

SENIOR HOUSING COMMISSION EXTENSION ACT OF 2001

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JULY 19, 2001.—Committed to the Committee of the Whole House on the State of
the Union and ordered to be printed
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Mr. OXLEY, from the Committee on Financial Services,
submitted the following

R E P O R T

[To accompany H.R. 1850]

[Including cost estimate of the Congressional Budget Office]

The Committee on Financial Services, to whom was referred the bill (H.R. 1850) to extend the Commission on Affordable Housing and Health Facility Needs for Seniors in the 21st Century and to make technical corrections to the law governing the Commission, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

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PURPOSE AND SUMMARY

H.R. 1850, the Senior Housing Commission Extension Act of 2001, will extend the Commission on Affordable Housing and Health Facility Needs for Seniors in the 21st Century (the Commis-

sion) and make technical corrections to the law governing the Commission.

BACKGROUND AND NEED FOR LEGISLATION

The Commission on Affordable Housing and Health Care Facility Needs of Senior Citizens in the 21st Century was enacted in the FY 2000 VA/HUD appropriations act (42 U.S.C. 12701; Public Law 106-74), with an appropriation of \$500,000. The Commission is comprised of 14 members, who were appointed on January 2, 2001. The purpose of the Commission is to develop comprehensive aging-in-place strategies that link affordable shelter with compassionate services through public-private partnerships. The Commission is to report its findings to Congress by December 31, 2001.

The appointment of Commission members was delayed for more than one year after passage on October 20, 1999, with Commission member appointments not occurring until January 2, 2001. Given that more than one year passed before Commission co-chairpersons, members, and a staff could be appointed, the Commission requested an extension of the report deadline from December 31, 2001 to December 31, 2002 and a termination date from June 30, 2002 to March 31, 2003. Additionally, the Commission requested authority to use employees from any agency to assist in its completion of the report on a non-reimbursable nature. The Committee majority and minority staff concurred along with the staff of the Committee on Appropriations on the use of agency employees.

HEARINGS

No hearings were held on this legislation.

COMMITTEE CONSIDERATION

The Subcommittee on Housing and Community Opportunity was discharged from the further consideration of H.R. 1850 by unanimous consent on June 27, 2001.

On June 27, 2001, the Committee met in open session and ordered H.R. 1850 reported, without amendment, to the House with a favorable recommendation by a voice vote.

COMMITTEE VOTES

Clause 3(b) of rule XIII of the Rules of the House of Representatives requires the Committee to list the record votes on the motion to report legislation and amendments thereto. No record votes were taken with in conjunction with the consideration of this legislation. A motion by Mr. Oxley to report the bill to the House with a favorable recommendation was agreed to by a voice vote.

COMMITTEE OVERSIGHT FINDINGS

Pursuant to clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee held a hearing and made findings that are reflected in this report.

PERFORMANCE GOALS AND OBJECTIVES

Pursuant to clause 3(c)(4) of rule XIII of the Rules of the House of Representatives, the Committee establishes the following performance related goals and objectives for this legislation:

The Commission shall report to the Congress by the date specified in the legislation on the matters previously authorized.

NEW BUDGET AUTHORITY, ENTITLEMENT AUTHORITY, AND TAX EXPENDITURES

In compliance with clause 3(c)(2) of rule XIII of the Rules of the House of Representatives, the Committee finds that this legislation would result in no new budget authority, entitlement authority, or tax expenditures or revenues.

COMMITTEE COST ESTIMATE

The Committee adopts as its own the cost estimate prepared by the Director of the Congressional Budget Office pursuant to section 402 of the Congressional Budget Act of 1974.

CONGRESSIONAL BUDGET OFFICE ESTIMATE

Pursuant to clause 3(c)(3) of rule XIII of the Rules of the House of Representatives, the following is the cost estimate provided by the Congressional Budget Office pursuant to section 402 of the Congressional Budget Act of 1974:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, June 28, 2001.

Hon. MICHAEL G. OXLEY,
*Chairman, Committee on Financial Services,
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 1850, the Senior Housing Commission Extension Act of 2001.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Susanne S. Mehlman.

Sincerely,

BARRY B. ANDERSON
(For Dan L. Crippen, Director).

Enclosure.

H.R. 1850—Senior Housing Commission Extension Act of 2001

CBO estimates that implementing H.R. 1850 would result in no significant impact on the federal budget. Because this bill would not affect direct spending or receipts, pay-as-you-go procedures would not apply. H.R. 1850 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would not affect the budgets of state, local, or tribal governments.

