
22 by law, inpatient and outpatient care and treatment to
23 beneficiaries of the Department of Veterans Affairs and
24 veterans described in section 1705(a) of title 38, United
25 States Code, including care and treatment in facilities not

1 under the jurisdiction of the Department, and including
2 medical supplies and equipment, bioengineering services,
3 food services, and salaries and expenses of health care em-
4 ployees hired under title 38, United States Code, aid to
5 State homes as authorized by section 1741 of title 38,
6 United States Code, assistance and support services for
7 caregivers as authorized by section 1720G of title 38,
8 United States Code, loan repayments authorized by sec-
9 tion 604 of the Caregivers and Veterans Omnibus Health
10 Services Act of 2010 (Public Law 111–163; 124 Stat.
11 1174; 38 U.S.C. 7681 note), and hospital care and med-
12 ical services authorized by section 1787 of title 38, United
13 States Code, \$45,015,527,000, plus reimbursements, shall
14 become available on October 1, 2014, and shall remain
15 available until September 30, 2015: *Provided*, That not-
16 withstanding any other provision of law, the Secretary of
17 Veterans Affairs shall establish a priority for the provision
18 of medical treatment for veterans who have service-con-
19 nected disabilities, lower income, or have special needs:
20 *Provided further*, That notwithstanding any other provi-
21 sion of law, the Secretary of Veterans Affairs shall give
22 priority funding for the provision of basic medical benefits
23 to veterans in enrollment priority groups 1 through 6: *Pro-*
24 *vided further*, That notwithstanding any other provision
25 of law, the Secretary of Veterans Affairs may authorize

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

8 MEDICAL SUPPORT AND COMPLIANCE

9 For necessary expenses in the administration of the
10 medical, hospital, nursing home, domiciliary, construction,
11 supply, and research activities, as authorized by law; ad-
12 ministrative expenses in support of capital policy activi-
13 ties; and administrative and legal expenses of the Depart-
14 ment for collecting and recovering amounts owed the De-
15 partment as authorized under chapter 17 of title 38,
16 United States Code, and the Federal Medical Care Recov-
17 ery Act (42 U.S.C. 2651 et seq.), \$5,879,700,000, plus
18 reimbursements, shall become available on October 1,
19 2014, and shall remain available until September 30,
20 2015.

21 MEDICAL FACILITIES

22 For necessary expenses for the maintenance and op-
23 eration of hospitals, nursing homes, domiciliary facilities,
24 and other necessary facilities of the Veterans Health Ad-
25 ministration; for administrative expenses in support of

1 planning, design, project management, real property ac-
2 quisition and disposition, construction, and renovation of
3 any facility under the jurisdiction or for the use of the
4 Department; for oversight, engineering, and architectural
5 activities not charged to project costs; for repairing, alter-
6 ing, improving, or providing facilities in the several hos-
7 pitals and homes under the jurisdiction of the Depart-
8 ment, not otherwise provided for, either by contract or by
9 the hire of temporary employees and purchase of mate-
10 rials; for leases of facilities; and for laundry services,
11 \$4,739,000,000, plus reimbursements, shall become avail-
12 able on October 1, 2014, and shall remain available until
13 September 30, 2015.

14 MEDICAL AND PROSTHETIC RESEARCH

15 For necessary expenses in carrying out programs of
16 medical and prosthetic research and development as au-
17 thorized by chapter 73 of title 38, United States Code,
18 \$585,664,000 (reduced by \$35,000,000) (increased by
19 \$35,000,000), plus reimbursements, shall remain available
20 until September 30, 2015.

21 NATIONAL CEMETERY ADMINISTRATION

22 For necessary expenses of the National Cemetery Ad-
23 ministration for operations and maintenance, not other-
24 wise provided for, including uniforms or allowances there-
25 for; cemeterial expenses as authorized by law; purchase

1 of one passenger motor vehicle for use in cemeterial oper-
2 ations; hire of passenger motor vehicles; and repair, alter-
3 ation or improvement of facilities under the jurisdiction
4 of the National Cemetery Administration, \$250,000,000,
5 of which not to exceed \$25,000,000 shall remain available
6 until September 30, 2015.

7 DEPARTMENTAL ADMINISTRATION

8 GENERAL ADMINISTRATION

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary operating expenses of the Department
11 of Veterans Affairs, not otherwise provided for, including
12 administrative expenses in support of Department-Wide
13 capital planning, management and policy activities, uni-
14 forms, or allowances therefor; not to exceed \$25,000 for
15 official reception and representation expenses; hire of pas-
16 senger motor vehicles; and reimbursement of the General
17 Services Administration for security guard services,
18 \$403,023,000, of which not to exceed \$20,151,000 shall
19 remain available until September 30, 2015: *Provided,*
20 That funds provided under this heading may be trans-
21 ferred to “General Operating Expenses, Veterans Benefits
22 Administration”.

