

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 542  
OFFERED BY MS. BROWNLEY OF CALIFORNIA**

Strike all after the enacting clause and insert the following:

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

2 (a) SHORT TITLE.—This Act may be cited as the  
3 “Elizabeth Dole Home- and Community-Based Services  
4 for Veterans and Caregivers Act of 2023” or the “Eliza-  
5 beth Dole Home Care Act of 2023”.

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

- Sec. 1. Short title; table of contents.
- Sec. 2. Increase of expenditure cap for noninstitutional care alternatives to nursing home care.
- Sec. 3. Coordination with Program of All-Inclusive Care for the Elderly.
- Sec. 4. Home- and community-based services: programs.
- Sec. 5. Coordination with assistance and support services for caregivers.
- Sec. 6. Development of centralized website for program information.
- Sec. 7. Improvements relating to Homemaker and Home Health Aide program.
- Sec. 8. Reviews and other improvements relating to home- and community-based services.
- Sec. 9. Definitions.

**8 SEC. 2. INCREASE OF EXPENDITURE CAP FOR NONINSTITU-  
9 TIONAL CARE ALTERNATIVES TO NURSING  
10 HOME CARE.**

11 (a) INCREASE OF EXPENDITURE CAP.—Section  
12 1720C(d) of title 38, United States Code, is amended—

1           (1) by striking “The total cost” and inserting  
2           “(1) Except as provided in paragraph (2), the total  
3           cost”;

4           (2) by striking “65 percent” and inserting “100  
5           percent”; and

6           (3) by adding at the end the following new  
7           paragraph:

8           “(2)(A) The total cost of providing services or in-kind  
9           assistance in the case of any veteran described in subpara-  
10          graph (B) for any fiscal year under the program may ex-  
11          ceed 100 percent of the cost that would otherwise have  
12          been incurred as specified in paragraph (1) if the Sec-  
13          retary determines, based on a consideration of clinical  
14          need, geographic market factors, and such other matters  
15          as the Secretary may prescribe through regulation, that  
16          such higher total cost is in the best interest of the veteran.

17          “(B) A veteran described in this subparagraph is a  
18          veteran with amyotrophic lateral sclerosis, a spinal cord  
19          injury, or a condition the Secretary determines to be simi-  
20          lar to such conditions.”.

21          (b) APPLICABILITY.—The amendments made by sub-  
22          section (a) shall apply with respect to fiscal years begin-  
23          ning on or after the date of the enactment of this Act.

1 **SEC. 3. COORDINATION WITH PROGRAM OF ALL-INCLUSIVE**  
2 **CARE FOR THE ELDERLY.**

3 Section 1720C of title 38, United States Code, as  
4 amended by section 2, is further amended by adding at  
5 the end the following new subsection:

6 “(f) In furnishing services to a veteran under the pro-  
7 gram conducted pursuant to subsection (a), if a medical  
8 center of the Department through which such program is  
9 administered is located in a geographic area in which serv-  
10 ices are available to the veteran under a PACE program  
11 (as such term is defined in sections 1894(a)(2) and  
12 1934(a)(2) of the Social Security Act (42 U.S.C.  
13 1395eee(a)(2); 1396u-4(a)(2))), the Secretary shall seek  
14 to enter into an agreement with the PACE program oper-  
15 ating in that area for the furnishing of such services.”.

16 **SEC. 4. HOME- AND COMMUNITY-BASED SERVICES: PRO-**  
17 **GRAMS.**

18 (a) PROGRAMS.—Chapter 17 of title 38, United  
19 States Code, is amended by inserting after section 1720J  
20 the following new section (and conforming the table of sec-  
21 tions at the beginning of such chapter accordingly):

22 **“§ 1720K. Home- and community-based services: pro-**  
23 **grams**

24 “(a) IN GENERAL.—In furnishing noninstitutional al-  
25 ternatives to nursing home care pursuant to the authority  
26 of section 1720C of this title (or any other authority under

1 this chapter or other provision of law administered by the  
2 Secretary of Veterans Affairs), the Secretary shall carry  
3 out each of the programs specified in this section in ac-  
4 cordance with such relevant authorities except as other-  
5 wise provided in this section.

