

[FULL COMMITTEE PRINT]

Union Calendar No. _____

115TH CONGRESS
1ST SESSION

H. R. _____

[Report No. 115-____]

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2018, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

____ --, 2017

Mr. ADERHOLT, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2018, and for other purposes.

1 and Outreach; not to exceed \$23,301,000 shall be avail-
2 able for the Office of the Assistant Secretary for Adminis-
3 tration, of which \$22,501,000 shall be available for De-
4 partmental Administration to provide for necessary ex-
5 penses for management support services to offices of the
6 Department and for general administration, security, re-
7 pairs and alterations, and other miscellaneous supplies
8 and expenses not otherwise provided for and necessary for
9 the practical and efficient work of the Department; not
10 to exceed \$3,091,000 shall be available for the Office of
11 Assistant Secretary for Congressional Relations to carry
12 out the programs funded by this Act, including programs
13 involving intergovernmental affairs and liaison within the
14 executive branch; and not to exceed \$6,261,000 shall be
15 available for the Office of Communications: *Provided fur-*
16 *ther*, That the Secretary of Agriculture is authorized to
17 transfer funds appropriated for any office of the Office
18 of the Secretary to any other office of the Office of the
19 Secretary: *Provided further*, That no appropriation for any
20 office shall be increased or decreased by more than 5 per-
21 cent: *Provided further*, That not to exceed \$11,000 of the
22 amount made available under this paragraph for the im-
23 mediate Office of the Secretary shall be available for offi-
24 cial reception and representation expenses, not otherwise
25 provided for, as determined by the Secretary: *Provided*

1 *further*, That the amount made available under this head-
2 ing for Departmental Administration shall be reimbursed
3 from applicable appropriations in this Act for travel ex-
4 penses incident to the holding of hearings as required by
5 5 U.S.C. 551–558: *Provided further*, That funds made
6 available under this heading for the Office of the Assistant
7 Secretary for Congressional Relations may be transferred
8 to agencies of the Department of Agriculture funded by
9 this Act to maintain personnel at the agency level: *Pro-*
10 *vided further*, That no funds made available under this
11 heading for the Office of Assistant Secretary for Congres-
12 sional Relations may be obligated after 30 days from the
13 date of enactment of this Act, unless the Secretary has
14 notified the Committees on Appropriations of both Houses
15 of Congress on the allocation of these funds by USDA
16 agency.

17 EXECUTIVE OPERATIONS

18 OFFICE OF THE CHIEF ECONOMIST

19 For necessary expenses of the Office of the Chief
20 Economist, \$16,777,000, of which \$4,000,000 shall be for
21 grants or cooperative agreements for policy research under
22 7 U.S.C. 3155.

23 OFFICE OF HEARINGS AND APPEALS

24 For necessary expenses of the Office of Hearings and
25 Appeals, \$13,399,000.

1 OFFICE OF BUDGET AND PROGRAM ANALYSIS

2 For necessary expenses of the Office of Budget and
3 Program Analysis, \$9,093,000.

4 OFFICE OF THE CHIEF INFORMATION OFFICER

5 For necessary expenses of the Office of the Chief In-
6 formation Officer, \$49,538,000, of which not less than
7 \$33,000,000 is for cybersecurity requirements of the De-
8 partment.

9 OFFICE OF THE CHIEF FINANCIAL OFFICER

10 For necessary expenses of the Office of the Chief Fi-
11 nancial Officer, \$5,836,000.

12 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL

13 RIGHTS

14 For necessary expenses of the Office of the Assistant
15 Secretary for Civil Rights, \$800,000: *Provided*, That
16 funds made available by this Act to an agency in the Civil
17 Rights mission area for salaries and expenses are available
18 to funds up to one administrative support staff for the
19 Office.

20 OFFICE OF CIVIL RIGHTS

21 For necessary expenses of the Office of Civil Rights,
22 \$23,304,000.

1 HAZARDOUS MATERIALS MANAGEMENT
2 (INCLUDING TRANSFERS OF FUNDS)

3 For necessary expenses of the Department of Agri-
4 culture, to comply with the Comprehensive Environmental
5 Response, Compensation, and Liability Act (42 U.S.C.
6 9601 et seq.) and the Resource Conservation and Recovery
7 Act (42 U.S.C. 6901 et seq.), \$3,503,000, to remain avail-
8 able until expended: *Provided*, That appropriations and
9 funds available herein to the Department for Hazardous
10 Materials Management may be transferred to any agency
11 of the Department for its use in meeting all requirements
12 pursuant to the above Acts on Federal and non-Federal
13 lands.