1 GENERAL OPERATING EXPENSES, VETERANS BENEFITS
2 ADMINISTRATION

3 For necessary operating expenses of the Veterans
4 Benefits Administration, not otherwise provided for, in-
5 cluding hire of passenger motor vehicles, reimbursement
6 of the General Services Administration for security guard
7 services, and reimbursement of the Department of De-
8 fense for the cost of overseas employee mail,
9 \$2,455,490,000 (reduced by \$5,000,000) (increased by
10 \$5,000,000) (reduced by \$44,000,000) (increased by
11 \$44,000,000): *Provided*, That expenses for services and
12 assistance authorized under paragraphs (1), (2), (5), and
13 (11) of section 3104(a) of title 38, United States Code,
14 that the Secretary of Veterans Affairs determines are nec-
15 essary to enable entitled veterans: (1) to the maximum ex-
16 tent feasible, to become employable and to obtain and
17 maintain suitable employment; or (2) to achieve maximum
18 independence in daily living, shall be charged to this ac-
19 count: *Provided further*, That of the funds made available
20 under this heading, not to exceed \$123,000,000 shall re-
21 main available until September 30, 2015.

22 INFORMATION TECHNOLOGY SYSTEMS
23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses for information technology
25 systems and telecommunications support, including devel-

1 opmental information systems and operational information
2 systems; for pay and associated costs; and for the capital
3 asset acquisition of information technology systems, in-
4 cluding management and related contractual costs of said
5 acquisitions, including contractual costs associated with
6 operations authorized by section 3109 of title 5, United
7 States Code, \$3,683,344,000, plus reimbursements: *Pro-*
8 *vided*, That \$1,026,400,000 shall be for pay and associ-
9 ated costs, of which not to exceed \$30,792,000 shall re-
10 main available until September 30, 2015: *Provided further*,
11 That \$2,161,653,000 shall be for operations and mainte-
12 nance, of which not to exceed \$151,316,000 shall remain
13 available until September 30, 2015: *Provided further*, That
14 \$495,291,000 shall be for information technology systems
15 development, modernization, and enhancement, and shall
16 remain available until September 30, 2015: *Provided fur-*
17 *ther*, That amounts made available for information tech-
18 nology systems development, modernization, and enhance-
19 ment may not be obligated or expended until the Secretary
20 of Veterans Affairs or the Chief Information Officer of
21 the Department of Veterans Affairs submits to the Com-
22 mittees on Appropriations of both Houses of Congress a
23 certification of the amounts, in parts or in full, to be obli-
24 gated and expended for each development project: *Pro-*
25 *vided further*, That amounts made available for salaries

1 and expenses, operations and maintenance, and informa-
2 tion technology systems development, modernization, and
3 enhancement may be transferred among the three sub-ac-
4 counts after the Secretary of Veterans Affairs requests
5 from the Committees on Appropriations of both Houses
6 of Congress the authority to make the transfer and an
7 approval is issued: *Provided further*, That amounts made
8 available for the “Information Technology Systems” ac-
9 count for development, modernization, and enhancement
10 may be transferred among projects or to newly defined
11 projects: *Provided further*, That no project may be in-
12 creased or decreased by more than \$1,000,000 of cost
13 prior to submitting a request to the Committees on Appro-
14 priations of both Houses of Congress to make the transfer
15 and an approval is issued, or absent a response, a period
16 of 30 days has elapsed: *Provided further*, That none of
17 the funds made available under this heading may be obli-
18 gated or expended for the development or procurement of
19 an electronic health record except for a health record as
20 set forth in the Joint Strategic Plan for Fiscal Years
21 2013–2015 of the Department of Veteran Affairs and De-
22 partment of Defense, Joint Executive Council: *Provided*
23 *further*, That the funds made available under this heading
24 for information technology systems development, mod-
25 ernization, and enhancement, shall be for the projects, and

1 in the amounts, specified under this heading in the report
2 accompanying this Act.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector
5 General, to include information technology, in carrying out
6 the provisions of the Inspector General Act of 1978 (5
7 U.S.C. App.), \$116,411,000, of which \$6,000,000 shall re-
8 main available until September 30, 2015.

