

113TH CONGRESS
1ST SESSION

H. R. 1266

To amend title 40, United States Code, concerning the calculation of transactions for the lease of land ports of entry and international bridges, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 19, 2013

Mr. OWENS introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title 40, United States Code, concerning the calculation of transactions for the lease of land ports of entry and international bridges, 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. LAND PORTS OF ENTRY AND INTERNATIONAL**
4 **BRIDGES.**

5 Section 3307 of title 40, United States Code, is
6 amended by adding at the end the following:

7 “(i) LAND PORTS OF ENTRY AND INTERNATIONAL
8 BRIDGES.—

1 “(1) LEASES.—The Administrator is authorized
2 to enter into contracts for the lease of a covered fa-
3 cility and its site for periods of not to exceed 30
4 years.

5 “(2) CALCULATION OF TRANSACTIONS.—For
6 purposes of the Balanced Budget and Emergency
7 Deficit Control Act of 1985, the Congressional
8 Budget Act of 1974, the Budget Enforcement Act of
9 1990, and scorekeeping guidelines, the Office of
10 Management and Budget and the Congressional
11 Budget Office shall score any contract entered into
12 by the Administrator under this chapter for the
13 lease of a covered facility and its site in the same
14 manner as if the contract was entered into on Sep-
15 tember 30, 1990.

16 “(3) ANALYSIS OF TRANSACTIONS.—

17 “(A) ANALYSIS REQUIRED BEFORE LEASES
18 OR DIRECT PURCHASES OR CONSTRUCTION.—
19 Before entering into a contract for the lease of
20 a covered facility or directly purchasing or con-
21 structing a covered facility, the Administrator
22 shall transmit to Congress a report containing
23 an analysis of the cost effectiveness of leasing
24 the covered facility as compared to directly pur-
25 chasing or constructing the covered facility.

1 “(B) LIMITATION ON DIRECT PURCHASES
2 AND CONSTRUCTION.—The Administrator may
3 not directly purchase or construct a covered fa-
4 cility if the Administrator determines under
5 subparagraph (A) that leasing the covered facil-
6 ity is more cost effective.

7 “(4) DEFINITIONS.—In this subsection, the fol-
8 lowing definitions apply:

9 “(A) COVERED FACILITY.—The term ‘cov-
10 ered facility’ means a land port of entry or
11 international bridge.

12 “(B) LEASE.—The term ‘lease’ includes a
13 lease purchase.”.

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