

Calendar No. 102

113TH CONGRESS
1ST SESSION**H. R. 2216****[Report No. 113-48]**

IN THE SENATE OF THE UNITED STATES

JUNE 6, 2013

Received; read twice and referred to the Committee on Appropriations

JUNE 27, 2013

Reported by Mr. JOHNSON of South Dakota, with an amendment

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

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,*
3 ~~That the following sums are appropriated, out of any~~
4 ~~money in the Treasury not otherwise appropriated, for~~
5 ~~military construction, the Department of Veterans Affairs,~~
6 ~~and related agencies for the fiscal year ending September~~
7 ~~30, 2014, and for other purposes, namely:~~

1 TITLE I
2 DEPARTMENT OF DEFENSE
3 MILITARY CONSTRUCTION, ARMY

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

20 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

21 For acquisition, construction, installation, and equip-
22 ment of temporary or permanent public works, naval in-
23 stallations, facilities, and real property for the Navy and
24 Marine Corps as currently authorized by law, including
25 personnel in the Naval Facilities Engineering Command

1 and other personal services necessary for the purposes of
2 this appropriation, \$1,616,281,000, to remain available
3 until September 30, 2018: *Provided*, That of this amount,
4 not to exceed \$89,830,000 shall be available for study,
5 planning, design, and architect and engineer services, as
6 authorized by law, unless the Secretary of Navy deter-
7 mines that additional obligations are necessary for such
8 purposes and notifies the Committees on Appropriations
9 of both Houses of Congress of the determination and the
10 reasons therefor.

11 MILITARY CONSTRUCTION, AIR FORCE

12 For acquisition, construction, installation, and equip-
13 ment of temporary or permanent public works, military
14 installations, facilities, and real property for the Air Force
15 as currently authorized by law, \$1,127,273,000, to remain
16 available until September 30, 2018: *Provided*, That of this
17 amount, not to exceed \$11,314,000 shall be available for
18 study, planning, design, and architect and engineer serv-
19 ices, as authorized by law, unless the Secretary of Air
20 Force determines that additional obligations are necessary
21 for such purposes and notifies the Committees on Appro-
22 priations of both Houses of Congress of the determination
23 and the reasons therefor.

1 MILITARY CONSTRUCTION, DEFENSE-WIDE

2 (INCLUDING TRANSFER OF FUNDS)

3 For acquisition, construction, installation, and equip-
4 ment of temporary or permanent public works, installa-
5 tions, facilities, and real property for activities and agen-
6 cies of the Department of Defense (other than the military
7 departments), as currently authorized by law,
8 \$3,707,923,000, to remain available until September 30,
9 2018: *Provided*, That such amounts of this appropriation
10 as may be determined by the Secretary of Defense may
11 be transferred to such appropriations of the Department
12 of Defense available for military construction or family
13 housing as the Secretary may designate, to be merged with
14 and to be available for the same purposes, and for the
15 same time period, as the appropriation or fund to which
16 transferred: *Provided further*, That of the amount appro-
17 priated, not to exceed \$237,838,000 shall be available for
18 study, planning, design, and architect and engineer serv-
19 ices, as authorized by law, unless the Secretary of Defense
20 determines that additional obligations are necessary for
21 such purposes and notifies the Committees on Appropria-
22 tions of both Houses of Congress of the determination and
23 the reasons therefor: *Provided further*, That of the amount
24 appropriated, notwithstanding any other provision of law,
25 \$38,513,000 shall be available for payments to the North

1 Atlantic Treaty Organization for the planning, design, and
2 construction of a new North Atlantic Treaty Organization
3 headquarters.

4 ~~MILITARY CONSTRUCTION, ARMY NATIONAL GUARD~~

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

17 ~~MILITARY CONSTRUCTION, AIR NATIONAL GUARD~~

18 ~~For construction, acquisition, expansion, rehabilita-~~
19 ~~tion, and conversion of facilities for the training and ad-~~
20 ~~ministration of the Air National Guard, and contributions~~
21 ~~therefor, as authorized by law, \$107,800,000, to remain~~
22 ~~available until September 30, 2018: *Provided*, That of the~~
23 ~~amount appropriated, not to exceed \$13,400,000 shall be~~
24 ~~available for study, planning, design, and architect and en-~~
25 ~~gineer services, as authorized by law, unless the Director~~

1 of the Air National Guard determines that additional obli-
2 gations are necessary for such purposes and notifies the
3 Committees on Appropriations of both Houses of Congress
4 of the determination and the reasons therefor.

5 MILITARY CONSTRUCTION, ARMY RESERVE

6 For construction, acquisition, expansion, rehabilita-
7 tion, and conversion of facilities for the training and ad-
8 ministration of the Army Reserve as authorized by law,
9 \$174,060,000, to remain available until September 30,
10 2018: *Provided*, That of the amount appropriated, not to
11 exceed \$14,212,000 shall be available for study, planning,
12 design, and architect and engineer services, as authorized
13 by law, unless the Chief of the Army Reserve determines
14 that additional obligations are necessary for such purposes
15 and notifies the Committees on Appropriations of both
16 Houses of Congress of the determination and the reasons
17 therefor.

18 MILITARY CONSTRUCTION, NAVY RESERVE

19 For construction, acquisition, expansion, rehabilita-
20 tion, and conversion of facilities for the training and ad-
21 ministration of the reserve components of the Navy and
22 Marine Corps as authorized by law, \$32,976,000, to re-
23 main available until September 30, 2018: *Provided*, That
24 of the amount appropriated, not to exceed \$2,540,000
25 shall be available for study, planning, design, and architect

1 and engineer services, as authorized by law, unless the
2 Secretary of Navy determines that additional obligations
3 are necessary for such purposes and notifies the Commit-
4 tees on Appropriations of both Houses of Congress of the
5 determination and the reasons therefor.

6 MILITARY CONSTRUCTION, AIR FORCE RESERVE

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

19 NORTH ATLANTIC TREATY ORGANIZATION
20 SECURITY INVESTMENT PROGRAM

21 For the United States share of the cost of the North
22 Atlantic Treaty Organization Security Investment Pro-
23 gram for the acquisition and construction of military fa-
24 cilities and installations (including international military
25 headquarters) and for related expenses for the collective

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

5 FAMILY HOUSING CONSTRUCTION, ARMY

6 For expenses of family housing for the Army for con-
7 struction, including acquisition, replacement, addition, ex-
8 pansion, extension, and alteration, as authorized by law,
9 \$44,008,000, to remain available until September 30,
10 2018.

11 FAMILY HOUSING OPERATION AND MAINTENANCE,

12 ARMY

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

17 FAMILY HOUSING CONSTRUCTION, NAVY AND MARINE

18 CORPS

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

1 leasing, and minor construction, as authorized by law,
2 ~~\$55,845,000.~~

3 DEPARTMENT OF DEFENSE FAMILY HOUSING
4 IMPROVEMENT FUND

5 For the Department of Defense Family Housing Im-
6 provement Fund, ~~\$1,780,000~~, to remain available until ex-
7 pended, for family housing initiatives undertaken pursu-
8 ant to section ~~2883~~ of title 40, United States Code, pro-
9 viding alternative means of acquiring and improving mili-
10 tary family housing and supporting facilities.

11 CHEMICAL DEMILITARIZATION CONSTRUCTION,
12 DEFENSE-WIDE

13 For expenses of construction, not otherwise provided
14 for, necessary for the destruction of the United States
15 stockpile of lethal chemical agents and munitions in ac-
16 cordance with section ~~1412~~ of the Department of Defense
17 Authorization Act, 1986 (50 U.S.C. 1521), and for the
18 destruction of other chemical warfare materials that are
19 not in the chemical weapon stockpile, as currently author-
20 ized by law, ~~\$122,536,000~~, to remain available until Sep-
21 tember 30, 2018, which shall be only for the Assembled
22 Chemical Weapons Alternatives program.

23 DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT

24 For deposit into the Department of Defense Base
25 Closure Account, established by section 2906(a) of the De-

1 fense Base Closure and Realignment Act of 1990 (10
2 U.S.C. 2687 note), as amended by section 2711 of the
3 National Defense Authorization Act for Fiscal Year 2013
4 (Public Law 112-239), \$451,357,000, to remain available
5 until expended.

6 ADMINISTRATIVE PROVISIONS

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

14 SEC. 102. Funds made available in this title for con-
15 struction shall be available for hire of passenger motor ve-
16 hicles.

17 SEC. 103. Funds made available in this title for con-
18 struction may be used for advances to the Federal High-
19 way Administration, Department of Transportation, for
20 the construction of access roads as authorized by section
21 210 of title 23, United States Code, when projects author-
22 ized therein are certified as important to the national de-
23 fense by the Secretary of Defense.

24 SEC. 104. None of the funds made available in this
25 title may be used to begin construction of new bases in

1 the United States for which specific appropriations have
2 not been made.

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

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

19 ~~SEC. 107.~~ None of the funds made available in this
20 title for minor construction may be used to transfer or
21 relocate any activity from one base or installation to an-
22 other, without prior notification to the Committees on Ap-
23 propriations of both Houses of Congress.

24 ~~SEC. 108.~~ None of the funds made available in this
25 title may be used for the procurement of steel for any con-

1 struction project or activity for which American steel pro-
2 ducers, fabricators, and manufacturers have been denied
3 the opportunity to compete for such steel procurement.

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

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

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

20 SEC. 112. None of the funds made available in this
21 title for military construction in the United States terri-
22 tories and possessions in the Pacific and on Kwajalein
23 Atoll, or in countries within the United States Central
24 Command Area of Responsibility, may be used to award
25 any contract estimated by the Government to exceed

1 \$1,000,000 to a foreign contractor. *Provided*, That this
2 section shall not be applicable to contract awards for
3 which the lowest responsive and responsible bid of a
4 United States contractor exceeds the lowest responsive
5 and responsible bid of a foreign contractor by greater than
6 20 percent. *Provided further*, That this section shall not
7 apply to contract awards for military construction on
8 Kwajalein Atoll for which the lowest responsive and re-
9 sponsible bid is submitted by a Marshallese contractor.

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

17 SEC. 114. Funds appropriated to the Department of
18 Defense for construction in prior years shall be available
19 for construction authorized for each such military depart-
20 ment by the authorizations enacted into law during the
21 current session of Congress.

22 SEC. 115. For military construction or family housing
23 projects that are being completed with funds otherwise ex-
24 pired or lapsed for obligation, expired or lapsed funds may
25 be used to pay the cost of associated supervision, inspec-

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

3 ~~SEC. 116.~~ Notwithstanding any other provision of
4 law, any funds made available to a military department
5 or defense agency for the construction of military projects
6 may be obligated for a military construction project or
7 contract, or for any portion of such a project or contract,
8 at any time before the end of the fourth fiscal year after
9 the fiscal year for which funds for such project were made
10 available, if the funds obligated for such project: (1) are
11 obligated from funds available for military construction
12 projects; and (2) do not exceed the amount appropriated
13 for such project, plus any amount by which the cost of
14 such project is increased pursuant to law.

15 (INCLUDING TRANSFER OF FUNDS)

16 ~~SEC. 117.~~ In addition to any other transfer authority
17 available to the Department of Defense, proceeds depos-
18 ited to the Department of Defense Base Closure Account
19 established by section 207(a)(1) of the Defense Authoriza-
20 tion Amendments and Base Closure and Realignment Act
21 (10 U.S.C. 2687 note) pursuant to section 207(a)(2)(C)
22 of such Act, may be transferred to the account established
23 by section 2906(a)(1) of the Defense Base Closure and
24 Realignment Act of 1990 (10 U.S.C. 2687 note), to be

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

3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 118. Subject to 30 days prior notification, or
5 14 days for a notification provided in an electronic me-
6 dium pursuant to sections 480 and 2883 of title 10,
7 United States Code, to the Committees on Appropriations
8 of both Houses of Congress, such additional amounts as
9 may be determined by the Secretary of Defense may be
10 transferred to: (1) the Department of Defense Family
11 Housing Improvement Fund from amounts appropriated
12 for construction in "Family Housing" accounts, to be
13 merged with and to be available for the same purposes
14 and for the same period of time as amounts appropriated
15 directly to the Fund; or (2) the Department of Defense
16 Military Unaccompanied Housing Improvement Fund
17 from amounts appropriated for construction of military
18 unaccompanied housing in "Military Construction" ac-
19 counts, to be merged with and to be available for the same
20 purposes and for the same period of time as amounts ap-
21 propriated directly to the Fund: *Provided*, That appropria-
22 tions made available to the Funds shall be available to
23 cover the costs, as defined in section 502(5) of the Con-
24 gressional Budget Act of 1974, of direct loans or loan
25 guarantees issued by the Department of Defense pursuant

1 to the provisions of subchapter IV of chapter 169 of title
2 10, United States Code, pertaining to alternative means
3 of acquiring and improving military family housing, mili-
4 tary unaccompanied housing, and supporting facilities.

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 119. In addition to any other transfer authority
7 available to the Department of Defense, amounts may be
8 transferred from the accounts established by sections
9 2906(a)(1) and 2906A(a)(1) of the Defense Base Closure
10 and Realignment Act of 1990 (10 U.S.C. 2687 note), to
11 the fund established by section 1013(d) of the Demonstra-
12 tion Cities and Metropolitan Development Act of 1966 (42
13 U.S.C. 3374) to pay for expenses associated with the
14 Homeowners Assistance Program incurred under 42
15 U.S.C. 3374(a)(1)(A). Any amounts transferred shall be
16 merged with and be available for the same purposes and
17 for the same time period as the fund to which transferred.

18 SEC. 120. Notwithstanding any other provision of
19 law, funds made available in this title for operation and
20 maintenance of family housing shall be the exclusive
21 source of funds for repair and maintenance of all family
22 housing units, including general or flag officer quarters:
23 *Provided*, That not more than \$15,000 per unit may be
24 spent annually for the maintenance and repair of any gen-
25 eral or flag officer quarters without 30 days prior notifica-

1 tion, or 14 days for a notification provided in an electronic
2 medium pursuant to sections 480 and 2883 of title 10,
3 United States Code, to the Committees on Appropriations
4 of both Houses of Congress, except that an after-the-fact
5 notification shall be submitted if the limitation is exceeded
6 solely due to costs associated with environmental remedi-
7 ation that could not be reasonably anticipated at the time
8 of the budget submission: *Provided further*, That the
9 Under Secretary of Defense (Comptroller) is to report an-
10 nually to the Committees on Appropriations of both
11 Houses of Congress all operation and maintenance ex-
12 penditures for each individual general or flag officer quar-
13 ters for the prior fiscal year.

