

Calendar No. 435103^D CONGRESS
2^D SESSION**S. 1626****[Report No. 103-267]**

To amend title 38, United States Code, to revise the veterans' home loan program.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 4 (legislative day, NOVEMBER 2), 1993

Mr. ROCKEFELLER (for himself, Mr. DECONCINI, Mr. GRAHAM, Mr. AKAKA, Mr. DASCHLE, Mr. CAMPBELL, and Mr. WELLSTONE) introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

MAY 23 (legislative day, MAY 16), 1994

Reported by Mr. ROCKEFELLER, with an amendment and an amendment to the title

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

A BILL

To amend title 38, United States Code, to revise the veterans' home loan program.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Veterans’ Home Loan
3 Improvement Act of 1993”.

4 **SEC. 2. REVISION IN COMPUTATION OF AGGREGATE GUAR-**
5 **ANTY.**

6 Section 3702(b) of title 38, United States Code, is
7 amended—

8 (1) by striking out paragraph (1) and inserting
9 in lieu thereof the following new paragraph (1):

10 “(1) the loan has been repaid in full, or the
11 Secretary has been released from liability as to the
12 loan, or if the Secretary has suffered a loss on the
13 loan, the loss has been paid in full; or”;

14 (2) in paragraph (2), by striking out “; or” and
15 inserting in lieu thereof a period; and

16 (3) by striking out paragraph (3) and all that
17 follows through the end of the subsection.

18 **SEC. 3. AUTHORITY TO GUARANTEE HOME REFINANCE**
19 **LOANS FOR ENERGY EFFICIENCY IMPROVE-**
20 **MENTS.**

21 (a) LOANS.—(1) Section 3710(a) of title 38, United
22 States Code, is amended by adding after paragraph (10)
23 the following:

24 “(11) To refinance in accordance with sub-
25 section (e) of this section an existing loan guaran-
26 teed, insured, or made under this chapter, and to

1 improve the dwelling securing such loan through en-
 2 ergy efficiency improvements, as provided in sub-
 3 section (d) of this section.”.

4 (2) Section 3710(e)(1) of such title is amended by
 5 inserting “or subsection (a)(11)” after “subsection
 6 (a)(8)”.

7 (b) FEE.—Section 3729(a)(2)(E) of such title is
 8 amended by inserting “3710(a)(11),” after
 9 “3710(a)(9)(B)(i),”.

10 **SECTION 1. SHORT TITLE.**

11 *This Act may be cited as the “Veterans Benefits and*
 12 *Services Amendments of 1994”.*

13 **SEC. 2. REVISION IN COMPUTATION OF AGGREGATE GUAR-**
 14 **ANTY FOR HOME LOANS.**

15 *Section 3702(b) of title 38, United States Code, is*
 16 *amended—*

17 (1) *by striking out paragraph (1) and inserting*
 18 *in lieu thereof the following new paragraph (1):*

19 “(1) *the loan has been repaid in full, or the Sec-*
 20 *retary has been released from liability as to the loan,*
 21 *or if the Secretary has suffered a loss on the loan, the*
 22 *loss has been paid in full; or”;*

23 (2) *in paragraph (2), by striking out “; or” and*
 24 *inserting in lieu thereof a period; and*

25 (3) *by striking out paragraph (3).*

1 **SEC. 3. AUTHORITY TO GUARANTEE HOME REFINANCE**
2 **LOANS FOR ENERGY EFFICIENCY IMPROVE-**
3 **MENTS.**

4 (a) *LOANS.*—Section 3710(a) of title 38, United States
5 Code, is amended by adding after paragraph (10) the fol-
6 lowing:

7 “(11) To refinance in accordance with subsection
8 (e) of this section an existing loan guaranteed, in-
9 sured, or made under this chapter, and to improve the
10 dwelling securing such loan through energy efficiency
11 improvements, as provided in subsection (d) of this
12 section.”.

