

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute

IN THE SENATE OF THE UNITED STATES—114th Cong., 1st Sess.

H. R. 2029

Making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2016, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by Mr. KIRK

Viz:

- 1 Strike all after the enacting clause and insert the fol-
- 2 lowing:
- 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, 2016, 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, \$663,245,000, to re-
12 main available until September 30, 2020: *Provided*, That,
13 of this amount, not to exceed \$109,245,000 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 the Army determines that addi-
17 tional obligations are necessary for such purposes and no-
18 tifies the Committees on Appropriations of both Houses
19 of Congress 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, \$1,619,699,000, to remain available
3 until September 30, 2020: *Provided*, That, of this amount,
4 not to exceed \$91,649,000 shall be available for study,
5 planning, design, and architect and engineer services, as
6 authorized by law, unless the Secretary of the 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, \$1,389,185,000, to remain
16 available until September 30, 2020: *Provided*, That, of
17 this amount, not to exceed \$89,164,000 shall be available
18 for study, planning, design, and architect and engineer
19 services, 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 \$2,290,767,000, to remain available until September 30,
9 2020: *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 \$160,404,000 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.

1 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

2 For construction, acquisition, expansion, rehabilita-
3 tion, and conversion of facilities for the training and ad-
4 ministration of the Army National Guard, and contribu-
5 tions therefor, as authorized by chapter 1803 of title 10,
6 United States Code, and Military Construction Authoriza-
7 tion Acts, \$197,237,000, to remain available until Sep-
8 tember 30, 2020: *Provided*, That, of the amount appro-
9 priated, not to exceed \$20,337,000 shall be available for
10 study, planning, design, and architect and engineer serv-
11 ices, as authorized by law, unless the Director of the Army
12 National Guard determines that additional obligations are
13 necessary for such purposes and notifies the Committees
14 on Appropriations of both Houses of Congress of the de-
15 termination and the reasons therefor.

16 MILITARY CONSTRUCTION, AIR NATIONAL GUARD

17 For construction, acquisition, expansion, rehabilita-
18 tion, and conversion of facilities for the training and ad-
19 ministration of the Air National Guard, and contributions
20 therefor, as authorized by chapter 1803 of title 10, United
21 States Code, and Military Construction Authorization
22 Acts, \$138,738,000, to remain available until September
23 30, 2020: *Provided*, That, of the amount appropriated, not
24 to exceed \$5,104,000 shall be available for study, plan-
25 ning, design, and architect and engineer services, as au-

1 thORIZED by law, unless the Director of the Air National
2 Guard determines that additional obligations are nec-
3 essary for such purposes and notifies the Committees on
4 Appropriations of both Houses of Congress of the deter-
5 mination and the reasons therefor.

6 MILITARY CONSTRUCTION, ARMY RESERVE

7 For construction, acquisition, expansion, rehabilita-
8 tion, and conversion of facilities for the training and ad-
9 ministration of the Army Reserve as authorized by chapter
10 1803 of title 10, United States Code, and Military Con-
11 struction Authorization Acts, \$113,595,000, to remain
12 available until September 30, 2020: *Provided*, That, of the
13 amount appropriated, not to exceed \$9,318,000 shall be
14 available for study, planning, design, and architect and en-
15 gineer services, as authorized by law, unless the Chief of
16 the Army Reserve determines that additional obligations
17 are necessary for such purposes and notifies the Commit-
18 tees on Appropriations of both Houses of Congress of the
19 determination and the reasons therefor.

20 MILITARY CONSTRUCTION, NAVY RESERVE

21 For construction, acquisition, expansion, rehabilita-
22 tion, and conversion of facilities for the training and ad-
23 ministration of the reserve components of the Navy and
24 Marine Corps as authorized by chapter 1803 of title 10,
25 United States Code, and Military Construction Authoriza-

1 tion Acts, \$36,078,000, to remain available until Sep-
2 tember 30, 2020: *Provided*, That, of the amount appro-
3 priated, not to exceed \$2,208,000 shall be available for
4 study, planning, design, and architect and engineer serv-
5 ices, as authorized by law, unless the Secretary of the
6 Navy determines that additional obligations are necessary
7 for such purposes and notifies the Committees on Appro-
8 priations of both Houses of Congress of the determination
9 and the reasons therefor.

10 MILITARY CONSTRUCTION, AIR FORCE RESERVE

11 For construction, acquisition, expansion, rehabilita-
12 tion, and conversion of facilities for the training and ad-
13 ministration of the Air Force Reserve as authorized by
14 chapter 1803 of title 10, United States Code, and Military
15 Construction Authorization Acts, \$65,021,000, to remain
16 available until September 30, 2020: *Provided*, That, of the
17 amount appropriated, not to exceed \$13,400,000 shall be
18 available for study, planning, design, and architect and en-
19 gineer services, as authorized by law, unless the Chief of
20 the Air Force Reserve determines that additional obliga-
21 tions 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 NORTH ATLANTIC TREATY ORGANIZATION
2 SECURITY INVESTMENT PROGRAM

3 For the United States share of the cost of the North
4 Atlantic Treaty Organization Security Investment Pro-
5 gram for the acquisition and construction of military fa-
6 cilities and installations (including international military
7 headquarters) and for related expenses for the collective
8 defense of the North Atlantic Treaty Area as authorized
9 by section 2806 of title 10, United States Code, and Mili-
10 tary Construction Authorization Acts, \$120,000,000, to
11 remain available until expended.

12 FAMILY HOUSING CONSTRUCTION, ARMY

13 For expenses of family housing for the Army for con-
14 struction, including acquisition, replacement, addition, ex-
15 pansion, extension, and alteration, as authorized by law,
16 \$99,695,000, to remain available until September 30,
17 2020.

18 FAMILY HOUSING OPERATION AND MAINTENANCE,

19 ARMY

20 For expenses of family housing for the Army for op-
21 eration and maintenance, including debt payment, leasing,
22 minor construction, principal and interest charges, and in-
23 surance premiums, as authorized by law, \$393,511,000.

1 FAMILY HOUSING CONSTRUCTION, NAVY AND MARINE
2 CORPS

3 For expenses of family housing for the Navy and Ma-
4 rine Corps for construction, including acquisition, replace-
5 ment, addition, expansion, extension, and alteration, as
6 authorized by law, \$16,541,000, to remain available until
7 September 30, 2020.

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

10 For expenses of family housing for the Navy and Ma-
11 rine Corps for operation and maintenance, including debt
12 payment, leasing, minor construction, principal and inter-
13 est charges, and insurance premiums, as authorized by
14 law, \$353,036,000.

15 FAMILY HOUSING CONSTRUCTION, AIR FORCE

16 For expenses of family housing for the Air Force for
17 construction, including acquisition, replacement, addition,
18 expansion, extension, and alteration, as authorized by law,
19 \$160,498,000, to remain available until September 30,
20 2020.

21 FAMILY HOUSING OPERATION AND MAINTENANCE, AIR
22 FORCE

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

1 and insurance premiums, as authorized by law,
2 \$331,232,000.

3 FAMILY HOUSING OPERATION AND MAINTENANCE,
4 DEFENSE-WIDE

5 For expenses of family housing for the activities and
6 agencies of the Department of Defense (other than the
7 military departments) for operation and maintenance,
8 leasing, and minor construction, as authorized by law,
9 \$58,668,000.

10 DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT

11 For deposit into the Department of Defense Base
12 Closure Account 1990, established by section 2906(a) of
13 the Defense Base Closure and Realignment Act of 1990
14 (10 U.S.C. 2687 note), \$251,334,000, to remain available
15 until expended.

16 ADMINISTRATIVE PROVISIONS

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

1 SEC. 102. Funds made available in this title for con-
2 struction shall be available for hire of passenger motor ve-
3 hicles.

4 SEC. 103. Funds made available in this title for con-
5 struction may be used for advances to the Federal High-
6 way Administration, Department of Transportation, for
7 the construction of access roads as authorized by section
8 210 of title 23, United States Code, when projects author-
9 ized therein are certified as important to the national de-
10 fense by the Secretary of Defense.

11 SEC. 104. None of the funds made available in this
12 title may be used to begin construction of new bases in
13 the United States for which specific appropriations have
14 not been made.

15 SEC. 105. None of the funds made available in this
16 title shall be used for purchase of land or land easements
17 in excess of 100 percent of the value as determined by
18 the Army Corps of Engineers or the Naval Facilities Engi-
19 neering Command, except: (1) where there is a determina-
20 tion of value by a Federal court; (2) purchases negotiated
21 by the Attorney General or the designee of the Attorney
22 General; (3) where the estimated value is less than
23 \$25,000; or (4) as otherwise determined by the Secretary
24 of Defense to be in the public interest.

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

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

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

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

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

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

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

23 SEC. 113. The Secretary of Defense shall inform the
24 appropriate committees of both Houses of Congress, in-
25 cluding the Committees on Appropriations, of plans and

1 scope of any proposed military exercise involving United
2 States personnel 30 days prior to its occurring, if amounts
3 expended for construction, either temporary or permanent,
4 are anticipated to exceed \$100,000.