14 SEC. 121. Amounts contained in the Ford Island Im-
15 provement Account established by subsection (h) of sec-
16 tion 2814 of title 10, United States Code, are appro-
17 priated and shall be available until expended for the pur-
18 poses specified in subsection (i)(1) of such section or until
19 transferred pursuant to subsection (i)(3) of such section.

20 SEC. 122. None of the funds made available in this
21 title, or in any Act making appropriations for military con-
22 struction which remain available for obligation, may be ob-
23 ligated or expended to carry out a military construction,
24 land acquisition, or family housing project at or for a mili-
25 tary installation approved for closure, or at a military in-

1 stallation for the purposes of supporting a function that
2 has been approved for realignment to another installation,
3 in 2005 under the Defense Base Closure and Realignment
4 Act of 1990 (part A of title XXIX of Public Law 101-
5 510; 10 U.S.C. 2687 note), unless such a project at a mili-
6 tary installation approved for realignment will support a
7 continuing mission or function at that installation or a
8 new mission or function that is planned for that installa-
9 tion, or unless the Secretary of Defense certifies that the
10 cost to the United States of carrying out such project
11 would be less than the cost to the United States of cancel-
12 ling such project, or if the project is at an active compo-
13 nent base that shall be established as an enclave or in the
14 case of projects having multi-agency use, that another
15 Government agency has indicated it will assume ownership
16 of the completed project. The Secretary of Defense may
17 not transfer funds made available as a result of this limi-
18 tation from any military construction project, land acquisi-
19 tion, or family housing project to another account or use
20 such funds for another purpose or project without the
21 prior approval of the Committees on Appropriations of
22 both Houses of Congress. This section shall not apply to
23 military construction projects, land acquisition, or family
24 housing projects for which the project is vital to the na-
25 tional security or the protection of health, safety, or envi-

1 ronmental quality: *Provided*, That the Secretary of De-
2 fense shall notify the congressional defense committees
3 within seven days of a decision to carry out such a military
4 construction project.

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 123. During the 5-year period after appropria-
7 tions available in this Act to the Department of Defense
8 for military construction and family housing operation and
9 maintenance and construction have expired for obligation,
10 upon a determination that such appropriations will not be
11 necessary for the liquidation of obligations or for making
12 authorized adjustments to such appropriations for obliga-
13 tions incurred during the period of availability of such ap-
14 propriations, unobligated balances of such appropriations
15 may be transferred into the appropriation “Foreign Cur-
16 rency Fluctuations, Construction, Defense”, to be merged
17 with and to be available for the same time period and for
18 the same purposes as the appropriation to which trans-
19 ferred.

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

24 SEC. 125. (a) Except as provided in subsection (b),
25 none of the funds made available in this Act may be used

1 by the Secretary of the Army to relocate a unit in the
2 Army that—

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

7 (2) is located at a military installation at which
8 the total number of civilian employees of the Depart-
9 ment of the Army and Army contractor personnel
10 employed exceeds 10 percent of the total number of
11 members of the regular and reserve components of
12 the Army assigned to the installation.

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

19 (INCLUDING RESCISSION OF FUNDS)

20 SEC. 126. Of the unobligated balances available for
21 “Military Construction, Army”, from prior appropriations
22 Acts (other than appropriations designated by law as
23 being for contingency operations directly related to the
24 global war on terrorism or as an emergency requirement),
25 \$89,000,000 are hereby rescinded.

1 (INCLUDING RESCISSION OF FUNDS)

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

8 (INCLUDING RESCISSION OF FUNDS)

9 SEC. 128. 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), \$358,400,000 are hereby rescinded.

15 (INCLUDING RESCISSION OF FUNDS)

16 SEC. 129. Of the unobligated balances available for
17 “Military Construction, Army”, from prior appropriations
18 Acts (other than appropriations designated by law as
19 being for contingency operations directly related to the
20 global war on terrorism or as an emergency requirement),
21 \$50,000,000 are hereby rescinded.

22 (INCLUDING RESCISSION OF FUNDS)

23 SEC. 130. Of the unobligated balances available for
24 “Military Construction, Defense-Wide”, from prior appro-
25 priations Acts (other than appropriations designated by

1 law as being for contingency operations directly related to
2 the global war on terrorism or as an emergency require-
3 ment), \$16,470,000 are hereby rescinded.

4 (INCLUDING RESCISSION OF FUNDS)

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

11 (INCLUDING RESCISSION OF FUNDS)

12 SEC. 132. Of the unobligated balances made available
13 in prior appropriation Acts for the fund established in sec-
14 tion 1013(d) of the Demonstration Cities and Metropoli-
15 tan Development Act of 1966 (42 U.S.C. 3374) (other
16 than appropriations designated by law as being for contin-
17 gency operations directly related to the global war on ter-
18 rorism or as an emergency requirement), \$50,000,000 are
19 hereby rescinded.

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

22 SEC. 134. Notwithstanding section 116, the Sec-
23 retary of Army may obligate from any available military
24 construction funds such additional funds that the Sec-
25 retary determines are necessary to complete the Explosive

1 Research and Development Loading Facility, Picatinny
2 Arsenal, New Jersey.

3 SEC. 135. For an additional amount for “Military
4 Construction, Navy and Marine Corps”, \$75,000,000, to
5 remain available until September 30, 2018: *Provided*,
6 That notwithstanding any other provision of law, such
7 funds may be obligated and expended to carry out plan-
8 ning and design and construction of projects that: (1) are
9 of critical importance to the Armed Forces; (2) will be con-
10 ducted within the 50 States; and (3) were contained in
11 the fiscal year 2014 portion of the future-years defense
12 program submitted to Congress under section 221 of title
13 10, United States Code, for fiscal years 2013 through
14 2017 and are also contained in the fiscal year 2015 por-
15 tion of the future-years defense program submitted under
16 such section for fiscal years 2014 through 2018: *Provided*
17 *further*, That not later than 30 days after the date of en-
18 actment of this Act, the Secretary of Defense shall submit
19 to the Committees on Appropriations of both Houses of
20 Congress an expenditure plan for funds provided under
21 this heading.

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

6 For the payment of compensation benefits to or on
7 behalf of veterans and a pilot program for disability ex-
8 aminations as authorized by section 107 and chapters 11,
9 13, 18, 51, 53, 55, and 61 of title 38, United States Code;
10 pension benefits to or on behalf of veterans as authorized
11 by chapters 15, 51, 53, 55, and 61 of title 38, United
12 States Code; and burial benefits, the Reinstated Entitle-
13 ment Program for Survivors, emergency and other offi-
14 cers' retirement pay, adjusted-service credits and certifi-
15 cates, payment of premiums due on commercial life insur-
16 ance policies guaranteed under the provisions of title IV
17 of the Servicemembers Civil Relief Act (50 U.S.C. App.
18 541 et seq.) and for other benefits as authorized by sec-
19 tions 107, 1312, 1977, and 2106, and chapters 23, 51,
20 53, 55, and 61 of title 38, United States Code,
21 \$71,248,171,000, to remain available until expended: *Pro-*
22 *vided*, That not to exceed \$9,232,000 of the amount ap-
23 propriated under this heading shall be reimbursed to
24 "General Operating Expenses, Veterans Benefits Adminis-
25 tration" and "Information Technology Systems" for nec-

1 essary expenses in implementing the provisions of chapters
 2 51, 53, and 55 of title 38, United States Code, the funding
 3 source for which is specifically provided as the “Com-
 4 pensation and Pensions” appropriation: *Provided further,*
 5 That such sums as may be earned on an actual qualifying
 6 patient basis, shall be reimbursed to “Medical Care Collec-
 7 tions Fund” to augment the funding of individual medical
 8 facilities for nursing home care provided to pensioners as
 9 authorized.

10 READJUSTMENT BENEFITS

11 For the payment of readjustment and rehabilitation
 12 benefits to or on behalf of veterans as authorized by chap-
 13 ters 21, 30, 31, 33, 34, 35, 36, 39, 41, 51, 53, 55, and
 14 61 of title 38, United States Code, and for the payment
 15 of benefits under the Veterans Retraining Assistance Pro-
 16 gram, \$13,135,898,000, to remain available until ex-
 17 pended: *Provided,* That expenses for rehabilitation pro-
 18 gram services and assistance which the Secretary is au-
 19 thorized to provide under subsection (a) of section 3104
 20 of title 38, United States Code, other than under para-
 21 graphs (1), (2), (5), and (11) of that subsection, shall be
 22 charged to this account.

23 VETERANS INSURANCE AND INDEMNITIES

24 For military and naval insurance, national service life
 25 insurance, servicemen’s indemnities, service-disabled vet-

1 erans insurance, and veterans mortgage life insurance as
2 authorized by chapters 19 and 21, title 38, United States
3 Code, \$77,567,000, to remain available until expended.

4 VETERANS HOUSING BENEFIT PROGRAM FUND

5 For the cost of direct and guaranteed loans, such
6 sums as may be necessary to carry out the program, as
7 authorized by subchapters I through III of chapter 37 of
8 title 38, United States Code: *Provided*, That such costs,
9 including the cost of modifying such loans, shall be as de-
10 fined in section 502 of the Congressional Budget Act of
11 1974: *Provided further*, That during fiscal year 2014,
12 within the resources available, not to exceed \$500,000 in
13 gross obligations for direct loans are authorized for spe-
14 cially adapted housing loans.

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

17 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT

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

1 Services Act of 2010 (Public Law 111–163, 124 Stat.
2 1174; 38 U.S.C. 7681 note), and hospital care and med-
3 ical services authorized by section 1787 of title 38, United
4 States Code, \$45,015,527,000, plus reimbursements, shall
5 become available on October 1, 2014, and shall remain
6 available until September 30, 2015: *Provided*, That not-
7 withstanding any other provision of law, the Secretary of
8 Veterans Affairs shall establish a priority for the provision
9 of medical treatment for veterans who have service-con-
10 nected disabilities, lower income, or have special needs:
11 *Provided further*, That notwithstanding any other provi-
12 sion of law, the Secretary of Veterans Affairs shall give
13 priority funding for the provision of basic medical benefits
14 to veterans in enrollment priority groups 1 through 6: *Pro-*
15 *vided further*, That notwithstanding any other provision
16 of law, the Secretary of Veterans Affairs may authorize
17 the dispensing of prescription drugs from Veterans Health
18 Administration facilities to enrolled veterans with privately
19 written prescriptions based on requirements established by
20 the Secretary: *Provided further*, That the implementation
21 of the program described in the previous proviso shall
22 incur no additional cost to the Department of Veterans
23 Affairs.

1 MEDICAL SUPPORT AND COMPLIANCE

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

14 MEDICAL FACILITIES

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

1 ment, not otherwise provided for, either by contract or by
2 the hire of temporary employees and purchase of mate-
3 rials; for leases of facilities; and for laundry services;
4 \$4,739,000,000, plus reimbursements, shall become avail-
5 able on October 1, 2014, and shall remain available until
6 September 30, 2015.

7 MEDICAL AND PROSTHETIC RESEARCH

8 For necessary expenses in carrying out programs of
9 medical and prosthetic research and development as au-
10 thorized by chapter 73 of title 38, United States Code,
11 \$585,664,000 (reduced by \$35,000,000) (increased by
12 \$35,000,000), plus reimbursements, shall remain available
13 until September 30, 2015.

14 NATIONAL CEMETERY ADMINISTRATION

15 For necessary expenses of the National Cemetery Ad-
16 ministration for operations and maintenance, not other-
17 wise provided for, including uniforms or allowances there-
18 for; cemeterial expenses as authorized by law; purchase
19 of one passenger motor vehicle for use in cemeterial oper-
20 ations; hire of passenger motor vehicles; and repair, alter-
21 ation or improvement of facilities under the jurisdiction
22 of the National Cemetery Administration, \$250,000,000,
23 of which not to exceed \$25,000,000 shall remain available
24 until September 30, 2015.

1 DEPARTMENTAL ADMINISTRATION

2 GENERAL ADMINISTRATION

3 (INCLUDING TRANSFER OF FUNDS)

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

17 GENERAL OPERATING EXPENSES, VETERANS BENEFITS

18 ADMINISTRATION

19 For necessary operating expenses of the Veterans
20 Benefits Administration, not otherwise provided for, in-
21 cluding hire of passenger motor vehicles, reimbursement
22 of the General Services Administration for security guard
23 services, and reimbursement of the Department of De-
24 fense for the cost of overseas employee mail,
25 \$2,455,490,000 (reduced by \$5,000,000) (increased by

1 \$5,000,000) (reduced by \$44,000,000) (increased by
2 \$44,000,000): *Provided*, That expenses for services and
3 assistance authorized under paragraphs (1), (2), (5), and
4 (11) of section 3104(a) of title 38, United States Code,
5 that the Secretary of Veterans Affairs determines are nec-
6 essary to enable entitled veterans: (1) to the maximum ex-
7 tent feasible; to become employable and to obtain and
8 maintain suitable employment; or (2) to achieve maximum
9 independence in daily living; shall be charged to this ac-
10 count: *Provided further*, That of the funds made available
11 under this heading; not to exceed \$123,000,000 shall re-
12 main available until September 30, 2015.

