

110TH CONGRESS
2D SESSION

H. R. 5856

To authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal year 2009, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 22, 2008

Mr. MICHAUD introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal year 2009, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Department of Vet-
5 erans Affairs Medical Facility Authorization and Lease
6 Act of 2008”.

1 **SEC. 2. AUTHORIZATION FOR FISCAL YEAR 2009 MAJOR**
2 **MEDICAL FACILITY PROJECTS.**

3 The Secretary of Veterans Affairs may carry out the
4 following major medical facility projects in fiscal year
5 2009 in the amount specified for each project:

6 (1) Seismic corrections, Building 2, at the De-
7 partment of Veterans Affairs Palo Alto Health care
8 System, Palo Alto Division Palo Alto, California, in
9 an amount not to exceed \$54,000,000.

10 (2) Construction of a polytrauma healthcare
11 and rehabilitation center at the Department of Vet-
12 erans Affairs Medical Center, San Antonio, Texas,
13 in an amount not to exceed \$66,000,000.

14 (3) Seismic corrections, Building 1, at the De-
15 partment of Veterans Affairs Medical Center, San
16 Juan, Puerto Rico, in an amount not to exceed
17 \$225,900,000.

18 **SEC. 3. MODIFICATION OF AUTHORIZATION AMOUNTS FOR**
19 **CERTAIN MAJOR MEDICAL FACILITY CON-**
20 **STRUCTION PROJECTS PREVIOUSLY AU-**
21 **THORIZED.**

22 (a) MODIFICATION OF MAJOR MEDICAL FACILITY
23 AUTHORIZATIONS.—Section 801(a) of the Veterans Bene-
24 fits, Health Care, and Information Technology Act of
25 2006 (Public Law 109–461) is amended—

26 (1) in paragraph (1)—

1 (A) by striking “\$300,000,000” and in-
2 serting “\$625,000,000”; and

3 (B) by striking the second sentence; and

4 (2) in paragraph (3), by striking
5 “\$98,000,000” and inserting “\$769,200,000”.

6 (b) MODIFICATION OF AUTHORIZATION FOR CER-
7 TAIN MAJOR MEDICAL FACILITY CONSTRUCTION
8 PROJECTS PREVIOUSLY AUTHORIZED IN CONNECTION
9 WITH CAPITAL ASSET REALIGNMENT INITIATIVE.—

10 (1) CORRECTION OF PATIENT PRIVACY DEFICI-
11 CIENCIES AT THE DEPARTMENT OF VETERANS AF-
12 FAIRS MEDICAL CENTER, GAINESVILLE, FLORIDA.—
13 Paragraph (5) of section 802 of the Veterans Bene-
14 fits, Health Care, and Information Technology Act
15 of 2006 (Public Law 109–461) is amended by strik-
16 ing “\$85,200,000” and inserting “\$136,700,000”.

17 (2) CONSTRUCTION OF A NEW MEDICAL CEN-
18 TER FACILITY AT THE DEPARTMENT OF VETERANS
19 AFFAIRS MEDICAL CENTER, LAS VEGAS, NEVADA.—
20 Paragraph (7) of such section is amended by strik-
21 ing “\$406,000,000” and inserting “\$600,400,000”.

22 (3) CONSTRUCTION OF A NEW OUTPATIENT
23 CLINIC, LEE COUNTY, FLORIDA.—Paragraph (8) of
24 such section is amended—

1 (A) by striking “ambulatory” and all that
2 follows through “purchase,” and inserting “out-
3 patient clinic in”; and

4 (B) by striking “\$65,100,000” and insert-
5 ing “\$131,800,000”.

6 (4) CONSTRUCTION OF A NEW MEDICAL CEN-
7 TER FACILITY, ORLANDO, FLORIDA.—Paragraph
8 (11) of such section is amended by striking
9 “\$377,700,000” and inserting “\$656,800,000”.