14 OFFICE OF INSPECTOR GENERAL

15 For necessary expenses of the Office of Inspector
16 General, including employment pursuant to the Inspector
17 General Act of 1978, \$95,628,000, including such sums
18 as may be necessary for contracting and other arrange-
19 ments with public agencies and private persons pursuant
20 to section 6(a)(9) of the Inspector General Act of 1978,
21 and including not to exceed \$125,000 for certain confiden-
22 tial operational expenses, including the payment of inform-
23 ants, to be expended under the direction of the Inspector
24 General pursuant to Public Law 95-452 and section 1337
25 of Public Law 97-98.

1 OFFICE OF THE GENERAL COUNSEL

2 For necessary expenses of the Office of the General
3 Counsel, \$42,970,000.

4 OFFICE OF ETHICS

5 For necessary expenses of the Office of Ethics,
6 \$3,945,000.

7 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,
8 EDUCATION, AND ECONOMICS

9 For necessary expenses of the Office of the Under
10 Secretary for Research, Education, and Economics,
11 \$800,000: *Provided*, That funds made available by this
12 Act to an agency in the Research, Education, and Eco-
13 nomics mission area for salaries and expenses are avail-
14 able to fund up to one administrative support staff for
15 the Office.

16 ECONOMIC RESEARCH SERVICE

17 For necessary expenses of the Economic Research
18 Service, \$76,788,000.

19 NATIONAL AGRICULTURAL STATISTICS SERVICE

20 For necessary expenses of the National Agricultural
21 Statistics Service, \$183,781,000, of which up to
22 \$63,350,000 shall be available until expended for the Cen-
23 sus of Agriculture: *Provided*, That amounts made available
24 for the Census of Agriculture may be used to conduct Cur-

1 rent Industrial Report surveys subject to 7 U.S.C.
2 2204g(d) and (f).

3 AGRICULTURAL RESEARCH SERVICE

4 SALARIES AND EXPENSES

5 For necessary expenses of the Agricultural Research
6 Service and for acquisition of lands by donation, exchange,
7 or purchase at a nominal cost not to exceed \$100, and
8 for land exchanges where the lands exchanged shall be of
9 equal value or shall be equalized by a payment of money
10 to the grantor which shall not exceed 25 percent of the
11 total value of the land or interests transferred out of Fed-
12 eral ownership, \$1,132,625,000: *Provided*, That appro-
13 priations hereunder shall be available for the operation
14 and maintenance of aircraft and the purchase of not to
15 exceed one for replacement only: *Provided further*, That
16 appropriations hereunder shall be available pursuant to 7
17 U.S.C. 2250 for the construction, alteration, and repair
18 of buildings and improvements, but unless otherwise pro-
19 vided, the cost of constructing any one building shall not
20 exceed \$500,000, except for headhouses or greenhouses
21 which shall each be limited to \$1,800,000, except for 10
22 buildings to be constructed or improved at a cost not to
23 exceed \$1,100,000 each, and except for two buildings to
24 be constructed at a cost not to exceed \$3,000,000 each,
25 and the cost of altering any one building during the fiscal

1 year shall not exceed 10 percent of the current replace-
2 ment value of the building or \$500,000, whichever is
3 greater: *Provided further*, That appropriations hereunder
4 shall be available for entering into lease agreements at any
5 Agricultural Research Service location for the construction
6 of a research facility by a non-Federal entity for use by
7 the Agricultural Research Service and a condition of the
8 lease shall be that any facility shall be owned, operated,
9 and maintained by the non-Federal entity and shall be re-
10 moved upon the expiration or termination of the lease
11 agreement: *Provided further*, That the limitations on alter-
12 ations contained in this Act shall not apply to moderniza-
13 tion or replacement of existing facilities at Beltsville,
14 Maryland: *Provided further*, That appropriations here-
15 under shall be available for granting easements at the
16 Beltsville Agricultural Research Center: *Provided further*,
17 That the foregoing limitations shall not apply to replace-
18 ment of buildings needed to carry out the Act of April
19 24, 1948 (21 U.S.C. 113a): *Provided further*, That appro-
20 priations hereunder shall be available for granting ease-
21 ments at any Agricultural Research Service location for
22 the construction of a research facility by a non-Federal
23 entity for use by, and acceptable to, the Agricultural Re-
24 search Service and a condition of the easements shall be
25 that upon completion the facility shall be accepted by the

1 Secretary, subject to the availability of funds herein, if the
2 Secretary finds that acceptance of the facility is in the
3 interest of the United States: *Provided further*, That funds
4 may be received from any State, other political subdivi-
5 sion, organization, or individual for the purpose of estab-
6 lishing or operating any research facility or research
7 project of the Agricultural Research Service, as authorized
8 by law.