13 INFORMATION TECHNOLOGY SYSTEMS

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses for information technology
16 systems and telecommunications support, including devel-
17 opmental information systems and operational information
18 systems; for pay and associated costs; and for the capital
19 asset acquisition of information technology systems; in-
20 cluding management and related contractual costs of said
21 acquisitions; including contractual costs associated with
22 operations authorized by section 3109 of title 5, United
23 States Code, \$3,683,344,000, plus reimbursements: *Pro-*
24 *vided*, That \$1,026,400,000 shall be for pay and associ-
25 ated costs; of which not to exceed \$30,792,000 shall re-

1 main available until September 30, 2015: *Provided further,*
2 That \$2,161,653,000 shall be for operations and mainte-
3 nance, of which not to exceed \$151,316,000 shall remain
4 available until September 30, 2015: *Provided further,* That
5 \$495,291,000 shall be for information technology systems
6 development, modernization, and enhancement, and shall
7 remain available until September 30, 2015: *Provided fur-*
8 *ther,* That amounts made available for information tech-
9 nology systems development, modernization, and enhance-
10 ment may not be obligated or expended until the Secretary
11 of Veterans Affairs or the Chief Information Officer of
12 the Department of Veterans Affairs submits to the Com-
13 mittees on Appropriations of both Houses of Congress a
14 certification of the amounts, in parts or in full, to be obli-
15 gated and expended for each development project: *Pro-*
16 *vided further,* That amounts made available for salaries
17 and expenses, operations and maintenance, and informa-
18 tion technology systems development, modernization, and
19 enhancement may be transferred among the three sub-ac-
20 counts after the Secretary of Veterans Affairs requests
21 from the Committees on Appropriations of both Houses
22 of Congress the authority to make the transfer and an
23 approval is issued: *Provided further,* That amounts made
24 available for the “Information Technology Systems” ac-
25 count for development, modernization, and enhancement

1 may be transferred among projects or to newly defined
2 projects: *Provided further*, That no project may be in-
3 creased or decreased by more than \$1,000,000 of cost
4 prior to submitting a request to the Committees on Appro-
5 priations of both Houses of Congress to make the transfer
6 and an approval is issued, or absent a response, a period
7 of 30 days has elapsed: *Provided further*, That none of
8 the funds made available under this heading may be obli-
9 gated or expended for the development or procurement of
10 an electronic health record except for a health record as
11 set forth in the Joint Strategic Plan for Fiscal Years
12 2013–2015 of the Department of Veteran Affairs and De-
13 partment of Defense, Joint Executive Council: *Provided*
14 *further*, That the funds made available under this heading
15 for information technology systems development, mod-
16 ernization, and enhancement, shall be for the projects, and
17 in the amounts, specified under this heading in the report
18 accompanying this Act.

19 OFFICE OF INSPECTOR GENERAL

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

1 CONSTRUCTION, MAJOR PROJECTS

2 For constructing, altering, extending, and improving
3 any of the facilities, including parking projects, under the
4 jurisdiction or for the use of the Department of Veterans
5 Affairs, or for any of the purposes set forth in sections
6 316, 2404, 2406, and chapter 81 of title 38, United States
7 Code, not otherwise provided for, including planning, ar-
8 chitectural and engineering services, construction manage-
9 ment services, maintenance or guarantee period services
10 costs associated with equipment guarantees provided
11 under the project, services of claims analysts, offsite utility
12 and storm drainage system construction costs, and site ac-
13 quisition, where the estimated cost of a project is more
14 than the amount set forth in section 8104(a)(3)(A) of title
15 38, United States Code, or where funds for a project were
16 made available in a previous major project appropriation,
17 \$342,130,000, of which \$322,130,000 shall remain avail-
18 able until September 30, 2018, and of which \$20,000,000
19 shall remain available until expended: *Provided further,*
20 That except for advance planning activities, including
21 needs assessments which may or may not lead to capital
22 investments, and other capital asset management related
23 activities, including portfolio development and manage-
24 ment activities, and investment strategy studies funded
25 through the advance planning fund and the planning and

1 design activities funded through the design fund, including
2 needs assessments which may or may not lead to capital
3 investments, and salaries and associated costs of the resi-
4 dent engineers who oversee those capital investments
5 funded through this account, and funds provided for the
6 purchase of land for the National Cemetery Administra-
7 tion through the land acquisition line item, none of the
8 funds made available under this heading shall be used for
9 any project which has not been approved by the Congress
10 in the budgetary process: *Provided further*, That funds
11 made available under this heading for fiscal year 2014,
12 for each approved project shall be obligated: (1) by the
13 awarding of a construction documents contract by Sep-
14 tember 30, 2014; and (2) by the awarding of a construc-
15 tion contract by September 30, 2015: *Provided further*,
16 That the Secretary of Veterans Affairs shall promptly sub-
17 mit to the Committees on Appropriations of both Houses
18 of Congress a written report on any approved major con-
19 struction project for which obligations are not incurred
20 within the time limitations established above.

21 CONSTRUCTION, MINOR PROJECTS

22 For constructing, altering, extending, and improving
23 any of the facilities, including parking projects, under the
24 jurisdiction or for the use of the Department of Veterans
25 Affairs, including planning and assessments of needs

1 which may lead to capital investments, architectural and
2 engineering services, maintenance or guarantee period
3 services costs associated with equipment guarantees pro-
4 vided under the project, services of claims analysts, offsite
5 utility and storm drainage system construction costs, and
6 site acquisition, or for any of the purposes set forth in
7 sections 316, 2404, 2406, and chapter 81 of title 38,
8 United States Code, not otherwise provided for, where the
9 estimated cost of a project is equal to or less than the
10 amount set forth in section 8104(a)(3)(A) of title 38,
11 United States Code, \$714,870,000, to remain available
12 until September 30, 2018, along with unobligated balances
13 of previous “Construction, Minor Projects” appropriations
14 which are hereby made available for any project where the
15 estimated cost is equal to or less than the amount set forth
16 in such section: *Provided*, That funds made available
17 under this heading shall be for: (1) repairs to any of the
18 nonmedical facilities under the jurisdiction or for the use
19 of the Department which are necessary because of loss or
20 damage caused by any natural disaster or catastrophe;
21 and (2) temporary measures necessary to prevent or to
22 minimize further loss by such causes.

1 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE
2 FACILITIES

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

10 GRANTS FOR CONSTRUCTION OF VETERANS CEMETERIES

11 For grants to assist States and tribal organizations
12 in establishing, expanding, or improving veterans ceme-
13 teries as authorized by section 2408 of title ~~38~~, United
14 States Code, ~~\$44,650,000~~, to remain available until ex-
15 pended.

16 ADMINISTRATIVE PROVISIONS

17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 201. Any appropriation for fiscal year 2014 for
19 “Compensation and Pensions”, “Readjustment Benefits”,
20 and “Veterans Insurance and Indemnities” may be trans-
21 ferred as necessary to any other of the mentioned appro-
22 priations: *Provided*, That before a transfer may take place,
23 the Secretary of Veterans Affairs shall request from the
24 Committees on Appropriations of both Houses of Congress
25 the authority to make the transfer and such Committees

1 issue an approval; or absent a response, a period of 30
2 days has elapsed.

3 (INCLUDING TRANSFER OF FUNDS)

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

1 mittees on Appropriations of both Houses of Congress the
2 authority to make the transfer and an approval is issued.

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

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

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

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

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

15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 208. Notwithstanding any other provision of
17 law, during fiscal year 2014, the Secretary of Veterans
18 Affairs shall, from the National Service Life Insurance
19 Fund under section 1920 of title 38, United States Code,
20 the Veterans’ Special Life Insurance Fund under section
21 1923 of title 38, United States Code, and the United
22 States Government Life Insurance Fund under section
23 1955 of title 38, United States Code, reimburse the “Gen-
24 eral Operating Expenses, Veterans Benefits Administra-
25 tion” and “Information Technology Systems” accounts for

1 the cost of administration of the insurance programs fi-
2 nanced through those accounts: *Provided*, That reimburse-
3 ment shall be made only from the surplus earnings accu-
4 mulated in such an insurance program during fiscal year
5 2014 that are available for dividends in that program after
6 claims have been paid and actuarially determined reserves
7 have been set aside: *Provided further*, That if the cost of
8 administration of such an insurance program exceeds the
9 amount of surplus earnings accumulated in that program,
10 reimbursement shall be made only to the extent of such
11 surplus earnings: *Provided further*, That the Secretary
12 shall determine the cost of administration for fiscal year
13 2014 which is properly allocable to the provision of each
14 such insurance program and to the provision of any total
15 disability income insurance included in that insurance pro-
16 gram.

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

22 (INCLUDING TRANSFER OF FUNDS)

23 SEC. 210. Funds available in this title or funds for
24 salaries and other administrative expenses shall also be
25 available to reimburse the Office of Resolution Manage-

1 ment of the Department of Veterans Affairs and the Of-
2 fice of Employment Discrimination Complaint Adjudica-
3 tion under section 319 of title 38, United States Code,
4 for all services provided at rates which will recover actual
5 costs but not exceed \$42,904,000 for the Office of Resolu-
6 tion Management and \$3,360,000 for the Office of Em-
7 ployment and Discrimination Complaint Adjudication:
8 *Provided*, That payments may be made in advance for
9 services to be furnished based on estimated costs: *Provided*
10 *further*, That amounts received shall be credited to the
11 “General Administration” and “Information Technology
12 Systems” accounts for use by the office that provided the
13 service.

14 SEC. 211. No appropriations in this title shall be
15 available to enter into any new lease of real property if
16 the estimated annual rental cost is more than \$1,000,000,
17 unless the Secretary submits a report which the Commit-
18 tees on Appropriations of both Houses of Congress ap-
19 prove within 30 days following the date on which the re-
20 port is received.

21 SEC. 212. No funds of the Department of Veterans
22 Affairs shall be available for hospital care, nursing home
23 care, or medical services provided to any person under
24 chapter 17 of title 38, United States Code, for a non-serv-
25 ice-connected disability described in section 1729(a)(2) of

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

13 (INCLUDING TRANSFER OF FUNDS)

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

1 SEC. 214. Amounts made available under “Medical
2 Services” are available—

3 (1) for furnishing recreational facilities, sup-
4 plies, and equipment; and

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

8 (INCLUDING TRANSFER OF FUNDS)

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

14 SEC. 216. The Secretary of Veterans Affairs may
15 enter into agreements with Indian tribes and tribal organi-
16 zations which are party to the Alaska Native Health Com-
17 pact with the Indian Health Service, and Indian tribes and
18 tribal organizations serving rural Alaska which have en-
19 tered into contracts with the Indian Health Service under
20 the Indian Self Determination and Educational Assistance
21 Act, to provide healthcare, including behavioral health and
22 dental care. The Secretary shall require participating vet-
23 erans and facilities to comply with all appropriate rules
24 and regulations, as established by the Secretary. The term
25 “rural Alaska” shall mean those lands sited within the ex-

1 ternal boundaries of the Alaska Native regions specified
2 in sections 7(a)(1)–(4) and (7)–(12) of the Alaska Native
3 Claims Settlement Act, as amended (43 U.S.C. 1606), and
4 those lands within the Alaska Native regions specified in
5 sections 7(a)(5) and 7(a)(6) of the Alaska Native Claims
6 Settlement Act, as amended (43 U.S.C. 1606), which are
7 not within the boundaries of the Municipality of Anchor-
8 age, the Fairbanks North Star Borough, the Kenai Penin-
9 sula Borough or the Matanuska Susitna Borough.

10 (INCLUDING TRANSFER OF FUNDS)

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

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

22 SEC. 219. The Secretary of Veterans Affairs shall
23 submit to the Committees on Appropriations of both
24 Houses of Congress a quarterly report on the financial
25 status of the Veterans Health Administration.

(INCLUDING TRANSFER OF FUNDS)

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

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

(INCLUDING TRANSFER OF FUNDS)

21 SEC. 222. Of the amounts appropriated to the De-
22 partment of Veterans Affairs for fiscal year 2014 for
23 “Medical Services”, “Medical Support and Compliance”,
24
25

1 “Medical Facilities”, “Construction, Minor Projects”, and
2 “Information Technology Systems”, up to \$254,257,000,
3 plus reimbursements, may be transferred to the Joint De-
4 partment of Defense-Department of Veterans Affairs
5 Medical Facility Demonstration Fund, established by sec-
6 tion 1704 of the National Defense Authorization Act for
7 Fiscal Year 2010 (Public Law 111–84; 123 Stat. 3571)
8 and may be used for operation of the facilities designated
9 as combined Federal medical facilities as described by sec-
10 tion 706 of the Duncan Hunter National Defense Author-
11 ization Act for Fiscal Year 2009 (Public Law 110–417;
12 122 Stat. 4500): *Provided*, That additional funds may be
13 transferred from accounts designated in this section to the
14 Joint Department of Defense-Department of Veterans Af-
15 fairs Medical Facility Demonstration Fund upon written
16 notification by the Secretary of Veterans Affairs to the
17 Committees on Appropriations of both Houses of Con-
18 gress.

19 (INCLUDING TRANSFER OF FUNDS)

20 SEC. 223. Such sums as may be deposited to the
21 Medical Care Collections Fund pursuant to section 1729A
22 of title 38, United States Code, for health care provided
23 at facilities designated as combined Federal medical facili-
24 ties as described by section 706 of the Duncan Hunter
25 National Defense Authorization Act for Fiscal Year 2009

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

11 (INCLUDING TRANSFER OF FUNDS)

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

20 (INCLUDING RESCISSIONS OF FUNDS)

21 SEC. 225. (a) Of the discretionary funds made avail-
22 able to the Department of Veterans Affairs for fiscal year
23 2014, the following amounts which became available on
24 October 1, 2013, are hereby rescinded from the following
25 accounts in the amounts specified:

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

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

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

7 (b) In addition to amounts provided elsewhere in this
8 Act, an additional amount is appropriated to the following
9 accounts in the amounts specified to remain available until
10 September 30, 2015:

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

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

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

17 SEC. 226. The Secretary of the Department of Vet-
18 erans Affairs shall notify the Committees on Appropria-
19 tions of both Houses of Congress of all bid savings in
20 major construction projects that total at least \$5,000,000,
21 or 5 percent of the programmed amount of the project,
22 whichever is less: *Provided*, That such notification shall
23 occur within 14 days of a contract identifying the pro-
24 grammed amount: *Provided further*, That the Secretary
25 shall notify the Committees on Appropriations of both

1 Houses of Congress 14 days prior to the obligation of such
2 bid savings and shall describe the anticipated use of such
3 savings.

4 SEC. 227. The scope of work for a project included
5 in “Construction, Major Projects” may not be increased
6 above the scope specified for that project in the original
7 justification data provided to the Congress as part of the
8 request for appropriations.

9 SEC. 228. The Secretary of the Department of Vet-
10 erans Affairs shall provide on a quarterly basis to the
11 Committees on Appropriations of both Houses of Congress
12 notification of any single national outreach and awareness
13 marketing campaign in which obligations exceed
14 \$2,000,000.

