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# A BILL

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To authorize major medical facility projects for the Department of Veterans Affairs for fiscal year 2016, and for other purposes.

*Be it enacted by the Senate and House of Representatives of  
the United States of America in Congress assembled,*

**SEC. 1. AUTHORIZATION OF FISCAL YEAR 2016 MAJOR MEDICAL FACILITY PROJECTS.**

The Secretary of Veterans Affairs may carry out the following major medical facility projects in fiscal year 2016, with each project to be carried out in the amount specified for each project:

- (1) Construction of a Community-Based Outpatient Clinic and National Cemetery in Alameda, California, in an amount not to exceed \$240,200,000.
- (2) Seismic Corrections to Building 81, renovation of Building 81AC and Building 18, and construction of new Specialty Care Building, in American Lake, Washington, in an amount not to exceed \$161,700,000.
- (3) Realignment and Closure of Livermore Campus in Livermore, California, in an amount not to exceed \$415,600,000.

- (4) Seismic Corrections of the Mental Health and Community Living Center in Long Beach, California, in an amount not to exceed \$317,300,000.
- (5) Construction of a new Medical Facility in Louisville, Kentucky, in an amount not to exceed \$925,000,000.
- (6) Construction of a Replacement Community Living Center in Perry Point, Maryland, in an amount not to exceed \$92,700,000.
- (7) Seismic retrofit and replacement of buildings in San Francisco, California, in an amount not to exceed \$346,700,000.
- (8) Seismic corrections to 12 Buildings in West Los Angeles, California, in an amount not to exceed \$370,800,000.

**SEC. 2. AUTHORIZATION OF FISCAL YEAR 2016 MAJOR MEDICAL FACILITY LEASES.**

The Secretary of Veterans Affairs may carry out the following fiscal year 2016 major medical facility leases at the locations specified, in an amount not to exceed the amount shown for that location:

- (1) Ann Arbor, Michigan, Outpatient Clinic, in an amount not to exceed \$17,093,000.
- (2) Birmingham, Alabama, Outpatient Mental Health Clinic, in an amount not to exceed \$6,971,000.
- (3) Birmingham, Alabama, Outpatient Specialty Clinic, in an amount not to exceed \$10,479,000.
- (4) Boston, Massachusetts, new Research Facility, in an amount not to exceed \$5,497,000.

- (5) Charleston, South Carolina, replacement Research Facility, in an amount not to exceed \$6,581,000.
- (6) Daytona Beach, Florida, Outpatient Clinic, in an amount not to exceed \$12,664,000.
- (7) Denver, Colorado, Chief Business Office Purchased Care, in an amount not to exceed \$17,215,000.
- (8) Gainesville, Florida, Outpatient Clinic, in an amount not to exceed \$4,686,000.
- (9) Hampton Roads, Virginia, Outpatient Clinic, in an amount not to exceed \$18,124,000.
- (10) Mission Bay, California, new Research Facility, in an amount not to exceed \$23,454,000.
- (11) Missoula, Montana, Outpatient Clinic, in an amount not to exceed \$7,130,000.
- (12) Northern Colorado, Colorado, Outpatient Clinic, in an amount not to exceed \$8,776,000.
- (13) Ocala, Florida, Outpatient Clinic, in an amount not to exceed \$5,279,000.
- (14) Oxnard, California, Outpatient Clinic, in an amount not to exceed \$6,297,000.
- (15) Pike County, Georgia, Outpatient Clinic, in an amount not to exceed \$5,757,000.
- (16) Portland, Maine, Outpatient Clinic, in an amount not to exceed \$6,846,000.

(17) Raleigh, North Carolina, Outpatient Clinic, in an amount not to exceed \$21,607,000.

(18) Santa Rosa, California, Outpatient Clinic, in an amount not to exceed \$6,498,000.

**SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

(a) AUTHORIZATION OF APPROPRIATIONS FOR CONSTRUCTION.—There is authorized to be appropriated to the Secretary of Veterans Affairs for fiscal year 2016 or the year in which funds are appropriated for the Construction, Major Projects, account \$2,870,000,000 for the projects authorized in section 1.

(b) AUTHORIZATION OF APPROPRIATIONS FOR MEDICAL FACILITY LEASES.—There is authorized to be appropriated to the Secretary of Veterans Affairs for fiscal year 2016 or the year in which funds are appropriated for the Medical Facilities account \$190,954,000 for the leases authorized in section 2.

(c) LIMITATION.—The projects authorized in section 1 may only be carried out using —

(1) funds appropriated for fiscal year 2016 pursuant to the authorization of appropriations in subsection (a) of this section;

(2) funds available for Construction, Major Projects, for a fiscal year before fiscal year 2016 that remain available for obligation;

(3) funds available for Construction, Major Projects, for a fiscal year after fiscal year 2016 that remain available for obligation;

(4) funds appropriated for Construction, Major Projects, for fiscal year 2016 for a category of activity not specific to a project;

(5) funds appropriated for Construction, Major Projects, for a fiscal year before 2016 for a category of activity not specific to a project; and

(6) funds appropriated for Construction, Major Projects, for a fiscal year after 2016 for a category of activity not specific to a project.