6 “(b) VETERAN-DIRECTED CARE PROGRAM.—(1) The  
7 Secretary of Veterans Affairs, in collaboration with the  
8 Secretary of Health and Human Services, shall carry out  
9 a program to be known as the ‘Veteran-Directed Care pro-  
10 gram’. Under such program, the Secretary of Veterans Af-  
11 fairs may enter into agreements with the providers de-  
12 scribed in paragraph (2) to provide to eligible veterans  
13 funds, to the extent practicable, to obtain such in-home  
14 care services and related items as may be determined ap-  
15 propriate by the Secretary of Veterans Affairs and selected  
16 by the veteran, including through the veteran hiring indi-  
17 viduals to provide such services and items or directly pur-  
18 chasing such services and items.

19 “(2) The providers described in this paragraph are  
20 the following:

21 “(A) An Aging and Disability Resource Center,  
22 an area agency on aging, or a State agency.

23 “(B) A center for independent living.

1           “(C) An Indian tribe or tribal organization re-  
2           ceiving assistance under title VI of the Older Ameri-  
3           cans Act of 1965 (42 U.S.C. 3057 et seq.).

4           “(3) In carrying out the Veteran-Directed Care pro-  
5           gram, the Secretary of Veterans Affairs shall—

6           “(A) administer such program through each  
7           medical center of the Department of Veterans Af-  
8           fairs;

9           “(B) seek to ensure the availability of such pro-  
10          gram in American Samoa, Guam, the Common-  
11          wealth of the Northern Mariana Islands, the Com-  
12          monwealth of Puerto Rico, the Virgin Islands of the  
13          United States, and any other territory or possession  
14          of the United States, to the extent practicable; and

15          “(C) seek to ensure the availability of such pro-  
16          gram for eligible veterans who are Native American  
17          veterans receiving care and services furnished by the  
18          Indian Health Service, a tribal health program, an  
19          Urban Indian organization, or (in the case of a Na-  
20          tive Hawaiian veteran) a Native Hawaiian health  
21          care system, to the extent practicable.

22          “(4) If a veteran participating in the Veteran-Di-  
23          rected Care program is catastrophically disabled, the vet-  
24          eran may continue to use funds under the program during  
25          a period of hospitalization in the same manner that the

1 veteran would be authorized to use such funds under the  
2 program if the veteran were not hospitalized.

3 “(c) **HOMEMAKER AND HOME HEALTH AIDE PRO-**  
4 **GRAM.**—(1) The Secretary shall carry out a program to  
5 be known as the ‘Homemaker and Home Health Aide pro-  
6 gram’ under which the Secretary may enter into agree-  
7 ments with home health agencies to provide to eligible vet-  
8 erans such home health aide services as may be deter-  
9 mined appropriate by the Secretary.

10 “(2) In carrying out the Homemaker and Home  
11 Health Aide program, the Secretary shall, to the extent  
12 practicable, ensure the availability of such program—

13 “(A) in the locations specified in subparagraph  
14 (B) of subsection (b)(3); and

15 “(B) for the veteran populations specified in  
16 subparagraph (C) of such subsection.

17 “(d) **HOME-BASED PRIMARY CARE PROGRAM.**—The  
18 Secretary shall carry out a program to be known as the  
19 ‘Home-Based Primary Care program’ under which the  
20 Secretary may furnish to eligible veterans in-home health  
21 care, the provision of which is overseen by a provider of  
22 the Department.

23 “(e) **PURCHASED SKILLED HOME CARE PROGRAM.**—  
24 The Secretary shall carry out a program to be known as  
25 the ‘Purchased Skilled Home Care program’ under which

1 the Secretary may furnish to eligible veterans such in-  
2 home care services as may be determined appropriate and  
3 selected by the Secretary for the veteran.