5 SEC. 114. Not more than 20 percent of the funds
6 made available in this title which are limited for obligation
7 during the current fiscal year shall be obligated during
8 the last 2 months of the fiscal year.

9 SEC. 115. Funds appropriated to the Department of
10 Defense for construction in prior years shall be available
11 for construction authorized for each such military depart-
12 ment by the authorizations enacted into law during the
13 current session of Congress.

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

20 SEC. 117. Notwithstanding any other provision of
21 law, any funds made available to a military department
22 or defense agency for the construction of military projects
23 may be obligated for a military construction project or
24 contract, or for any portion of such a project or contract,
25 at any time before the end of the fourth fiscal year after

1 the fiscal year for which funds for such project were made
2 available, if the funds obligated for such project: (1) are
3 obligated from funds available for military construction
4 projects; and (2) do not exceed the amount appropriated
5 for such project, plus any amount by which the cost of
6 such project is increased pursuant to law.

7 (INCLUDING TRANSFER OF FUNDS)

8 SEC. 118. Subject to 30 days prior notification, or
9 14 days for a notification provided in an electronic me-
10 dium pursuant to sections 480 and 2883 of title 10,
11 United States Code, to the Committees on Appropriations
12 of both Houses of Congress, such additional amounts as
13 may be determined by the Secretary of Defense may be
14 transferred to: (1) the Department of Defense Family
15 Housing Improvement Fund from amounts appropriated
16 for construction in “Family Housing” accounts, to be
17 merged with and to be available for the same purposes
18 and for the same period of time as amounts appropriated
19 directly to the Fund; or (2) the Department of Defense
20 Military Unaccompanied Housing Improvement Fund
21 from amounts appropriated for construction of military
22 unaccompanied housing in “Military Construction” ac-
23 counts, to be merged with and to be available for the same
24 purposes and for the same period of time as amounts ap-
25 propriated directly to the Fund: *Provided*, That appropria-

1 tions made available to the Funds shall be available to
2 cover the costs, as defined in section 502(5) of the Con-
3 gressional Budget Act of 1974, of direct loans or loan
4 guarantees issued by the Department of Defense pursuant
5 to the provisions of subchapter IV of chapter 169 of title
6 10, United States Code, pertaining to alternative means
7 of acquiring and improving military family housing, mili-
8 tary unaccompanied housing, and supporting facilities.

9 (INCLUDING TRANSFER OF FUNDS)

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

22 SEC. 120. Notwithstanding any other provision of
23 law, funds made available in this title for operation and
24 maintenance of family housing shall be the exclusive
25 source of funds for repair and maintenance of all family

1 housing units, including general or flag officer quarters:
2 *Provided*, That not more than \$35,000 per unit may be
3 spent annually for the maintenance and repair of any gen-
4 eral or flag officer quarters without 30 days prior notifica-
5 tion, or 14 days for a notification provided in an electronic
6 medium pursuant to sections 480 and 2883 of title 10,
7 United States Code, to the Committees on Appropriations
8 of both Houses of Congress, except that an after-the-fact
9 notification shall be submitted if the limitation is exceeded
10 solely due to costs associated with environmental remedi-
11 ation that could not be reasonably anticipated at the time
12 of the budget submission: *Provided further*, That the
13 Under Secretary of Defense (Comptroller) is to report an-
14 nually to the Committees on Appropriations of both
15 Houses of Congress all operation and maintenance ex-
16 penditures for each individual general or flag officer quar-
17 ters for the prior fiscal year.

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

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 122. During the 5-year period after appropria-
3 tions available in this Act to the Department of Defense
4 for military construction and family housing operation and
5 maintenance and construction have expired for obligation,
6 upon a determination that such appropriations will not be
7 necessary for the liquidation of obligations or for making
8 authorized adjustments to such appropriations for obliga-
9 tions incurred during the period of availability of such ap-
10 propriations, unobligated balances of such appropriations
11 may be transferred into the appropriation “Foreign Cur-
12 rency Fluctuations, Construction, Defense”, to be merged
13 with and to be available for the same time period and for
14 the same purposes as the appropriation to which trans-
15 ferred.

16 SEC. 123. Amounts appropriated or otherwise made
17 available in an account funded under the headings in this
18 title may be transferred among projects and activities
19 within the account in accordance with the reprogramming
20 guidelines for military construction and family housing
21 construction contained in Department of Defense Finan-
22 cial Management Regulation 7000.14–R, Volume 3, Chap-
23 ter 7, of February 2009, as in effect on the date of enact-
24 ment of this Act.

1 SEC. 124. None of the funds made available in this
2 title may be obligated or expended for planning and design
3 and construction of projects at Arlington National Ceme-
4 tery.

5 SEC. 125. For an additional amount for “Military
6 Construction, Army”, \$34,500,000, to remain available
7 until September 30, 2020: *Provided*, That such funds may
8 only be obligated to carry out construction projects, in pri-
9 ority order, identified in the Department of the Army’s
10 Unfunded Priority List for Fiscal Year 2016 submitted
11 to Congress: *Provided further*, That such funding is sub-
12 ject to authorization prior to obligation and expenditure
13 of funds to carry out construction: *Provided further*, That,
14 not later than 30 days after enactment of this Act, the
15 Secretary of the Army shall submit to the Committees on
16 Appropriations of both Houses of Congress an expenditure
17 plan for funds provided under this section.

18 SEC. 126. For an additional amount for “Military
19 Construction, Navy and Marine Corps”, \$34,320,000, to
20 remain available until September 30, 2020: *Provided*,
21 That such funds may only be obligated to carry out con-
22 struction projects, in priority order, identified in the De-
23 partment of the Navy’s Unfunded Priority List for fiscal
24 year 2016: *Provided further*, That such funding is subject
25 to authorization prior to obligation and expenditure of

1 funds to carry out construction: *Provided further*, That,
2 not later than 30 days after enactment of this Act, the
3 Secretary of the Navy shall submit to the Committees on
4 Appropriations of both Houses of Congress an expenditure
5 plan for funds provided under this section.

6 SEC. 127. For an additional amount for “Military
7 Construction, Army National Guard”, \$51,300,000, to re-
8 main available until September 30, 2020: *Provided*, That
9 such funds may only be obligated to carry out construction
10 projects, in priority order, identified in the Department
11 of the Army’s Unfunded Priority List for Fiscal Year
12 2016 submitted to Congress: *Provided further*, That such
13 funding is subject to authorization prior to obligation and
14 expenditure of funds to carry out construction: *Provided*
15 *further*, That, not later than 30 days after enactment of
16 this Act, the Secretary of the Army shall submit to the
17 Committees on Appropriations of both Houses of Congress
18 an expenditure plan for funds provided under this section.

19 SEC. 128. For an additional amount for “Military
20 Construction, Army Reserve”, \$34,200,000, to remain
21 available until September 30, 2020: *Provided*, That such
22 funds may only be obligated to carry out construction
23 projects, in priority order, identified in the Department
24 of the Army’s Unfunded Priority List for Fiscal Year
25 2016 submitted to Congress: *Provided further*, That such

1 funding is subject to authorization prior to obligation and
2 expenditure of funds to carry out construction: *Provided*
3 *further*, That, not later than 30 days after enactment of
4 this Act, the Secretary of the Army shall submit to the
5 Committees on Appropriations of both Houses of Congress
6 an expenditure plan for funds provided under this section.

7 (RESCISSIONS OF FUNDS)

8 SEC. 129. Of the unobligated balances available from
9 prior Appropriations Acts (other than appropriations that
10 were designated by the Congress as an emergency require-
11 ment or as being for Overseas Contingency Operations/
12 Global War on Terrorism pursuant to a concurrent resolu-
13 tion on the budget or the Balanced Budget and Emer-
14 gency Deficit Control Act of 1985) the following funds are
15 hereby rescinded from the following accounts and pro-
16 grams in the specified amounts:

17 “Military Construction, Army”, \$45,000,000;

18 “Military Construction, Air Force”, \$46,400,000;

19 and

20 “Military Construction, Defense-Wide”,

21 \$80,500,000.

22 (RESCISSION OF FUNDS)

23 SEC. 130. Of the unobligated balances made available
24 in prior appropriations Acts for the fund established in
25 section 1013(d) of the Demonstration Cities and Metro-

1 politan Development Act of 1966 (42 U.S.C. 3374),
2 \$65,000,000 are hereby rescinded.

3 SEC. 131. Notwithstanding any other provision of
4 law, none of the funds appropriated or otherwise made
5 available by this or any other Act may be used to consoli-
6 date or relocate any element of a United States Air Force
7 Rapid Engineer Deployable Heavy Operational Repair
8 Squadron Engineer (RED HORSE) outside of the United
9 States until the Secretary of the Air Force (1) completes
10 an analysis and comparison of the cost and infrastructure
11 investment required to consolidate or relocate a RED
12 HORSE squadron outside of the United States versus
13 within the United States; (2) provides to the Committees
14 on Appropriations of both Houses of Congress (“the Com-
15 mittees”) a report detailing the findings of the cost anal-
16 ysis; and (3) certifies in writing to the Committees that
17 the preferred site for the consolidation or relocation yields
18 the greatest savings for the Air Force: *Provided*, That the
19 term “United States” in this section does not include any
20 territory or possession of the United States.