9 CONSTRUCTION, MAJOR PROJECTS

10 For constructing, altering, extending, and improving
11 any of the facilities, including parking projects, under the
12 jurisdiction or for the use of the Department of Veterans
13 Affairs, or for any of the purposes set forth in sections
14 316, 2404, 2406, and chapter 81 of title 38, United States
15 Code, not otherwise provided for, including planning, ar-
16 chitectural and engineering services, construction manage-
17 ment services, maintenance or guarantee period services
18 costs associated with equipment guarantees provided
19 under the project, services of claims analysts, offsite utility
20 and storm drainage system construction costs, and site ac-
21 quisition, where the estimated cost of a project is more
22 than the amount set forth in section 8104(a)(3)(A) of title
23 38, United States Code, or where funds for a project were
24 made available in a previous major project appropriation,
25 \$342,130,000, of which \$322,130,000 shall remain avail-

1 able until September 30, 2018, and of which \$20,000,000
2 shall remain available until expended: *Provided further*,
3 That except for advance planning activities, including
4 needs assessments which may or may not lead to capital
5 investments, and other capital asset management related
6 activities, including portfolio development and manage-
7 ment activities, and investment strategy studies funded
8 through the advance planning fund and the planning and
9 design activities funded through the design fund, including
10 needs assessments which may or may not lead to capital
11 investments, and salaries and associated costs of the resi-
12 dent engineers who oversee those capital investments
13 funded through this account, and funds provided for the
14 purchase of land for the National Cemetery Administra-
15 tion through the land acquisition line item, none of the
16 funds made available under this heading shall be used for
17 any project which has not been approved by the Congress
18 in the budgetary process: *Provided further*, That funds
19 made available under this heading for fiscal year 2014,
20 for each approved project shall be obligated: (1) by the
21 awarding of a construction documents contract by Sep-
22 tember 30, 2014; and (2) by the awarding of a construc-
23 tion contract by September 30, 2015: *Provided further*,
24 That the Secretary of Veterans Affairs shall promptly sub-
25 mit to the Committees on Appropriations of both Houses

1 of Congress a written report on any approved major con-
2 struction project for which obligations are not incurred
3 within the time limitations established above.

4 CONSTRUCTION, MINOR PROJECTS

5 For constructing, altering, extending, and improving
6 any of the facilities, including parking projects, under the
7 jurisdiction or for the use of the Department of Veterans
8 Affairs, including planning and assessments of needs
9 which may lead to capital investments, architectural and
10 engineering services, maintenance or guarantee period
11 services costs associated with equipment guarantees pro-
12 vided under the project, services of claims analysts, offsite
13 utility and storm drainage system construction costs, and
14 site acquisition, or for any of the purposes set forth in
15 sections 316, 2404, 2406, and chapter 81 of title 38,
16 United States Code, not otherwise provided for, where the
17 estimated cost of a project is equal to or less than the
18 amount set forth in section 8104(a)(3)(A) of title 38,
19 United States Code, \$714,870,000, to remain available
20 until September 30, 2018, along with unobligated balances
21 of previous “Construction, Minor Projects” appropriations
22 which are hereby made available for any project where the
23 estimated cost is equal to or less than the amount set forth
24 in such section: *Provided*, That funds made available
25 under this heading shall be for: (1) repairs to any of the

1 nonmedical facilities under the jurisdiction or for the use
2 of the Department which are necessary because of loss or
3 damage caused by any natural disaster or catastrophe;
4 and (2) temporary measures necessary to prevent or to
5 minimize further loss by such causes.

6 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE
7 FACILITIES

8 For grants to assist States to acquire or construct
9 State nursing home and domiciliary facilities and to re-
10 model, modify, or alter existing hospital, nursing home,
11 and domiciliary facilities in State homes, for furnishing
12 care to veterans as authorized by sections 8131 through
13 8137 of title 38, United States Code, \$82,650,000, to re-
14 main available until expended.

15 GRANTS FOR CONSTRUCTION OF VETERANS CEMETERIES

16 For grants to assist States and tribal organizations
17 in establishing, expanding, or improving veterans ceme-
18 teries as authorized by section 2408 of title 38, United
19 States Code, \$44,650,000, to remain available until ex-
20 pended.

21 ADMINISTRATIVE PROVISIONS

22 (INCLUDING TRANSFER OF FUNDS)

23 SEC. 201. Any appropriation for fiscal year 2014 for
24 “Compensation and Pensions”, “Readjustment Benefits”,
25 and “Veterans Insurance and Indemnities” may be trans-

1 ferred as necessary to any other of the mentioned appro-
2 priations: *Provided*, That before a transfer may take place,
3 the Secretary of Veterans Affairs shall request from the
4 Committees on Appropriations of both Houses of Congress
5 the authority to make the transfer and such Committees
6 issue an approval, or absent a response, a period of 30
7 days has elapsed.

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 202. Amounts made available for the Depart-
10 ment of Veterans Affairs for fiscal year 2014, in this Act
11 or any other Act, under the “Medical Services”, “Medical
12 Support and Compliance”, and “Medical Facilities” ac-
13 counts may be transferred among the accounts: *Provided*,
14 That any transfers between the “Medical Services” and
15 “Medical Support and Compliance” accounts of 1 percent
16 or less of the total amount appropriated to the account
17 in this or any other Act may take place subject to notifica-
18 tion from the Secretary of Veterans Affairs to the Com-
19 mittees on Appropriations of both Houses of Congress of
20 the amount and purpose of the transfer: *Provided further*,
21 That any transfers between the “Medical Services” and
22 “Medical Support and Compliance” accounts in excess of
23 1 percent, or exceeding the cumulative 1 percent for the
24 fiscal year, may take place only after the Secretary re-
25 quests from the Committees on Appropriations of both

1 Houses of Congress the authority to make the transfer
2 and an approval is issued: *Provided further*, That any
3 transfers to or from the “Medical Facilities” account may
4 take place only after the Secretary requests from the Com-
5 mittees on Appropriations of both Houses of Congress the
6 authority to make the transfer and an approval is issued.