15 SEC. 229. The Secretary shall submit to the Commit-
16 tees on Appropriations of both Houses of Congress a re-
17 programming request if at any point during fiscal year
18 2014, the funding allocated for a medical care initiative
19 identified in the fiscal year 2014 expenditure plan is ad-
20 justed by more than \$25,000,000 from the allocation
21 shown in the corresponding congressional budget justifica-
22 tion. Such a reprogramming request may go forward only
23 if the Committees on Appropriations of both Houses of
24 Congress approve the request or if a period of 14 days
25 has elapsed.

1 (INCLUDING RESCISSION OF FUNDS)

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

14 TITLE III

15 RELATED AGENCIES

16 AMERICAN BATTLE MONUMENTS COMMISSION

17 SALARIES AND EXPENSES

18 For necessary expenses, not otherwise provided for,
19 of the American Battle Monuments Commission, including
20 the acquisition of land or interest in land in foreign coun-
21 tries; purchases and repair of uniforms for caretakers of
22 national cemeteries and monuments outside of the United
23 States and its territories and possessions; rent of office
24 and garage space in foreign countries; purchase (one-for-
25 one replacement basis only) and hire of passenger motor

1 vehicles; not to exceed \$7,500 for official reception and
2 representation expenses; and insurance of official motor
3 vehicles in foreign countries, when required by law of such
4 countries, \$57,980,000, to remain available until ex-
5 pended.

6 FOREIGN CURRENCY FLUCTUATIONS ACCOUNT

7 For necessary expenses, not otherwise provided for,
8 of the American Battle Monuments Commission, such
9 sums as may be necessary, to remain available until ex-
10 pended, for purposes authorized by section 2109 of title
11 36, United States Code.

12 UNITED STATES COURT OF APPEALS FOR VETERANS

13 CLAIMS

14 SALARIES AND EXPENSES

15 For necessary expenses for the operation of the
16 United States Court of Appeals for Veterans Claims as
17 authorized by sections 7251 through 7298 of title 38,
18 United States Code, \$35,272,000: *Provided*, That
19 \$2,500,000 shall be available for the purpose of providing
20 financial assistance as described, and in accordance with
21 the process and reporting procedures set forth, under this
22 heading in Public Law 102-229.

1 DEPARTMENT OF DEFENSE—CIVIL

2 CEMETERIAL EXPENSES, ARMY

3 SALARIES AND EXPENSES

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

15 ARMED FORCES RETIREMENT HOME

16 TRUST FUND

17 For expenses necessary for the Armed Forces Retire-
18 ment Home to operate and maintain the Armed Forces
19 Retirement Home—Washington, District of Columbia,
20 and the Armed Forces Retirement Home—Gulfport, Mis-
21 sissippi, to be paid from funds available in the Armed
22 Forces Retirement Home Trust Fund, \$67,400,000, of
23 which \$1,000,000 shall remain available until expended
24 for construction and renovation of the physical plants at
25 the Armed Forces Retirement Home—Washington, Dis-

1 triet of Columbia, and the Armed Forces Retirement
2 Home—Gulfport, Mississippi.

3 ADMINISTRATIVE PROVISION

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

10 TITLE IV

11 GENERAL PROVISIONS

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

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

22 SEC. 403. No part of any funds appropriated in this
23 Act shall be used by an agency of the executive branch,
24 other than for normal and recognized executive-legislative
25 relationships, for publicity or propaganda purposes, and

1 for the preparation, distribution, or use of any kit, pam-
2 phlet, booklet, publication, radio, television, or film presen-
3 tation designed to support or defeat legislation pending
4 before Congress, except in presentation to Congress itself.

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

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

19 SEC. 406. None of the funds made available in this
20 Act may be transferred to any department, agency, or in-
21 strumentality of the United States Government except
22 pursuant to a transfer made by, or transfer authority pro-
23 vided in, this or any other appropriations Act.

24 SEC. 407. None of the funds made available in this
25 Act may be used for a project or program named for an

1 individual serving as a Member, Delegate, or Resident
2 Commissioner of the United States House of Representa-
3 tives.

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

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

11 (1) the public posting of the report com-
12 promises national security; or

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

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

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

23 (b) Nothing in subsection (a) shall limit the use of
24 funds necessary for any Federal, State, tribal, or local law

1 enforcement agency or any other entity carrying out crimi-
2 nal investigations, prosecution, or adjudication activities.

3 ~~SEC. 410. None of the funds made available in this~~
4 ~~Act may be distributed to the Association of Community~~
5 ~~Organizations for Reform Now (ACORN) or its subsidi-~~
6 ~~aries or successors.~~

7 ~~SEC. 411. None of the funds made available in this~~
8 ~~Act may be used by an agency of the executive branch~~
9 ~~to exercise the power of eminent domain (to take the pri-~~
10 ~~vate property for public use) without the payment of just~~
11 ~~compensation.~~

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

17 ~~SEC. 413. (a) IN GENERAL.—None of the funds ap-~~
18 ~~propriated or otherwise made available to the Department~~
19 ~~of Defense in this Act may be used to construct, renovate,~~
20 ~~or expand any facility in the United States, its territories,~~
21 ~~or possessions to house any individual detained at United~~
22 ~~States Naval Station, Guantanamo Bay, Cuba, for the~~
23 ~~purposes of detention or imprisonment in the custody or~~
24 ~~under the control of the Department of Defense.~~

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

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

7 (1) is not a citizen of the United States or a
8 member of the Armed Forces of the United States;
9 and

10 (2) is—

11 (A) in the custody or under the effective
12 control of the Department of Defense; or

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

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

19 SEC. 415. None of the funds made available by this
20 Act may be used to enter into a contract, memorandum
21 of understanding, or cooperative agreement with, make a
22 grant to, or provide a loan or loan guarantee to, any cor-
23 poration that was convicted of a felony criminal violation
24 under any Federal law within the preceding 24 months,
25 where the awarding agency is aware of the conviction, un-

1 less the agency has considered suspension or debarment
2 of the corporation and has made a determination that this
3 further action is not necessary to protect the interests of
4 the Government.

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

19 SEC. 417. None of the funds made available in this
20 Act may be used to wind down or otherwise alter the im-
21 plementation of a program, project, or activity in anticipa-
22 tion of any change (including any elimination or reduction
23 of funding) proposed in a budget request, until such pro-
24 posed change is subsequently enacted in an appropriation
25 Act.

1 SPENDING REDUCTION ACCOUNT

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

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

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

19 SEC. 420. None of the funds made available by this
20 Act may be used for any conference (as described in the
21 Office of Management and Budget Memorandum M-12-
22 12, “Promoting Efficient Spending to Support Agency
23 Operations”, dated May 11, 2012) for which the cost to
24 the agency exceeds \$500,000.

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

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

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

22 (2) are presently indicted for, or otherwise
23 criminally or civilly charged by a governmental enti-
24 ty with, commission of any of the offenses enumer-
25 ated above in paragraph (1); or

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

5 ~~SEC. 423.~~ None of the funds made available by this
6 Act may be used to propose, plan for, or execute a new
7 or additional Base Realignment and Closure (BRAC)
8 round.

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

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

23 ~~SEC. 426.~~ None of the funds made available by this
24 Act may be used by the Department of Defense or the
25 Department of Veterans Affairs to lease or purchase new

1 light duty vehicles for any executive fleet, or for an agen-
2 ey's fleet inventory, except in accordance with Presidential
3 Memorandum—Federal Fleet Performance, dated May
4 24, 2011.

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

12 SEC. 428. None of the funds made available by this
13 Act may be used to maintain or improve Department of
14 Defense real property with a zero percent utilization rate
15 according to the Department's real property inventory
16 database, except in the case of maintenance of an historic
17 property as required by the National Historic Preservation
18 Act (16 U.S.C. 470 et seq.) or maintenance to prevent
19 a negative environmental impact as required by the Na-
20 tional Environmental Policy Act of 1969 (42 U.S.C. 4321
21 et seq.).

22 *That the following sums are appropriated, out of any*
23 *money in the Treasury not otherwise appropriated, for*
24 *military construction, the Department of Veterans Affairs,*

1 *and related agencies for the fiscal year ending September*
2 *30, 2014, and for other purposes, namely:*

3 *TITLE I*

4 *DEPARTMENT OF DEFENSE*

5 *MILITARY CONSTRUCTION, ARMY*

6 *For acquisition, construction, installation, and equip-*
7 *ment of temporary or permanent public works, military in-*
8 *stallations, facilities, and real property for the Army as*
9 *currently authorized by law, including personnel in the*
10 *Army Corps of Engineers and other personal services nec-*
11 *essary for the purposes of this appropriation, and for con-*
12 *struction and operation of facilities in support of the func-*
13 *tions of the Commander in Chief, \$1,119,875,000, to remain*
14 *available until September 30, 2018: Provided, That of this*
15 *amount, not to exceed \$41,575,000 shall be available for*
16 *study, planning, design, architect and engineer services,*
17 *and host nation support, as authorized by law, unless the*
18 *Secretary of Army determines that additional obligations*
19 *are necessary for such purposes and notifies the Committees*
20 *on Appropriations of both Houses of Congress of the deter-*
21 *mination and the reasons therefor.*

22 *MILITARY CONSTRUCTION, NAVY AND MARINE CORPS*

23 *For acquisition, construction, installation, and equip-*
24 *ment of temporary or permanent public works, naval in-*
25 *stallations, facilities, and real property for the Navy and*

1 *Marine Corps as currently authorized by law, including*
2 *personnel in the Naval Facilities Engineering Command*
3 *and other personal services necessary for the purposes of this*
4 *appropriation, \$1,614,596,000, to remain available until*
5 *September 30, 2018: Provided, That of this amount, not to*
6 *exceed \$89,830,000 shall be available for study, planning,*
7 *design, and architect and engineer services, as authorized*
8 *by law, unless the Secretary of Navy determines that addi-*
9 *tional obligations are necessary for such purposes and noti-*
10 *fies the Committees on Appropriations of both Houses of*
11 *Congress of the determination and the reasons therefor.*

12 *MILITARY CONSTRUCTION, AIR FORCE*

13 *For acquisition, construction, installation, and equip-*
14 *ment of temporary or permanent public works, military in-*
15 *stallations, facilities, and real property for the Air Force*
16 *as currently authorized by law, \$1,153,960,000, to remain*
17 *available until September 30, 2018: Provided, That of this*
18 *amount, not to exceed \$14,321,000 shall be available for*
19 *study, planning, design, and architect and engineer serv-*
20 *ices, as authorized by law, unless the Secretary of Air Force*
21 *determines that additional obligations are necessary for*
22 *such purposes and notifies the Committees on Appropria-*
23 *tions of both Houses of Congress of the determination and*
24 *the reasons therefor: Provided further, That none of the*
25 *funds provided under this heading for military construction*

1 *in the United Kingdom as identified in the table entitled*
2 *“Military Construction Project Listing by Location” in the*
3 *report accompanying this Act may be obligated or expended*
4 *until the Department of Defense completes a European Con-*
5 *solidation Study, and the Secretary of Defense (1) provides*
6 *to the Committees on Appropriations of the Senate and the*
7 *House of Representatives a comprehensive European basing*
8 *strategy reflecting the findings of the Consolidation Study,*
9 *and (2) certifies in writing the requirement identified in*
10 *the study for each of the military construction projects in*
11 *the United Kingdom funded in this section: Provided fur-*
12 *ther, That none of the funds provided under this heading*
13 *for military construction in Saipan or for Pacific Airpower*
14 *Resiliency projects in Guam, Joint Region Marianas, as*
15 *identified in the table entitled “Military Construction*
16 *Project Listing by Location” in the report accompanying*
17 *this Act, may be obligated or expended until the Depart-*
18 *ment of Defense completes a Pacific Resiliency Study and*
19 *the Secretary of Defense (1) provides to the Committees on*
20 *Appropriations of the Senate and the House of Representa-*
21 *tives a comprehensive Pacific Resiliency Plan, and (2) cer-*
22 *tifies in writing the requirement identified in the study for*
23 *each of the military construction projects in Saipan, and*
24 *for the Pacific Airpower Resiliency projects in Guam fund-*
25 *ed in this section.*

1 *MILITARY CONSTRUCTION, DEFENSE-WIDE*2 *(INCLUDING TRANSFER OF FUNDS)*

3 *For acquisition, construction, installation, and equip-*
4 *ment of temporary or permanent public works, installa-*
5 *tions, facilities, and real property for activities and agen-*
6 *cies of the Department of Defense (other than the military*
7 *departments), as currently authorized by law,*
8 *\$3,766,553,000, to remain available until September 30,*
9 *2018: Provided, That such amounts of this appropriation*
10 *as may be determined by the Secretary of Defense may be*
11 *transferred to such appropriations of the Department of De-*
12 *fense available for military construction or family housing*
13 *as the Secretary may designate, to be merged with and to*
14 *be available for the same purposes, and for the same time*
15 *period, as the appropriation or fund to which transferred:*
16 *Provided further, That of the amount appropriated, not to*
17 *exceed \$237,838,000 shall be available for study, planning,*
18 *design, and architect and engineer services, as authorized*
19 *by law, unless the Secretary of Defense determines that ad-*
20 *ditional obligations are necessary for such purposes and no-*
21 *tifies the Committees on Appropriations of both Houses of*
22 *Congress of the determination and the reasons therefor: Pro-*
23 *vided further, That none of the funds provided under this*
24 *heading for military construction in Germany or the*
25 *United Kingdom as identified in the table entitled "Mili-*

1 tary Construction Project Listing by Location” in the re-
2 port accompanying this Act may be obligated or expended
3 until the Department of Defense completes a European Con-
4 solidation Study, and the Secretary of Defense (1) provides
5 to the Committees on Appropriations of the Senate and the
6 House of Representatives a comprehensive European basing
7 strategy reflecting the findings of the Consolidation Study,
8 and (2) certifies in writing the requirement identified in
9 the study for each of the military construction projects in
10 Germany and the United Kingdom funded in this section:
11 Provided further, That of the amount appropriated, not-
12 withstanding any other provision of law, \$38,513,000 shall
13 be available for payments to the North Atlantic Treaty Or-
14 ganization for the planning, design, and construction of a
15 new North Atlantic Treaty Organization headquarters.