21 SEC. 132. For an additional amount for “Military
22 Construction, Air Force”, \$21,000,000, to remain avail-
23 able until September 30, 2020: *Provided*, That such funds
24 may only be obligated to carry out construction projects,
25 in priority order, identified in the Department of the Air

1 Force’s Unfunded Priority List for Fiscal Year 2016 sub-
2 mitted to Congress: *Provided further*, That such funding
3 is subject to authorization prior to obligation and expendi-
4 ture of funds to carry out construction: *Provided further*,
5 That not later than 30 days after enactment of this Act,
6 the Secretary of the Air Force shall submit to the Commit-
7 tees on Appropriations of both Houses of Congress an ex-
8 penditure plan for funds provided under this section.

9 SEC. 133. For an additional amount for “Military
10 Construction, Air National Guard”, \$6,100,000, to remain
11 available until September 30, 2020: *Provided*, That such
12 funds may only be obligated to carry out construction
13 projects, in priority order, identified in the Department
14 of the Air Force’s Unfunded Priority List for Fiscal Year
15 2016 submitted to Congress: *Provided further*, That such
16 funding is subject to authorization prior to obligation and
17 expenditure of funds to carry out construction: *Provided*
18 *further*, That not later than 30 days after enactment of
19 this Act, the Secretary of the Air Force shall submit to
20 the Committees on Appropriations of both Houses of Con-
21 gress an expenditure plan for funds provided under this
22 section.

23 SEC. 134. For an additional amount for “Military
24 Construction, Air Force Reserve”, \$10,400,000, to remain
25 available until September 30, 2020: *Provided*, That such

1 funds may only be obligated to carry out construction
2 projects, in priority order, identified in the Department
3 of the Air Force's Unfunded Priority List for Fiscal Year
4 2016 submitted to Congress: *Provided further*, That such
5 funding is subject to authorization prior to obligation and
6 expenditure of funds to carry out construction: *Provided*
7 *further*, That not later than 30 days after enactment of
8 this Act, the Secretary of the Air Force shall submit to
9 the Committees on Appropriations of both Houses of Con-
10 gress an expenditure plan for funds provided under this
11 section.

12 TITLE II

13 DEPARTMENT OF VETERANS AFFAIRS

14 VETERANS BENEFITS ADMINISTRATION

15 COMPENSATION AND PENSIONS

16 (INCLUDING TRANSFER OF FUNDS)

17 For the payment of compensation benefits to or on
18 behalf of veterans and a pilot program for disability ex-
19 aminations as authorized by section 107 and chapters 11,
20 13, 18, 51, 53, 55, and 61 of title 38, United States Code;
21 pension benefits to or on behalf of veterans as authorized
22 by chapters 15, 51, 53, 55, and 61 of title 38, United
23 States Code; and burial benefits, the Reinstated Entitle-
24 ment Program for Survivors, emergency and other offi-
25 cers' retirement pay, adjusted-service credits and certifi-

1 cates, payment of premiums due on commercial life insur-
2 ance policies guaranteed under the provisions of title IV
3 of the Servicemembers Civil Relief Act (50 U.S.C. App.
4 541 et seq.) and for other benefits as authorized by sec-
5 tions 107, 1312, 1977, and 2106, and chapters 23, 51,
6 53, 55, and 61 of title 38, United States Code,
7 \$166,271,436,000, to remain available until expended, of
8 which \$87,146,761,000 shall become available on October
9 1, 2016: *Provided*, That not to exceed \$15,562,000 of the
10 amount appropriated for fiscal year 2016 and
11 \$16,021,000 of the amount made available for fiscal year
12 2017 under this heading shall be reimbursed to “General
13 Operating Expenses, Veterans Benefits Administration”,
14 and “Information Technology Systems” for necessary ex-
15 penses in implementing the provisions of chapters 51, 53,
16 and 55 of title 38, United States Code, the funding source
17 for which is specifically provided as the “Compensation
18 and Pensions” appropriation: *Provided further*, That such
19 sums as may be earned on an actual qualifying patient
20 basis, shall be reimbursed to “Medical Care Collections
21 Fund” to augment the funding of individual medical facili-
22 ties for nursing home care provided to pensioners as au-
23 thorized.

1 READJUSTMENT BENEFITS

2 For the payment of readjustment and rehabilitation
3 benefits to or on behalf of veterans as authorized by chap-
4 ters 21, 30, 31, 33, 34, 35, 36, 39, 41, 51, 53, 55, and
5 61 of title 38, United States Code, \$32,088,826,000, to
6 remain available until expended, of which
7 \$16,743,904,000 shall become available on October 1,
8 2016: *Provided*, That expenses for rehabilitation program
9 services and assistance which the Secretary is authorized
10 to provide under subsection (a) of section 3104 of title
11 38, United States Code, other than under paragraphs (1),
12 (2), (5), and (11) of that subsection, shall be charged to
13 this account.

14 VETERANS INSURANCE AND INDEMNITIES

15 For military and naval insurance, national service life
16 insurance, servicemen's indemnities, service-disabled vet-
17 erans insurance, and veterans mortgage life insurance as
18 authorized by chapters 19 and 21, title 38, United States
19 Code, \$169,080,000, to remain available until expended,
20 of which \$91,920,000 shall become available on October
21 1, 2016.

22 VETERANS HOUSING BENEFIT PROGRAM FUND

23 For the cost of direct and guaranteed loans, such
24 sums as may be necessary to carry out the program, as
25 authorized by subchapters I through III of chapter 37 of

1 title 38, United States Code: *Provided*, That such costs,
2 including the cost of modifying such loans, shall be as de-
3 fined in section 502 of the Congressional Budget Act of
4 1974: *Provided further*, That, during fiscal year 2016,
5 within the resources available, not to exceed \$500,000 in
6 gross obligations for direct loans are authorized for spe-
7 cially adapted housing loans.

8 In addition, for administrative expenses to carry out
9 the direct and guaranteed loan programs, \$164,558,000.

10 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT

11 For the cost of direct loans, \$31,000, as authorized
12 by chapter 31 of title 38, United States Code: *Provided*,
13 That such costs, including the cost of modifying such
14 loans, shall be as defined in section 502 of the Congres-
15 sional Budget Act of 1974: *Provided further*, That funds
16 made available under this heading are available to sub-
17 sidize gross obligations for the principal amount of direct
18 loans not to exceed \$2,952,381.

19 In addition, for administrative expenses necessary to
20 carry out the direct loan program, \$367,000, which may
21 be paid to the appropriation for “General Operating Ex-
22 penses, Veterans Benefits Administration”.

1 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM
2 ACCOUNT

3 For administrative expenses to carry out the direct
4 loan program authorized by subchapter V of chapter 37
5 of title 38, United States Code, \$1,134,000.

6 VETERANS HEALTH ADMINISTRATION
7 MEDICAL SERVICES

8 For necessary expenses for furnishing, as authorized
9 by law, inpatient and outpatient care and treatment to
10 beneficiaries of the Department of Veterans Affairs and
11 veterans described in section 1705(a) of title 38, United
12 States Code, including care and treatment in facilities not
13 under the jurisdiction of the Department, and including
14 medical supplies and equipment, bioengineering services,
15 food services, and salaries and expenses of healthcare em-
16 ployees hired under title 38, United States Code, aid to
17 State homes as authorized by section 1741 of title 38,
18 United States Code, assistance and support services for
19 caregivers as authorized by section 1720G of title 38,
20 United States Code, loan repayments authorized by sec-
21 tion 604 of the Caregivers and Veterans Omnibus Health
22 Services Act of 2010 (Public Law 111–163; 124 Stat.
23 1174; 38 U.S.C. 7681 note), and hospital care and med-
24 ical services authorized by section 1787 of title 38, United
25 States Code; \$3,104,197,000, which shall be in addition

1 to funds previously appropriated under this heading that
2 become available on October 1, 2015; and, in addition,
3 \$51,673,000,000, plus reimbursements, shall become
4 available on October 1, 2016, and shall remain available
5 until September 30, 2017: *Provided*, That, of the amount
6 made available on October 1, 2016, under this heading,
7 \$1,400,000,000 shall remain available until September 30,
8 2018: *Provided further*, That, notwithstanding any other
9 provision of law, the Secretary of Veterans Affairs shall
10 establish a priority for the provision of medical treatment
11 for veterans who have service-connected disabilities, lower
12 income, or have special needs: *Provided further*, That, not-
13 withstanding any other provision of law, the Secretary of
14 Veterans Affairs shall give priority funding for the provi-
15 sion of basic medical benefits to veterans in enrollment
16 priority groups 1 through 6: *Provided further*, That, not-
17 withstanding any other provision of law, the Secretary of
18 Veterans Affairs may authorize the dispensing of prescrip-
19 tion drugs from Veterans Health Administration facilities
20 to enrolled veterans with privately written prescriptions
21 based on requirements established by the Secretary: *Pro-*
22 *vided further*, That the implementation of the program de-
23 scribed in the previous proviso shall incur no additional
24 cost to the Department of Veterans Affairs: *Provided fur-*
25 *ther*, That, of the amount made available on October 1,

1 2016, under this heading, not less than \$900,000,000
2 shall be available for highly effective Hepatitis C Virus
3 (HCV) clinical treatments including clinical treatments
4 with modern medications that have significantly higher
5 cure rates than older medications, are easier to prescribe,
6 and have fewer and milder side effects.

