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REPORT
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JOHN F. KENNEDY CENTER REAUTHORIZATION ACT OF 2015

MAY 8, 2015.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. SHUSTER, from the Committee on Transportation and Infrastructure, submitted the following

R E P O R T

[To accompany H.R. 1473]

[Including cost estimate of the Congressional Budget Office]

The Committee on Transportation and Infrastructure, to whom was referred the bill (H.R. 1473) to amend the John F. Kennedy Center Act to authorize appropriations for the John F. Kennedy Center for the Performing Arts, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

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PURPOSE OF LEGISLATION

H.R. 1473, the John F. Kennedy Center Reauthorization Act of 2015, amends the John F. Kennedy Center Act to re-authorize appropriations for the John F. Kennedy Center for the Performing Arts.

BACKGROUND AND NEED FOR LEGISLATION

The Kennedy Center for the Performing Arts ("Center") was originally established in 1958 as the National Cultural Center and was designated as a memorial for President John F. Kennedy in 1964. The Center operates primarily on privately raised funds with only the operations, maintenance and capital repairs of its facility funded through federal appropriations.

The Center is one of the nation's busiest performing arts facilities and includes eight stages that attract audiences and visitors totaling three million annually. The Center presents performances of music, dance, and theater; supports artists in the creation of new work; and serves the nation as a leader in arts and arts management education. Through education and other arts programs and activities, the Center reaches all 50 states, the District of Columbia and internationally.

HEARINGS

No hearings were held on H.R. 1473.

LEGISLATIVE HISTORY AND CONSIDERATION

On March 19, 2015, Representative Lou Barletta (R–PA), along with Representative Andre Carson (D–IN), introduced H.R. 1473, a bill to amend the John F. Kennedy Center Act to authorize appropriations for the John F. Kennedy Center for the Performing Arts.

On April 15, 2015, the Committee on Transportation and Infrastructure met in open session. The Committee ordered the bill reported favorably to the House by voice vote with a quorum present.

COMMITTEE VOTES

Clause 3(b) of rule XIII of the Rules of the House of Representatives requires each committee report to include the total number of votes cast for and against on each record vote on a motion to report and on any amendment offered to the measure or matter, and the names of those members voting for and against. There were no record votes taken in connection with consideration of H.R. 1473.

COMMITTEE OVERSIGHT FINDINGS

With respect to the requirements of clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee's oversight findings and recommendations are reflected in this report.

NEW BUDGET AUTHORITY AND TAX EXPENDITURES

Clause 3(c)(2) of rule XIII of the Rules of the House of Representatives does not apply where a cost estimate and comparison prepared by the Director of the Congressional Budget Office under section 402 of the Congressional Budget Act of 1974 has been timely

submitted prior to the filing of the report and is included in the report. Such a cost estimate is included in this report.

CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

With respect to the requirement of clause 3(c)(3) of rule XIII of the Rules of the House of Representatives and section 402 of the Congressional Budget Act of 1974, the Committee has received the enclosed cost estimate for H.R. 1473 from the Director of the Congressional Budget Office:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, April 21, 2015.

Hon. BILL SHUSTER,
Chairman, Committee on Transportation and Infrastructure, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 1473, the John F. Kennedy Center Reauthorization Act of 2015.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Christina Hawley Anthony.

Sincerely,

KEITH HALL,
Director.

Enclosure.

H.R. 1473—John F. Kennedy Center Reauthorization Act of 2015

Summary: H.R. 1473 would amend the John F. Kennedy Center Act by authorizing appropriations for maintenance, repair, and security of the John F. Kennedy Center for the Performing Arts, as well as for capital projects for the center. Those activities were previously authorized through fiscal year 2014, and the Congress appropriated a total of $33 million in 2015 for those activities.

The bill would authorize additional appropriations totaling about $190 million for fiscal years 2016 through 2020 (reflecting amounts rising from $37 million in 2016 to $40 million in 2020). Assuming appropriation of those amounts, CBO estimates that implementing H.R. 1473 would cost $170 million over the 2016–2020 period.

Enacting the bill would not affect direct spending or revenues; therefore, pay-as-you-go procedures do not apply.

H.R. 1473 would not impose intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act (UMRA).

Estimated cost to the Federal Government: The estimated budgetary effects of H.R. 1473 are shown in the following table. The costs of this legislation fall within budget function 500 (education, employment, training, and social services).

	By fiscal year, in millions of dollars—					
	2016	2017	2018	2019	2020	2016–2020
CHANGES IN SPENDING SUBJECT TO APPROPRIATION						
John F. Kennedy Center Maintenance, Repair, and Security:						
Authorization Level	22	24	25	25	26	122

	By fiscal year, in millions of dollars—					
	2016	2017	2018	2019	2020	2016–2020
Estimated Outlays	19	24	25	25	26	118
John F. Kennedy Center Capital Projects:						
Authorization Level	15	13	13	14	14	69
Estimated Outlays	5	9	11	13	14	52
Total Changes:						
Authorization Level	37	37	38	39	40	191
Estimated Outlays	24	33	36	38	40	170

Note: Components may not sum to totals because of rounding.

Basis of estimate: H.R. 1473 would reauthorize funding for the maintenance, repair, and security of the John F. Kennedy Center for the Performing Arts, as well as for capital projects for the Center. Funding for such activities totaled $33 million for fiscal year 2015.

