

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3106
OFFERED BY MR. MCNERNEY OF CALIFORNIA**

Page 13, after line 6, insert the following:

1 **SEC. 5. PROGRAM FOR THE CONSTRUCTION OF DEPART-**
2 **MENT OF VETERANS AFFAIRS MAJOR MED-**
3 **ICAL FACILITY PROJECTS BY APPROPRIATE**
4 **NON-DEPARTMENT FEDERAL ENTITIES**
5 **UNDER PARTNERSHIP AGREEMENTS.**

6 (a) IN GENERAL.—The Secretary of Veterans Affairs
7 shall carry out a program under which the Secretary shall
8 enter into partnership agreements on a competitive basis
9 with appropriate non-Department Federal entities and
10 non-Federal entities for the construction of major con-
11 struction projects authorized by law.

12 (b) SELECTION OF PROJECTS.—The Secretary shall
13 select major construction projects for completion by non-
14 Department Federal entities and non-Federal entities
15 under the program. Each project selected shall be a major
16 medical facility project authorized by law for the construc-
17 tion of a new facility for which—

18 (1) Congress has appropriated any funds;

1 (2) the design and development phase is com-
2 plete; and

3 (3) construction has not begun, as of the date
4 of the enactment of this Act.

5 (c) AGREEMENTS.—Each partnership agreement for
6 a construction project under the program shall provide
7 that—

8 (1) the entity shall obtain any permits required
9 pursuant to Federal and State laws before beginning
10 to carry out construction; and

11 (2) if requested by the entity, the Secretary
12 shall provide technical assistance for obtaining any
13 necessary permits for the construction project.

14 (d) APPLICATION.—To be eligible to participate in
15 the program established under subsection (a), a non-De-
16 partment Federal entity or non-Federal entity shall sub-
17 mit to the Secretary an application at such time, in such
18 manner, and containing such information as the Secretary
19 may require, including the following:

20 (1) A description of the project manager of
21 each major construction project for which the Sec-
22 retary enters into a partnership agreement under
23 the program.

1 (2) A description of the non-Department con-
2 tributions to the project and how future funding will
3 be secured.

4 (3) A description of the project management
5 plan that the entity will use to ensure concise and
6 consistent communication of all parties involved in
7 the project.

8 (4) A description of metrics to monitor change
9 order process times, with the intent of expediting
10 any change order.

11 (5) Expected costs associated with the project.

12 (6) A description of construction timelines and
13 milestones association with the project.

14 (7) Such other information as the Secretary
15 may require.

16 (e) MATCHING FUNDS.—The Department of Vet-
17 erans Affairs shall provide matching funds under this pro-
18 gram—

19 (1) IN GENERAL.—For any fiscal year, the Sec-
20 retary shall provide to a non-Department Federal
21 entity or non-Federal entity that enters into a part-
22 nership agreement with the Secretary under the pro-
23 gram established under subsection (a) matching
24 funds in an amount that does not exceed 50 percent
25 of the amount expended by the entity.

1 (2) RULE OF CONSTRUCTION.—Paragraph one
2 shall not be construed as a limitation on the amount
3 that may be expended by an entity for a fiscal year
4 for a construction project covered by a partnership
5 agreement under the program.

6 (f) COMPTROLLER GENERAL REPORT.—The Comp-
7 troller General of the United States shall submit to Con-
8 gress a biennial report on the partnership agreements en-
9 tered into under the program.

10 (g) DEADLINE FOR IMPLEMENTATION.—The Sec-
11 retary shall begin implementing the program under this
12 section by not later than 180 days after the date of the
13 enactment of this Act.