7 SEC. 203. Appropriations available in this title for
8 salaries and expenses shall be available for services au-
9 thorized by section 3109 of title 5, United States Code;
10 hire of passenger motor vehicles; lease of a facility or land
11 or both; and uniforms or allowances therefore, as author-
12 ized by sections 5901 through 5902 of title 5, United
13 States Code.

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

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

1 Assistance Act (42 U.S.C. 5121 et seq.)), unless reim-
2 bursement of the cost of such hospitalization or examina-
3 tion is made to the “Medical Services” account at such
4 rates as may be fixed by the Secretary of Veterans Affairs.

5 SEC. 206. Appropriations available in this title for
6 “Compensation and Pensions”, “Readjustment Benefits”,
7 and “Veterans Insurance and Indemnities” shall be avail-
8 able for payment of prior year accrued obligations re-
9 quired to be recorded by law against the corresponding
10 prior year accounts within the last quarter of fiscal year
11 2013.

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

19 (INCLUDING TRANSFER OF FUNDS)

20 SEC. 208. Notwithstanding any other provision of
21 law, during fiscal year 2014, the Secretary of Veterans
22 Affairs shall, from the National Service Life Insurance
23 Fund under section 1920 of title 38, United States Code,
24 the Veterans’ Special Life Insurance Fund under section
25 1923 of title 38, United States Code, and the United

1 States Government Life Insurance Fund under section
2 1955 of title 38, United States Code, reimburse the “Gen-
3 eral Operating Expenses, Veterans Benefits Administra-
4 tion” and “Information Technology Systems” accounts for
5 the cost of administration of the insurance programs fi-
6 nanced through those accounts: *Provided*, That reimburse-
7 ment shall be made only from the surplus earnings accu-
8 mulated in such an insurance program during fiscal year
9 2014 that are available for dividends in that program after
10 claims have been paid and actuarially determined reserves
11 have been set aside: *Provided further*, That if the cost of
12 administration of such an insurance program exceeds the
13 amount of surplus earnings accumulated in that program,
14 reimbursement shall be made only to the extent of such
15 surplus earnings: *Provided further*, That the Secretary
16 shall determine the cost of administration for fiscal year
17 2014 which is properly allocable to the provision of each
18 such insurance program and to the provision of any total
19 disability income insurance included in that insurance pro-
20 gram.

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

(INCLUDING TRANSFER OF FUNDS)

SEC. 210. Funds available in this title or funds for salaries and other administrative expenses shall also be available to reimburse the Office of Resolution Management of the Department of Veterans Affairs and the Office of Employment Discrimination Complaint Adjudication under section 319 of title 38, United States Code, for all services provided at rates which will recover actual costs but not exceed \$42,904,000 for the Office of Resolution Management and \$3,360,000 for the Office of Employment and Discrimination Complaint Adjudication: *Provided*, That payments may be made in advance for services to be furnished based on estimated costs: *Provided further*, That amounts received shall be credited to the “General Administration” and “Information Technology Systems” accounts for use by the office that provided the service.

SEC. 211. No appropriations in this title shall be available to enter into any new lease of real property if the estimated annual rental cost is more than \$1,000,000, unless the Secretary submits a report which the Committees on Appropriations of both Houses of Congress approve within 30 days following the date on which the report is received.

1 SEC. 212. No funds of the Department of Veterans
2 Affairs shall be available for hospital care, nursing home
3 care, or medical services provided to any person under
4 chapter 17 of title 38, United States Code, for a non-serv-
5 ice-connected disability described in section 1729(a)(2) of
6 such title, unless that person has disclosed to the Sec-
7 retary of Veterans Affairs, in such form as the Secretary
8 may require, current, accurate third-party reimbursement
9 information for purposes of section 1729 of such title: *Pro-*
10 *vided*, That the Secretary may recover, in the same man-
11 ner as any other debt due the United States, the reason-
12 able charges for such care or services from any person who
13 does not make such disclosure as required: *Provided fur-*
14 *ther*, That any amounts so recovered for care or services
15 provided in a prior fiscal year may be obligated by the
16 Secretary during the fiscal year in which amounts are re-
17 ceived.