16 *MILITARY CONSTRUCTION, ARMY NATIONAL GUARD*

17 *For construction, acquisition, expansion, rehabilita-*
18 *tion, and conversion of facilities for the training and ad-*
19 *ministration of the Army National Guard, and contribu-*
20 *tions therefor, as authorized by chapter 1803 of title 10,*
21 *United States Code, and Military Construction Authoriza-*
22 *tion Acts, \$320,815,000, to remain available until Sep-*
23 *tember 30, 2018: Provided, That of the amount appro-*
24 *priated, not to exceed \$29,005,000 shall be available for*
25 *study, planning, design, and architect and engineer serv-*

1 *ices, as authorized by law, unless the Director of the Army*
2 *National Guard determines that additional obligations are*
3 *necessary for such purposes and notifies the Committees on*
4 *Appropriations of both Houses of Congress of the determina-*
5 *tion and the reasons therefor.*

6 *MILITARY CONSTRUCTION, AIR NATIONAL GUARD*

7 *For construction, acquisition, expansion, rehabilita-*
8 *tion, and conversion of facilities for the training and ad-*
9 *ministration of the Air National Guard, and contributions*
10 *therefor, as authorized by chapter 1803 of title 10, United*
11 *States Code, and Military Construction Authorization Acts,*
12 *\$119,800,000, to remain available until September 30,*
13 *2018: Provided, That of the amount appropriated, not to*
14 *exceed \$13,400,000 shall be available for study, planning,*
15 *design, and architect and engineer services, as authorized*
16 *by law, unless the Director of the Air National Guard deter-*
17 *mines that additional obligations are necessary for such*
18 *purposes and notifies the Committees on Appropriations of*
19 *both Houses of Congress of the determination and the rea-*
20 *sons therefor.*

21 *MILITARY CONSTRUCTION, ARMY RESERVE*

22 *For construction, acquisition, expansion, rehabilita-*
23 *tion, and conversion of facilities for the training and ad-*
24 *ministration of the Army Reserve as authorized by chapter*
25 *1803 of title 10, United States Code, and Military Con-*

1 *struction Authorization Acts, \$174,060,000, to remain*
2 *available until September 30, 2018: Provided, That of the*
3 *amount appropriated, not to exceed \$14,212,000 shall be*
4 *available for study, planning, design, and architect and en-*
5 *gineer services, as authorized by law, unless the Chief of*
6 *the Army Reserve determines that additional obligations*
7 *are necessary for such purposes and notifies the Committees*
8 *on Appropriations of both Houses of Congress of the deter-*
9 *mination and the reasons therefor.*

10 *MILITARY CONSTRUCTION, NAVY RESERVE*

11 *For construction, acquisition, expansion, rehabilita-*
12 *tion, and conversion of facilities for the training and ad-*
13 *ministration of the reserve components of the Navy and Ma-*
14 *rine Corps as authorized by chapter 1803 of title 10, United*
15 *States Code, and Military Construction Authorization Acts,*
16 *\$32,976,000, to remain available until September 30, 2018:*
17 *Provided, That of the amount appropriated, not to exceed*
18 *\$2,540,000 shall be available for study, planning, design,*
19 *and architect and engineer services, as authorized by law,*
20 *unless the Secretary of the Navy determines that additional*
21 *obligations are necessary for such purposes and notifies the*
22 *Committees on Appropriations of both Houses of Congress*
23 *of the determination and the reasons therefor.*

1 *MILITARY CONSTRUCTION, AIR FORCE RESERVE*

2 *For construction, acquisition, expansion, rehabilita-*
3 *tion, and conversion of facilities for the training and ad-*
4 *ministration of the Air Force Reserve as authorized by*
5 *chapter 1803 of title 10, United States Code, and Military*
6 *Construction Authorization Acts, \$45,659,000, to remain*
7 *available until September 30, 2018: Provided, That of the*
8 *amount appropriated, not to exceed \$2,229,000 shall be*
9 *available for study, planning, design, and architect and en-*
10 *gineer services, as authorized by law, unless the Chief of*
11 *the Air Force Reserve determines that additional obliga-*
12 *tions are necessary for such purposes and notifies the Com-*
13 *mittees on Appropriations of both Houses of Congress of the*
14 *determination and the reasons therefor.*

15 *NORTH ATLANTIC TREATY ORGANIZATION*

16 *SECURITY INVESTMENT PROGRAM*

17 *For the United States share of the cost of the North*
18 *Atlantic Treaty Organization Security Investment Pro-*
19 *gram for the acquisition and construction of military facili-*
20 *ties and installations (including international military*
21 *headquarters) and for related expenses for the collective de-*
22 *fense of the North Atlantic Treaty Area as authorized by*
23 *section 2806 of title 10, United States Code, and Military*
24 *Construction Authorization Acts, \$239,700,000, to remain*
25 *available until expended.*

1 *alternative means of acquiring and improving military*
2 *family housing and supporting facilities.*

3 *CHEMICAL DEMILITARIZATION CONSTRUCTION, DEFENSE-*
4 *WIDE*

5 *For expenses of construction, not otherwise provided*
6 *for, necessary for the destruction of the United States stock-*
7 *pile of lethal chemical agents and munitions in accordance*
8 *with section 1412 of the Department of Defense Authoriza-*
9 *tion Act, 1986 (50 U.S.C. 1521), and for the destruction*
10 *of other chemical warfare materials that are not in the*
11 *chemical weapon stockpile, as currently authorized by law,*
12 *\$122,536,000, to remain available until September 30,*
13 *2018, which shall be only for the Assembled Chemical Weap-*
14 *ons Alternatives program.*

15 *DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT*

16 *For deposit into the Department of Defense Base Clo-*
17 *sure Account 1990, established by section 2906(a)(1) of the*
18 *Defense Base Closure and Realignment Act of 1990 (10*
19 *U.S.C. 2687 note), as amended by section 2711 of the Na-*
20 *tional Defense Authorization Act for Fiscal Year 2013 (Pub-*
21 *lic Law 112–239), \$451,357,000, to remain available until*
22 *expended.*

23 *ADMINISTRATIVE PROVISIONS*

24 *SEC. 101. None of the funds made available in this*
25 *title shall be expended for payments under a cost-plus-a-*

1 *fixed-fee contract for construction, where cost estimates ex-*
2 *ceed \$25,000, to be performed within the United States, ex-*
3 *cept Alaska, without the specific approval in writing of the*
4 *Secretary of Defense setting forth the reasons therefor.*

5 *SEC. 102. Funds made available in this title for con-*
6 *struction shall be available for hire of passenger motor vehi-*
7 *cles.*

8 *SEC. 103. Funds made available in this title for con-*
9 *struction may be used for advances to the Federal Highway*
10 *Administration, Department of Transportation, for the con-*
11 *struction of access roads as authorized by section 210 of*
12 *title 23, United States Code, when projects authorized there-*
13 *in are certified as important to the national defense by the*
14 *Secretary of Defense.*

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

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

1 eral; (3) where the estimated value is less than \$25,000; or
2 (4) as otherwise determined by the Secretary of Defense to
3 be in the public interest.

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

10 *SEC. 107. None of the funds made available in this*
11 *title for minor construction may be used to transfer or relo-*
12 *cate any activity from one base or installation to another,*
13 *without prior notification to the Committees on Appropria-*
14 *tions of both Houses of Congress.*

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

20 *SEC. 109. None of the funds available to the Depart-*
21 *ment of Defense for military construction or family housing*
22 *during the current fiscal year may be used to pay real prop-*
23 *erty taxes in any foreign nation.*

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

1 *without prior notification to the Committees on Appropria-*
2 *tions of both Houses of Congress.*

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

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

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

8 *SEC. 114. Not more than 20 percent of the funds made*
9 *available in this title which are limited for obligation dur-*
10 *ing the current fiscal year shall be obligated during the last*
11 *2 months of the fiscal year.*

12 *SEC. 115. Funds appropriated to the Department of*
13 *Defense for construction in prior years shall be available*
14 *for construction authorized for each such military depart-*
15 *ment by the authorizations enacted into law during the cur-*
16 *rent session of Congress.*

17 *SEC. 116. For military construction or family housing*
18 *projects that are being completed with funds otherwise ex-*
19 *pired or lapsed for obligation, expired or lapsed funds may*
20 *be used to pay the cost of associated supervision, inspection,*
21 *overhead, engineering and design on those projects and on*
22 *subsequent claims, if any.*

23 *SEC. 117. Notwithstanding any other provision of law,*
24 *any funds made available to a military department or de-*
25 *fense agency for the construction of military projects may*

1 *be obligated for a military construction project or contract,*
2 *or for any portion of such a project or contract, at any*
3 *time before the end of the fourth fiscal year after the fiscal*
4 *year for which funds for such project were made available,*
5 *if the funds obligated for such project: (1) are obligated from*
6 *funds available for military construction projects; and (2)*
7 *do not exceed the amount appropriated for such project,*
8 *plus any amount by which the cost of such project is in-*
9 *creased pursuant to law.*

10 *(INCLUDING TRANSFER OF FUNDS)*

11 *SEC. 118. In addition to any other transfer authority*
12 *available to the Department of Defense, proceeds deposited*
13 *to the Department of Defense Base Closure Account estab-*
14 *lished by section 207(a)(1) of the Defense Authorization*
15 *Amendments and Base Closure and Realignment Act (10*
16 *U.S.C. 2687 note) pursuant to section 207(a)(2)(C) of such*
17 *Act, may be transferred to the account established by section*
18 *2906(a)(1) of the Defense Base Closure and Realignment*
19 *Act of 1990 (10 U.S.C. 2687 note), to be merged with, and*
20 *to be available for the same purposes and the same time*
21 *period as that account.*

22 *(TRANSFER OF FUNDS)*

23 *SEC. 119. Subject to 30 days prior notification, or 14*
24 *days for a notification provided in an electronic medium*
25 *pursuant to sections 480 and 2883 of title 10, United States*

1 *Code, to the Committees on Appropriations of both Houses*
2 *of Congress, such additional amounts as may be determined*
3 *by the Secretary of Defense may be transferred to: (1) the*
4 *Department of Defense Family Housing Improvement Fund*
5 *from amounts appropriated for construction in “Family*
6 *Housing” accounts, to be merged with and to be available*
7 *for the same purposes and for the same period of time as*
8 *amounts appropriated directly to the Fund; or (2) the De-*
9 *partment of Defense Military Unaccompanied Housing Im-*
10 *provement Fund from amounts appropriated for construc-*
11 *tion of military unaccompanied housing in “Military Con-*
12 *struction” accounts, to be merged with and to be available*
13 *for the same purposes and for the same period of time as*
14 *amounts appropriated directly to the Fund: Provided, That*
15 *appropriations made available to the Funds shall be avail-*
16 *able to cover the costs, as defined in section 502(5) of the*
17 *Congressional Budget Act of 1974, of direct loans or loan*
18 *guarantees issued by the Department of Defense pursuant*
19 *to the provisions of subchapter IV of chapter 169 of title*
20 *10, United States Code, pertaining to alternative means of*
21 *acquiring and improving military family housing, military*
22 *unaccompanied housing, and supporting facilities.*

23 *(TRANSFER OF FUNDS)*

24 *SEC. 120. In addition to any other transfer authority*
25 *available to the Department of Defense, amounts may be*

1 transferred from the accounts established by sections
2 2906(a)(1) and 2906A(a)(1) of the Defense Base Closure
3 and Realignment Act of 1990 (10 U.S.C. 2687 note), to the
4 fund established by section 1013(d) of the Demonstration
5 Cities and Metropolitan Development Act of 1966 (42
6 U.S.C. 3374) to pay for expenses associated with the Home-
7 owners Assistance Program incurred under 42 U.S.C.
8 3374(a)(1)(A). Any amounts transferred shall be merged
9 with and be available for the same purposes and for the
10 same time period as the fund to which transferred.

11 *SEC. 121. Notwithstanding any other provision of law,*
12 *funds made available in this title for operation and mainte-*
13 *nance of family housing shall be the exclusive source of*
14 *funds for repair and maintenance of all family housing*
15 *units, including general or flag officer quarters: Provided,*
16 *That not more than \$35,000 per unit may be spent annu-*
17 *ally for the maintenance and repair of any general or flag*
18 *officer quarters without 30 days prior notification, or 14*
19 *days for a notification provided in an electronic medium*
20 *pursuant to sections 480 and 2883 of title 10, United States*
21 *Code, to the Committees on Appropriations of both Houses*
22 *of Congress, except that an after-the-fact notification shall*
23 *be submitted if the limitation is exceeded solely due to costs*
24 *associated with environmental remediation that could not*
25 *be reasonably anticipated at the time of the budget submis-*

1 *sion: Provided further, That the Under Secretary of Defense*
2 *(Comptroller) is to report annually to the Committees on*
3 *Appropriations of both Houses of Congress all operation*
4 *and maintenance expenditures for each individual general*
5 *or flag officer quarters for the prior fiscal year.*

6 *SEC. 122. Amounts contained in the Ford Island Im-*
7 *provement Account established by subsection (h) of section*
8 *2814 of title 10, United States Code, are appropriated and*
9 *shall be available until expended for the purposes specified*
10 *in subsection (i)(1) of such section or until transferred pur-*
11 *suant to subsection (i)(3) of such section.*

12 *SEC. 123. None of the funds made available in this*
13 *title, or in any Act making appropriations for military*
14 *construction which remain available for obligation, may be*
15 *obligated or expended to carry out a military construction,*
16 *land acquisition, or family housing project at or for a mili-*
17 *tary installation approved for closure, or at a military in-*
18 *stallation for the purposes of supporting a function that has*
19 *been approved for realignment to another installation, in*
20 *2005 under the Defense Base Closure and Realignment Act*
21 *of 1990 (part A of title XXIX of Public Law 101-510; 10*
22 *U.S.C. 2687 note), unless such a project at a military in-*
23 *stallation approved for realignment will support a con-*
24 *tinuing mission or function at that installation or a new*
25 *mission or function that is planned for that installation,*

1 *or unless the Secretary of Defense certifies that the cost to*
2 *the United States of carrying out such project would be less*
3 *than the cost to the United States of cancelling such project,*
4 *or if the project is at an active component base that shall*
5 *be established as an enclave or in the case of projects having*
6 *multi-agency use, that another Government agency has in-*
7 *dicated it will assume ownership of the completed project.*
8 *The Secretary of Defense may not transfer funds made*
9 *available as a result of this limitation from any military*
10 *construction project, land acquisition, or family housing*
11 *project to another account or use such funds for another*
12 *purpose or project without the prior approval of the Com-*
13 *mittees on Appropriations of both Houses of Congress. This*
14 *section shall not apply to military construction projects,*
15 *land acquisition, or family housing projects for which the*
16 *project is vital to the national security or the protection*
17 *of health, safety, or environmental quality: Provided, That*
18 *the Secretary of Defense shall notify the congressional de-*
19 *fense committees within 7 days of a decision to carry out*
20 *such a military construction project.*