**SEC. 4. AMENDMENTS TO MODIFY THE DEFINITION OF A MEDICAL FACILITY AND TO AUTHORIZE VA TO PLAN, DESIGN, CONSTRUCT, OR LEASE JOINT VA/FEDERAL USE MEDICAL FACILITIES.**

(a) Section 8101(3) of Title 38 of the United States Code is hereby amended to read as follows:

“The term “medical facility” means any facility or part thereof which is, or will be, under the jurisdiction of the Secretary, or as otherwise authorized by law, for the provision of health-care services, (including hospital, outpatient clinic, nursing home, or domiciliary care or medical services), including any necessary building and auxiliary structure, garage, parking facility, mechanical equipment, track age facilities leading thereto, abutting sidewalks, accommodations for attending personnel, and recreation facilities associated therewith.”

(b) Section 8104(a)(3) of Title 38 of the United States Code is hereby amended to read as follows:

“(3) For the purpose of this subsection:

(A) The term “major medical facility project” means a project for the construction, alteration, or acquisition of a medical facility involving a total expenditure of more than \$10,000,000, but such term does not include an acquisition by exchange, nor does it include the construction, alteration, or acquisition of a shared Federal medical facility for which the Department’s estimated share of the project costs does not exceed \$10,000,000.

(B) The term “major medical facility lease” means a lease for space for use as a new medical facility at an average annual rental of more than \$1,000,000, but such term does not include a lease for space for use as a shared Federal medical facility where the Department’s estimated share of the lease costs does not exceed an average annual rental of \$1,000,000.”

(c) Title 38 of the United States Code is hereby amended by inserting after Section 8111A the following new section, Section 8111B, as follows:

*“§8111B Authority to Plan, Design, Construct or Lease a Shared Medical Facility*

(a) The Secretary of Veterans Affairs may enter into agreements with other Federal agencies for planning, designing, constructing, and/or leasing shared medical facilities with the goal of improving the access to, and quality and cost effectiveness of, the health care provided by the Veterans Health Administration and other Federal agencies to their beneficiaries.

(b) Transfer of funds from the Secretary of Veterans Affairs.—

(1) The Secretary of Veterans Affairs may transfer to another Federal agency amounts appropriated for “Construction, minor projects” for use for the planning, design, or construction of a shared medical facility that shall be used by both agencies where the Department's estimated share of the project costs does not exceed the threshold for a major medical facility construction project pursuant to section 8104(a)(3)(A) of title 38, United States Code.

(2) The Secretary of Veterans Affairs may transfer to another Federal agency amounts appropriated for “Construction, major projects” for use for the planning, design, or construction of a shared medical facility that shall be used by both agencies where the Department's estimated cost share of the project is greater than

the amount set forth in section 8104(a)(3)(A) of title 38, United States Code, and applicable section 8104 authorization requirements have been met.

(3) The Secretary of Veterans Affairs may transfer to another Federal agency amounts appropriated to the applicable Department medical appropriation for the purpose of leasing space for a shared medical facility where the Department's estimated share of the lease costs does not exceed the threshold for a major medical facility lease pursuant to section 8104(a)(3)(B) of title 38, United States Code.

(c) Transfer of funds to the Secretary of Veterans Affairs.—

(1) Amounts transferred under lawful authority to the Department of Veterans Affairs by another Federal agency for the necessary expenses of planning, designing or constructing a shared medical facility that shall be used by both agencies where the Department's estimated cost share of the project costs is equal to or less than the amount set forth in section 8104(a)(3)(A) of title 38, United States Code, may be deposited in the "Construction, minor projects" account and used for the necessary expenses of constructing such shared medical facility.

(2) Amounts transferred under lawful authority to the Department of Veterans Affairs by another Federal agency for the necessary expenses of planning, designing or constructing a shared medical facility that shall be used by both agencies where the Department's estimated cost share of the project costs is greater than the amount set forth in section 8104(a)(3)(A) of title 38, United States Code, may be deposited in the "Construction, major projects" account and used for the necessary expenses of constructing such shared

medical facility, provided that applicable section 8104 authorization requirements have been met.

(3) Amounts transferred under lawful authority to the Department of Veterans Affairs by another Federal agency for the purpose of leasing space for a shared medical facility may be credited to the applicable Department medical appropriation and shall be available without fiscal year limitation.”

**SEC. 5. AMENDMENTS TO VA’S ENHANCED-USE LEASE AUTHORITY.**

(a) Section 8162(a)(2) of Title 38 of the United States Code is amended to read as follows:

“(2) With respect to enhanced-use leases entered into on or after the date of enactment of this Act, the Secretary may enter into an enhanced-use lease only if the Secretary determines that the lease will not be inconsistent with and will not adversely affect the mission of the Department; and

(A) the lease will enhance the use of the property; or

(B) the leased property will provide supportive housing as defined in section 8161 of this title.”

(b) Section 8162(b)(6) of Title 38 of the United States Code is hereby amended as follows:

“(6) The Office of Management and Budget shall review each such enhanced-use lease prior to execution for compliance with paragraph (5) of this subsection.”