7 MEDICAL SUPPORT AND COMPLIANCE

8 For necessary expenses in the administration of the
9 medical, hospital, nursing home, domiciliary, construction,
10 supply, and research activities, as authorized by law; ad-
11 ministrative expenses in support of capital policy activi-
12 ties; and administrative and legal expenses of the Depart-
13 ment for collecting and recovering amounts owed the De-
14 partment as authorized under chapter 17 of title 38,
15 United States Code, and the Federal Medical Care Recov-
16 ery Act (42 U.S.C. 2651 et seq.), \$6,524,000,000, plus
17 reimbursements, shall become available on October 1,
18 2016, and shall remain available until September 30,
19 2017: *Provided*, That, of the amount made available on
20 October 1, 2016, under this heading, \$100,000,000 shall
21 remain available until September 30, 2018.

22 MEDICAL FACILITIES

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

1 ministration; for administrative expenses in support of
2 planning, design, project management, real property ac-
3 quisition and disposition, construction, and renovation of
4 any facility under the jurisdiction or for the use of the
5 Department; for oversight, engineering, and architectural
6 activities not charged to project costs; for repairing, alter-
7 ing, improving, or providing facilities in the several hos-
8 pitals and homes under the jurisdiction of the Depart-
9 ment, not otherwise provided for, either by contract or by
10 the hire of temporary employees and purchase of mate-
11 rials; for leases of facilities; and for laundry services,
12 \$5,074,000,000, plus reimbursements, shall become avail-
13 able on October 1, 2016, and shall remain available until
14 September 30, 2017: *Provided*, That, of the amount made
15 available on October 1, 2016, under this heading,
16 \$250,000,000 shall remain available until September 30,
17 2018.

18 MEDICAL AND PROSTHETIC RESEARCH

19 For necessary expenses in carrying out programs of
20 medical and prosthetic research and development as au-
21 thorized by chapter 73 of title 38, United States Code,
22 \$621,813,000, plus reimbursements, shall remain avail-
23 able until September 30, 2017.

1 NATIONAL CEMETERY ADMINISTRATION

2 For necessary expenses of the National Cemetery Ad-
3 ministration for operations and maintenance, not other-
4 wise provided for, including uniforms or allowances there-
5 for; cemeterial expenses as authorized by law; purchase
6 of one passenger motor vehicle for use in cemeterial oper-
7 ations; hire of passenger motor vehicles; and repair, alter-
8 ation or improvement of facilities under the jurisdiction
9 of the National Cemetery Administration, \$266,220,000,
10 of which not to exceed \$26,600,000 shall remain available
11 until September 30, 2017.

12 DEPARTMENTAL ADMINISTRATION

13 GENERAL ADMINISTRATION

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary operating expenses of the Department
16 of Veterans Affairs, not otherwise provided for, including
17 administrative expenses in support of Department-Wide
18 capital planning, management and policy activities, uni-
19 forms, or allowances therefor; not to exceed \$25,000 for
20 official reception and representation expenses; hire of pas-
21 senger motor vehicles; and reimbursement of the General
22 Services Administration for security guard services,
23 \$311,591,000, of which not to exceed \$10,000,000 shall
24 remain available until September 30, 2017: *Provided,*
25 That funds provided under this heading may be trans-

1 ferred to “General Operating Expenses, Veterans Benefits
2 Administration”.

3 BOARD OF VETERANS APPEALS

4 For necessary operating expenses of the Board of
5 Veterans Appeals, \$107,884,000, of which not to exceed
6 \$10,788,000 shall remain available until September 30,
7 2017.

8 GENERAL OPERATING EXPENSES, VETERANS BENEFITS
9 ADMINISTRATION

10 For necessary operating expenses of the Veterans
11 Benefits Administration, not otherwise provided for, in-
12 cluding hire of passenger motor vehicles, reimbursement
13 of the General Services Administration for security guard
14 services, and reimbursement of the Department of De-
15 fense for the cost of overseas employee mail,
16 \$2,697,734,000: *Provided*, That expenses for services and
17 assistance authorized under paragraphs (1), (2), (5), and
18 (11) of section 3104(a) of title 38, United States Code,
19 that the Secretary of Veterans Affairs determines are nec-
20 essary to enable entitled veterans: (1) to the maximum ex-
21 tent feasible, to become employable and to obtain and
22 maintain suitable employment; or (2) to achieve maximum
23 independence in daily living, shall be charged to this ac-
24 count: *Provided further*, That, of the funds made available

1 under this heading, not to exceed \$160,000,000 shall re-
2 main available until September 30, 2017.

3 INFORMATION TECHNOLOGY SYSTEMS

4 For necessary expenses for information technology
5 systems and telecommunications support, including devel-
6 opmental information systems and operational information
7 systems; for pay and associated costs; and for the capital
8 asset acquisition of information technology systems, in-
9 cluding management and related contractual costs of said
10 acquisitions, including contractual costs associated with
11 operations authorized by section 3109 of title 5, United
12 States Code, \$4,106,363,000, plus reimbursements: *Pro-*
13 *vided*, That \$1,115,757,000 shall be for pay and associ-
14 ated costs, of which not to exceed \$34,800,000 shall re-
15 main available until September 30, 2017: *Provided further*,
16 That \$2,512,863,000 shall be for operations and mainte-
17 nance, of which not to exceed \$175,000,000 shall remain
18 available until September 30, 2017: *Provided further*, That
19 \$477,743,000 shall be for information technology systems
20 development, modernization, and enhancement, and shall
21 remain available until September 30, 2017: *Provided fur-*
22 *ther*, That amounts made available for information tech-
23 nology systems development, modernization, and enhance-
24 ment may not be obligated or expended until the Secretary
25 of Veterans Affairs or the Chief Information Officer of

1 the Department of Veterans Affairs submits to the Com-
2 mittees on Appropriations of both Houses of Congress a
3 certification of the amounts, in parts or in full, to be obli-
4 gated and expended for each development project: *Pro-*
5 *vided further*, That amounts made available for salaries
6 and expenses, operations and maintenance, and informa-
7 tion technology systems development, modernization, and
8 enhancement may be transferred among the three sub-
9 accounts after the Secretary of Veterans Affairs requests
10 from the Committees on Appropriations of both Houses
11 of Congress the authority to make the transfer and an
12 approval is issued: *Provided further*, That amounts made
13 available for the “Information Technology Systems” ac-
14 count for development, modernization, and enhancement
15 may be transferred among projects or to newly defined
16 projects: *Provided further*, That no project may be in-
17 creased or decreased by more than \$1,000,000 of cost
18 prior to submitting a request to the Committees on Appro-
19 priations of both Houses of Congress to make the transfer
20 and an approval is issued, or absent a response, a period
21 of 30 days has elapsed: *Provided further*, That funds under
22 this heading may be used by the Interagency Program Of-
23 fice through the Department of Veterans Affairs to de-
24 velop a standard data reference terminology model: *Pro-*
25 *vided further*, That, of the funds made available for infor-

1 mation technology systems development, modernization,
2 and enhancement for VistA Evolution, not more than 25
3 percent may be obligated or expended until the Secretary
4 of Veterans Affairs submits to the Committees on Appro-
5 priations of both Houses of Congress, and such Commit-
6 tees approve, a report that describes: (1) the status of and
7 changes to the VistA Evolution program plan dated March
8 24, 2014 (hereinafter referred to as the “Plan”), the
9 VistA 4 product roadmap dated February 26, 2015
10 (“Roadmap”), and the VistA 4 Incremental Life Cycle
11 Cost Estimate, dated October 26, 2014; (2) any changes
12 to the scope or functionality of projects within the VistA
13 Evolution program as established in the Plan; (3) actual
14 program costs incurred to date; (4) progress in meeting
15 the schedule milestones that have been established in the
16 Plan; (5) a Project Management Accountability System
17 (PMAS) Dashboard Progress report that identifies each
18 VistA Evolution project being tracked through PMAS,
19 what functionality it is intended to provide, and what eval-
20 uation scores it has received throughout development; (6)
21 the definition being used for interoperability between the
22 electronic health record systems of the Department of De-
23 fense and the Department of Veterans Affairs, the metrics
24 to measure the extent of interoperability, the milestones
25 and timeline associated with achieving interoperability,

1 and the baseline measurements associated with interoper-
2 ability; (7) progress toward developing and implementing
3 all components and levels of interoperability, including se-
4 mantic interoperability; (8) the change management tools
5 in place to facilitate the implementation of VistA Evo-
6 lution and interoperability; and (9) any changes to the
7 governance structure for the VistA Evolution program and
8 its chain of decisionmaking authority: *Provided further,*
9 That the funds made available under this heading for in-
10 formation technology systems development, moderniza-
11 tion, and enhancement, shall be for the projects, and in
12 the amounts, specified under this heading in the report
13 accompanying this Act.

