

Suspend the Rules And Pass the Bill, H.R. 1402, With Amendments

(The amendments strike all after the enacting clause and insert a new text and a new title)

113TH CONGRESS
1ST SESSION

H. R. 1402

To amend title 38, United States Code, to extend the authorization of appropriations for the Secretary of Veterans Affairs to pay a monthly assistance allowance to disabled veterans training or competing for the Paralympic Team and the authorization of appropriations for the Secretary of Veterans Affairs to provide assistance to United States Paralympics, Inc.

IN THE HOUSE OF REPRESENTATIVES

MARCH 25, 2013

Mr. COFFMAN (for himself and Mr. TAKANO) introduced the following bill;
which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to extend the authorization of appropriations for the Secretary of Veterans Affairs to pay a monthly assistance allowance to disabled veterans training or competing for the Paralympic Team and the authorization of appropriations for the Secretary of Veterans Affairs to provide assistance to United States Paralympics, Inc.

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

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the
3 “VA Expiring Authorities Extension Act of 2013”.

4 (b) TABLE OF CONTENTS.—The table of contents for
5 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. References to title 38, United States Code.
- Sec. 3. Scoring of budgetary effects.
- Sec. 4. Extension of authorization of appropriations for payment of a monthly assistance allowance to disabled veterans training or competing in large-scale adaptive sports programs.
- Sec. 5. Reauthorization and modification of adaptive sports assistance program.
- Sec. 6. Extension of authority to transport certain individuals to and from Department of Veterans Affairs facilities.
- Sec. 7. Extension of authority for operation of the Department of Veterans Affairs regional office in Manila, the Republic of the Philippines.
- Sec. 8. Extension of requirement to provide nursing home care to certain veterans with service-connected disabilities.
- Sec. 9. Extension of treatment and rehabilitation services for seriously mentally ill and homeless veterans.
- Sec. 10. Extension of authority to provide housing assistance for homeless veterans.
- Sec. 11. Extension of authority for the Advisory Committee on Homeless Veterans.
- Sec. 12. Extension of authority for the Veterans’ Advisory Commission on Education.
- Sec. 13. Extension of requirements relating to vendee loans.
- Sec. 14. Extension of authority for the performance of medical disabilities examinations by contract physicians.

6 **SEC. 2. REFERENCES TO TITLE 38, UNITED STATES CODE.**

7 Except as otherwise expressly provided, whenever in
8 this Act an amendment or repeal is expressed in terms
9 of an amendment to, or repeal of, a section or other provi-
10 sion, the reference shall be considered to be made to a
11 section or other provision of title 38, United States Code.

12 **SEC. 3. SCORING OF BUDGETARY EFFECTS.**

13 The budgetary effects of this Act, for the purpose of
14 complying with the Statutory Pay-As-You-Go Act of 2010,

1 shall be determined by reference to the latest statement
2 titled “Budgetary Effects of PAYGO Legislation” for this
3 Act, submitted for printing in the Congressional Record
4 by the Chairman of the House Budget Committee, pro-
5 vided that such statement has been submitted prior to the
6 vote on passage.

7 **SEC. 4. EXTENSION OF AUTHORIZATION OF APPROPRIA-**
8 **TIONS FOR PAYMENT OF A MONTHLY ASSIST-**
9 **ANCE ALLOWANCE TO DISABLED VETERANS**
10 **TRAINING OR COMPETING IN LARGE-SCALE**
11 **ADAPTIVE SPORTS PROGRAMS.**

12 (a) REAUTHORIZATION AND USE OF CERTAIN
13 FUNDS.—Subsection (d)(4) of section 322 is amended by
14 striking “through 2013” and all that follows and inserting
15 “through 2015.”.

16 (b) COOPERATION WITH ORGANIZATION.—Sub-
17 section (b)(4) of such section is amended by striking “co-
18 operate with the United States Olympic Committee” and
19 all that follows through “its partners;” and inserting “co-
20 operate with entities with significant experience in man-
21 aging large-scale adaptive sports programs;”.