9 BUILDINGS AND FACILITIES

10 For the acquisition of land, construction, repair, im-
11 provement, extension, alteration, and purchase of fixed
12 equipment or facilities as necessary to carry out the agri-
13 cultural research programs of the Department of Agri-
14 culture, where not otherwise provided, \$60,000,000 to re-
15 main available until expended.

16 NATIONAL INSTITUTE OF FOOD AND AGRICULTURE

17 RESEARCH AND EDUCATION ACTIVITIES

18 For payments to agricultural experiment stations, for
19 cooperative forestry and other research, for facilities, and
20 for other expenses, \$830,402,000, which shall be for the
21 purposes, and in the amounts, specified in the table titled
22 “National Institute of Food and Agriculture, Research
23 and Education Activities” in the report accompanying this
24 Act: *Provided*, That funds for research grants for 1994
25 institutions, education grants for 1890 institutions, the

1 agriculture and food research initiative, veterinary medi-
2 cine loan repayment, multicultural scholars, graduate fel-
3 lowship and institution challenge grants, and grants man-
4 agement systems shall remain available until expended:
5 *Provided further*, That each institution eligible to receive
6 funds under the Evans-Allen program receives no less
7 than \$1,000,000: *Provided further*, That funds for edu-
8 cation grants for Alaska Native and Native Hawaiian-
9 serving institutions be made available to individual eligible
10 institutions or consortia of eligible institutions with funds
11 awarded equally to each of the States of Alaska and Ha-
12 waii: *Provided further*, That funds for education grants for
13 1890 institutions shall be made available to institutions
14 eligible to receive funds under 7 U.S.C. 3221 and 3222:
15 *Provided further*, That not more than 5 percent of the
16 amounts made available by this or any other Act to carry
17 out the Agriculture and Food Research Initiative under
18 7 U.S.C. 450i(b) may be retained by the Secretary of Ag-
19 riculture to pay administrative costs incurred by the Sec-
20 retary in carrying out that authority.

21 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

22 For the Native American Institutions Endowment
23 Fund authorized by Public Law 103–382 (7 U.S.C. 301
24 note), \$11,880,000, to remain available until expended.

1 EXTENSION ACTIVITIES

2 For payments to States, the District of Columbia,
3 Puerto Rico, Guam, the Virgin Islands, Micronesia, the
4 Northern Marianas, and American Samoa, \$475,876,000,
5 which shall be for the purposes, and in the amounts, speci-
6 fied in the table titled “National Institute of Food and
7 Agriculture, Extension Activities” in the report accom-
8 panying this Act: *Provided*, That funds for facility im-
9 provements at 1890 institutions shall remain available
10 until expended: *Provided further*, That institutions eligible
11 to receive funds under 7 U.S.C. 3221 for cooperative ex-
12 tension receive no less than \$1,000,000: *Provided further*,
13 That funds for cooperative extension under sections 3(b)
14 and (c) of the Smith-Lever Act (7 U.S.C. 343(b) and (c))
15 and section 208(c) of Public Law 93–471 shall be avail-
16 able for retirement and employees’ compensation costs for
17 extension agents.

18 INTEGRATED ACTIVITIES

19 For the integrated research, education, and extension
20 grants programs, including necessary administrative ex-
21 penses, \$35,000,000, which shall be for the purposes, and
22 in the amounts, specified in the table titled “National In-
23 stitute of Food and Agriculture, Integrated Activities” in
24 the report accompanying this Act: *Provided*, That funds
25 for the Food and Agriculture Defense Initiative shall re-

1 main available until September 30, 2019: *Provided further*,
2 That notwithstanding any other provision of law, indirect
3 costs shall not be charged against any Extension Imple-
4 mentation Program Area grant awarded under the Crop
5 Protection/Pest Management Program (7 U.S.C. 7626).

6 OFFICE OF THE UNDER SECRETARY FOR MARKETING
7 AND REGULATORY PROGRAMS

8 For necessary expenses of the Office of the Under
9 Secretary for Marketing and Regulatory Programs,
10 \$800,000: *Provided*, That funds made available by this
11 Act to an agency in the Marketing and Regulatory Pro-
12 grams mission area for salaries and expenses are available
13 to fund up to one administrative support staff for the Of-
14 fice.