4 “(f) CAREGIVER SUPPORT.—(1) With respect to a  
5 resident eligible caregiver of a veteran participating in a  
6 program under this section, the Secretary shall—

7 “(A) if the veteran meets the requirements of  
8 a covered veteran under section 1720G(b) of this  
9 title, provide to such caregiver the option of enroll-  
10 ing in the program of general caregiver support serv-  
11 ices under such section;

12 “(B) provide to such caregiver covered respite  
13 care of not less than 30 days annually; and

14 “(C) conduct on an annual basis (and, to the  
15 extent practicable, in connection with in-person serv-  
16 ices provided under the program in which the vet-  
17 eran is participating), a wellness contact of such  
18 caregiver.

19 “(2) Covered respite care provided to a resident eligi-  
20 ble caregiver of a veteran under paragraph (1) may exceed  
21 30 days annually if such extension is requested by the resi-  
22 dent eligible caregiver or veteran and determined medi-  
23 cally appropriate by the Secretary.

24 “(g) RULE OF CONSTRUCTION.—Nothing in this sec-  
25 tion shall be construed to limit the authority of the Sec-

1 retary to carry out programs providing home- and commu-  
2 nity-based services under any other provision of law.

3 “(h) DEFINITIONS.—In this section:

4 “(1) The terms ‘Aging and Disability Resource  
5 Center’, ‘area agency on aging’, and ‘State agency’  
6 have the meanings given those terms in section 102  
7 of the Older Americans Act of 1965 (42 U.S.C.  
8 3002).

9 “(2) The terms ‘caregiver’ and ‘family care-  
10 giver’, with respect to a veteran, have the meanings  
11 given those terms, respectively, under subsection (e)  
12 of section 1720G of this title with respect to an eli-  
13 gible veteran under subsection (a) of such section or  
14 a covered veteran under subsection (b) of such sec-  
15 tion, as the case may be.

16 “(3) The term ‘center for independent living’  
17 has the meaning given that term in section 702 of  
18 the Rehabilitation Act of 1973 (29 U.S.C. 796a).

19 “(4) The term ‘covered respite care’ has the  
20 meaning given such term in section 1720G(d) of this  
21 title.

22 “(5) The term ‘eligible veteran’ means any vet-  
23 eran—

24 “(A) for whom the Secretary determines  
25 participation in a specific program under this



1 section is medically necessary to promote, pre-  
2 serve, or restore the health of the veteran; and

3 “(B) who absent such participation would  
4 be at increased risk for hospitalization, place-  
5 ment in a nursing home, or emergency room  
6 care.

7 “(6) The term ‘home health aide’ means an in-  
8 dividual employed by a home health agency to pro-  
9 vide in-home care services.

10 “(7) The term ‘in-home care service’ means any  
11 service, including a personal care service, provided to  
12 enable the recipient of such service to live at home.

13 “(8) The terms ‘Indian tribe’ and ‘tribal organi-  
14 zation’ have the meanings given those terms in sec-  
15 tion 4 of the Indian Self-Determination and Edu-  
16 cation Assistance Act (25 U.S.C. 5304).

17 “(9) The terms ‘Native American’ and ‘Native  
18 American veteran’ have the meanings given those  
19 terms in section 3765 of this title.

20 “(10) The terms ‘Native Hawaiian’ and ‘Native  
21 Hawaiian health care system’ have the meanings  
22 given those terms in section 12 of the Native Hawai-  
23 ian Health Care Improvement Act (42 U.S.C.  
24 11711).

1           “(11) The terms ‘tribal health programs’ and  
2           ‘Urban Indian organizations’ have the meanings  
3           given those terms in section 4 of the Indian Health  
4           Care Improvement Act (25 U.S.C. 1603).

5           “(12) The term ‘resident eligible caregiver’  
6           means an individual who—

7                   “(A) is a caregiver, or a family caregiver,  
8                   of a veteran and resides with that veteran; and

9                   “(B) has not entered into a contract,  
10                  agreement, or other arrangement for such indi-  
11                  vidual to act as a caregiver for that veteran un-  
12                  less such individual is a family member of the  
13                  veteran or is furnishing caregiver services  
14                  through a medical foster home.”.