22 (c) APPLICABILITY TO COMMONWEALTHS AND TER-
23 RITORIES OF THE UNITED STATES.—Such section is fur-
24 ther amended by redesignating subsection (e) as sub-

1 section (f) and inserting after subsection (d) the following
2 new subsection (e):

3 “(e) APPLICABILITY TO COMMONWEALTHS AND TER-
4 RITORIES OF THE UNITED STATES.—The provisions of
5 this subsection shall apply in the same manner and to the
6 same degree as to the United States Olympic Committee
7 to the Paralympic sport entities the Secretary considers
8 appropriate to represent the interests of each of the fol-
9 lowing:

10 “(1) American Samoa.

11 “(2) Guam.

12 “(3) Puerto Rico.

13 “(4) The Northern Mariana Islands.

14 “(5) The United States Virgin Islands.”.

15 **SEC. 5. REAUTHORIZATION AND MODIFICATION OF ADAPT-**
16 **IVE SPORTS ASSISTANCE PROGRAM.**

17 (a) REAUTHORIZATION.—Subsection (a) of section
18 521A is amended to read as follows:

19 “(a) ADAPTIVE SPORTS PROGRAM.—(1) The Sec-
20 retary may carry out a program under which the Secretary
21 may make grants to eligible entities for planning, devel-
22 oping, managing, and implementing programs to provide
23 adaptive sports opportunities for disabled veterans and
24 disabled members of the Armed Forces.

1 “(2) For purposes of this section, an eligible entity
2 is an entity with significant experience in managing a
3 large-scale adaptive sports program.”.

4 (b) ADDITIONAL APPLICATION REQUIREMENTS.—
5 Subsection (c)(2)(A) of such section is amended—

6 (1) by striking “of all partnerships” and all
7 that follows through the end and inserting “of—”;
8 and

9 (2) by adding at the end the following new
10 clauses:

11 “(i) all partnerships referred to in para-
12 graph (3) at the national and local levels that
13 will be participating in such activities and the
14 amount of grant funds that the eligible entity
15 proposes to make available for each of such
16 partnerships;

17 “(ii) the anticipated personnel, travel, and
18 administrative costs that will be paid for by the
19 eligible entity using grant funds;

20 “(iii) the financial controls implemented by
21 the eligible entity, including methods to track
22 expenditures of grant funds;

23 “(iv) the performance metrics to be used
24 by the eligible entity to evaluate the effective-

1 ness of the activities to be carried out using
2 grant funds; and

3 “(v) the anticipated personnel, travel, and
4 administrative costs that will be paid for by
5 grantees under this subsection using grant
6 funds; and”.

7 (c) USE OF FUNDS FOR ADMINISTRATIVE EX-
8 PENSES.—Paragraph (4) of subsection (d) of such section
9 is amended to read as follows:

10 “(4)(A) At the discretion of the Secretary, an eligible
11 entity that receives a grant under this section may use
12 a portion of the grant for the administrative expenses and
13 personnel expenses of the eligible entity. The amount that
14 may be used for such expenses may not exceed—

15 “(i) in the case of a grant made for adaptive
16 sports opportunities taking place during fiscal year
17 2014, 10 percent of the total amount of the grant;

18 “(ii) in the case of a grant made for adaptive
19 sports opportunities taking place during fiscal year
20 2015, 7.5 percent of the total amount of the grant;
21 and

22 “(iii) in the case of a grant made for adaptive
23 sports opportunities taking place during any subse-
24 quent fiscal year, 5 percent of the total amount of
25 the grant.

1 “(B) For purposes of this paragraph, personnel ex-
2 penses include any costs associated with an employee of
3 the eligible entity other than reimbursement for time spent
4 by such an employee directly providing coaching or train-
5 ing for disabled veterans or members of the Armed
6 Forces.”.

7 (d) FUNDING.—Subsection (g) of such section is
8 amended—

9 (1) by striking “There is” and inserting “(1)
10 There is”;

11 (2) by striking “through 2013” and all that fol-
12 lows and inserting “through 2015.”; and

13 (3) by adding at the end the following new
14 paragraph:

15 “(2) Amounts appropriated pursuant to this sub-
16 section shall remain available without fiscal year limita-
17 tion.”.