15 ANIMAL AND PLANT HEALTH INSPECTION SERVICE
16 SALARIES AND EXPENSES
17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses of the Animal and Plant
19 Health Inspection Service, including up to \$30,000 for
20 representation allowances and for expenses pursuant to
21 the Foreign Service Act of 1980 (22 U.S.C. 4085),
22 \$906,400,000, of which \$450,000, to remain available
23 until expended, shall be available for the control of out-
24 breaks of insects, plant diseases, animal diseases and for
25 control of pest animals and birds (“contingency fund”) to

1 the extent necessary to meet emergency conditions; of
2 which \$11,520,000, to remain available until expended,
3 shall be used for the cotton pests program for cost share
4 purposes or for debt retirement for active eradication
5 zones; of which \$35,250,000, to remain available until ex-
6 pended, shall be for Animal Health Technical Services; of
7 which \$700,000 shall be for activities under the authority
8 of the Horse Protection Act of 1970, as amended (15
9 U.S.C. 1831); of which \$55,340,000, to remain available
10 until expended, shall be used to support avian health; of
11 which \$4,200,000, to remain available until expended,
12 shall be for information technology infrastructure; of
13 which \$160,000,000, to remain available until expended,
14 shall be for specialty crop pests; of which, \$8,800,000, to
15 remain available until expended, shall be for field crop and
16 rangeland ecosystem pests; of which \$14,500,000, to re-
17 main available until expended, shall be for zoonotic disease
18 management; of which \$36,500,000, to remain available
19 until expended, shall be for emergency preparedness and
20 response; of which \$38,000,000, to remain available until
21 expended, shall be for tree and wood pests; of which
22 \$5,725,000, to remain available until expended, shall be
23 for the National Veterinary Stockpile; of which up to
24 \$1,500,000, to remain available until expended, shall be
25 for the scrapie program for indemnities; of which

1 \$2,500,000, to remain available until expended, shall be
2 for the wildlife damage management program for aviation
3 safety: *Provided*, That of amounts available under this
4 heading for wildlife services methods development,
5 \$1,000,000 shall remain available until expended: *Pro-*
6 *vided further*, That of amounts available under this head-
7 ing for the screwworm program, \$4,990,000 shall remain
8 available until expended: *Provided further*, That no funds
9 shall be used to formulate or administer a brucellosis
10 eradication program for the current fiscal year that does
11 not require minimum matching by the States of at least
12 40 percent: *Provided further*, That this appropriation shall
13 be available for the operation and maintenance of aircraft
14 and the purchase of not to exceed five, of which two shall
15 be for replacement only: *Provided further*, That in addi-
16 tion, in emergencies which threaten any segment of the
17 agricultural production industry of this country, the Sec-
18 retary may transfer from other appropriations or funds
19 available to the agencies or corporations of the Depart-
20 ment such sums as may be deemed necessary, to be avail-
21 able only in such emergencies for the arrest and eradi-
22 cation of contagious or infectious disease or pests of ani-
23 mals, poultry, or plants, and for expenses in accordance
24 with sections 10411 and 10417 of the Animal Health Pro-
25 tection Act (7 U.S.C. 8310 and 8316) and sections 431

1 and 442 of the Plant Protection Act (7 U.S.C. 7751 and
2 7772), and any unexpended balances of funds transferred
3 for such emergency purposes in the preceding fiscal year
4 shall be merged with such transferred amounts: *Provided*
5 *further*, That appropriations hereunder shall be available
6 pursuant to law (7 U.S.C. 2250) for the repair and alter-
7 ation of leased buildings and improvements, but unless
8 otherwise provided the cost of altering any one building
9 during the fiscal year shall not exceed 10 percent of the
10 current replacement value of the building.

11 In fiscal year 2018, the agency is authorized to collect
12 fees to cover the total costs of providing technical assist-
13 ance, goods, or services requested by States, other political
14 subdivisions, domestic and international organizations,
15 foreign governments, or individuals, provided that such
16 fees are structured such that any entity's liability for such
17 fees is reasonably based on the technical assistance, goods,
18 or services provided to the entity by the agency, and such
19 fees shall be reimbursed to this account, to remain avail-
20 able until expended, without further appropriation, for
21 providing such assistance, goods, or services.