The Commission on Affordable Housing and Health Care Facility Needs of Senior Citizens in the 21st Century was established by the Preserving Affordable Housing for Senior Citizens and Families into the 21st Century Act of 2000 (Public Law 106-74) with an ap-

appropriation of \$500,000. An additional \$500,000 was appropriated to the commission in 2001. It was established to study housing needs for the elderly and strategies for meeting those needs. Under current law, the commission must submit a final report of its findings to Congress by December 31, 2001, and the commission's authority terminates on June 30, 2002. Enacting H.R. 1850 would extend the date of the commission's final report and its termination to December 31, 2002, and March 31, 2003, respectively. The bill also would enable the commission to use federal agency employees on a non-reimbursable basis. Based on information from the commission, CBO estimates that implementing H.R. 1850 would not have a significant impact on federal spending because it would not expand the scope of the commission's work. Any additional federal spending by the commission during the period of extension (from 30, 2002, to March 31, 2003) would be negligible.

The CBO staff contact for this estimate is Susanne S. Mehlman. This estimate was approved by Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

FEDERAL MANDATES STATEMENT

The Committee adopts as its own the estimate of Federal mandates prepared by the Director of the Congressional Budget Office pursuant to section 423 of the Unfunded Mandates Reform Act.

ADVISORY COMMITTEE STATEMENT

No advisory committees within the meaning of section 5(b) of the Federal Advisory Committee Act were created by this legislation.

CONSTITUTIONAL AUTHORITY STATEMENT

Pursuant to clause 3(d)(1) of rule XIII of the Rules of the House of Representatives, the Committee finds that the Constitutional Authority of Congress to enact this legislation is provided by Article 1, section 8, clause 1 (relating to the general welfare of the United States); Article 1, section 8, clause 3 (relating to the power to regulate interstate commerce); Article 1, section 8, clause 5 (relating to the power to coin money and regulate the value thereof); and Article I, section 8, clause 18 (relating to making all laws necessary and proper for carrying into execution powers vested by the Constitution in the government of the United States).

APPLICABILITY TO LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act.

SECTION-BY-SECTION ANALYSIS OF THE LEGISLATION

Section 1. Short title

This section establishes the short title of the bill, the "Senior Housing Commission Extension Act of 2001."

Section 2. Extension of Seniors Housing and Health Facility Needs Commission and technical corrections

Section 2 of the bill amends section 525 of the Departments of Veterans Affairs and Housing and Urban Development, Independent Agencies Appropriations Act, 2000 (42 U.S.C. 12701; Public Law 106-74) to allow any Federal agency to provide staff on a non-reimbursable basis, extend the Commission reporting date from December 31, 2001 to December 31, 2002, extend the termination date from June 30, 2002 to March 31, 2003, and to strike “Banking” from the Committee name to reflect the new “Committee on Financial Services.”

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3(e) of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

SECTION 525 OF THE DEPARTMENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN DEVELOPMENT, AND INDEPENDENT AGENCIES APPROPRIATIONS ACT, 2000

SEC. 525. COMMISSION ON AFFORDABLE HOUSING AND HEALTH CARE FACILITY NEEDS IN THE 21ST CENTURY.

(a) * * *

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(d) DIRECTOR AND STAFF.—

(1) * * *

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(4) STAFF OF FEDERAL AGENCIES.—Upon request of the Commission, the head of any Federal department or agency may detail, on a [reimbursable] *non-reimbursable* basis, any of the personnel of that department or agency to the Commission to assist it in carrying out its duties under this Act.

* * * * *

(f) REPORT.—The Commission shall submit to the Committees on [Banking and] Financial Services and Appropriations of the House of Representatives and the Committees on Banking, Housing, and Urban Affairs and Appropriations of the Senate, a final report not later than December 31, [2001] *2002*. The report shall contain a detailed statement of the findings and conclusions of the Commission with respect to the study conducted under subsection (b), together with its recommendations for legislation, administrative actions, and any other actions the Commission considers appropriate.

(g) TERMINATION.—The Commission shall terminate on [June 30, 2002] *March 31, 2003*. Section 14(a)(2)(B) of the Federal Advisory Committee Act (5 U.S.C. App.; relating to the termination of advisory committees) shall not apply to the Commission.