18 (e) REAUTHORIZATION.—Subsection (l) of such sec-
19 tion is amended by striking “may not provide assistance
20 under this section after December 31, 2013” and inserting
21 “may only provide assistance under this section for adapt-
22 ive sports opportunities occurring during fiscal years 2010
23 through 2016”.

24 (f) COMPTROLLER GENERAL REPORT.—Not later
25 than 18 months after the date of the enactment of this

1 Act, the Comptroller General of the United States shall
2 submit to Congress a report on the use of the grants, if
3 any, awarded under section 521A of title 38, United
4 States Code, as amended by this section, during the first
5 program year that begins after the date of the enactment
6 of this Act. Such report shall include each of the following:

7 (1) An assessment of how the Secretary of Vet-
8 erans Affairs, eligible entities that received grants
9 under such section, and grantees under subsection
10 (c) of such section have provided adaptive sports op-
11 portunities to veterans and members of the Armed
12 Forces through grants awarded under such section.

13 (2) An assessment of how the Secretary over-
14 sees the use of funds provided under such section.

15 (3) A description of the benefit provided to vet-
16 erans and members of the Armed Forces through
17 programs and activities developed through grants
18 awarded under such section.

19 (g) TECHNICAL AND CONFORMING AMENDMENTS.—
20 Section 521A, as amended by this section, is further
21 amended—

22 (1) in subsection (b)—

23 (A) in the first sentence, by striking “the
24 United States Olympic Committee” and insert-
25 ing “an eligible entity”; and

1 (B) in the second sentence, by striking
2 “The United States Olympic Committee” and
3 inserting “An eligible entity that receives a
4 grant under this section”;

5 (2) in subsection (c)—

6 (A) in paragraph (1)—

7 (i) by striking “the United States
8 Olympic Committee” the first time it ap-
9 pears and inserting “an eligible entity”;
10 and

11 (ii) by striking “the United States
12 Olympic Committee” the second time it ap-
13 pears and inserting “the eligible entity”;
14 and

15 (B) in paragraphs (2) and (3), by striking
16 “the United States Olympic Committee” each
17 place it appears and inserting “the eligible enti-
18 ty”;

19 (3) in subsection (d)—

20 (A) in paragraph (1)—

21 (i) by striking “The United States
22 Olympic Committee” and inserting “An el-
23 ible entity that receives a grant under
24 this section,”;

1 (ii) by striking “a grant under this
2 section” and inserting “the grant”; and

3 (iii) by striking “the United States
4 Olympic Committee” and inserting “the el-
5 igible entity”; and

6 (B) in paragraph (5), by striking “the
7 United States Olympic Committee” and insert-
8 ing “an eligible entity that receives a grant
9 under this section”;

10 (4) in subsection (e)—

11 (A) by striking “the United States Olympic
12 Committee” and inserting “an eligible entity”;
13 and

14 (B) by striking “the integrated adaptive
15 sports program” and inserting “the adapted
16 sports opportunities funded by the grant”;

17 (5) in subsection (f), by striking “the integrated
18 adaptive sports program” and inserting “adapted
19 sports opportunities funded under this section”; and

20 (6) in subsection (j)—

21 (A) in paragraph (1)—

22 (i) by striking “the United States
23 Olympic Committee” the first place it ap-
24 pears and inserting “an eligible entity”;

1 (ii) by striking “the United States
2 Olympic Committee” the second place it
3 appears and inserting “the eligible entity”;

4 (iii) by striking “the integrated adapt-
5 ive sports program,” and inserting “the
6 adapted sports opportunities funded by the
7 grant,”; and

8 (iv) by striking “the integrated adapt-
9 ive sports program.” and inserting “such
10 opportunities and programs.”;

11 (B) by striking paragraph (3) and insert-
12 ing the following new paragraph (3):

13 “(3) If an eligible entity that receives a grant under
14 this section for any fiscal year does not submit the report
15 required by paragraph (1) for such fiscal year, the entity
16 shall not be eligible to receive a grant under this section
17 for the subsequent fiscal year.”; and

18 (7) by striking subsection (m).