15          (b) DEADLINE FOR IMPROVED ADMINISTRATION.—  
16          The Secretary of Veterans Affairs shall ensure that the  
17          Veteran-Directed Care program and the Homemaker and  
18          Home Health Aide program are administered through  
19          each medical center of the Department of Veterans Affairs  
20          in accordance with section 1720K of title 38, United  
21          States Code (as added by subsection (a)), by not later  
22          than two years after the date of the enactment of this Act.

1 **SEC. 5. COORDINATION WITH ASSISTANCE AND SUPPORT**  
2 **SERVICES FOR CAREGIVERS.**

3 (a) COORDINATION WITH PROGRAM OF COMPREHEN-  
4 SIVE ASSISTANCE FOR FAMILY CAREGIVERS.—

5 (1) COORDINATION.—Section 1720G(a) of title  
6 38, United States Code, is amended by adding at  
7 the end the following new paragraph:

8 “(14)(A) In the case of a veteran or caregiver who  
9 seeks services under this subsection and is denied such  
10 services, or a veteran or the family caregiver of a veteran  
11 who is discharged from the program under this subsection,  
12 the Secretary shall—

13 “(i) if the veteran meets the requirements of a  
14 covered veteran under subsection (b), provide to  
15 such caregiver the option of enrolling in the program  
16 of general caregiver support services under such sub-  
17 section;

18 “(ii) assess the veteran or caregiver for partici-  
19 pation in any other available program of the Depart-  
20 ment for home- and community-based services (in-  
21 cluding the programs specified in section 1720K of  
22 this title) for which the veteran or caregiver may be  
23 eligible and, with respect to the veteran, store (and  
24 make accessible to the veteran) the results of such  
25 assessment in the electronic medical record of the  
26 veteran; and

1           “(iii) provide to the veteran or caregiver written  
2 information on any such program identified pursu-  
3 ant to the assessment under clause (ii), including in-  
4 formation about facilities, eligibility requirements,  
5 and relevant contact information for each such pro-  
6 gram.

7           “(B) For each veteran or family caregiver who is dis-  
8 charged from the program under this subsection, a care-  
9 giver support coordinator shall provide for a smooth and  
10 personalized transition from such program to an appro-  
11 priate program of the Department for home- and commu-  
12 nity-based services (including the programs specified in  
13 section 1720K of this title), including by integrating care-  
14 giver support across programs.”.

15           (2) APPLICABILITY.—The amendments made  
16 by paragraph (1) shall apply with respect to denials  
17 and discharges occurring on or after the date that  
18 is 180 days after the date of the enactment of this  
19 Act.

20           (3) TECHNICAL AND CONFORMING AMEND-  
21 MENTS.—Section 1720G(d) of such title is amend-  
22 ed—

23           (A) by striking “or a covered veteran”  
24 each place it appears and inserting “, a veteran  
25 denied or discharged as specified in paragraph

1 (14) of such subsection, or a covered veteran”;  
2 and

3 (B) by striking “under subsection (a),  
4 means” each place it appears and inserting  
5 “under subsection (a) or a veteran denied or  
6 discharged as specified in paragraph (14) of  
7 such subsection, means”.

8 (b) CONFORMITY OF RESPITE CARE ACROSS PRO-  
9 GRAMS.—Section 1720G of title 38, United States Code,  
10 as amended by subsection (a)(3), is further amended—

11 (1) in subsection (a)(3)—

12 (A) by amending subparagraph (A)(ii)(III)  
13 to read as follows:

14 “(III) covered respite care of not less than  
15 30 days annually;” and

16 (B) by striking subparagraph (B) and re-  
17 designating subparagraphs (C) and (D) as sub-  
18 paragraphs (B) through (C), respectively; and

19 (2) by amending subsection (b)(3)(A)(iii) to  
20 read as follows:

21 “(iii) Covered respite care of not less than 30  
22 days annually.”; and

23 (3) in subsection (d)—

1 (A) by redesignating paragraphs (2)  
2 through (4) as paragraphs (3) through (5), re-  
3 spectively; and

4 (B) by inserting after paragraph (1) the  
5 following new paragraph:

6 “(2) The term ‘covered respite care’ means,  
7 with respect to a caregiver of a veteran, respite care  
8 under section 1720B of this title that—

9 “(A) is medically and age appropriate for  
10 the veteran (including 24-hour per day care of  
11 the veteran commensurate with the care pro-  
12 vided by the caregiver); and

13 “(B) includes in-home care.”.