For this estimate, CBO assumes that H.R. 1473 will be enacted by October 1, 2015, and that the specified amounts will be appropriated for each year. The estimated outlays reflect historical spending patterns for the affected programs.

Pay-As-You-Go considerations: None.

Intergovernmental and private-sector impact: H.R. 1473 contains no intergovernmental or private-sector mandates as defined in UMRA and would not affect the budgets of state, local, or tribal governments.

Estimate prepared by: Federal costs: Christina Hawley Anthony; Impact on state, local, and tribal governments: Jon Sperl; Impact on the private sector: Amy Petz.

Estimate approved by: H. Samuel Papenfuss, Deputy Assistant Director for Budget Analysis.

Performance Goals and Objectives

With respect to the requirement of clause 3(c)(4) of rule XIII of the Rules of the House of Representatives, the performance goal and objective of this legislation is to amend the John F. Kennedy Center Act to authorize appropriations for the John F. Kennedy Center for the Performing Arts.

Advisory of Earmarks

Pursuant to clause 9 of rule XXI of the Rules of the House of Representatives, the Committee is required to include a list of congressional earmarks, limited tax benefits, or limited tariff benefits as defined in clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives. No provision in the bill includes an earmark, limited tax benefit, or limited tariff benefit under clause 9(e), 9(f), or 9(g) of rule XXI.

Duplication of Federal Programs

Pursuant to section 3(g) of H. Res. 5, 114th Cong. (2015), the Committee finds that no provision of H.R. 1473 establishes or reauthorizes a program of the federal government known to be duplicative of another federal program, a program that was included in any report from the Government Accountability Office to Congress pursuant to section 21 of Public Law 111–139, or a program related

to a program identified in the most recent Catalog of Federal Domestic Assistance.

DISCLOSURE OF DIRECTED RULE MAKINGS

Pursuant to section 3(i) of H. Res. 5, 114th Cong. (2015), the Committee finds that enacting H.R. 1473 does not direct the completion of a specific rule making within the meaning of section 551 of title 5, United States Code.

FEDERAL MANDATE 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 (Public Law 104–4).

PREEMPTION CLARIFICATION

Section 423 of the Congressional Budget Act of 1974 requires the report of any Committee on a bill or joint resolution to include a statement on the extent to which the bill or joint resolution is intended to preempt state, local, or tribal law. The Committee states that H.R. 1473 does not preempt any state, local, or tribal law.

ADVISORY COMMITTEE STATEMENT

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

APPLICABILITY OF 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 (Public Law 104–1).

SECTION-BY-SECTION ANALYSIS OF LEGISLATION

Section 1. Short title

Section 1 states that this Act may be cited as the "John F. Kennedy Center Reauthorization Act of 2015."

Section 2. Authorization of appropriations

Section 2 authorizes funding for maintenance, repair, and security and for capital projects through fiscal year 2020.

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):

JOHN F. KENNEDY CENTER ACT

* * * * * * *

SEC. 13. AUTHORIZATION OF APPROPRIATIONS.

[(a) MAINTENANCE, REPAIR, AND SECURITY.—There is authorized to be appropriated to the Board to carry out section 4(a)(1)(H) $22,379,000 for each of fiscal years 2013 and 2014.

[(b) CAPITAL PROJECTS.—There is authorized to be appropriated to the Board to carry out subparagraphs (F) and (G) of section 4(a)(1) $13,588,000 for each of fiscal years 2013 and 2014.]

(a) MAINTENANCE, REPAIR, AND SECURITY.—There is authorized to be appropriated to the Board to carry out section 4(a)(1)(H)—

(1) $22,000,000 for fiscal year 2016;
(2) $24,000,000 for fiscal year 2017;
(3) $25,000,000 for fiscal year 2018;
(4) $25,000,000 for fiscal year 2019; and
(5) $26,000,000 for fiscal year 2020.

(b) CAPITAL PROJECTS.—There is authorized to be appropriated to the Board to carry out subparagraphs (F) and (G) of section 4(a)(1)—

(1) $15,000,000 for fiscal year 2016;
(2) $13,000,000 for fiscal year 2017;
(3) $13,000,000 for fiscal year 2018;
(4) $14,000,000 for fiscal year 2019; and
(5) $14,000,000 for fiscal year 2020.

(c) JOHN F. KENNEDY CENTER PLAZA.—There is authorized to be appropriated to the Secretary of Transportation for capital costs incurred in the planning, design, engineering, and construction of the project authorized by section 12 (including roadway improvements related to the North and South Interchanges and construction of the John F. Kennedy Center Plaza, but not including construction of any buildings on the plaza) a total of $400,000,000 for fiscal years 2003 through 2010. Such sums shall remain available until expended.

(d) PHOTOVOLTAIC SYSTEM.—There are authorized to be appropriated to the Board such sums as are necessary to carry out section 7, to remain available until expended.

(e) LIMITATION ON USE OF FUNDS.—No funds appropriated pursuant to this section may be used for any direct expense incurred in the production of a performing arts attraction, for personnel who are involved in performing arts administration (including any supply or equipment used by the personnel), or for production, staging, public relations, marketing, fundraising, ticket sales, or education. Funds appropriated directly to the Board shall not affect nor diminish other Federal funds sought for any performing arts function and may be used to reimburse the Board for that portion of costs that are Federal costs reasonably allocated to building services and theater maintenance and repair.

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