13 (b) *AMOUNT OF GUARANTY.*—Section 3710(e)(1) of
14 such title is amended—

15 (1) in the matter above subparagraph (A), by in-
16 serting “or subsection (a)(11)” after “subsection
17 (a)(8)”; and

18 (2) by amending subparagraph (C) to read as
19 follows:

20 “(C) the amount of the loan may not exceed—

21 “(i) an amount equal to the sum of the bal-
22 ance of the loan being refinanced and such clos-
23 ing costs (including any discount permitted pur-
24 suant to section 3703(c)(3)(A) of this title) as
25 may be authorized by the Secretary, under regu-

1 *lations which the Secretary shall prescribe, to be*
 2 *included in such loan; or*

3 “(ii) *in the case of a loan for a purpose*
 4 *specified in such subsection (a)(11), an amount*
 5 *equal to the sum of the amount referred to with*
 6 *respect to the loan under clause (i) of this sub-*
 7 *paragraph and the amount specified under sub-*
 8 *section (d)(2) of this section;”.*

9 (c) *FEE.*—Section 3729(a)(2)(E) of such title is
 10 *amended by inserting “3710(a)(11),” after*
 11 *“3710(a)(9)(B)(i),”.*

12 ***SEC. 4. EXPANSION OF PERIOD OF VIETNAM ERA FOR CER-***
 13 ***TAIN VETERANS.***

14 (a) *EXPANSION OF ERA.*—Section 101(29) of title 38,
 15 *United States Code, is amended to read as follows:*

16 “(29) *The term ‘Vietnam era’ means—*

17 “(A) *the period beginning February 28, 1961,*
 18 *and ending on May 7, 1975, in the case of a veteran*
 19 *who served in the Republic of Vietnam during such*
 20 *period; and*

21 “(B) *the period beginning August 5, 1964, and*
 22 *ending on May 7, 1975, in all other cases.”.*

23 (b) *EFFECTIVE DATE.*—*The amendment made by sub-*
 24 *section (a) shall take effect on October 1, 1994. No person*
 25 *shall be entitled to receive by reason of the amendment made*

1 *by subsection (a) any benefits for any period before such*
2 *date.*

3 **SEC. 5. EXCLUSION OF CERTAIN PAYMENTS TO ALASKA NA-**
4 **TIVES FROM DETERMINATION OF ANNUAL IN-**
5 **COME FOR PURPOSES OF ELIGIBILITY FOR**
6 **PENSION.**

7 *Section 1503(a) of title 38, United States Code, is*
8 *amended—*

9 *(1) by striking out “and” at the end of para-*
10 *graph (9);*

11 *(2) by striking out the period at the end of para-*
12 *graph (10)(B) and inserting in lieu thereof “; and”;*
13 *and*

14 *(3) by adding at the end the following new para-*
15 *graph:*

16 *“(11) cash, stock, land, or other interest referred*
17 *to in subparagraphs (A) through (E) below para-*
18 *graph (3) of section 29(c) of the Alaska Native Claims*
19 *Settlement Act (43 U.S.C. 1626(c)), whether attrib-*
20 *utable to the disposition of real property, profits from*
21 *the operation of real property, or otherwise, that is re-*
22 *ceived from a Native Corporation under such Act (43*
23 *U.S.C. 1601 et seq.).”*

1 **SEC. 6. AUTHORITY TO ENTER INTO AGREEMENT FOR USE**
2 **OF PROPERTY AT EDWARD HINES, JR., DE-**
3 **PARTMENT OF VETERANS AFFAIRS MEDICAL**
4 **CENTER.**

5 (a) *IN GENERAL.*—The Secretary of Veterans Affairs
6 may enter into a long-term lease or similar agreement with
7 the organization known as the The Caring Place at Loyola,
8 Inc., a not-for-profit organization operating under the laws
9 of the State of Illinois, to permit that organization to estab-
10 lish on the grounds of the Edward Hines, Jr., Department
11 of Veterans Affairs Medical Center, Hines, Illinois, a facil-
12 ity to provide temporary accommodations for family mem-
13 bers of severely ill children who are being treated at the
14 Loyola University of Chicago Medical Center.

15 (b) *TERMS OF AGREEMENT.*—An agreement under
16 subsection (a)—

17 (1) shall ensure that there shall be no cost to the
18 Federal Government as a result of the property use
19 authorized under that subsection;

20 (2) may permit the use of the property without
21 rent; and

22 (3) shall, to the extent practicable, ensure that
23 one room of the facility is available for the use of a
24 veteran (at no cost to the veteran) as temporary ac-
25 commodations for the veteran while the veteran's se-

1 *verely ill child is treated at the Loyola University of*
2 *Chicago Medical Center.*

3 Amend the title so as to read: “To amend title 38,
4 United States Code, to permit home loan guaranties for
5 energy efficiency improvements, to extend the period of
6 the Vietnam era, to exclude certain payments to Alaska
7 natives from annual income determinations for pension
8 purposes, and for other purposes.”.

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