14 (c) REVIEW RELATING TO CAREGIVER CONTACT.—  
15 The Secretary shall conduct a review of the capacity of  
16 the Department to establish a streamlined system for con-  
17 tacting all caregivers enrolled in the program of general  
18 caregiver support services under section 1720G(b) of title  
19 38, United States Code, to provide to such caregivers pro-  
20 gram updates and alerts relating to emerging services for  
21 which such caregivers may be eligible.

22 **SEC. 6. DEVELOPMENT OF CENTRALIZED WEBSITE FOR**  
23 **PROGRAM INFORMATION.**

24 (a) CENTRALIZED WEBSITE.—The Secretary shall  
25 develop and maintain a centralized and publically acces-

1 sible internet website of the Department as a clearing-  
2 house for information and resources relating to covered  
3 programs.

4 (b) CONTENTS.—The website under subsection (a)  
5 shall contain the following:

6 (1) A description of each covered program.

7 (2) An informational assessment tool that—

8 (A) explains the administrative eligibility,  
9 if applicable, of a veteran, or a caregiver of a  
10 veteran, for any covered program; and

11 (B) provides information, as a result of  
12 such explanation, on any covered program for  
13 which the veteran or caregiver (as the case may  
14 be) may be eligible.

15 (3) A list of required procedures for the direc-  
16 tors of the medical facilities of the Department to  
17 follow in determining the eligibility and suitability of  
18 veterans for participation in a covered program, in-  
19 cluding procedures applicable to instances in which  
20 the resource constraints of a facility (or of a commu-  
21 nity in which a facility is located) may result in the  
22 inability to address the health needs of a veteran  
23 under a covered program in a timely manner.

1 (c) UPDATES.—The Secretary shall ensure the  
2 website under subsection (a) is updated on a periodic  
3 basis.

4 **SEC. 7. IMPROVEMENTS RELATING TO HOMEMAKER AND**  
5 **HOME HEALTH AIDE PROGRAM.**

6 (a) PILOT PROGRAM FOR COMMUNITIES WITH  
7 SHORTAGE OF HOME HEALTH AIDES.—

8 (1) PROGRAM.—Beginning not later than 18  
9 months after the date of the enactment of this Act,  
10 the Secretary shall carry out a three-year pilot pro-  
11 gram under which the Secretary shall provide home-  
12 maker and home health aide services to veterans  
13 who reside in communities with a shortage of home  
14 health aides.

15 (2) LOCATIONS.—The Secretary shall select not  
16 fewer than five geographic locations in which the  
17 Secretary determines there is a shortage of home  
18 health aides at which to carry out the pilot program  
19 under paragraph (1).

20 (3) NURSING ASSISTANTS.—

21 (A) IN GENERAL.—In carrying out the  
22 pilot program under paragraph (1), the Sec-  
23 retary may hire nursing assistants as new em-  
24 ployees of the Department of Veterans Affairs,  
25 or reassign nursing assistants who are existing



1 employees of the Department, to provide to vet-  
2 erans in-home care services (including basic  
3 tasks authorized by the State certification of  
4 the nursing assistant) under the pilot program,  
5 in lieu of or in addition to the provision of such  
6 services through non-Department home health  
7 aides.

8 (B) RELATIONSHIP TO HOME-BASED PRI-  
9 MARY CARE PROGRAM.—Nursing assistants  
10 hired or reassigned under subparagraph (A)  
11 may provide services to a veteran under the  
12 pilot program under paragraph (1) while serv-  
13 ing as part of a health care team for the vet-  
14 eran under the Home-Based Primary Care pro-  
15 gram.

16 (4) REPORT TO CONGRESS.—Not later than one  
17 year after the date on which the Secretary deter-  
18 mines the pilot program under paragraph (1) has  
19 terminated, the Secretary shall submit to the Com-  
20 mittees on Veterans' Affairs of the House of Rep-  
21 resentatives and the Senate a report on the result of  
22 the pilot program.