22 AGRICULTURAL MARKETING SERVICE
23 MARKETING SERVICES

24 For necessary expenses of the Agricultural Marketing
25 Service, \$77,573,000: *Provided*, That this appropriation

1 shall be available pursuant to law (7 U.S.C. 2250) for the
2 alteration and repair of buildings and improvements, but
3 the cost of altering any one building during the fiscal year
4 shall not exceed 10 percent of the current replacement
5 value of the building.

6 Fees may be collected for the cost of standardization
7 activities, as established by regulation pursuant to law (31
8 U.S.C. 9701).

9 LIMITATION ON ADMINISTRATIVE EXPENSES

10 Not to exceed \$61,227,000 (from fees collected) shall
11 be obligated during the current fiscal year for administra-
12 tive expenses: *Provided*, That if crop size is understated
13 and/or other uncontrollable events occur, the agency may
14 exceed this limitation by up to 10 percent with notification
15 to the Committees on Appropriations of both Houses of
16 Congress.

17 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

18 SUPPLY (SECTION 32)

19 (INCLUDING TRANSFERS OF FUNDS)

20 Funds available under section 32 of the Act of Au-
21 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-
22 modity program expenses as authorized therein, and other
23 related operating expenses, except for: (1) transfers to the
24 Department of Commerce as authorized by the Fish and
25 Wildlife Act of August 8, 1956; (2) transfers otherwise

1 provided in this Act; and (3) not more than \$20,705,000
2 for formulation and administration of marketing agree-
3 ments and orders pursuant to the Agricultural Marketing
4 Agreement Act of 1937 and the Agricultural Act of 1961.

5 PAYMENTS TO STATES AND POSSESSIONS

6 For payments to departments of agriculture, bureaus
7 and departments of markets, and similar agencies for
8 marketing activities under section 204(b) of the Agricul-
9 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
10 \$1,109,000.

11 GRAIN INSPECTION, PACKERS AND STOCKYARDS

12 ADMINISTRATION

13 SALARIES AND EXPENSES

14 For necessary expenses of the Grain Inspection,
15 Packers and Stockyards Administration, \$42,888,000:
16 *Provided*, That this appropriation shall be available pursu-
17 ant to law (7 U.S.C. 2250) for the alteration and repair
18 of buildings and improvements, but the cost of altering
19 any one building during the fiscal year shall not exceed
20 10 percent of the current replacement value of the build-
21 ing.

22 LIMITATION ON INSPECTION AND WEIGHING SERVICES

23 EXPENSES

24 Not to exceed \$60,000,000 (from fees collected) shall
25 be obligated during the current fiscal year for inspection

1 and weighing services: *Provided*, That if grain export ac-
2 tivities require additional supervision and oversight, or
3 other uncontrollable factors occur, this limitation may be
4 exceeded by up to 10 percent with notification to the Com-
5 mittees on Appropriations of both Houses of Congress.

6 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

7 For necessary expenses of the Office of the Under
8 Secretary for Food Safety, \$800,000: *Provided*, That
9 funds made available by this Act to an agency in the Food
10 Safety mission area for salaries and expenses are available
11 to fund up to one administrative support staff for the Of-
12 fice.

13 FOOD SAFETY AND INSPECTION SERVICE

14 For necessary expenses to carry out services author-
15 ized by the Federal Meat Inspection Act, the Poultry
16 Products Inspection Act, and the Egg Products Inspection
17 Act, including not to exceed \$50,000 for representation
18 allowances and for expenses pursuant to section 8 of the
19 Act approved August 3, 1956 (7 U.S.C. 1766),
20 \$1,038,069,000; and in addition, \$1,000,000 may be cred-
21 ited to this account from fees collected for the cost of lab-
22 oratory accreditation as authorized by section 1327 of the
23 Food, Agriculture, Conservation and Trade Act of 1990
24 (7 U.S.C. 138f): *Provided*, That funds provided for the
25 Public Health Data Communication Infrastructure system

1 shall remain available until expended: *Provided further,*
2 That no fewer than 148 full-time equivalent positions shall
3 be employed during fiscal year 2018 for purposes dedi-
4 cated solely to inspections and enforcement related to the
5 Humane Methods of Slaughter Act: *Provided further,* That
6 the Food Safety and Inspection Service shall continue im-
7 plementation of section 11016 of Public Law 110–246 as
8 further clarified by the amendments made in section
9 12106 of Public Law 113–79: *Provided further,* That this
10 appropriation shall be available pursuant to law (7 U.S.C.
11 2250) for the alteration and repair of buildings and im-
12 provements, but the cost of altering any one building dur-
13 ing the fiscal year shall not exceed 10 percent of the cur-
14 rent replacement value of the building.