21 *(INCLUDING TRANSFER OF FUNDS)*

22 *SEC. 124. During the 5-year period after appropria-*
23 *tions available in this Act to the Department of Defense*
24 *for military construction and family housing operation and*
25 *maintenance and construction have expired for obligation,*

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

11 *SEC. 125. Amounts appropriated or otherwise made*
12 *available in an account funded under the headings in this*
13 *title may be transferred among projects and activities with-*
14 *in the account in accordance with the reprogramming*
15 *guidelines for military construction and family housing*
16 *construction contained in Department of Defense Financial*
17 *Management Regulation 7000.14–R, Volume 3, Chapter 7,*
18 *of February 2009, as in effect on the date of enactment of*
19 *this Act.*

20 *SEC. 126. None of the funds made available in this*
21 *title may be obligated or expended for planning and design*
22 *and construction of projects at Arlington National Ceme-*
23 *tery.*

24 *SEC. 127. None of the funds appropriated or otherwise*
25 *made available by this Act may be used for decommis-*

1 *sioning the Combined Heat and Power Plant at Clear Air*
2 *Force Station, Alaska, until the Comptroller General of the*
3 *United States conducts a review of the data used by the*
4 *Department of Defense, including data in the Environ-*
5 *mental Impact Statement and Fiscal Year 2010 Feasibility*
6 *Study, to determine whether decommissioning the Com-*
7 *bined Heat and Power Plant is the most cost-effective and*
8 *beneficial option for the day-to-day operations and missions*
9 *at the installation in support of United States national se-*
10 *curity.*

11 *TITLE II*

12 *DEPARTMENT OF VETERANS AFFAIRS*

13 *VETERANS BENEFITS ADMINISTRATION*

14 *COMPENSATION AND PENSIONS*

15 *(INCLUDING TRANSFER OF FUNDS)*

16 *For the payment of compensation benefits to or on be-*
17 *half of veterans and a pilot program for disability examina-*
18 *tions as authorized by section 107 and chapters 11, 13, 18,*
19 *51, 53, 55, and 61 of title 38, United States Code; pension*
20 *benefits to or on behalf of veterans as authorized by chapters*
21 *15, 51, 53, 55, and 61 of title 38, United States Code; and*
22 *burial benefits, the Reinstated Entitlement Program for*
23 *Survivors, emergency and other officers' retirement pay, ad-*
24 *justed-service credits and certificates, payment of premiums*
25 *due on commercial life insurance policies guaranteed under*

1 *the provisions of title IV of the Servicemembers Civil Relief*
2 *Act (50 U.S.C. App. 541 et seq.) and for other benefits as*
3 *authorized by sections 107, 1312, 1977, and 2106, and*
4 *chapters 23, 51, 53, 55, and 61 of title 38, United States*
5 *Code, \$71,248,171,000, to remain available until expended:*
6 *Provided, That not to exceed \$9,232,000 of the amount ap-*
7 *propriated under this heading shall be reimbursed to “Gen-*
8 *eral operating expenses, Veterans Benefits Administration”,*
9 *“Medical support and compliance”, and “Information tech-*
10 *nology systems” for necessary expenses in implementing the*
11 *provisions of chapters 51, 53, and 55 of title 38, United*
12 *States Code, the funding source for which is specifically*
13 *provided as the “Compensation and pensions” appropria-*
14 *tion: Provided further, That such sums as may be earned*
15 *on an actual qualifying patient basis, shall be reimbursed*
16 *to “Medical care collections fund” to augment the funding*
17 *of individual medical facilities for nursing home care pro-*
18 *vided to pensioners as authorized.*

19 *READJUSTMENT BENEFITS*

20 *For the payment of readjustment and rehabilitation*
21 *benefits to or on behalf of veterans as authorized by chapters*
22 *21, 30, 31, 33, 34, 35, 36, 39, 41, 51, 53, 55, and 61 of*
23 *title 38, United States Code, and for the payment of benefits*
24 *under the Veterans Retraining Assistance Program,*
25 *\$13,135,898,000, to remain available until expended: Pro-*

1 *vided, That expenses for rehabilitation program services*
2 *and assistance which the Secretary is authorized to provide*
3 *under subsection (a) of section 3104 of title 38, United*
4 *States Code, other than under paragraphs (1), (2), (5), and*
5 *(11) of that subsection, shall be charged to this account.*

6 *VETERANS INSURANCE AND INDEMNITIES*

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

12 *VETERANS HOUSING BENEFIT PROGRAM FUND*

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

23 *In addition, for administrative expenses to carry out*
24 *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 by*
3 *chapter 31 of title 38, United States Code: Provided, That*
4 *such costs, including the cost of modifying such loans, shall*
5 *be as defined in section 502 of the Congressional Budget*
6 *Act of 1974: Provided further, That funds made available*
7 *under this heading are available to subsidize gross obliga-*
8 *tions for the principal amount of direct loans not to exceed*
9 *\$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 of*
18 *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 vet-*
24 *erans described in section 1705(a) of title 38, United States*
25 *Code, including care and treatment in facilities not under*

1 *the jurisdiction of the Department, and including medical*
2 *supplies and equipment, bioengineering services, food serv-*
3 *ices, and salaries and expenses of healthcare employees*
4 *hired under title 38, United States Code, aid to State homes*
5 *as authorized by section 1741 of title 38, United States*
6 *Code, assistance and support services for caregivers as au-*
7 *thorized by section 1720G of title 38, United States Code,*
8 *loan repayments authorized by section 604 of the Caregivers*
9 *and Veterans Omnibus Health Services Act of 2010 (Public*
10 *Law 111–163; 124 Stat. 1174; 38 U.S.C. 7681 note), and*
11 *hospital care and medical services authorized by section*
12 *1787 of title 38, United States Code; \$25,000,000, which*
13 *shall be in addition to funds previously appropriated under*
14 *this heading that become available on October 1, 2013; and,*
15 *in addition, \$45,015,527,000, plus reimbursements, shall*
16 *become available on October 1, 2014, and shall remain*
17 *available until September 30, 2015: Provided, That not-*
18 *withstanding any other provision of law, the Secretary of*
19 *Veterans Affairs shall establish a priority for the provision*
20 *of medical treatment for veterans who have service-con-*
21 *nected disabilities, lower income, or have special needs: Pro-*
22 *vided further, That notwithstanding any other provision of*
23 *law, the Secretary of Veterans Affairs shall give priority*
24 *funding for the provision of basic medical benefits to vet-*
25 *erans in enrollment priority groups 1 through 6: Provided*

1 *further, That notwithstanding any other provision of law,*
2 *the Secretary of Veterans Affairs may authorize the dis-*
3 *persing of prescription drugs from Veterans Health Admin-*
4 *istration facilities to enrolled veterans with privately writ-*
5 *ten prescriptions based on requirements established by the*
6 *Secretary: Provided further, That the implementation of the*
7 *program described in the previous proviso shall incur no*
8 *additional cost to the Department of Veterans Affairs.*

9 *MEDICAL SUPPORT AND COMPLIANCE*

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

21 *MEDICAL FACILITIES*

22 *For necessary expenses for the maintenance and oper-*
23 *ation of hospitals, nursing homes, domiciliary facilities,*
24 *and other necessary facilities of the Veterans Health Admin-*
25 *istration; for administrative expenses in support of plan-*

1 *ning, design, project management, real property acquisition*
2 *and disposition, construction, and renovation of any facil-*
3 *ity under the jurisdiction or for the use of the Department;*
4 *for oversight, engineering, and architectural activities not*
5 *charged to project costs; for repairing, altering, improving,*
6 *or providing facilities in the several hospitals and homes*
7 *under the jurisdiction of the Department, not otherwise pro-*
8 *vided for, either by contract or by the hire of temporary*
9 *employees and purchase of materials; for leases of facilities;*
10 *and for laundry services; \$100,000,000 which shall be in*
11 *addition to funds previously appropriated under this head-*
12 *ing that become available on October 1, 2013; and, in addi-*
13 *tion, \$4,739,000,000, plus reimbursements, shall become*
14 *available on October 1, 2014, and shall remain available*
15 *until September 30, 2015.*

16 *MEDICAL AND PROSTHETIC RESEARCH*

17 *For necessary expenses in carrying out programs of*
18 *medical and prosthetic research and development as author-*
19 *ized by chapter 73 of title 38, United States Code,*
20 *\$585,664,000, plus reimbursements, shall remain available*
21 *until September 30, 2015.*

22 *NATIONAL CEMETERY ADMINISTRATION*

23 *For necessary expenses of the National Cemetery Ad-*
24 *ministration for operations and maintenance, not otherwise*
25 *provided for, including uniforms or allowances therefor;*

1 *cemeterial expenses as authorized by law; purchase of one*
2 *passenger motor vehicle for use in cemeterial operations;*
3 *hire of passenger motor vehicles; and repair, alteration or*
4 *improvement of facilities under the jurisdiction of the Na-*
5 *tional Cemetery Administration, \$250,000,000, of which*
6 *not to exceed \$25,000,000 shall remain available until Sep-*
7 *tember 30, 2015.*

8 *DEPARTMENTAL ADMINISTRATION*

9 *GENERAL ADMINISTRATION*

10 *(INCLUDING TRANSFER OF FUNDS)*

11 *For necessary operating expenses of the Department of*
12 *Veterans Affairs, not otherwise provided for, including ad-*
13 *ministrative expenses in support of Department-Wide cap-*
14 *ital planning, management and policy activities, uniforms,*
15 *or allowances therefor; not to exceed \$25,000 for official re-*
16 *ception and representation expenses; hire of passenger*
17 *motor vehicles; and reimbursement of the General Services*
18 *Administration for security guard services, \$415,885,000,*
19 *of which not to exceed \$20,151,150 shall remain available*
20 *until September 30, 2015: Provided, That the Board of Vet-*
21 *erans Appeals shall be funded at not less than \$88,294,000:*
22 *Provided further, That funds provided under this heading*
23 *may be transferred to “General operating expenses, Vet-*
24 *erans Benefits Administration”.*

1 *INFORMATION TECHNOLOGY SYSTEMS*

2 *For necessary expenses for information technology sys-*
3 *tems and telecommunications support, including develop-*
4 *mental information systems and operational information*
5 *systems; for pay and associated costs; and for the capital*
6 *asset acquisition of information technology systems, includ-*
7 *ing management and related contractual costs of said ac-*
8 *quisitions, including contractual costs associated with oper-*
9 *ations authorized by section 3109 of title 5, United States*
10 *Code, \$3,703,344,000, plus reimbursements: Provided, That*
11 *\$1,011,400,000 shall be for pay and associated costs, of*
12 *which not to exceed \$30,792,000 shall remain available*
13 *until September 30, 2015: Provided further, That*
14 *\$2,196,653,000 shall be for operations and maintenance, of*
15 *which not to exceed \$152,716,000 shall remain available*
16 *until September 30, 2015: Provided further, That*
17 *\$495,291,000 shall be for information technology systems*
18 *development, modernization, and enhancement, and shall*
19 *remain available until September 30, 2015: Provided fur-*
20 *ther, That amounts made available for information tech-*
21 *nology systems development, modernization, and enhance-*
22 *ment may not be obligated or expended until the Secretary*
23 *of Veterans Affairs or the Chief Information Officer of the*
24 *Department of Veterans Affairs submits to the Committees*
25 *on Appropriations of both Houses of Congress a certifi-*

1 cation of the amounts, in parts or in full, to be obligated
2 and expended for each development project: Provided fur-
3 ther, That amounts made available for salaries and ex-
4 penses, operations and maintenance, and information tech-
5 nology systems development, modernization, and enhance-
6 ment may be transferred among the three subaccounts after
7 the Secretary of Veterans Affairs requests from the Commit-
8 tees on Appropriations of both Houses of Congress the au-
9 thority to make the transfer and an approval is issued: Pro-
10 vided further, That amounts made available for the “Infor-
11 mation technology systems” account for development, mod-
12 ernization, and enhancement may be transferred among
13 projects or to newly defined projects: Provided further, That
14 no project may be increased or decreased by more than
15 \$1,000,000 of cost prior to submitting a request to the Com-
16 mittees on Appropriations of both Houses of Congress to
17 make the transfer and an approval is issued, or absent a
18 response, a period of 30 days has elapsed: Provided further,
19 That of the funds provided for information technology sys-
20 tems development, modernization, and enhancement for the
21 development of a joint or interoperable Department of De-
22 fense—Department of Veterans Affairs (DOD–VA) inte-
23 grated electronic health record (iEHR), not more than 25
24 percent may be obligated until the DOD–VA Interagency
25 Program Office submits to the Committees on Appropria-

1 tions of both Houses of Congress, and such Committees ap-
2 prove, a plan for expenditure that: (1) defines the budget
3 and cost baseline for development of the iEHR; (2) identi-
4 fies the deployment timeline for the system for both Depart-
5 ments; (3) breaks out annual and total spending for each
6 Department; (4) relays detailed cost-sharing business rules;
7 (5) establishes data standardization schedules between the
8 Departments; (6) has been submitted to the Government Ac-
9 countability Office for review; and (7) complies with the
10 acquisition rules, requirements, guidelines, and systems ac-
11 quisition management practices of the Federal Government:
12 Provided further, That the funds made available under this
13 heading for information technology systems development,
14 modernization, and enhancement, shall be for the projects,
15 and in the amounts, specified under this heading in the
16 report accompanying this Act.