23 (b) REPORT ON USE OF FUNDS.—Not later than one  
24 year after the date of the enactment of this Act, the Sec-  
25 retary of Veterans Affairs shall submit to the Committees

1 on Veterans' Affairs of the House of Representatives and  
2 the Senate a report containing, with respect to the period  
3 beginning in fiscal year 2012 and ending in fiscal year  
4 2023, the following:

5 (1) An identification of the amount of funds  
6 that were included in a budget of the Department of  
7 Veterans Affairs during such period for the provision  
8 of in-home care to veterans under the Homemaker  
9 and Home Health Aide program but were not ex-  
10 pended for such provision, disaggregated by medical  
11 center of the Department for which such unex-  
12 pended funds were budgeted (if such disaggregation  
13 is possible).

14 (2) To the extent practicable, an identification  
15 of the number of veterans for whom, during such pe-  
16 riod, the hours during which a home health aide was  
17 authorized to provide services to the veteran under  
18 the Homemaker and Home Health Aide program  
19 were reduced for a reason other than a change in  
20 the health care needs of the veteran, and a detailed  
21 description of the reasons why any such reductions  
22 may have occurred.

23 (c) UPDATED GUIDANCE ON PROGRAM.—Not later  
24 than one year after the date of the enactment of this Act,  
25 the Secretary shall issue updated guidance for the Home-

1 maker and Home Health Aide program. Such updated  
2 guidance shall include the following:

3 (1) A process for the transition of veterans  
4 from the Homemaker and Home Health Aide pro-  
5 gram to other covered programs.

6 (2) A requirement for the directors of the med-  
7 ical facilities of the Department to complete such  
8 process whenever a veteran with care needs has been  
9 denied services from home health agencies under the  
10 Homemaker and Home Health Aide program as a  
11 result of the clinical needs or behavioral issues of the  
12 veteran.

13 **SEC. 8. REVIEWS AND OTHER IMPROVEMENTS RELATING**  
14 **TO HOME- AND COMMUNITY-BASED SERV-**  
15 **ICES.**

16 (a) OFFICE OF GERIATRIC AND EXTENDED CARE.—

17 (1) REVIEW OF PROGRAMS.—The Under Sec-  
18 retary for Health of the Department of Veterans Af-  
19 fairs shall conduct a review of each program admin-  
20 istered through the Office of Geriatric and Extended  
21 Care of the Department, or successor office, to—

22 (A) ensure consistency in program man-  
23 agement;

24 (B) eliminate service gaps at the medical  
25 center level; and

1 (C) ensure the availability of, and the ac-  
2 cess by veterans to, home- and community-  
3 based services.

4 (2) ASSESSMENT OF STAFFING NEEDS.—The  
5 Secretary of Veterans Affairs shall conduct an as-  
6 sessment of the staffing needs of the Office of Geri-  
7 atric and Extended Care of the Department of Vet-  
8 erans Affairs, or successor office.

9 (3) GOALS FOR GEOGRAPHIC ALIGNMENT OF  
10 CARE.—

11 (A) ESTABLISHMENT OF GOALS.—The Di-  
12 rector of the Office of Geriatric and Extended  
13 Care, or successor office, shall establish quan-  
14 titative goals to enable aging or disabled vet-  
15 erans who are not located near medical centers  
16 of the Department to access extended care serv-  
17 ices (including by improving access to home-  
18 and community-based services for such vet-  
19 erans).

20 (B) IMPLEMENTATION TIMELINE.—Each  
21 goal established under subparagraph (A) shall  
22 include a timeline for the implementation of the  
23 goal at each medical center of the Department.

24 (4) GOALS FOR IN-HOME SPECIALTY CARE.—  
25 The Director of the Office of Geriatric and Extended

1 Care, or successor office, shall establish quantitative  
2 goals to address the specialty care needs of veterans  
3 through in-home care, including by ensuring the  
4 education of home health aides and caregivers of vet-  
5 erans in the following areas:

6 (A) Dementia care.

7 (B) Care for spinal cord injuries and dis-  
8 eases.