18 (INCLUDING TRANSFER OF FUNDS)

19 SEC. 213. Notwithstanding any other provision of
20 law, proceeds or revenues derived from enhanced-use leas-
21 ing activities (including disposal) may be deposited into
22 the “Construction, Major Projects” and “Construction,
23 Minor Projects” accounts and be used for construction
24 (including site acquisition and disposition), alterations,
25 and improvements of any medical facility under the juris-

1 diction or for the use of the Department of Veterans Af-
2 fairs. Such sums as realized are in addition to the amount
3 provided for in “Construction, Major Projects” and “Con-
4 struction, Minor Projects”.

5 SEC. 214. Amounts made available under “Medical
6 Services” are available—

7 (1) for furnishing recreational facilities, sup-
8 plies, and equipment; and

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

12 (INCLUDING TRANSFER OF FUNDS)

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

18 SEC. 216. The Secretary of Veterans Affairs may
19 enter into agreements with Indian tribes and tribal organi-
20 zations which are party to the Alaska Native Health Com-
21 pact with the Indian Health Service, and Indian tribes and
22 tribal organizations serving rural Alaska which have en-
23 tered into contracts with the Indian Health Service under
24 the Indian Self Determination and Educational Assistance
25 Act, to provide healthcare, including behavioral health and

1 dental care. The Secretary shall require participating vet-
 2 erans and facilities to comply with all appropriate rules
 3 and regulations, as established by the Secretary. The term
 4 “rural Alaska” shall mean those lands sited within the ex-
 5 ternal boundaries of the Alaska Native regions specified
 6 in sections 7(a)(1)–(4) and (7)–(12) of the Alaska Native
 7 Claims Settlement Act, as amended (43 U.S.C. 1606), and
 8 those lands within the Alaska Native regions specified in
 9 sections 7(a)(5) and 7(a)(6) of the Alaska Native Claims
 10 Settlement Act, as amended (43 U.S.C. 1606), which are
 11 not within the boundaries of the Municipality of Anchor-
 12 age, the Fairbanks North Star Borough, the Kenai Penin-
 13 sula Borough or the Matanuska Susitna Borough.

14 (INCLUDING TRANSFER OF FUNDS)

15 SEC. 217. Such sums as may be deposited to the De-
 16 partment of Veterans Affairs Capital Asset Fund pursu-
 17 ant to section 8118 of title 38, United States Code, may
 18 be transferred to the “Construction, Major Projects” and
 19 “Construction, Minor Projects” accounts, to remain avail-
 20 able until expended for the purposes of these accounts.

21 SEC. 218. None of the funds made available in this
 22 title may be used to implement any policy prohibiting the
 23 Directors of the Veterans Integrated Services Networks
 24 from conducting outreach or marketing to enroll new vet-
 25 erans within their respective Networks.

1 SEC. 219. The Secretary of Veterans Affairs shall
2 submit to the Committees on Appropriations of both
3 Houses of Congress a quarterly report on the financial
4 status of the Veterans Health Administration.

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 220. Amounts made available under the “Med-
7 ical Services”, “Medical Support and Compliance”, “Med-
8 ical Facilities”, “General Operating Expenses, Veterans
9 Benefits Administration”, “General Administration”, and
10 “National Cemetery Administration” accounts for fiscal
11 year 2014 may be transferred to or from the “Information
12 Technology Systems” account: *Provided*, That before a
13 transfer may take place, the Secretary of Veterans Affairs
14 shall request from the Committees on Appropriations of
15 both Houses of Congress the authority to make the trans-
16 fer and an approval is issued.

17 SEC. 221. Of the amounts made available to the De-
18 partment of Veterans Affairs for fiscal year 2014, in this
19 Act or any other Act, under the “Medical Facilities” ac-
20 count for nonrecurring maintenance, not more than 20
21 percent of the funds made available shall be obligated dur-
22 ing the last 2 months of that fiscal year: *Provided*, That
23 the Secretary may waive this requirement after providing
24 written notice to the Committees on Appropriations of
25 both Houses of Congress.

(INCLUDING TRANSFER OF FUNDS)

SEC. 222. Of the amounts appropriated to the Department of Veterans Affairs for fiscal year 2014 for “Medical Services”, “Medical Support and Compliance”, “Medical Facilities”, “Construction, Minor Projects”, and “Information Technology Systems”, up to \$254,257,000, plus reimbursements, may be transferred to the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund, established by section 1704 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat. 3571) and may be used for operation of the facilities designated as combined Federal medical facilities as described by section 706 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4500): *Provided*, That additional funds may be transferred from accounts designated in this section to the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund upon written notification by the Secretary of Veterans Affairs to the Committees on Appropriations of both Houses of Congress.