14 OFFICE OF INSPECTOR GENERAL

15 For necessary expenses of the Office of Inspector
16 General, to include information technology, in carrying out
17 the provisions of the Inspector General Act of 1978 (5
18 U.S.C. App.), \$126,766,000, of which \$12,676,000 shall
19 remain available until September 30, 2017.

20 CONSTRUCTION, MAJOR PROJECTS

21 For constructing, altering, extending, and improving
22 any of the facilities, including parking projects, under the
23 jurisdiction or for the use of the Department of Veterans
24 Affairs, or for any of the purposes set forth in sections
25 316, 2404, 2406 and chapter 81 of title 38, United States

1 Code, not otherwise provided for, including planning, ar-
2 chitectural and engineering services, construction manage-
3 ment services, maintenance or guarantee period services
4 costs associated with equipment guarantees provided
5 under the project, services of claims analysts, offsite utility
6 and storm drainage system construction costs, and site ac-
7 quisition, where the estimated cost of a project is more
8 than the amount set forth in section 8104(a)(3)(A) of title
9 38, United States Code, or where funds for a project were
10 made available in a previous major project appropriation,
11 \$1,027,064,000, of which \$967,064,000 shall remain
12 available until September 30, 2020, and of which
13 \$60,000,000 shall remain available until expended: *Pro-*
14 *vided*, That except for advance planning activities, includ-
15 ing needs assessments which may or may not lead to cap-
16 ital investments, and other capital asset management re-
17 lated activities, including portfolio development and man-
18 agement activities, and investment strategy studies funded
19 through the advance planning fund and the planning and
20 design activities funded through the design fund, including
21 needs assessments which may or may not lead to capital
22 investments, and salaries and associated costs of the resi-
23 dent engineers who oversee those capital investments
24 funded through this account, and funds provided for the
25 purchase of land for the National Cemetery Administra-

1 tion through the land acquisition line item, none of the
2 funds made available under this heading shall be used for
3 any project which has not been approved by the Congress
4 in the budgetary process: *Provided further*, That funds
5 made available under this heading for fiscal year 2016,
6 for each approved project shall be obligated: (1) by the
7 awarding of a construction documents contract by Sep-
8 tember 30, 2016; and (2) by the awarding of a construc-
9 tion contract by September 30, 2017: *Provided further*,
10 That the Secretary of Veterans Affairs shall promptly sub-
11 mit to the Committees on Appropriations of both Houses
12 of Congress a written report on any approved major con-
13 struction project for which obligations are not incurred
14 within the time limitations established above: *Provided*
15 *further*, That, of the amount made available on October
16 1, 2016, under this heading, \$490,700,000 for Veterans
17 Health Administration major construction projects shall
18 not be available until the Secretary of Veterans Affairs:

19 (1) Enters into an agreement with the U.S.
20 Army Corps of Engineers, to serve as the design and
21 construction agent for Veterans Health Administra-
22 tion projects with a Total Estimated Cost of
23 \$250,000,000 or above.

1 (2) That such an agreement will designate the
2 U.S. Army Corps of Engineers as the design and
3 construction agent to serve as—

4 (A) the overall construction project man-
5 ager, with a dedicated project delivery team in-
6 cluding engineers, medical facility designers,
7 and professional project managers;

8 (B) the facility design manager, with a
9 dedicated design manager and technical sup-
10 port;

11 (C) the design agent, with standardized
12 and rigorous facility designs;

13 (D) the architect/engineer designer; and

14 (E) the overall construction agent, with a
15 dedicated construction and technical team dur-
16 ing pre-construction, construction, and commis-
17 sioning phases.

18 (3) Certifies in writing that such an agreement
19 is in effect and will prevent subsequent major con-
20 struction project cost overruns, provides a copy of
21 the agreement entered into (and any required sup-
22 plementary information) to the Committees on Ap-
23 propriations of both Houses of Congress, and a pe-
24 riod of 60 days has elapsed.

1 CONSTRUCTION, MINOR 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, including planning and assessments of needs
6 which may lead to capital investments, architectural and
7 engineering services, maintenance or guarantee period
8 services costs associated with equipment guarantees pro-
9 vided under the project, services of claims analysts, offsite
10 utility and storm drainage system construction costs, and
11 site acquisition, or for any of the purposes set forth in
12 sections 316, 2404, 2406 and chapter 81 of title 38,
13 United States Code, not otherwise provided for, where the
14 estimated cost of a project is equal to or less than the
15 amount set forth in section 8104(a)(3)(A) of title 38,
16 United States Code, \$378,080,000, to remain available
17 until September 30, 2020, along with unobligated balances
18 of previous “Construction, Minor Projects” appropriations
19 which are hereby made available for any project where the
20 estimated cost is equal to or less than the amount set forth
21 in such section: *Provided*, That funds made available
22 under this heading shall be for: (1) repairs to any of the
23 nonmedical facilities under the jurisdiction or for the use
24 of the Department which are necessary because of loss or
25 damage caused by any natural disaster or catastrophe;

1 and (2) temporary measures necessary to prevent or to
2 minimize further loss by such causes.

3 GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE
4 FACILITIES

5 For grants to assist States to acquire or construct
6 State nursing home and domiciliary facilities and to re-
7 model, modify, or alter existing hospital, nursing home,
8 and domiciliary facilities in State homes, for furnishing
9 care to veterans as authorized by sections 8131 through
10 8137 of title 38, United States Code, \$100,000,000, to
11 remain available until expended.

12 GRANTS FOR CONSTRUCTION OF VETERANS CEMETERIES

13 For grants to assist States and tribal organizations
14 in establishing, expanding, or improving veterans ceme-
15 teries as authorized by section 2408 of title 38, United
16 States Code, \$46,000,000, to remain available until ex-
17 pended.

18 ADMINISTRATIVE PROVISIONS

19 (INCLUDING TRANSFER OF FUNDS)

20 SEC. 201. Any appropriation for fiscal year 2016 for
21 “Compensation and Pensions”, “Readjustment Benefits”,
22 and “Veterans Insurance and Indemnities” may be trans-
23 ferred as necessary to any other of the mentioned appro-
24 priations: *Provided*, That, before a transfer may take
25 place, the Secretary of Veterans Affairs shall request from

1 the Committees on Appropriations of both Houses of Con-
2 gress the authority to make the transfer and such Com-
3 mittees issue an approval, or absent a response, a period
4 of 30 days has elapsed.

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 202. Amounts made available for the Depart-
7 ment of Veterans Affairs for fiscal year 2016, in this Act
8 or any other Act, under the “Medical Services”, “Medical
9 support and compliance”, and “Medical Facilities” ac-
10 counts may be transferred among the accounts: *Provided*,
11 That any transfers between the “Medical Services” and
12 “Medical Support and Compliance” accounts of 1 percent
13 or less of the total amount appropriated to the account
14 in this or any other Act may take place subject to notifica-
15 tion from the Secretary of Veterans Affairs to the Com-
16 mittees on Appropriations of both Houses of Congress of
17 the amount and purpose of the transfer: *Provided further*,
18 That any transfers between the “Medical Services” and
19 “Medical Support and Compliance” accounts in excess of
20 1 percent, or exceeding the cumulative 1 percent for the
21 fiscal year, may take place only after the Secretary re-
22 quests from the Committees on Appropriations of both
23 Houses of Congress the authority to make the transfer
24 and an approval is issued: *Provided further*, That any
25 transfers to or from the “Medical Facilities” account may

1 take place only after the Secretary requests from the Com-
2 mittees on Appropriations of both Houses of Congress the
3 authority to make the transfer and an approval is issued.

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

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

16 SEC. 205. No appropriations in this title shall be
17 available for hospitalization or examination of any persons
18 (except beneficiaries entitled to such hospitalization or ex-
19 amination under the laws providing such benefits to vet-
20 erans, and persons receiving such treatment under sec-
21 tions 7901 through 7904 of title 5, United States Code,
22 or the Robert T. Stafford Disaster Relief and Emergency
23 Assistance Act (42 U.S.C. 5121 et seq.)), unless reim-
24 bursement of the cost of such hospitalization or examina-

1 tion is made to the “Medical Services” account at such
2 rates as may be fixed by the Secretary of Veterans Affairs.