9 (C) Ventilator care.

10 (D) Other speciality care areas as deter-  
11 mined by the Secretary.

12 (5) REPORT TO CONGRESS.—Not later than one  
13 year after the date of the enactment of this Act, the  
14 Secretary shall submit to the Committees on Vet-  
15 erans' Affairs of the House of Representatives and  
16 the Senate a report containing the findings of the  
17 review under paragraph (1), the results of the as-  
18 sessment under paragraph (2), and the goals estab-  
19 lished under paragraphs (3) and (4).

20 (b) REVIEW OF INCENTIVES AND EFFORTS RELAT-  
21 ING TO HOME- AND COMMUNITY-BASED SERVICES.—

22 (1) REVIEW.—The Secretary of Veterans Af-  
23 fairs shall conduct a review of the following:

24 (A) The financial and organizational incen-  
25 tives for the directors of medical centers of the

1 Department to establish or expand covered pro-  
2 grams at such medical centers.

3 (B) Any incentives for such directors to  
4 provide to veterans home- and community-based  
5 services in lieu of institutional care.

6 (C) The efforts taken by the Secretary to  
7 enhance spending of the Department for ex-  
8 tended care by shifting the balance of such  
9 spending from institutional care to home- and  
10 community-based services.

11 (D) The plan of the Under Secretary for  
12 Health of the Department to accelerate efforts  
13 to enhance spending as specified in subpara-  
14 graph (C), to match the progress of similar ef-  
15 forts taken by the Administrator of the Centers  
16 for Medicare & Medicaid Services with respect  
17 to spending of the Centers for Medicare & Med-  
18 icaid Services for extended care.

19 (2) REPORT TO CONGRESS.—Not later than one  
20 year after the date of the enactment of this Act, the  
21 Secretary shall submit to the Committees on Vet-  
22 erans' Affairs of the House of Representatives and  
23 the Senate a report on the findings of the review  
24 under paragraph (1).

1           (c) REVIEW OF RESPITE CARE SERVICES.—Not later  
2 than two years after the date of the enactment of this Act,  
3 the Secretary of Veterans Affairs shall conduct a review  
4 of the use, availability, and effectiveness, of the respite  
5 care services furnished by the Secretary under chapter 17  
6 of title 38, United States Code.

7           (d) COLLABORATION TO IMPROVE HOME- AND COM-  
8 MUNITY-BASED SERVICES.—

9                   (1) REPORT ON EXPANSION OF CERTAIN MEN-  
10 TAL HEALTH SERVICES.—

11                           (A) REPORT.—Not later than two years  
12 after the date of the enactment of this Act, the  
13 Secretary of Veterans Affairs, in collaboration  
14 with the Secretary of Health and Human Serv-  
15 ices, shall submit to the Committees on Vet-  
16 erans' Affairs of the House of Representatives  
17 and the Senate a report containing rec-  
18 ommendations for the expansion of mental  
19 health services and related support to the care-  
20 givers of veterans.

21                           (B) MATTERS INCLUDED.—The report  
22 under subparagraph (A) shall include an assess-  
23 ment of the feasibility and advisability of au-  
24 thorizing access to Vet Centers by—

1 (i) family caregivers enrolled in a pro-  
2 gram under section 1720G of title 38,  
3 United States Code; and

4 (ii) family caregivers of veterans par-  
5 ticipating in a program specified in section  
6 1720K of such title, as added by section 4.

7 (2) RECOMMENDATIONS.—

8 (A) DEVELOPMENT.—The Secretary of  
9 Veterans Affairs shall develop recommendations  
10 as follows:

11 (i) With respect to home- and commu-  
12 nity-based services for veterans, the Sec-  
13 retary of Veterans Affairs shall develop  
14 recommendations regarding new services  
15 (in addition to those furnished as of the  
16 date of the enactment of this Act) in col-  
17 laboration with the Secretary of Health  
18 and Human Services.

19 (ii) With respect to the national short-  
20 age of home health aides, the Secretary of  
21 Veterans Affairs shall develop rec-  
22 ommendations regarding methods to ad-  
23 dress such shortage in collaboration with  
24 the Secretary of Health and Human Serv-  
25 ices and the Secretary of Labor.