(INCLUDING TRANSFER OF FUNDS)

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

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

15 (INCLUDING TRANSFER OF FUNDS)

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

1 (INCLUDING RESCISSIONS OF FUNDS)

2 SEC. 225. (a) Of the discretionary funds made avail-
3 able to the Department of Veterans Affairs for fiscal year
4 2014, the following amounts which became available on
5 October 1, 2013, are hereby rescinded from the following
6 accounts in the amounts specified:

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

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

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

13 (b) In addition to amounts provided elsewhere in this
14 Act, an additional amount is appropriated to the following
15 accounts in the amounts specified to remain available until
16 September 30, 2015:

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

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

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

23 SEC. 226. The Secretary of the Department of Vet-
24 erans Affairs shall notify the Committees on Appropria-
25 tions of both Houses of Congress of all bid savings in

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

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

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

21 SEC. 229. The Secretary shall submit to the Commit-
22 tees on Appropriations of both Houses of Congress a re-
23 programming request if at any point during fiscal year
24 2014, the funding allocated for a medical care initiative
25 identified in the fiscal year 2014 expenditure plan is ad-

1 justed by more than \$25,000,000 from the allocation
 2 shown in the corresponding congressional budget justifica-
 3 tion. Such a reprogramming request may go forward only
 4 if the Committees on Appropriations of both Houses of
 5 Congress approve the request or if a period of 14 days
 6 has elapsed.

7 (INCLUDING RESCISSION OF FUNDS)

8 SEC. 230. Discretionary fiscal year 2014 appropria-
 9 tions in this title are hereby reduced by \$24,000,000: *Pro-*
 10 *vided*, That the Secretary of Veterans Affairs shall allocate
 11 this reduction within the accounts to which the reduction
 12 is applied: *Provided further*, That \$156,000,000 are here-
 13 by rescinded from the fiscal year 2014 funds appropriated
 14 in title II of division E of Public Law 113–6 for “Depart-
 15 ment of Veterans Affairs, Medical Services”, “Department
 16 of Veterans Affairs, Medical Support and Compliance”,
 17 and “Department of Veterans Affairs, Medical Facilities”:
 18 *Provided further*, That the Secretary shall allocate this re-
 19 scission among the three accounts.

20 TITLE III

21 RELATED AGENCIES

22 AMERICAN BATTLE MONUMENTS COMMISSION

23 SALARIES AND EXPENSES

24 For necessary expenses, not otherwise provided for,
 25 of the American Battle Monuments Commission, including

1 the acquisition of land or interest in land in foreign coun-
 2 tries; purchases and repair of uniforms for caretakers of
 3 national cemeteries and monuments outside of the United
 4 States and its territories and possessions; rent of office
 5 and garage space in foreign countries; purchase (one-for-
 6 one replacement basis only) and hire of passenger motor
 7 vehicles; not to exceed \$7,500 for official reception and
 8 representation expenses; and insurance of official motor
 9 vehicles in foreign countries, when required by law of such
 10 countries, \$57,980,000, to remain available until ex-
 11 pended.

12 FOREIGN CURRENCY FLUCTUATIONS ACCOUNT

13 For necessary expenses, not otherwise provided for,
 14 of the American Battle Monuments Commission, such
 15 sums as may be necessary, to remain available until ex-
 16 pended, for purposes authorized by section 2109 of title
 17 36, United States Code.

18 UNITED STATES COURT OF APPEALS FOR VETERANS

19 CLAIMS

20 SALARIES AND EXPENSES

21 For necessary expenses for the operation of the
 22 United States Court of Appeals for Veterans Claims as
 23 authorized by sections 7251 through 7298 of title 38,
 24 United States Code, \$35,272,000: *Provided*, That
 25 \$2,500,000 shall be available for the purpose of providing

1 financial assistance as described, and in accordance with
2 the process and reporting procedures set forth, under this
3 heading in Public Law 102–229.

4 DEPARTMENT OF DEFENSE—CIVIL

5 CEMETERIAL EXPENSES, ARMY

6 SALARIES AND EXPENSES

7 For necessary expenses, as authorized by law, for
8 maintenance, operation, and improvement of Arlington
9 National Cemetery and Soldiers’ and Airmen’s Home Na-
10 tional Cemetery, including the purchase or lease of pas-
11 senger motor vehicles for replacement on a one-for-one
12 basis only, and not to exceed \$1,000 for official reception
13 and representation expenses, \$70,685,000. In addition,
14 such sums as may be necessary for parking maintenance,
15 repairs and replacement, to be derived from the “Lease
16 of Department of Defense Real Property for Defense
17 Agencies” account.

18 ARMED FORCES RETIREMENT HOME

19 TRUST FUND

20 For expenses necessary for the Armed Forces Retire-
21 ment Home to operate and maintain the Armed Forces
22 Retirement Home—Washington, District of Columbia,
23 and the Armed Forces Retirement Home—Gulfport, Mis-
24 sissippi, to be paid from funds available in the Armed
25 Forces Retirement Home Trust Fund, \$67,400,000, of

1 which \$1,000,000 shall remain available until expended
2 for construction and renovation of the physical plants at
3 the Armed Forces Retirement Home—Washington, Dis-
4 trict of Columbia, and the Armed Forces Retirement
5 Home—Gulfport, Mississippi.