3 SEC. 206. Appropriations available in this title for
4 “Compensation and pensions”, “Readjustment benefits”,
5 and “Veterans insurance and indemnities” shall be avail-
6 able for payment of prior year accrued obligations re-
7 quired to be recorded by law against the corresponding
8 prior year accounts within the last quarter of fiscal year
9 2015.

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

17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 208. Notwithstanding any other provision of
19 law, during fiscal year 2016, the Secretary of Veterans
20 Affairs shall, from the National Service Life Insurance
21 Fund under section 1920 of title 38, United States Code,
22 the Veterans’ Special Life Insurance Fund under section
23 1923 of title 38, United States Code, and the United
24 States Government Life Insurance Fund under section
25 1955 of title 38, United States Code, reimburse the “Gen-

1 eral operating expenses, Veterans Benefits Administra-
2 tion” and “Information Technology Systems” accounts for
3 the cost of administration of the insurance programs fi-
4 nanced through those accounts: *Provided*, That reimburse-
5 ment shall be made only from the surplus earnings accu-
6 mulated in such an insurance program during fiscal year
7 2016 that are available for dividends in that program after
8 claims have been paid and actuarially determined reserves
9 have been set aside: *Provided further*, That, if the cost of
10 administration of such an insurance program exceeds the
11 amount of surplus earnings accumulated in that program,
12 reimbursement shall be made only to the extent of such
13 surplus earnings: *Provided further*, That the Secretary
14 shall determine the cost of administration for fiscal year
15 2016 which is properly allocable to the provision of each
16 such insurance program and to the provision of any total
17 disability income insurance included in that insurance pro-
18 gram.

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

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 210. Funds available in this title or funds for
3 salaries and other administrative expenses shall also be
4 available to reimburse the Office of Resolution Manage-
5 ment of the Department of Veterans Affairs and the Of-
6 fice of Employment Discrimination Complaint Adjudica-
7 tion under section 319 of title 38, United States Code,
8 for all services provided at rates which will recover actual
9 costs but not to exceed \$43,700,000 for the Office of Reso-
10 lution Management and \$3,400,000 for the Office of Em-
11 ployment Discrimination Complaint Adjudication: *Pro-*
12 *vided*, That payments may be made in advance for services
13 to be furnished based on estimated costs: *Provided further*,
14 That amounts received shall be credited to the “General
15 Administration” and “Information Technology Systems”
16 accounts for use by the office that provided the service.

17 (TRANSFER OF FUNDS)

18 SEC. 211. Of the amounts made available to the De-
19 partment of Veterans Affairs for fiscal year 2016 for the
20 Office of Rural Health under the heading “Medical Serv-
21 ices”, including any advance appropriation for fiscal year
22 2016 provided in prior appropriation Acts, up to
23 \$20,000,000 may be transferred to and merged with funds
24 appropriated under the heading “Grants for Construction
25 of State Extended Care Facilities”.

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

18 (INCLUDING TRANSFER OF FUNDS)

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

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

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

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

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

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 215. Such sums as may be deposited to the
14 Medical Care Collections Fund pursuant to section 1729A
15 of title 38, United States Code, may be transferred to
16 “Medical Services”, to remain available until expended for
17 the purposes of that account: *Provided*, That, for fiscal
18 year 2016, up to \$27,000,000 deposited in the Depart-
19 ment of Veterans Affairs Medical Care Collections Fund
20 shall be transferred to “Information Technology Sys-
21 tems”, to remain available until expended, for development
22 of the Medical Care Collections Fund electronic data ex-
23 change provider and payer system.

24 SEC. 216. The Secretary of Veterans Affairs may
25 enter into agreements with Indian tribes and tribal organi-

1 zations which are party to the Alaska Native Health Com-
2 pact with the Indian Health Service, and Indian tribes and
3 tribal organizations serving rural Alaska which have en-
4 tered into contracts with the Indian Health Service under
5 the Indian Self Determination and Educational Assistance
6 Act, to provide healthcare, including behavioral health and
7 dental care. The Secretary shall require participating vet-
8 erans and facilities to comply with all appropriate rules
9 and regulations, as established by the Secretary. The term
10 “rural Alaska” shall mean those lands sited within the ex-
11 ternal boundaries of the Alaska Native regions specified
12 in sections 7(a)(1)–(4) and (7)–(12) of the Alaska Native
13 Claims Settlement Act, as amended (43 U.S.C. 1606), and
14 those lands within the Alaska Native regions specified in
15 sections 7(a)(5) and 7(a)(6) of the Alaska Native Claims
16 Settlement Act, as amended (43 U.S.C. 1606), which are
17 not within the boundaries of the municipality of Anchor-
18 age, the Fairbanks North Star Borough, the Kenai Penin-
19 sula Borough or the Matanuska Susitna Borough.

20 (INCLUDING TRANSFER OF FUNDS)

21 SEC. 217. Such sums as may be deposited to the De-
22 partment of Veterans Affairs Capital Asset Fund pursu-
23 ant to section 8118 of title 38, United States Code, may
24 be transferred to the “Construction, Major Projects” and

1 “Construction, Minor Projects” accounts, to remain avail-
2 able until expended for the purposes of these accounts.

3 SEC. 218. None of the funds made available in this
4 title may be used to implement any policy prohibiting the
5 Directors of the Veterans Integrated Services Networks
6 from conducting outreach or marketing to enroll new vet-
7 erans within their respective Networks.

8 SEC. 219. The Secretary of Veterans Affairs shall
9 submit to the Committees on Appropriations of both
10 Houses of Congress a quarterly report on the financial
11 status of the Veterans Health Administration.

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 220. Amounts made available under the “Med-
14 ical Services”, “Medical Support and Compliance”, “Med-
15 ical Facilities”, “General Operating Expenses, Veterans
16 Benefits Administration”, “General Administration”, and
17 “National Cemetery Administration” accounts for fiscal
18 year 2016 may be transferred to or from the “Information
19 Technology Systems” account: *Provided*, That, before a
20 transfer may take place, the Secretary of Veterans Affairs
21 shall request from the Committees on Appropriations of
22 both Houses of Congress the authority to make the trans-
23 fer and an approval is issued.

24 SEC. 221. None of the funds appropriated or other-
25 wise made available by this Act or any other Act for the

1 Department of Veterans Affairs may be used in a manner
2 that is inconsistent with: (1) section 842 of the Transpor-
3 tation, Treasury, Housing and Urban Development, the
4 Judiciary, the District of Columbia, and Independent
5 Agencies Appropriations Act, 2006 (Public Law 109–115;
6 119 Stat. 2506); or (2) section 8110(a)(5) of title 38,
7 United States Code.

8 SEC. 222. Of the amounts made available to the De-
9 partment of Veterans Affairs for fiscal year 2016, in this
10 Act or any other Act, under the “Medical Facilities” ac-
11 count for nonrecurring maintenance, not more than 20
12 percent of the funds made available shall be obligated dur-
13 ing the last 2 months of that fiscal year: *Provided*, That
14 the Secretary may waive this requirement after providing
15 written notice to the Committees on Appropriations of
16 both Houses of Congress.

17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 223. Of the amounts appropriated to the De-
19 partment of Veterans Affairs for fiscal year 2016 for
20 “Medical Services”, “Medical Support and Compliance”,
21 “Medical Facilities”, “Construction, Minor Projects”, and
22 “Information Technology Systems”, up to \$266,303,000,
23 plus reimbursements, may be transferred to the Joint De-
24 partment of Defense-Department of Veterans Affairs
25 Medical Facility Demonstration Fund, established by sec-

1 tion 1704 of the National Defense Authorization Act for
2 Fiscal Year 2010 (Public Law 111–84; 123 Stat. 3571)
3 and may be used for operation of the facilities designated
4 as combined Federal medical facilities as described by sec-
5 tion 706 of the Duncan Hunter National Defense Author-
6 ization Act for Fiscal Year 2009 (Public Law 110–417;
7 122 Stat. 4500): *Provided*, That additional funds may be
8 transferred from accounts designated in this section to the
9 Joint Department of Defense-Department of Veterans Af-
10 fairs Medical Facility Demonstration Fund upon written
11 notification by the Secretary of Veterans Affairs to the
12 Committees on Appropriations of both Houses of Con-
13 gress: *Provided further*, That section 223 of Title II of
14 Division I of Public Law 113–235 is repealed.

15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 224. Of the amounts appropriated to the De-
17 partment of Veterans Affairs which become available on
18 October 1, 2016, for “Medical Services”, “Medical Sup-
19 port and Compliance”, and “Medical Facilities”, up to
20 \$265,675,000, plus reimbursements, may be transferred
21 to the Joint Department of Defense-Department of Vet-
22 erans Affairs Medical Facility Demonstration Fund, es-
23 tablished by section 1704 of the National Defense Author-
24 ization Act for Fiscal Year 2010 (Public Law 111–84; 123
25 Stat. 3571) and may be used for operation of the facilities

1 designated as combined Federal medical facilities as de-
2 scribed by section 706 of the Duncan Hunter National De-
3 fense Authorization Act for Fiscal Year 2009 (Public Law
4 110–417; 122 Stat. 4500): *Provided*, That additional
5 funds may be transferred from accounts designated in this
6 section to the Joint Department of Defense-Department
7 of Veterans Affairs Medical Facility Demonstration Fund
8 upon written notification by the Secretary of Veterans Af-
9 fairs to the Committees on Appropriations of both Houses
10 of Congress.