15 TITLE II

16 FARM PRODUCTION AND CONSERVATION

17 PROGRAMS

18 OFFICE OF THE UNDER SECRETARY FOR FARM

19 PRODUCTION AND CONSERVATION

20 For necessary expenses of the Office of the Under
21 Secretary for Farm Production and Conservation,
22 \$875,000: *Provided,* That funds made available by this
23 Act to an agency in the Farm Production and Conserva-
24 tion mission area for salaries and expenses are available

1 to fund up to one administrative support staff for the Of-
2 fice.

3 FARM SERVICE AGENCY

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFERS OF FUNDS)

6 For necessary expenses of the Farm Service Agency,
7 \$1,166,317,000: *Provided*, That not more than 50 percent
8 of the \$78,013,000 made available under this heading for
9 information technology related to farm program delivery,
10 including the Modernize and Innovate the Delivery of Ag-
11 ricultural Systems and other farm program delivery sys-
12 tems, may be obligated until the Secretary submits to the
13 Committees on Appropriations of both Houses of Con-
14 gress, and receives written or electronic notification of re-
15 ceipt from such Committees of, a plan for expenditure that
16 (1) identifies for each project/investment over \$25,000 (a)
17 the functional and performance capabilities to be delivered
18 and the mission benefits to be realized, (b) the estimated
19 lifecycle cost, including estimates for development as well
20 as maintenance and operations, and (c) key milestones to
21 be met; (2) demonstrates that each project/investment is
22 (a) consistent with the Farm Service Agency Information
23 Technology Roadmap, (b) being managed in accordance
24 with applicable lifecycle management policies and guid-
25 ance, and (c) subject to the applicable Department's cap-

1 ital planning and investment control requirements; and (3)
2 has been reviewed by the Government Accountability Of-
3 fice: *Provided further*, That the agency shall submit a re-
4 port by the end of the fourth quarter of fiscal year 2018
5 to the Committees on Appropriations and the Government
6 Accountability Office, that identifies for each project/in-
7 vestment that is operational (a) current performance
8 against key indicators of customer satisfaction, (b) current
9 performance of service level agreements or other technical
10 metrics, (c) current performance against a pre-established
11 cost baseline, (d) a detailed breakdown of current and
12 planned spending on operational enhancements or up-
13 grades, and (e) an assessment of whether the investment
14 continues to meet business needs as intended as well as
15 alternatives to the investment: *Provided further*, That the
16 Secretary is authorized to use the services, facilities, and
17 authorities (but not the funds) of the Commodity Credit
18 Corporation to make program payments for all programs
19 administered by the Agency: *Provided further*, That other
20 funds made available to the Agency for authorized activi-
21 ties may be advanced to and merged with this account:
22 *Provided further*, That funds made available to county
23 committees shall remain available until expended: *Pro-*
24 *vided further*, That none of the funds available to the
25 Farm Service Agency shall be used to close Farm Service

1 Agency county offices: *Provided further*, That none of the
2 funds available to the Farm Service Agency shall be used
3 to permanently relocate county based employees that
4 would result in an office with two or fewer employees with-
5 out prior notification and approval of the Committees on
6 Appropriations of both Houses of Congress.

7 STATE MEDIATION GRANTS

8 For grants pursuant to section 502(b) of the Agricul-
9 tural Credit Act of 1987, as amended (7 U.S.C. 5101-
10 5106), \$3,398,000.

11 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

12 For necessary expenses to carry out wellhead or
13 groundwater protection activities under section 12400 of
14 the Food Security Act of 1985 (16 U.S.C. 3839bb-2),
15 \$6,000,000, to remain available until expended.

16 DAIRY INDEMNITY PROGRAM

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses involved in making indemnity
19 payments to dairy farmers and manufacturers of dairy
20 products under a dairy indemnity program, such sums as
21 may be necessary, to remain available until expended: *Pro-*
22 *vided*, That such program is carried out by the Secretary
23 in the same manner as the dairy indemnity program de-
24 scribed in the Agriculture, Rural Development, Food and
25 Drug Administration, and Related Agencies Appropria-

1 tions Act, 2001 (Public Law 106–387, 114 Stat. 1549A–
2 12).