19 (h) CLERICAL AMENDMENTS.—

20 (1) SECTION HEADING.—The heading of such
21 section is amended to read as follows:

22 “**§ 521A. Adaptive sports programs for disabled vet-**
23 **erans and members of the Armed Forces”.**

24 (2) TABLE OF SECTIONS.—The table of sections
25 at the beginning of chapter 5 is amended by striking

1 the item relating to section 521A and inserting the
2 following new item:

“512A. Adaptive sports programs for disabled veterans and members of the
Armed Forces.”.

3 (i) IMPLEMENTATION.—To ensure the uninterrupted
4 provision of adaptive sports for disabled veterans and dis-
5 abled members of the Armed Forces, any regulations that
6 the Secretary of Veterans Affairs determines are necessary
7 to implement the amendments made by this section may
8 be promulgated by interim final rules to ensure the award
9 of grants under section 521A of title 38, United States
10 Code, as amended by this section, before the end of fiscal
11 year 2014.

12 **SEC. 6. EXTENSION OF AUTHORITY TO TRANSPORT CER-**
13 **TAIN INDIVIDUALS TO AND FROM DEPART-**
14 **MENT OF VETERANS AFFAIRS FACILITIES.**

15 Section 111A(a)(2) is amended by striking “the date
16 that is one year after the date of the enactment of this
17 section” and inserting “December 31, 2014”.

18 **SEC. 7. EXTENSION OF AUTHORITY FOR OPERATION OF**
19 **THE DEPARTMENT OF VETERANS AFFAIRS**
20 **REGIONAL OFFICE IN MANILA, THE REPUB-**
21 **LIC OF THE PHILIPPINES.**

22 Section 315(b) is amended by striking “December 31,
23 2013” and inserting “December 31, 2014”.

1 **SEC. 8. EXTENSION OF REQUIREMENT TO PROVIDE NURS-**
2 **ING HOME CARE TO CERTAIN VETERANS**
3 **WITH SERVICE-CONNECTED DISABILITIES.**

4 Section 1710A(d) is amended by striking “December
5 31, 2013” and inserting “December 31, 2014”.

6 **SEC. 9. EXTENSION OF TREATMENT AND REHABILITATION**
7 **SERVICES FOR SERIOUSLY MENTALLY ILL**
8 **AND HOMELESS VETERANS.**

9 (a) **GENERAL TREATMENT.**—Section 2031(b) is
10 amended by striking “December 31, 2013” and inserting
11 “December 31, 2014”.

12 (b) **ADDITIONAL SERVICES AT CERTAIN LOCA-**
13 **TIONS.**—Section 2033(d) is amended by striking “Decem-
14 ber 31, 2013” and inserting “December 31, 2014”.

15 **SEC. 10. EXTENSION OF AUTHORITY TO PROVIDE HOUSING**
16 **ASSISTANCE FOR HOMELESS VETERANS.**

17 Section 2041(c) is amended by striking “December
18 31, 2013” and inserting “December 31, 2014”.

19 **SEC. 11. EXTENSION OF AUTHORITY FOR THE ADVISORY**
20 **COMMITTEE ON HOMELESS VETERANS.**

21 Section 2066(d) is amended by striking “December
22 31, 2013” and inserting “December 31, 2014”.

23 **SEC. 12. EXTENSION OF AUTHORITY FOR THE VETERANS’**
24 **ADVISORY COMMISSION ON EDUCATION.**

25 Section 3692(c) is amended by striking “December
26 31, 2013” and inserting “December 31, 2014”.

1 **SEC. 13. EXTENSION OF REQUIREMENTS RELATING TO**
2 **VENDEE LOANS.**

3 Section 3733(a)(7) is amended by striking “Sep-
4 tember 30, 2013” each place it appears and inserting
5 “September 30, 2014”.

6 **SEC. 14. EXTENSION OF AUTHORITY FOR THE PERFORM-**
7 **ANCE OF MEDICAL DISABILITIES EXAMINA-**
8 **TIONS BY CONTRACT PHYSICIANS.**

9 Section 704(c) of the Veterans Benefits Act of 2003
10 (Public Law 108–183; 38 U.S.C. 5101 note) is amended
11 by striking “December 31, 2013” and inserting “Decem-
12 ber 31, 2014”.

Amend the title so as to read: “A bill to amend title
38, United States Code, to extend certain expiring provi-
sions of law, and for other purposes.”.