10 (5) CONSOLIDATION OF CAMPUSES AT THE UNI-
11 VERSITY DRIVE AND H. JOHN HEINZ III DIVISIONS,
12 PITTSBURGH, PENNSYLVANIA.—Paragraph (12) of
13 such section is amended by striking “\$189,205,000”
14 and inserting “\$295,600,000”.

15 **SEC. 4. AUTHORIZATION OF FISCAL YEAR 2009 MAJOR MED-**
16 **ICAL FACILITY LEASES.**

17 The Secretary of Veterans Affairs may carry out the
18 following major medical facility leases in fiscal year 2009
19 at the locations specified, and in an amount for each lease
20 not to exceed the amount shown for such location:

21 (1) For an outpatient clinic, Brandon, Florida,
22 \$4,326,000.

23 (2) For an outpatient clinic, Colorado Springs,
24 Colorado, \$3,995,000.

1 (3) For an outpatient clinic, Eugene, Oregon,
2 \$5,826,000.

3 (4) For the expansion of an outpatient clinic,
4 Green Bay, Wisconsin, \$5,891,000.

5 (5) For an outpatient clinic, Greenville, South
6 Carolina, \$3,731,000.

7 (6) For an outpatient clinic, Mansfield, Ohio,
8 \$2,212,000.

9 (7) For an outpatient clinic, Mayaguez, Puerto
10 Rico, \$6,276,000.

11 (8) For an outpatient clinic, Mesa, Arizona,
12 \$5,106,000.

13 (9) For interim research space, Palo Alto, Cali-
14 fornia, \$8,636,000.

15 (10) For the expansion of an outpatient clinic,
16 Savannah, Georgia, \$3,168,000.

17 (11) For an outpatient clinic, Sun City, Ari-
18 zona, \$2,295,000.

19 (12) For a primary care annex, Tampa, Flor-
20 ida, \$8,652,000.

21 **SEC. 5. AUTHORIZATION OF CONSTRUCTION OF MAJOR**
22 **MEDICAL FACILITY, OKALOOSA COUNTY,**
23 **FLORIDA.**

24 (a) AUTHORIZATION.—The Secretary of Veterans Af-
25 fairs shall carry out a major medical facility project to

1 construct a new medical facility of the Department of Vet-
2 erans Affairs in Okaloosa County, Florida, in an amount
3 not to exceed \$54,475,000.

4 (b) FACILITY LOCATION.—The facility authorized to
5 be constructed pursuant to subsection (a) shall be built
6 in accordance with option 2 of the report to Congress
7 dated June 26, 2007, required to be submitted under sec-
8 tion 823 of the Veterans Benefits, Health Care, and Infor-
9 mation Technology Act of 2006 (Public Law 109–461;
10 120 Stat. 3449).

11 (c) PLAN FOR SHARING OF INPATIENT AND OUT-
12 PATIENT SERVICES.—Not later than 180 days after the
13 date of the enactment of the Act, the Secretary of Vet-
14 erans Affairs shall submit to the Committees on Veterans’
15 Affairs of the Senate and House of Representatives a plan
16 that sets forth terms and conditions for the sharing of in-
17 patient and outpatient services at the medical facility au-
18 thorized to be constructed pursuant to subsection (a).

19 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

20 (a) AUTHORIZATION OF APPROPRIATIONS FOR FIS-
21 CAL YEAR 2009 MAJOR MEDICAL FACILITY PROJECTS.—
22 There is authorized to be appropriated for the Secretary
23 of Veterans Affairs for fiscal year 2009 for the Construc-
24 tion, Major Projects, account—

1 (1) \$345,900,000 for the projects authorized in
2 section 2;

3 (2) \$1,694,295,000 for the increased amounts
4 authorized for projects whose authorizations are
5 modified by section 3; and

6 (3) \$54,475,000 for the project authorized in
7 section 5.