11 (INCLUDING TRANSFER OF FUNDS)

12 SEC. 225. Such sums as may be deposited to the
13 Medical Care Collections Fund pursuant to section 1729A
14 of title 38, United States Code, for healthcare provided
15 at facilities designated as combined Federal medical facili-
16 ties as described by section 706 of the Duncan Hunter
17 National Defense Authorization Act for Fiscal Year 2009
18 (Public Law 110–417; 122 Stat. 4500) shall also be avail-
19 able: (1) for transfer to the Joint Department of Defense-
20 Department of Veterans Affairs Medical Facility Dem-
21 onstration Fund, established by section 1704 of the Na-
22 tional Defense Authorization Act for Fiscal Year 2010
23 (Public Law 111–84; 123 Stat. 3571); and (2) for oper-
24 ations of the facilities designated as combined Federal
25 medical facilities as described by section 706 of the Dun-

1 can Hunter National Defense Authorization Act for Fiscal
2 Year 2009 (Public Law 110–417; 122 Stat. 4500).

3 (TRANSFER OF FUNDS)

4 SEC. 226. Of the amounts available in this title for
5 “Medical Services”, “Medical Support and Compliance”,
6 and “Medical Facilities”, a minimum of \$15,000,000 shall
7 be transferred to the DOD–VA Health Care Sharing In-
8 centive Fund, as authorized by section 8111(d) of title 38,
9 United States Code, to remain available until expended,
10 for any purpose authorized by section 8111 of title 38,
11 United States Code.

12 (INCLUDING RESCISSIONS OF FUNDS)

13 SEC. 227. (a) Of the funds appropriated in division
14 I of Public Law 113–235, the following amounts which
15 become available on October 1, 2015, are hereby rescinded
16 from the following accounts in the amounts specified:

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

19 (2) “Department of Veterans Affairs, Medical
20 Support and Compliance”, \$150,000,000.

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

23 (b) In addition to amounts provided elsewhere in this
24 Act, an additional amount is appropriated to the following

1 accounts in the amounts specified to remain available until
2 September 30, 2017:

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

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

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

9 SEC. 228. The Secretary of the Department of Vet-
10 erans Affairs shall notify the Committees on Appropria-
11 tions of both Houses of Congress of all bid savings in
12 major construction projects that total at least \$5,000,000,
13 or 5 percent of the programmed amount of the project,
14 whichever is less: *Provided*, That such notification shall
15 occur within 14 days of a contract identifying the pro-
16 grammed amount: *Provided further*, That the Secretary
17 shall notify the Committees on Appropriations of both
18 Houses of Congress 14 days prior to the obligation of such
19 bid savings and shall describe the anticipated use of such
20 savings.

21 SEC. 229. The scope of work for a project included
22 in “Construction, Major Projects” may not be increased
23 above the scope specified for that project in the original
24 justification data provided to the Congress as part of the
25 request for appropriations.

1 SEC. 230. The Secretary of Veterans Affairs shall
2 submit to the Committees on Appropriations of both
3 Houses of Congress a quarterly report that contains the
4 following information from each Veterans Benefits Admin-
5 istration Regional Office: (1) the average time to complete
6 a disability compensation claim; (2) the number of claims
7 pending more than 125 days; (3) error rates; (4) the num-
8 ber of claims personnel; (5) any corrective action taken
9 within the quarter to address poor performance; (6) train-
10 ing programs undertaken; and (7) the number and results
11 of Quality Review Team audits: *Provided*, That each quar-
12 terly report shall be submitted no later than 30 days after
13 the end of the respective quarter.

14 SEC. 231. Of the funds provided to the Department
15 of Veterans Affairs for fiscal year 2016 for “Medical Serv-
16 ices” and “Medical Support and Compliance”, a maximum
17 of \$5,000,000 may be obligated from the “Medical Serv-
18 ices” account and a maximum of \$154,596,000 may be
19 obligated from the “Medical Support and Compliance” ac-
20 count for the VistA Evolution and electronic health record
21 interoperability projects: *Provided*, That funds in addition
22 to these amounts may be obligated for the VistA Evolution
23 and electronic health record interoperability projects upon
24 written notification by the Secretary of Veterans Affairs

1 to the Committees on Appropriations of both Houses of
2 Congress.

3 SEC. 232. The Secretary of Veterans Affairs shall
4 provide written notification to the Committees on Appro-
5 priations of both Houses of Congress 15 days prior to or-
6 ganizational changes which result in the transfer of 25 or
7 more full-time equivalents from one organizational unit of
8 the Department of Veterans Affairs to another.

9 SEC. 233. The Secretary of Veterans Affairs shall
10 provide on a quarterly basis to the Committees on Appro-
11 priations of both Houses of Congress notification of any
12 single national outreach and awareness marketing cam-
13 paign in which obligations exceed \$2,000,000.

14 SEC. 234. Not more than \$4,400,000 of the funds
15 provided in this Act under the heading “Department of
16 Veterans Affairs—Departmental Administration—Gen-
17 eral Administration” may be used for the Office of Con-
18 gressional and Legislative Affairs.

19 SEC. 235. None of the funds available to the Depart-
20 ment of Veterans Affairs, in this or any other Act, may
21 be used to replace the current system by which the Vet-
22 erans Integrated Service Networks select and contract for
23 diabetes monitoring supplies and equipment.

1 (RESCISSIONS OF FUNDS)

2 SEC. 236. Of the discretionary funds made available
3 in title II of division I of Public Law 113–235 for the
4 Department of Veterans Affairs for fiscal year 2016,
5 \$198,000,000 are rescinded from “Medical Services”,
6 \$42,000,000 are rescinded from “Medical Support and
7 Compliance”, and \$15,000,000 are rescinded from “Med-
8 ical Facilities”.

9 (RESCISSIONS OF FUNDS)

10 SEC. 237. (a) There is hereby rescinded an aggregate
11 amount of \$55,000,000 from the total budget authority
12 provided for fiscal year 2016 for discretionary accounts
13 of the Department of Veterans Affairs in—

14 (1) this Act; or

15 (2) any advance appropriation for fiscal year
16 2016 in prior appropriation Acts.

17 (b) The Secretary shall submit to the Committees on
18 Appropriations of both Houses of Congress a report speci-
19 fying the account and amount of each rescission not later
20 than 30 days following enactment of this Act.

21 (RESCISSION OF FUNDS)

22 SEC. 238. Of the unobligated balances available with-
23 in the “DOD-VA Health Care Sharing Incentive Fund”,
24 \$50,000,000 are hereby rescinded.

1 (RESCISSIONS OF FUNDS)

2 SEC. 239. Of the discretionary funds made available
3 in title II of division I of Public Law 113–235 for the
4 Department of Veterans Affairs for fiscal year 2015,
5 \$1,052,000 are rescinded from “General Administration”,
6 and \$5,000,000 are rescinded from “Construction, Minor
7 Projects”.

8 (RESCISSIONS OF FUNDS)

9 SEC. 240. (a) There is hereby rescinded an aggregate
10 amount of \$90,293,000 from prior year unobligated bal-
11 ances available within discretionary accounts of the De-
12 partment of Veterans Affairs;

13 (b) No funds may be rescinded from amounts pro-
14 vided under the following headings:

15 (1) “Medical Services”;

16 (2) “Medical and Prosthetic Research”;

17 (3) “National Cemetery Administration”;

18 (4) “Board of Veterans Appeals”;

19 (5) “General Operating Expenses, Veterans
20 Benefits Administration”;

21 (6) “Office of Inspector General”;

22 (7) “Grants for Construction of State Extended
23 Care Facilities”; and

24 (8) “Grants for Construction of Veterans Ceme-
25 teries”.

1 (c) No amounts may be rescinded from amounts that
2 were designated by the Congress as an emergency require-
3 ment pursuant to the Concurrent Resolution on the Budg-
4 et or the Balanced Budget and Emergency Deficit Control
5 Act of 1985, as amended.

6 (d) The Secretary shall submit to the Committees on
7 Appropriations of both Houses of Congress a report speci-
8 fying the account and amount of each rescission not later
9 than 30 days following enactment of this Act.

10 SEC. 241. Section 2302(a)(2)(A)(viii) of title 5,
11 United States Code, is amended by inserting “or under
12 title 38” after “of this title”.

13 SEC. 242. The Department of Veterans Affairs is au-
14 thorized to administer financial assistance grants and
15 enter into cooperative agreements with organizations, uti-
16 lizing a competitive selection process, to train and employ
17 homeless and at-risk veterans in natural resource con-
18 servation management.