1 (B) SUBMISSION TO CONGRESS.—The Sec-  
2 retary of Veterans Affairs shall submit to the  
3 Committees on Veterans' Affairs of the House  
4 of Representatives and the Senate a report con-  
5 taining the recommendations developed under  
6 subparagraph (A) and an identification of any  
7 changes in existing law or new statutory au-  
8 thority necessary to implement the rec-  
9 ommendations, as determined by the Secretary.

10 (C) CONSULTATION WITH SECRETARY OF  
11 LABOR.—In carrying out this paragraph, the  
12 Secretary of Veterans Affairs shall consult with  
13 the Secretary of Labor.

14 (3) FEEDBACK AND RECOMMENDATIONS ON  
15 CAREGIVER SUPPORT.—

16 (A) FEEDBACK AND RECOMMENDA-  
17 TIONS.—The Secretary of Veterans Affairs shall  
18 solicit from the entities described in subpara-  
19 graph (B) feedback and recommendations re-  
20 garding opportunities for the Secretary to en-  
21 hance home- and community-based services for  
22 veterans and the caregivers of veterans, includ-  
23 ing through the potential provision by the entity  
24 of care and respite services to veterans and  
25 caregivers who may not be eligible for any pro-

1           gram under section 1720G of title 38, United  
2           States Code, or section 1720K of such title (as  
3           added by section 4), but have a need for assist-  
4           ance.

5                   (B) COVERED ENTITIES.—The entities de-  
6           scribed in this subparagraph are veterans serv-  
7           ice organizations and nonprofit organizations  
8           with a focus on caregiver support (as deter-  
9           mined by the Secretary).

10           (4) COLLABORATION FOR NATIVE AMERICAN  
11           VETERANS.—The Secretary of Veterans Affairs shall  
12           collaborate with the Director of the Indian Health  
13           Service and representatives from tribal health pro-  
14           grams and Urban Indian organizations to ensure the  
15           availability of home- and community-based services  
16           for Native American veterans, including Native  
17           American veterans receiving health care and medical  
18           services under multiple health care systems.

19 **SEC. 9. MODIFICATION OF CERTAIN HOUSING LOAN FEES.**

20           The loan fee table in section 3729(b)(2) of title 38,  
21           United States Code, is amended by striking “November  
22           14, 2031” each place it appears and inserting “January  
23           26, 2032”.

24 **SEC. 10. DEFINITIONS.**

25           In this Act:

1           (1) The terms “caregiver” and “family care-  
2           giver” have the meanings given those terms under  
3           section 1720K(h) of title 38, United States Code (as  
4           added by section 4).

5           (2) The term “covered program”—

6                 (A) means any program of the Department  
7                 of Veterans Affairs for home- and community-  
8                 based services; and

9                 (B) includes the programs specified in sec-  
10                tion 1720K of title 38, United States Code (as  
11                added by section 4).

12           (3) The term “home- and community-based  
13           services”—

14                 (A) means the services referred to in sec-  
15                 tion 1701(6)(E) of title 38, United States Code;  
16                 and

17                 (B) includes services furnished under a  
18                 program specified in section 1720K of such title  
19                 (as added by section 4).

20           (4) The terms “Home-Based Primary Care pro-  
21           gram”, “Homemaker and Home Health Aide pro-  
22           gram”, and “Veteran-Directed Care program” mean  
23           the programs of the Department of Veterans Affairs  
24           specified in subsection (d), (c), and (b) of such sec-  
25           tion 1720K, respectively.

1           (5) The terms “home health aide”, “Native  
2           American”, “Native American veteran”, “tribal  
3           health programs”, and “Urban Indian organiza-  
4           tions” have the meanings given those terms in sub-  
5           section (h) of such section 1720K.

6           (6) The term “Vet Center” has the meaning  
7           given that term in section 1712A(h) of title 38,  
8           United States Code.

9           (7) The term “veterans service organization”  
10          means any organization recognized by the Secretary  
11          under section 5902 of such title.