8 (b) AUTHORIZATION FOR APPROPRIATIONS FOR FIS-
9 CAL YEAR 2009 MAJOR MEDICAL FACILITY LEASES.—
10 There is authorized to be appropriated for the Secretary
11 of Veterans Affairs for fiscal year 2009 for the Medical
12 Facilities account, \$60,114,000, for the leases authorized
13 in section 4.

14 **SEC. 7. FACILITIES ADMINISTRATION.**

15 Not later than 60 days after the date of the enact-
16 ment of this Act, the Secretary of Veterans Affairs shall
17 submit to the Committees on Veterans' Affairs of the Sen-
18 ate and House of Representatives a report updating the
19 progress of the Secretary in complying with section 312A
20 of title 38, United States Code.

21 **SEC. 8. ANNUAL REPORT ON OUTPATIENT CLINICS.**

22 (a) ANNUAL REPORT REQUIRED.—Subchapter I of
23 chapter 81 of title 38, United States Code, is amended
24 by adding at the end the following new section:

1 **“§ 8119. Annual report on outpatient clinics**

2 “(a) ANNUAL REPORT REQUIRED.—The Secretary of
3 Veterans Affairs shall submit to the Committees on Vet-
4 erans’ Affairs of the Senate and House of Representatives
5 an annual report on community-based outpatient clinics
6 and other outpatient clinics. The report shall be submitted
7 each year not later than the date on which the budget
8 for the next fiscal year is submitted to the Congress under
9 section 1105 of title 31.

10 “(b) CONTENTS OF REPORT.—Each report required
11 under subsection (a) shall include the following:

12 “(1) A list of each community-based outpatient
13 clinic and other outpatient clinic of the Department,
14 and for each such clinic, the type of clinic, location,
15 size, number of health professionals employed by the
16 clinic, workload, whether the clinic is leased or con-
17 structed and operated by the Secretary, and the an-
18 nual cost of operating the clinic.

19 “(2) A list of community-based outpatient clin-
20 ics and other outpatient clinics that the Secretary
21 opened during the fiscal year preceding the fiscal
22 year during which the report is submitted and a list
23 of clinics the Secretary proposes opening during the
24 fiscal year during which the report is submitted and
25 the subsequent fiscal year, together with the cost of
26 activating each such clinic and the information re-

1 quired to be provided under paragraph (1) for each
2 such clinic and proposed clinic.

3 “(3) A list of proposed community-based out-
4 patient clinics and other outpatient clinics that are,
5 as of the date of the submission of the report, under
6 review by the National Review Panel and a list of
7 possible locations for future clinics identified in the
8 Department’s strategic planning process, including
9 any identified locations in rural and underserved
10 areas.

11 “(4) A prioritized list of sites of care identified
12 by the Secretary that the Secretary could establish
13 without carrying out construction or entering into a
14 lease, including—

15 “(A) any such sites that could be expanded
16 by hiring additional staff or allocating staff to
17 Federal facilities or facilities operating in col-
18 laboration with the Federal Government; and

19 “(B) any sites established, or able to be es-
20 tablished, under sections 8111 and 8153 of this
21 title.”.

22 (b) DEADLINE FOR FIRST ANNUAL REPORT.—The
23 Secretary of Veterans Affairs shall submit the first report
24 required under section 8119(a) of title 38, United States

1 Code, as added by subsection (a), by not later than 90
2 days after the date of the enactment of this Act.

3 (c) CLERICAL AMENDMENT.—The table of sections
4 at the beginning of such chapter is amended by adding
5 at the end of the items relating to subchapter I the fol-
6 lowing new item:

“8119. Annual report on outpatient clinics.”.

7 **SEC. 9. TECHNICAL CORRECTION.**

8 Section 807(e) of the Veterans Benefits, Health Care,
9 and Information Technology Act of 2006 (Public Law
10 109–461) is amended by striking “Medical Care” each
11 place it appears and inserting “Medical Facilities”.

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