

AMENDMENT TO RULES COMMITTEE PRINT 117-

33

OFFERED BY MR. GRAVES OF LOUISIANA

Add at the end the following:

1 **TITLE VIII—VA LEASE**
2 **AUTHORIZATION REFORMS**

3 **SEC. 801. MODIFICATIONS TO ENHANCED-USE LEASE AU-**
4 **THORITY OF DEPARTMENT OF VETERANS AF-**
5 **FAIRS.**

6 (a) MODIFICATIONS TO AUTHORITY.—Paragraph (2)
7 of section 8162(a) of title 38, United States Code, is
8 amended to read as follows:

9 “(2)(A) The Secretary may enter into an enhanced-
10 use lease on or after the date of the enactment of this
11 paragraph only if the Secretary determines—

12 “(i) that the lease will not be inconsistent with,
13 and will not adversely affect—

14 “(I) the mission of the Department; or

15 “(II) the operation of facilities, programs,
16 and services of the Department in the local
17 area; and

18 “(ii) that—

1 “(I) the lease will enhance the use of the
2 leased property by directly or indirectly benefit-
3 ting veterans; or

4 “(II) the leased property will provide sup-
5 portive housing.

6 “(B) The Secretary shall give priority to enhanced-
7 use leases that, on the leased property—

8 “(i) provide supportive housing for veterans;

9 “(ii) provide direct services or benefits targeted
10 to veterans; or

11 “(iii) provide services or benefits that indirectly
12 support veterans.”.

13 (b) APPROPRIATION.—In addition to amounts other-
14 wise available, there is appropriated for fiscal year 2022,
15 out of any money in the Treasury not otherwise appro-
16 priated, \$455,000,000 for the Department of Veterans Af-
17 fairs, to remain available until expended, to enter into en-
18 hanced-use leases pursuant to section 8162 of title 38,
19 United States Code, as amended by this section.

20 (c) MODIFICATION OF SUNSET.—Section 8169 of
21 such title is amended by striking “December 31, 2023”
22 and inserting “September 30, 2026”.

1 **SEC. 802. MAJOR MEDICAL FACILITY LEASES OF THE DE-**
2 **PARTMENT OF VETERANS AFFAIRS.**

3 (a) **AUTHORITY TO ENTER INTO MAJOR MEDICAL**
4 **FACILITY LEASES.**—Paragraph (2) of subsection (a) of
5 section 8104 of title 38, United States Code, is amended—

6 (1) by striking “No funds” and inserting “(A)
7 No funds”;

8 (2) by striking “or any major medical facility
9 lease”;

10 (3) by striking “or lease”; and

11 (4) by adding at the end the following new sub-
12 paragraph:

13 “(B) Funds may be appropriated for a fiscal year,
14 and the Secretary may obligate and expend funds, includ-
15 ing for advance planning and design, for any major med-
16 ical facility lease.”.

17 (b) **MODIFICATION OF DEFINITION OF MAJOR MED-**
18 **ICAL FACILITY LEASE.**—Subparagraph (B) of paragraph
19 (3) of such subsection is amended to read as follows:

20 “(B) The term ‘major medical facility lease’—

21 “(i) means a lease for space for use as a
22 new medical facility approved through the Gen-
23 eral Services Administration under section
24 3307(a)(2) of title 40 at an average annual rent
25 equal to or greater than the dollar threshold de-
26 scribed in such section, which shall be subject

1 to annual adjustment in accordance with sec-
2 tion 3307(h) of such title; and

3 “(ii) does not include a lease for space for
4 use as a shared Federal medical facility for
5 which the Department’s estimated share of the
6 lease costs does not exceed such dollar thresh-
7 old.”.

8 (c) INTERIM LEASING ACTIONS.—Such section is fur-
9 ther amended by adding at the end the following new sub-
10 section:

11 “(i)(1) The Secretary may carry out interim leasing
12 actions as the Secretary considers necessary for major
13 medical facility leases (as defined in subsection (a)(3)(B)).

14 “(2) In this subsection, the term ‘interim leasing ac-
15 tions’ has the meaning given that term by the Adminis-
16 trator of the General Services Administration.”.

17 (d) APPLICABILITY.—The amendments made by this
18 section shall apply with respect to a lease that has not
19 been specifically authorized by law on or before the date
20 of the enactment of this Act and is included as part of
21 the annual budget submission of the President for fiscal
22 year 2022, 2023, or 2024.

23 (e) PURCHASE OPTIONS.—The Secretary of Veterans
24 Affairs may obligate and expend funds to exercise a pur-

1 chase option included in any major medical facility lease
2 described in subsection (d).

3 (f) APPROPRIATION.—In addition to amounts other-
4 wise available, there is appropriated for fiscal year 2022,
5 out of any money in the Treasury not otherwise appro-
6 priated, \$1,805,000,000, to remain available until ex-
7 pended, for major medical facility leases pursuant to sub-
8 chapter I of chapter 81 of title 38, United States Code,
9 as amended by this section, as requested in the annual
10 budget submission of the President for fiscal year 2022,
11 2023, or 2024.

12 (g) TERMINATION AND RESTORATION.—

13 (1) IN GENERAL.—Effective upon the date of
14 execution of the final lease award for leases de-
15 scribed in subsection (d), subsections (a) through (e)
16 of this section and the amendments made by those
17 subsections are repealed and any provision of law
18 amended by those subsections is restored as if those
19 subsections had not been enacted into law.

20 (2) NOTIFICATION.—The Secretary of Veterans
21 Affairs shall submit to Congress and the Law Revi-
22 sion Counsel of the House of Representatives written
23 notification of the date specified in paragraph (1)
24 not later than 30 days before such date.