6 ADMINISTRATIVE PROVISION

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

13 TITLE IV

14 GENERAL PROVISIONS

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

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

1 SEC. 403. No part of any funds appropriated in this
2 Act shall be used by an agency of the executive branch,
3 other than for normal and recognized executive-legislative
4 relationships, for publicity or propaganda purposes, and
5 for the preparation, distribution, or use of any kit, pam-
6 phlet, booklet, publication, radio, television, or film presen-
7 tation designed to support or defeat legislation pending
8 before Congress, except in presentation to Congress itself.

9 SEC. 404. All departments and agencies funded under
10 this Act are encouraged, within the limits of the existing
11 statutory authorities and funding, to expand their use of
12 “E-Commerce” technologies and procedures in the con-
13 duct of their business practices and public service activi-
14 ties.

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

23 SEC. 406. None of the funds made available in this
24 Act may be transferred to any department, agency, or in-
25 strumentality of the United States Government except

1 pursuant to a transfer made by, or transfer authority pro-
2 vided in, this or any other appropriations Act.

3 SEC. 407. None of the funds made available in this
4 Act may be used for a project or program named for an
5 individual serving as a Member, Delegate, or Resident
6 Commissioner of the United States House of Representa-
7 tives.

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

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

15 (1) the public posting of the report com-
16 promises national security; or

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

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

23 SEC. 409. (a) None of the funds made available in
24 this Act may be used to maintain or establish a computer

1 network unless such network blocks the viewing,
2 downloading, and exchanging of pornography.

3 (b) Nothing in subsection (a) shall limit the use of
4 funds necessary for any Federal, State, tribal, or local law
5 enforcement agency or any other entity carrying out criminal
6 investigations, prosecution, or adjudication activities.

7 SEC. 410. None of the funds made available in this
8 Act may be distributed to the Association of Community
9 Organizations for Reform Now (ACORN) or its subsidiaries
10 or successors.

11 SEC. 411. None of the funds made available in this
12 Act may be used by an agency of the executive branch
13 to exercise the power of eminent domain (to take the private
14 property for public use) without the payment of just
15 compensation.

16 SEC. 412. None of the funds made available in this
17 Act may be used by an agency of the executive branch
18 to pay for first-class travel by an employee of the agency
19 in contravention of sections 301–10.122 through 301–
20 10.124 of title 41, Code of Federal Regulations.

21 SEC. 413. (a) IN GENERAL.—None of the funds appropriated
22 or otherwise made available to the Department
23 of Defense in this Act may be used to construct, renovate,
24 or expand any facility in the United States, its territories,
25 or possessions to house any individual detained at United

1 States Naval Station, Guantanamo Bay, Cuba, for the
2 purposes of detention or imprisonment in the custody or
3 under the control of the Department of Defense.

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

7 (c) An individual described in this subsection is any
8 individual who, as of June 24, 2009, is located at United
9 States Naval Station, Guantanamo Bay, Cuba, and who—
10 (1) is not a citizen of the United States or a
11 member of the Armed Forces of the United States;
12 and

13 (2) is—

14 (A) in the custody or under the effective
15 control of the Department of Defense; or

16 (B) otherwise under detention at United
17 States Naval Station, Guantanamo Bay, Cuba.

18 SEC. 414. None of the funds made available in this
19 Act may be used to execute a contract for goods or serv-
20 ices, including construction services, where the contractor
21 has not complied with Executive Order No. 12989.

22 SEC. 415. None of the funds made available by this
23 Act may be used to enter into a contract, memorandum
24 of understanding, or cooperative agreement with, make a
25 grant to, or provide a loan or loan guarantee to, any cor-

1 poration that was convicted of a felony criminal violation
2 under any Federal law within the preceding 24 months,
3 where the awarding agency is aware of the conviction, un-
4 less the agency has considered suspension or debarment
5 of the corporation and has made a determination that this
6 further action is not necessary to protect the interests of
7 the Government.

8 SEC. 416. None of the funds made available by this
9 Act may be used to enter into a contract, memorandum
10 of understanding, or cooperative agreement with, make a
11 grant to, or provide a loan or loan guarantee to, any cor-
12 poration that has any unpaid Federal tax liability that has
13 been assessed, for which all judicial and administrative
14 remedies have been exhausted or have lapsed, and that
15 is not being paid in a timely manner pursuant to an agree-
16 ment with the authority responsible for collecting the tax
17 liability, where the awarding agency is aware of the unpaid
18 tax liability, unless the agency has considered suspension
19 or debarment of the corporation and has made a deter-
20 mination that this further action is not necessary to pro-
21 tect the interests of the Government.