17 *OFFICE OF INSPECTOR GENERAL*

18 *For necessary expenses of the Office of Inspector Gen-
19 eral, to include information technology, in carrying out the
20 provisions of the Inspector General Act of 1978 (5 U.S.C.
21 App.), \$121,411,000, of which \$6,000,000 shall remain
22 available until September 30, 2015: Provided, That the Of-
23 fice of the Inspector General, in coordination with the De-
24 partment of Defense's Office of Inspector General, shall ex-
25 amine the process and procedures currently in place in the*

1 *transmission of service treatment and personnel records*
2 *from the Department of Defense to the Department of Vet-*
3 *erans Affairs.*

4 *CONSTRUCTION, MAJOR 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, or for any of the purposes set forth in sections 316,*
9 *2404, 2406 and chapter 81 of title 38, United States Code,*
10 *not otherwise provided for, including planning, architec-*
11 *tural and engineering services, construction management*
12 *services, maintenance or guarantee period services costs as-*
13 *sociated with equipment guarantees provided under the*
14 *project, services of claims analysts, offsite utility and storm*
15 *drainage system construction costs, and site acquisition,*
16 *where the estimated cost of a project is more than the*
17 *amount set forth in section 8104(a)(3)(A) of title 38, United*
18 *States Code, or where funds for a project were made avail-*
19 *able in a previous major project appropriation,*
20 *\$342,130,000, of which \$322,130,000 shall remain available*
21 *until September 30, 2018, and of which \$20,000,000 shall*
22 *remain available until expended: Provided, That except for*
23 *advance planning activities, including needs assessments*
24 *which may or may not lead to capital investments, and*
25 *other capital asset management related activities, including*

1 *portfolio development and management activities, and in-*
2 *vestment strategy studies funded through the advance plan-*
3 *ning fund and the planning and design activities funded*
4 *through the design fund, including needs assessments which*
5 *may or may not lead to capital investments, and salaries*
6 *and associated costs of the resident engineers who oversee*
7 *those capital investments funded through this account, and*
8 *funds provided for the purchase of land for the National*
9 *Cemetery Administration through the land acquisition line*
10 *item, none of the funds made available under this heading*
11 *shall be used for any project which has not been approved*
12 *by the Congress in the budgetary process: Provided further,*
13 *That funds made available under this heading for fiscal*
14 *year 2014, for each approved project shall be obligated: (1)*
15 *by the awarding of a construction documents contract by*
16 *September 30, 2014; and (2) by the awarding of a construc-*
17 *tion contract by September 30, 2015: Provided further, That*
18 *the Secretary of Veterans Affairs shall promptly submit to*
19 *the Committees on Appropriations of both Houses of Con-*
20 *gress a written report on any approved major construction*
21 *project for which obligations are not incurred within the*
22 *time limitations established above.*

23 *CONSTRUCTION, MINOR PROJECTS*

24 *For constructing, altering, extending, and improving*
25 *any of the facilities, including parking projects, under the*

1 *jurisdiction or for the use of the Department of Veterans*
2 *Affairs, including planning and assessments of needs which*
3 *may lead to capital investments, architectural and engi-*
4 *neering services, maintenance or guarantee period services*
5 *costs associated with equipment guarantees provided under*
6 *the project, services of claims analysts, offsite utility and*
7 *storm drainage system construction costs, and site acquisi-*
8 *tion, or for any of the purposes set forth in sections 316,*
9 *2404, 2406 and chapter 81 of title 38, United States Code,*
10 *not otherwise provided for, where the estimated cost of a*
11 *project is equal to or less than the amount set forth in sec-*
12 *tion 8104(a)(3)(A) of title 38, United States Code,*
13 *\$714,870,000, to remain available until September 30,*
14 *2018, along with unobligated balances of previous “Con-*
15 *struction, minor projects” appropriations which are hereby*
16 *made available for any project where the estimated cost is*
17 *equal to or less than the amount set forth in such section:*
18 *Provided, That funds made available under this heading*
19 *shall be for: (1) repairs to any of the nonmedical facilities*
20 *under the jurisdiction or for the use of the Department*
21 *which are necessary because of loss or damage caused by*
22 *any natural disaster or catastrophe; and (2) temporary*
23 *measures necessary to prevent or to minimize further loss*
24 *by such causes.*

1 *issue an approval, or absent a response, a period of 30 days*
2 *has elapsed.*

3 *(TRANSFER OF FUNDS)*

4 *SEC. 202. Amounts made available for the Department*
5 *of Veterans Affairs for fiscal year 2014, in this Act or any*
6 *other Act, under the “Medical services”, “Medical support*
7 *and compliance”, and “Medical facilities” accounts may be*
8 *transferred among the accounts: Provided, That any trans-*
9 *fers between the “Medical services” and “Medical support*
10 *and compliance” accounts of 1 percent or less of the total*
11 *amount appropriated to the account in this or any other*
12 *Act may take place subject to notification from the Sec-*
13 *retary of Veterans Affairs to the Committees on Appropria-*
14 *tions of both Houses of Congress of the amount and purpose*
15 *of the transfer: Provided further, That any transfers be-*
16 *tween the “Medical services” and “Medical support and*
17 *compliance” accounts in excess of 1 percent, or exceeding*
18 *the cumulative 1 percent for the fiscal year, may take place*
19 *only after the Secretary requests from the Committees on*
20 *Appropriations of both Houses of Congress the authority to*
21 *make the transfer and an approval is issued: Provided fur-*
22 *ther, That any transfers to or from the “Medical facilities”*
23 *account may take place only after the Secretary requests*
24 *from the Committees on Appropriations of both Houses of*

1 *Congress the authority to make the transfer and an ap-*
2 *proval is issued.*

3 *SEC. 203. Appropriations available in this title for sal-*
4 *aries and expenses shall be available for services authorized*
5 *by section 3109 of title 5, United States Code; hire of pas-*
6 *senger motor vehicles; lease of a facility or land or both;*
7 *and uniforms or allowances therefore, as authorized by sec-*
8 *tions 5901 through 5902 of title 5, United States Code.*

9 *SEC. 204. No appropriations in this title (except the*
10 *appropriations for “Construction, major projects”, and*
11 *“Construction, minor projects”)* *shall be available for the*
12 *purchase of any site for or toward the construction of any*
13 *new hospital or home.*

14 *SEC. 205. No appropriations in this title shall be*
15 *available for hospitalization or examination of any persons*
16 *(except beneficiaries entitled to such hospitalization or ex-*
17 *amination under the laws providing such benefits to vet-*
18 *erans, and persons receiving such treatment under sections*
19 *7901 through 7904 of title 5, United States Code, or the*
20 *Robert T. Stafford Disaster Relief and Emergency Assist-*
21 *ance Act (42 U.S.C. 5121 et seq.)), unless reimbursement*
22 *of the cost of such hospitalization or examination is made*
23 *to the “Medical services” account at such rates as may be*
24 *fixed by the Secretary of Veterans Affairs.*

1 *Provided, That reimbursement shall be made only from the*
2 *surplus earnings accumulated in such an insurance pro-*
3 *gram during fiscal year 2014 that are available for divi-*
4 *dends in that program after claims have been paid and ac-*
5 *tuarily determined reserves have been set aside: Provided*
6 *further, That if the cost of administration of such an insur-*
7 *ance program exceeds the amount of surplus earnings accu-*
8 *mulated in that program, reimbursement shall be made*
9 *only to the extent of such surplus earnings: Provided fur-*
10 *ther, That the Secretary shall determine the cost of adminis-*
11 *tration for fiscal year 2014 which is properly allocable to*
12 *the provision of each such insurance program and to the*
13 *provision of any total disability income insurance included*
14 *in that insurance program.*

15 *SEC. 209. Amounts deducted from enhanced-use lease*
16 *proceeds to reimburse an account for expenses incurred by*
17 *that account during a prior fiscal year for providing en-*
18 *hanced-use lease services, may be obligated during the fiscal*
19 *year in which the proceeds are received.*

20 *(TRANSFER OF FUNDS)*

21 *SEC. 210. Funds available in this title or funds for*
22 *salaries and other administrative expenses shall also be*
23 *available to reimburse the Office of Resolution Management*
24 *of the Department of Veterans Affairs and the Office of Em-*
25 *ployment Discrimination Complaint Adjudication under*

1 *section 319 of title 38, United States Code, for all services*
2 *provided at rates which will recover actual costs but not*
3 *to exceed \$42,904,000 for the Office of Resolution Manage-*
4 *ment and \$3,360,000 for the Office of Employment and Dis-*
5 *crimination Complaint Adjudication: Provided, That pay-*
6 *ments may be made in advance for services to be furnished*
7 *based on estimated costs: Provided further, That amounts*
8 *received shall be credited to the “General administration”*
9 *and “Information technology systems” accounts for use by*
10 *the office that provided the service.*

11 *SEC. 211. No appropriations in this title shall be*
12 *available to enter into any new lease of real property if*
13 *the estimated annual rental cost is more than \$1,000,000,*
14 *unless the Secretary submits a report which the Committees*
15 *on Appropriations of both Houses of Congress approve with-*
16 *in 30 days following the date on which the report is re-*
17 *ceived.*

18 *SEC. 212. No funds of the Department of Veterans Af-*
19 *airs shall be available for hospital care, nursing home care,*
20 *or medical services provided to any person under chapter*
21 *17 of title 38, United States Code, for a non-service-con-*
22 *nected disability described in section 1729(a)(2) of such*
23 *title, unless that person has disclosed to the Secretary of*
24 *Veterans Affairs, in such form as the Secretary may require,*
25 *current, accurate third-party reimbursement information*

1 *for purposes of section 1729 of such title: Provided, That*
2 *the Secretary may recover, in the same manner as any other*
3 *debt due the United States, the reasonable charges for such*
4 *care or services from any person who does not make such*
5 *disclosure as required: Provided further, That any amounts*
6 *so recovered for care or services provided in a prior fiscal*
7 *year may be obligated by the Secretary during the fiscal*
8 *year in which amounts are received.*

9 *(INCLUDING TRANSFER OF FUNDS)*

10 *SEC. 213. Notwithstanding any other provision of law,*
11 *proceeds or revenues derived from enhanced-use leasing ac-*
12 *tivities (including disposal) may be deposited into the*
13 *“Construction, major projects” and “Construction, minor*
14 *projects” accounts and be used for construction (including*
15 *site acquisition and disposition), alterations, and improve-*
16 *ments of any medical facility under the jurisdiction or for*
17 *the use of the Department of Veterans Affairs. Such sums*
18 *as realized are in addition to the amount provided for in*
19 *“Construction, major projects” and “Construction, minor*
20 *projects”.*

21 *SEC. 214. Amounts made available under “Medical*
22 *services” are available—*

23 *(1) for furnishing recreational facilities, sup-*
24 *plies, and equipment; and*

1 (2) *for funeral expenses, burial expenses, and*
2 *other expenses incidental to funerals and burials for*
3 *beneficiaries receiving care in the Department.*

4 (INCLUDING TRANSFER OF FUNDS)

5 *SEC. 215. Such sums as may be deposited to the Med-*
6 *ical Care Collections Fund pursuant to section 1729A of*
7 *title 38, United States Code, may be transferred to “Medical*
8 *services”, to remain available until expended for the pur-*
9 *poses of that account: Provided, That, for fiscal year 2014,*
10 *\$200,000,000 deposited in the Department of Veterans Af-*
11 *fairs Medical Care Collections Fund shall be transferred to*
12 *“Medical facilities”, to remain available until expended, for*
13 *non-recurring maintenance at existing Veterans Health Ad-*
14 *ministration medical facilities.*

15 *SEC. 216. The Secretary of Veterans Affairs may enter*
16 *into agreements with Indian tribes and tribal organizations*
17 *which are party to the Alaska Native Health Compact with*
18 *the Indian Health Service, and Indian tribes and tribal*
19 *organizations serving rural Alaska which have entered into*
20 *contracts with the Indian Health Service under the Indian*
21 *Self Determination and Educational Assistance Act, to pro-*
22 *vide healthcare, including behavioral health and dental*
23 *care. The Secretary shall require participating veterans and*
24 *facilities to comply with all appropriate rules and regula-*
25 *tions, as established by the Secretary. The term “rural Alas-*

1 *ka” shall mean those lands sited within the external bound-*
2 *aries of the Alaska Native regions specified in sections*
3 *7(a)(1)–(4) and (7)–(12) of the Alaska Native Claims Set-*
4 *tlement Act, as amended (43 U.S.C. 1606), and those lands*
5 *within the Alaska Native regions specified in sections*
6 *7(a)(5) and 7(a)(6) of the Alaska Native Claims Settlement*
7 *Act, as amended (43 U.S.C. 1606), which are not within*
8 *the boundaries of the municipality of Anchorage, the Fair-*
9 *banks North Star Borough, the Kenai Peninsula Borough*
10 *or the Matanuska Susitna Borough.*

11 *(INCLUDING TRANSFER OF FUNDS)*

12 *SEC. 217. Such sums as may be deposited to the De-*
13 *partment of Veterans Affairs Capital Asset Fund pursuant*
14 *to section 8118 of title 38, United States Code, may be*
15 *transferred to the “Construction, major projects” and “Con-*
16 *struction, minor projects” accounts, to remain available*
17 *until expended for the purposes of these accounts.*

18 *SEC. 218. None of the funds made available in this*
19 *title may be used to implement any policy prohibiting the*
20 *Directors of the Veterans Integrated Services Networks from*
21 *conducting outreach or marketing to enroll new veterans*
22 *within their respective Networks.*

23 *SEC. 219. The Secretary of Veterans Affairs shall sub-*
24 *mit to the Committees on Appropriations of both Houses*

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

3 (TRANSFER OF FUNDS)

4 SEC. 220. Amounts made available under the “Medical
5 services”, “Medical support and compliance”, “Medical fa-
6 cilities”, “General operating expenses, Veterans Benefits
7 Administration”, “General administration”, and “Na-
8 tional Cemetery Administration” accounts for fiscal year
9 2014, may be transferred to or from the “Information tech-
10 nology systems” account: Provided, That before a transfer
11 may take place, the Secretary of Veterans Affairs shall re-
12 quest from the Committees on Appropriations of both
13 Houses of Congress the authority to make the transfer and
14 an approval is issued.

15 SEC. 221. None of the funds appropriated or otherwise
16 made available by this Act or any other Act for the Depart-
17 ment of Veterans Affairs may be used in a manner that
18 is inconsistent with: (1) section 842 of the Transportation,
19 Treasury, Housing and Urban Development, the Judiciary,
20 the District of Columbia, and Independent Agencies Appro-
21 priations Act, 2006 (Public Law 109–115; 119 Stat. 2506);
22 or (2) section 8110(a)(5) of title 38, United States Code.