3 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

4 ACCOUNT

5 (INCLUDING TRANSFERS OF FUNDS)

6 For gross obligations for the principal amount of di-
7 rect and guaranteed farm ownership (7 U.S.C. 1922 et
8 seq.) and operating (7 U.S.C. 1941 et seq.) loans, emer-
9 gency loans (7 U.S.C. 1961 et seq.), Indian tribe land ac-
10 quisition loans (25 U.S.C. 488), boll weevil loans (7
11 U.S.C. 1989), guaranteed conservation loans (7 U.S.C.
12 1924 et seq.), and Indian highly fractionated land loans
13 (25 U.S.C. 488) to be available from funds in the Agricul-
14 tural Credit Insurance Fund, as follows: \$2,500,000,000
15 for guaranteed farm ownership loans and \$1,500,000,000
16 for farm ownership direct loans; \$1,393,423,000 for un-
17 subsidized guaranteed operating loans and
18 \$1,304,851,000 for direct operating loans; emergency
19 loans, \$25,610,000; Indian tribe land acquisition loans,
20 \$20,000,000; guaranteed conservation loans,
21 \$150,000,000; Indian highly fractionated land loans,
22 \$10,000,000; and for boll weevil eradication program
23 loans, \$60,000,000: *Provided*, That the Secretary shall
24 deem the pink bollworm to be a boll weevil for the purpose
25 of boll weevil eradication program loans.

1 For the cost of direct and guaranteed loans and
2 grants, including the cost of modifying loans as defined
3 in section 502 of the Congressional Budget Act of 1974,
4 as follows: farm operating loans, \$52,716,000 for direct
5 operating loans, \$15,467,000 for unsubsidized guaranteed
6 operating loans, emergency loans, \$1,260,000, to remain
7 available until expended; and \$2,272,000 for Indian highly
8 fractionated land loans.

9 In addition, for administrative expenses necessary to
10 carry out the direct and guaranteed loan programs,
11 \$305,291,000, of which \$297,386,000 shall be transferred
12 to and merged with the appropriation for “Farm Service
13 Agency, Salaries and Expenses”.

14 Funds appropriated by this Act to the Agricultural
15 Credit Insurance Program Account for farm ownership,
16 operating and conservation direct loans and guaranteed
17 loans may be transferred among these programs: *Pro-*
18 *vided*, That the Committees on Appropriations of both
19 Houses of Congress are notified at least 15 days in ad-
20 vance of any transfer.

21 RISK MANAGEMENT AGENCY

22 SALARIES AND EXPENSES

23 For necessary expenses of the Risk Management
24 Agency, \$55,000,000: *Provided*, That not to exceed

1 \$1,000 shall be available for official reception and rep-
2 resentation expenses, as authorized by 7 U.S.C. 1506(i).

3 NATURAL RESOURCES CONSERVATION SERVICE

4 CONSERVATION OPERATIONS

5 For necessary expenses for carrying out the provi-
6 sions of the Act of April 27, 1935 (16 U.S.C. 590a–f),
7 including preparation of conservation plans and establish-
8 ment of measures to conserve soil and water (including
9 farm irrigation and land drainage and such special meas-
10 ures for soil and water management as may be necessary
11 to prevent floods and the siltation of reservoirs and to con-
12 trol agricultural related pollutants); operation of conserva-
13 tion plant materials centers; classification and mapping of
14 soil; dissemination of information; acquisition of lands,
15 water, and interests therein for use in the plant materials
16 program by donation, exchange, or purchase at a nominal
17 cost not to exceed \$100 pursuant to the Act of August
18 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-
19 ation or improvement of permanent and temporary build-
20 ings; and operation and maintenance of aircraft,
21 \$858,911,000, to remain available until September 30,
22 2019: *Provided*, That appropriations hereunder shall be
23 available pursuant to 7 U.S.C. 2250 for construction and
24 improvement of buildings and public improvements at
25 plant materials centers, except that the cost of alterations

1 and improvements to other buildings and other public im-
2 provements shall not exceed \$250,000: *Provided further*,
3 That when buildings or other structures are erected on
4 non-Federal land, that the right to use such land is ob-
5 tained as provided in 7 U.S.C. 2250a.