22 SEC. 417. None of the funds made available in this
23 Act may be used to wind down or otherwise alter the im-
24 plementation of a program, project, or activity in anticipa-
25 tion of any change (including any elimination or reduction

1 of funding) proposed in a budget request, until such pro-
2 posed change is subsequently enacted in an appropriation
3 Act.

4 SPENDING REDUCTION ACCOUNT

5 SEC. 418. The amount by which the applicable alloca-
6 tion of new budget authority made by the Committee on
7 Appropriations of the House of Representatives under sec-
8 tion 302(b) of the Congressional Budget Act of 1974 ex-
9 ceeds the amount of proposed new budget authority is \$0.

10 SEC. 419. (a) None of the funds made available in
11 this Act may be used to pay more than 75 percent of the
12 salary of any senior Department of Veterans Affairs offi-
13 cial during the period beginning on July 1, 2014, and end-
14 ing on September 30, 2014, unless as of July 1, 2014,
15 the percentage of disability compensation claims that are
16 more than 125 days old is less than or equal to 40 percent.

17 (b) In this section, the term “senior Department of
18 Veterans Affairs official” means the Secretary of Veterans
19 Affairs, the Deputy Secretary of Veterans Affairs, and any
20 Under Secretary or Assistant Secretary of Veterans Af-
21 fairs.

22 SEC. 420. None of the funds made available by this
23 Act may be used for any conference (as described in the
24 Office of Management and Budget Memorandum M-12-
25 12, “Promoting Efficient Spending to Support Agency

1 Operations”, dated May 11, 2012) for which the cost to
2 the agency exceeds \$500,000.

3 SEC. 421. None of the funds made available by this
4 Act may be used by the Secretary of Veterans Affairs to
5 pay a performance award under section 5384 of title 5,
6 United States Code.

7 SEC. 422. None of the funds made available by this
8 Act may be used to enter into a contract with any offeror
9 or any of its principals if the offeror certifies, as required
10 by Federal Acquisition Regulation, that the offeror or any
11 of its principals—

12 (1) within a 3-year period preceding this offer
13 has been convicted of or had a civil judgment ren-
14 dered against it for: (A) commission of fraud or a
15 criminal offense in connection with obtaining, at-
16 tempting to obtain, or performing a public (Federal,
17 State, or local) contract or subcontract; violation of
18 Federal or State antitrust statutes relating to the
19 submission of offers; or (B) commission of embezzle-
20 ment, theft, forgery, bribery, falsification or destruc-
21 tion of records, making false statements, tax eva-
22 sion, violating Federal criminal tax laws, or receiving
23 stolen property;

24 (2) are presently indicted for, or otherwise
25 criminally or civilly charged by a governmental enti-

1 ty with, commission of any of the offenses enumer-
2 ated above in paragraph (1); or

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

7 SEC. 423. 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. 424. None of the funds made available by this
12 Act may be used to award any contract in an amount
13 greater than \$1,000,000 for which the Department of De-
14 fense did not receive at least two offers.

15 SEC. 425. None of the funds made available by this
16 Act, including the funds made available for “Construction,
17 Major Projects”, may be used to increase the funding for
18 any major medical facility project (as defined in subsection
19 (a)(3)(A) of section 8104 of title 38, United States Code),
20 which is under construction as of the date of the enact-
21 ment of this Act, above the amount specified in the pro-
22 spectus described in subsection (b) of such section 8104
23 and the detailed estimate of cost described in paragraph
24 (1) of such subsection.

1 SEC. 426. None of the funds made available by this
2 Act may be used by the Department of Defense or the
3 Department of Veterans Affairs to lease or purchase new
4 light duty vehicles for any executive fleet, or for an agen-
5 cy's fleet inventory, except in accordance with Presidential
6 Memorandum—Federal Fleet Performance, dated May
7 24, 2011.

8 SEC. 427. The amounts otherwise provided by this
9 Act are revised by reducing the amount made available
10 for “Department of Veterans Affairs—Departmental Ad-
11 ministration—General Administration”, and increasing
12 the amount made available for “Department of Veterans
13 Affairs—Departmental Administration—Information
14 Technology Systems”, by \$10,000,000.

15 SEC. 428. None of the funds made available by this
16 Act may be used to maintain or improve Department of
17 Defense real property with a zero percent utilization rate
18 according to the Department's real property inventory
19 database, except in the case of maintenance of an historic
20 property as required by the National Historic Preservation
21 Act (16 U.S.C. 470 et seq.) or maintenance to prevent
22 a negative environmental impact as required by the Na-

1 tional Environmental Policy Act of 1969 (42 U.S.C. 4321
2 et seq.).

Passed the House of Representatives June 4, 2013.

Attest:

Clerk.

113TH CONGRESS
1ST SESSION

H. R. 2216

AN ACT

Making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2014, and for other purposes.