

## H.R. 5283, Protecting our Communities from Failure to Secure the Border Act of 2023

As reported by the House Committee on Natural Resources on November 17, 2023

By Fiscal Year, Millions of Dollars	2024	2024-2028	2024-2033
Direct Spending (Outlays)	*	*	*
Revenues	<b>0</b>	<b>0</b>	<b>0</b>
Increase or Decrease (-) in the Deficit	*	*	*
Spending Subject to Appropriation (Outlays)	*	*	not estimated
Increases <i>net direct spending</i> in any of the four consecutive 10-year periods beginning in 2034?	< \$2.5 billion	Statutory pay-as-you-go procedures apply?	Yes
Increases <i>on-budget deficits</i> in any of the four consecutive 10-year periods beginning in 2034?	< \$5 billion	<b>Mandate Effects</b>	
		Contains intergovernmental mandate?	No
		Contains private-sector mandate?	No
* = between zero and \$500,000.			

H.R. 5283 would revoke a one-year lease between the National Park Service (NPS) and the city of New York for portions of Floyd Bennett Field in Brooklyn, which is used for temporary housing for up to 2,000 aliens (non-U.S. nationals). The lease commenced on September 15, 2023, with an annual rent of \$20.8 million plus an additional \$7 million for management and oversight expenses. The lease contains a clause allowing either party to terminate it after the initial 90-day period. For this estimate, CBO assumes H.R. 5283 will be enacted near the beginning of calendar year 2024. Therefore, upon enactment, CBO expects the agreement could be terminated at no cost to the federal government. CBO estimates that any administrative costs to terminate the lease would be insignificant; that spending would be subject to the availability of appropriated funds.

Proceeds from leasing property and land under the jurisdiction of the NPS are recorded in the budget as offsetting receipts (or reductions in direct spending) and are available to be spent without further appropriation for historic preservation projects, capital improvement, park infrastructure, and maintenance. Under current law, CBO expects that receipts from the Brooklyn lease will be spent soon after they are collected. Because revoking the lease would

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decrease offsetting receipts from the rental payments and the associated spending, CBO estimates that the net effect on direct spending would be negligible.

The bill also would generally prohibit federal funds and land from being used to house aliens not lawfully admitted to the United States. Federal agencies with administrative jurisdiction of federal land, other than the NPS, are the Bureau of Land Management, the U.S. Fish and Wild Service, and the Forest Service. Based on information from those agencies, CBO does not expect any other contract, lease, or agreement to be made with nonfederal entities to house aliens under current law.

The CBO staff contact for this estimate is Lilia Ledezma. The estimate was reviewed by H. Samuel Papenfuss, Deputy Director of Budget Analysis.

A handwritten signature in black ink that reads "Phillip L. Swagel". The signature is fluid and cursive, with a long, sweeping underline.

Phillip L. Swagel  
Director, Congressional Budget Office