23 SEC. 222. Of the amounts made available to the De-
24 partment of Veterans Affairs for fiscal year 2014, in this
25 Act or any other Act, under the “Medical facilities” account

1 *for nonrecurring maintenance, not more than 20 percent*
2 *of the funds made available shall be obligated during the*
3 *last 2 months of that fiscal year: Provided, That the Sec-*
4 *retary may waive this requirement after providing written*
5 *notice to the Committees on Appropriations of both Houses*
6 *of Congress.*

7 *(TRANSFER OF FUNDS)*

8 *SEC. 223. Of the amounts appropriated to the Depart-*
9 *ment of Veterans Affairs for fiscal year 2014 for “Medical*
10 *services”, “Medical support and compliance”, “Medical fa-*
11 *cilities”, “Construction, minor projects”, and “Information*
12 *technology systems”, up to \$254,257,000, plus reimburse-*
13 *ments, may be transferred to the Joint Department of De-*
14 *fense-Department of Veterans Affairs Medical Facility*
15 *Demonstration Fund, established by section 1704 of the Na-*
16 *tional Defense Authorization Act for Fiscal Year 2010 (Pub-*
17 *lic Law 111–84; 123 Stat. 3571) and may be used for oper-*
18 *ation of the facilities designated as combined Federal med-*
19 *ical facilities as described by section 706 of the Duncan*
20 *Hunter National Defense Authorization Act for Fiscal Year*
21 *2009 (Public Law 110–417; 122 Stat. 4500): Provided,*
22 *That additional funds may be transferred from accounts*
23 *designated in this section to the Joint Department of De-*
24 *fense-Department of Veterans Affairs Medical Facility*
25 *Demonstration Fund upon written notification by the Sec-*

1 *retary of Veterans Affairs to the Committees on Appropria-*
2 *tions of both Houses of Congress.*

3 *(INCLUDING TRANSFER OF FUNDS)*

4 *SEC. 224. Such sums as may be deposited to the Med-*
5 *ical Care Collections Fund pursuant to section 1729A of*
6 *title 38, United States Code, for healthcare provided at fa-*
7 *cilities designated as combined Federal medical facilities as*
8 *described by section 706 of the Duncan Hunter National*
9 *Defense Authorization Act for Fiscal Year 2009 (Public*
10 *Law 110–417; 122 Stat. 4500) shall also be available: (1)*
11 *for transfer to the Joint Department of Defense-Department*
12 *of Veterans Affairs Medical Facility Demonstration Fund,*
13 *established by section 1704 of the National Defense Author-*
14 *ization Act for Fiscal Year 2010 (Public Law 111–84; 123*
15 *Stat. 3571); and (2) for operations of the facilities des-*
16 *ignated as combined Federal medical facilities as described*
17 *by section 706 of the Duncan Hunter National Defense Au-*
18 *thorization Act for Fiscal Year 2009 (Public Law 110–417;*
19 *122 Stat. 4500).*

20 *(TRANSFER OF FUNDS)*

21 *SEC. 225. Of the amounts available in this title for*
22 *“Medical services”, “Medical support and compliance”, and*
23 *“Medical facilities”, a minimum of \$15,000,000 shall be*
24 *transferred to the DOD–VA Health Care Sharing Incentive*
25 *Fund, as authorized by section 8111(d) of title 38, United*

1 *States Code, to remain available until expended, for any*
2 *purpose authorized by section 8111 of title 38, United*
3 *States Code.*

4 *(INCLUDING RESCISSIONS)*

5 *SEC. 226. (a) Of the funds appropriated in division*
6 *E of Public Law 113–6, the following amounts which be-*
7 *come available on October 1, 2013, are hereby rescinded*
8 *from the following accounts in the amounts specified:*

9 *(1) “Department of Veterans Affairs, Medical*
10 *services”, \$1,500,000,000.*

11 *(2) “Department of Veterans Affairs, Medical*
12 *support and compliance”, \$200,000,000.*

13 *(3) “Department of Veterans Affairs, Medical fa-*
14 *cilities”, \$250,000,000.*

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

19 *(1) “Department of Veterans Affairs, Medical*
20 *services”, \$1,500,000,000.*

21 *(2) “Department of Veterans Affairs, Medical*
22 *support and compliance”, \$150,000,000.*

23 *(3) “Department of Veterans Affairs, Medical fa-*
24 *cilities”, \$250,000,000.*

1 *SEC. 227. The Secretary of the Department of Veterans*
2 *Affairs shall notify the Committees on Appropriations of*
3 *both Houses of Congress of all bid savings in major con-*
4 *struction projects that total at least \$5,000,000, or 5 percent*
5 *of the programmed amount of the project, whichever is less:*
6 *Provided, That such notification shall occur within 14 days*
7 *of a contract identifying the programmed amount: Provided*
8 *further, That the Secretary shall notify the Committees on*
9 *Appropriations of both Houses of Congress 14 days prior*
10 *to the obligation of such bid savings and shall describe the*
11 *anticipated use of such savings.*

12 *SEC. 228. The scope of work for a project included in*
13 *“Construction, major projects” may not be increased above*
14 *the scope specified for that project in the original justifica-*
15 *tion data provided to the Congress as part of the request*
16 *for appropriations.*

17 *SEC. 229. None of the funds made available in this*
18 *Act may be used to enter into a contract using procedures*
19 *that do not give to small business concerns owned and con-*
20 *trolled by veterans (as that term is defined in section*
21 *3(q)(3) of the Small Business Act (15 U.S.C. 632(q)(3)) that*
22 *are included in the database under section 8127(f) of title*
23 *38, United States Code, any preference available with re-*
24 *spect to such contract, except for a preference given to small*
25 *business concerns owned and controlled by service-disabled*

1 *space in foreign countries; purchase (one-for-one replace-*
2 *ment basis only) and hire of passenger motor vehicles; not*
3 *to exceed \$7,500 for official reception and representation*
4 *expenses; and insurance of official motor vehicles in foreign*
5 *countries, when required by law of such countries,*
6 *\$63,200,000, to remain available until expended.*

7 *FOREIGN CURRENCY FLUCTUATIONS ACCOUNT*

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

13 *UNITED STATES COURT OF APPEALS FOR VETERANS*

14 *CLAIMS*

15 *SALARIES AND EXPENSES*

16 *For necessary expenses for the operation of the United*
17 *States Court of Appeals for Veterans Claims as authorized*
18 *by sections 7251 through 7298 of title 38, United States*
19 *Code, \$35,408,000: Provided, That \$2,500,000 shall be*
20 *available for the purpose of providing financial assistance*
21 *as described, and in accordance with the process and report-*
22 *ing procedures set forth, under this heading in Public Law*
23 *102-229.*

1 *DEPARTMENT OF DEFENSE—CIVIL*2 *CEMETERIAL EXPENSES, ARMY*3 *SALARIES AND EXPENSES*

4 *For necessary expenses for maintenance, operation,*
5 *and improvement of Arlington National Cemetery and Sol-*
6 *diers' and Airmen's Home National Cemetery, including*
7 *the purchase or lease of passenger motor vehicles for replace-*
8 *ment on a one-for-one basis only, and not to exceed \$1,000*
9 *for official reception and representation expenses,*
10 *\$70,800,000, of which not to exceed \$7,000,000 shall remain*
11 *available until September 30, 2015. In addition, such sums*
12 *as may be necessary for parking maintenance, repairs and*
13 *replacement, to be derived from the "Lease of Department*
14 *of Defense Real Property for Defense Agencies" account.*
15 *Funds appropriated in this Act under the heading, "De-*
16 *partment of Defense—Civil, Cemeterial Expenses, Army",*
17 *may be provided to Arlington County, Virginia, for the relo-*
18 *cation of the federally owned water main at Arlington Na-*
19 *tional Cemetery, making additional land available for*
20 *ground burials.*

21 *ARMED FORCES RETIREMENT HOME*22 *TRUST FUND*

23 *For expenses necessary for the Armed Forces Retire-*
24 *ment Home to operate and maintain the Armed Forces Re-*
25 *tirement Home—Washington, District of Columbia, and the*

1 *Armed Forces Retirement Home—Gulfport, Mississippi, to*
2 *be paid from funds available in the Armed Forces Retire-*
3 *ment Home Trust Fund, \$67,800,000, of which \$1,000,000*
4 *shall remain available until expended for construction and*
5 *renovation of the physical plants at the Armed Forces Re-*
6 *tirement Home—Washington, District of Columbia, and the*
7 *Armed Forces Retirement Home—Gulfport, Mississippi.*

8

TITLE IV

9

GENERAL PROVISIONS

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

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

20 *SEC. 403. Such sums as may be necessary for fiscal*
21 *year 2014 for pay raises for programs funded by this Act*
22 *shall be absorbed within the levels appropriated in this Act.*

23 *SEC. 404. No part of any funds appropriated in this*
24 *Act shall be used by an agency of the executive branch, other*
25 *than for normal and recognized executive-legislative rela-*

1 *tionships, for publicity or propaganda purposes, and for*
2 *the preparation, distribution, or use of any kit, pamphlet,*
3 *booklet, publication, radio, television, or film presentation*
4 *designed to support or defeat legislation pending before*
5 *Congress, except in presentation to Congress itself.*

6 *SEC. 405. All departments and agencies funded under*
7 *this Act are encouraged, within the limits of the existing*
8 *statutory authorities and funding, to expand their use of*
9 *“E-Commerce” technologies and procedures in the conduct*
10 *of their business practices and public service activities.*

11 *SEC. 406. Unless stated otherwise, all reports and noti-*
12 *fications required by this Act shall be submitted to the Sub-*
13 *committee on Military Construction and Veterans Affairs,*
14 *and Related Agencies of the Committee on Appropriations*
15 *of the House of Representatives and the Subcommittee on*
16 *Military Construction and Veterans Affairs, and Related*
17 *Agencies of the Committee on Appropriations of the Senate.*

18 *SEC. 407. None of the funds made available in this*
19 *Act may be transferred to any department, agency, or in-*
20 *strumentality of the United States Government except pur-*
21 *suant to a transfer made by, or transfer authority provided*
22 *in, this or any other appropriations Act.*

23 *SEC. 408. (a) Any agency receiving funds made avail-*
24 *able in this Act, shall, subject to subsections (b) and (c),*
25 *post on the public Web site of that agency any report re-*

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

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

5 *(1) the public posting of the report compromises*
6 *national security; or*

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

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

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

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

21 *SEC. 410. (a) IN GENERAL.—None of the funds appro-*
22 *priated or otherwise made available to the Department of*
23 *Defense in this Act may be used to construct, renovate, or*
24 *expand any facility in the United States, its territories, or*
25 *possessions to house any individual detained at United*

1 *States Naval Station, Guantánamo Bay, Cuba, for the pur-*
2 *poses of detention or imprisonment in the custody or under*
3 *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, Guantánamo 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, Guantánamo 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; and*

12 *(2) is—*

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

15 *(B) otherwise under detention at United*
16 *States Naval Station, Guantánamo Bay, Cuba.*

17 *SEC. 411. None of the funds made available in this*
18 *Act may be used to send or otherwise pay for the attendance*
19 *of more than 50 employees from a Federal department or*
20 *agency that are stationed within the United States at any*
21 *single conference occurring outside a state of the United*
22 *States, except for employees of the Department of Veterans*
23 *Affairs stationed in the Philippines, unless the relevant Sec-*
24 *retary reports to the Committees on Appropriations of both*

1 *Houses of Congress at least 5 days in advance that such*
2 *attendance is important to the national interest.*

3 *SEC. 412. (a) The head of any executive branch depart-*
4 *ment, agency, board, commission, or office funded by this*
5 *Act shall submit annual reports to the Inspector General*
6 *or senior ethics official for any entity without an Inspector*
7 *General, regarding the costs and contracting procedures re-*
8 *lated to each conference held by any such department, agen-*
9 *cy, board, commission, or office during fiscal year 2014 for*
10 *which the cost to the United States Government was more*
11 *than \$100,000.*

12 *(b) Each report submitted shall include, for each con-*
13 *ference described in subsection (a) held during the applica-*
14 *ble period—*

15 *(1) a description of its purpose;*

16 *(2) the number of participants attending;*

17 *(3) a detailed statement of the costs to the United*
18 *States Government, including—*

19 *(A) the cost of any food or beverages;*

20 *(B) the cost of any audio-visual services;*

21 *(C) the cost of employee or contractor travel*
22 *to and from the conference; and*

23 *(D) a discussion of the methodology used to*
24 *determine which costs relate to the conference;*

25 *and*

1 (4) a description of the contracting procedures
2 used including—

3 (A) whether contracts were awarded on a
4 competitive basis; and

5 (B) a discussion of any cost comparison
6 conducted by the departmental component or of-
7 fice in evaluating potential contractors for the
8 conference.

9 (c) Within 15 days of the date of a conference held
10 by any executive branch department, agency, board, com-
11 mission, or office funded by this Act during fiscal year 2014
12 for which the cost to the United States Government was
13 more than \$20,000, the head of any such department, agen-
14 cy, board, commission, or office shall notify the Inspector
15 General or senior ethics official for any entity without an
16 Inspector General, of the date, location, and number of em-
17 ployees attending such conference.

18 (d) A grant or contract funded by amounts appro-
19 priated by this Act to an executive branch agency may not
20 be used for the purpose of defraying the costs of a conference
21 described in subsection (c) that is not directly and program-
22 matically related to the purpose for which the grant or con-
23 tract was awarded, such as a conference held in connection
24 with planning, training, assessment, review, or other rou-

1 *tine purposes related to a project funded by the grant or*
2 *contract.*

3 *(e) None of the funds made available in this Act may*
4 *be used for travel and conference activities that are not in*
5 *compliance with Office of Management and Budget Memo-*
6 *randum M-12-12 dated May 11, 2012.*

7 *SENSE OF THE SENATE REGARDING AN IMMEDIATE*
8 *BUDGET RESOLUTION CONFERENCE*

9 *SEC. 413. It is the sense of the Senate that the Senate*
10 *should immediately request a conference with the House on*
11 *the fiscal year 2014 budget, appoint conferees to resolve the*
12 *differences in a conference committee with the House, and*
13 *immediately thereafter convene a conference committee to*
14 *work in a bipartisan, bicameral manner to complete work*
15 *on a final fiscal year 2014 budget conference report.*

16 *This Act may be cited as the “Military Construction*
17 *and Veterans Affairs, and Related Agencies Appropriations*
18 *Act, 2014”.*

Calendar No. 102

113TH CONGRESS
1ST Session

H. R. 2216

[Report No. 113-48]

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.

JUNE 6, 2013

Received; read twice and referred to the Committee on
Appropriations

JUNE 27, 2013

Reported with an amendment