19 SEC. 243. Section 312 of title 38, United States
20 Code, is amended by adding at the end the following new
21 subsection:

22 “(c)(1) Whenever the Inspector General, in carrying
23 out the duties and responsibilities established under the
24 Inspector General Act of 1978 (5 U.S.C. App.), issues a

1 work product that makes a recommendation or otherwise
2 suggests corrective action, the Inspector General shall—

3 “(A) submit the work product to—

4 “(i) the Secretary;

5 “(ii) the Committee on Veterans’ Af-
6 fairs, the Committee on Homeland Secu-
7 rity and Governmental Affairs, and the
8 Committee on Appropriations of the Sen-
9 ate;

10 “(iii) the Committee on Veterans’ Af-
11 fairs, the Committee on Oversight and
12 Government Reform, and the Committee
13 on Appropriations of the House of Rep-
14 resentatives;

15 “(iv) if the work product was initiated
16 upon request by an individual or entity
17 other than the Inspector General, that in-
18 dividual or entity; and

19 “(v) any Member of Congress upon
20 request; and

21 “(B) the Inspector General shall submit all
22 final work products to—

23 “(i) if the work product was initiated
24 upon request by an individual or entity

1 other than the Inspector General, that in-
2 dividual or entity; and

3 “(ii) any Member of Congress upon
4 request; and

5 “(C) not later than 3 days after the work
6 product is submitted in final form to the Sec-
7 retary, post the work product on the Internet
8 website of the Inspector General.

9 “(2) Nothing in this subsection shall be con-
10 strued to authorize the public disclosure of informa-
11 tion that is specifically prohibited from disclosure by
12 any other provision of law.”.

13 SEC. 244. None of the funds provided in this Act may
14 be used to pay the salary of any individual who (a) was
15 the Executive Director of the Office of Acquisition, Logis-
16 tics and Construction, and (b) who retired from Federal
17 service in the midst of an investigation, initiated by the
18 Department of Veterans Affairs, into delays and cost over-
19 runs associated with the design and construction of the
20 new medical center in Aurora, Colorado.

21 SEC. 245. Of the amounts appropriated or otherwise
22 made available to the Department of Veterans Affairs for
23 the “Medical Services” account for fiscal year 2016 in this
24 Act of any other Act, not less than \$10,000,000 shall be
25 used to hire additional caregiver support coordinators to

1 support the programs of assistance and support for care-
2 givers of veterans under section 1720G of title 38, United
3 States Code.

4 SEC. 246. None of the funds appropriated or other-
5 wise made available to the Department of Veterans Affairs
6 in this Act may be used in a manner that would—

7 (1) interfere with the ability of a veteran to
8 participate in a State-approved medicinal marijuana
9 program;

10 (2) deny any services from the Department to
11 a veteran who is participating in such a program; or

12 (3) limit or interfere with the ability of a health
13 care provider of the Department to make appro-
14 priate recommendations, fill out forms, or take steps
15 to comply with such a program.

16 TITLE III

17 RELATED AGENCIES

18 AMERICAN BATTLE MONUMENTS COMMISSION

19 SALARIES AND EXPENSES

20 For necessary expenses, not otherwise provided for,
21 of the American Battle Monuments Commission, including
22 the acquisition of land or interest in land in foreign coun-
23 tries; purchases and repair of uniforms for caretakers of
24 national cemeteries and monuments outside of the United
25 States and its territories and possessions; rent of office

1 and garage space in foreign countries; purchase (one-for-
2 one replacement basis only) and hire of passenger motor
3 vehicles; not to exceed \$7,500 for official reception and
4 representation expenses; and insurance of official motor
5 vehicles in foreign countries, when required by law of such
6 countries, \$75,100,000, to remain available until ex-
7 pended.

8 FOREIGN CURRENCY FLUCTUATIONS ACCOUNT

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

14 UNITED STATES COURT OF APPEALS FOR VETERANS

15 CLAIMS

16 SALARIES AND EXPENSES

17 For necessary expenses for the operation of the
18 United States Court of Appeals for Veterans Claims as
19 authorized by sections 7251 through 7298 of title 38,
20 United States Code, \$32,141,000: *Provided*, That
21 \$2,500,000 shall be available for the purpose of providing
22 financial assistance as described, and in accordance with
23 the process and reporting procedures set forth, under this
24 heading in Public Law 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 re-
8 placement on a one-for-one basis only, and not to exceed
9 \$1,000 for official reception and representation expenses,
10 \$70,800,000, of which not to exceed \$28,000,000 shall re-
11 main available until September 30, 2018. In addition,
12 such sums as may be necessary for parking maintenance,
13 repairs and replacement, to be derived from the "Lease
14 of Department of Defense Real Property for Defense
15 Agencies" account.

16 ARMED FORCES RETIREMENT HOME
17 TRUST FUND

18 For expenses necessary for the Armed Forces Retire-
19 ment Home to operate and maintain the Armed Forces
20 Retirement Home—Washington, District of Columbia,
21 and the Armed Forces Retirement Home—Gulfport, Mis-
22 sissippi, to be paid from funds available in the Armed
23 Forces Retirement Home Trust Fund, \$64,300,000, of
24 which \$1,000,000 shall remain available until expended
25 for construction and renovation of the physical plants at

1 the Armed Forces Retirement Home—Washington, Dis-
2 trict of Columbia, and the Armed Forces Retirement
3 Home—Gulfport, Mississippi.

4 ADMINISTRATIVE PROVISIONS

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

11 SEC. 302. Amounts deposited during the current fis-
12 cal year to the special account established under 10 U.S.C.
13 4727 are appropriated and shall be available until ex-
14 pended to support activities at the Army National Military
15 Cemeteries.

16 SEC. 303. For an additional amount for “Department
17 of Defense—Civil Cemeterial Expenses, Army” in this
18 title, \$30,000,000: *Provided*, That notwithstanding any
19 other provision of law, such funds may be transferred to
20 the Federal Highway Administration, Department of
21 Transportation, for construction of access roads adjacent
22 to Arlington National Cemetery to support land acqui-
23 sition for the expansion of the cemetery.

1 TITLE IV

2 GENERAL PROVISIONS

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

6 SEC. 402. None of the funds made available in this
7 Act may be used for any program, project, or activity,
8 when it is made known to the Federal entity or official
9 to which the funds are made available that the program,
10 project, or activity is not in compliance with any Federal
11 law relating to risk assessment, the protection of private
12 property rights, or unfunded mandates.

13 SEC. 403. Such sums as may be necessary for fiscal
14 year 2016 for pay raises for programs funded by this Act
15 shall be absorbed within the levels appropriated in this
16 Act.

17 SEC. 404. No part of any funds appropriated in this
18 Act shall be used by an agency of the executive branch,
19 other than for normal and recognized executive-legislative
20 relationships, for publicity or propaganda purposes, and
21 for the preparation, distribution, or use of any kit, pam-
22 phlet, booklet, publication, radio, television, or film presen-
23 tation designed to support or defeat legislation pending
24 before Congress, except in presentation to Congress itself.

1 SEC. 405. All departments and agencies funded under
2 this Act are encouraged, within the limits of the existing
3 statutory authorities and funding, to expand their use of
4 “E-Commerce” technologies and procedures in the con-
5 duct of their business practices and public service activi-
6 ties.

7 SEC. 406. Unless stated otherwise, all reports and no-
8 tifications required by this Act shall be submitted to the
9 Subcommittee on Military Construction and Veterans Af-
10 fairs, and Related Agencies of the Committee on Appro-
11 priations of the House of Representatives and the Sub-
12 committee on Military Construction and Veterans Affairs,
13 and Related Agencies of the Committee on Appropriations
14 of the Senate.

15 SEC. 407. None of the funds made available in this
16 Act may be transferred to any department, agency, or in-
17 strumentality of the United States Government except
18 pursuant to a transfer made by, or transfer authority pro-
19 vided in, this or any other appropriations Act.

20 SEC. 408. (a) Any agency receiving funds made avail-
21 able in this Act, shall, subject to subsections (b) and (c),
22 post on the public Web site of that agency any report re-
23 quired to be submitted by the Congress in this or any
24 other Act, upon the determination by the head of the agen-
25 cy that it shall serve the national interest.

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

2 (1) the public posting of the report com-
3 promises national security; or

4 (2) the report contains confidential or propri-
5 etary information.

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

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

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

18 SEC. 410. (a) IN GENERAL.—None of the funds ap-
19 propriated or otherwise made available to the Department
20 of Defense in this Act may be used to construct, renovate,
21 or expand any facility in the United States, its territories,
22 or possessions to house any individual detained at United
23 States Naval Station, Guantánamo Bay, Cuba, for the
24 purposes of detention or imprisonment in the custody or
25 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, Guantánamo 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, Guantánamo 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, Guantánamo Bay, Cuba.

15 This Act may be cited as the “Military Construction,
16 Veterans Affairs, and Related Agencies Appropriations
17 Act, 2016”.