6 WATERSHED AND FLOOD PREVENTION OPERATIONS

7 For necessary expenses to carry out preventive meas-
8 ures, including but not limited to surveys and investiga-
9 tions, engineering operations, works of improvement, and
10 changes in use of land, in accordance with the Watershed
11 Protection and Flood Prevention Act (16 U.S.C. 1001–
12 1005 and 1007–1009) and in accordance with the provi-
13 sions of laws relating to the activities of the Department,
14 \$40,000,000, to remain available until expended: *Pro-*
15 *vided*, That of the amounts made available under this
16 heading, \$20,000,000 shall be allocated to projects and
17 activities that can commence promptly following enact-
18 ment; that address regional priorities for flood prevention,
19 agricultural water management, inefficient irrigation sys-
20 tems, fish and wildlife habitat, or watershed protection;
21 or that address authorized ongoing projects under the au-
22 thorities of section 13 of the Flood Control Act of Decem-
23 ber 22, 1944 (Public Law 78–534) with a primary pur-
24 pose of watershed protection by preventing floodwater

1 damage and stabilizing stream channels, tributaries, and
2 banks to reduce erosion and sediment transport.

3 WATERSHED REHABILITATION PROGRAM

4 Under the authorities of section 14 of the Watershed
5 Protection and Flood Prevention Act, \$5,000,000 is pro-
6 vided.

7 CORPORATIONS

8 The following corporations and agencies are hereby
9 authorized to make expenditures, within the limits of
10 funds and borrowing authority available to each such cor-
11 poration or agency and in accord with law, and to make
12 contracts and commitments without regard to fiscal year
13 limitations as provided by section 104 of the Government
14 Corporation Control Act as may be necessary in carrying
15 out the programs set forth in the budget for the current
16 fiscal year for such corporation or agency, except as here-
17 inafter provided.

18 FEDERAL CROP INSURANCE CORPORATION FUND

19 For payments as authorized by section 516 of the
20 Federal Crop Insurance Act (7 U.S.C. 1516), such sums
21 as may be necessary, to remain available until expended.

1 COMMODITY CREDIT CORPORATION FUND
2 REIMBURSEMENT FOR NET REALIZED LOSSES
3 (INCLUDING TRANSFERS OF FUNDS)

4 For the current fiscal year, such sums as may be nec-
5 essary to reimburse the Commodity Credit Corporation for
6 net realized losses sustained, but not previously reim-
7 bursed, pursuant to section 2 of the Act of August 17,
8 1961 (15 U.S.C. 713a–11): *Provided*, That of the funds
9 available to the Commodity Credit Corporation under sec-
10 tion 11 of the Commodity Credit Corporation Charter Act
11 (15 U.S.C. 714i) for the conduct of its business with the
12 Foreign Agricultural Service, up to \$5,000,000 may be
13 transferred to and used by the Foreign Agricultural Serv-
14 ice for information resource management activities of the
15 Foreign Agricultural Service that are not related to Com-
16 modity Credit Corporation business.

17 HAZARDOUS WASTE MANAGEMENT
18 (LIMITATION ON EXPENSES)

19 For the current fiscal year, the Commodity Credit
20 Corporation shall not expend more than \$5,000,000 for
21 site investigation and cleanup expenses, and operations
22 and maintenance expenses to comply with the requirement
23 of section 107(g) of the Comprehensive Environmental
24 Response, Compensation, and Liability Act (42 U.S.C.

1 9607(g)), and section 6001 of the Resource Conservation
2 and Recovery Act (42 U.S.C. 6961).

3 TITLE III
4 RURAL DEVELOPMENT PROGRAMS
5 RURAL DEVELOPMENT
6 SALARIES AND EXPENSES
7 (INCLUDING TRANSFERS OF FUNDS)

8 For necessary expenses for carrying out the adminis-
9 tration and implementation of Rural Development pro-
10 grams, including activities with institutions concerning the
11 development and operation of agricultural cooperatives;
12 and for cooperative agreements; \$225,835,000: *Provided*,
13 That notwithstanding any other provision of law, funds
14 appropriated under this heading may be used for adver-
15 tising and promotional activities that support Rural Devel-
16 opment programs.

17 RURAL HOUSING SERVICE
18 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT
19 (INCLUDING TRANSFERS OF FUNDS)

20 For gross obligations for the principal amount of di-
21 rect and guaranteed loans as authorized by title V of the
22 Housing Act of 1949, to be available from funds in the
23 rural housing insurance fund, as follows: \$900,000,000
24 shall be for direct loans and \$24,000,000,000 shall be for
25 unsubsidized guaranteed loans; \$24,000,000 for section

1 504 housing repair loans; \$28,398,000 for section 515
2 rental housing; \$230,000,000 for section 538 guaranteed
3 multi-family housing loans; \$10,000,000 for credit sales
4 of single family housing acquired property; \$5,000,000 for
5 section 523 self-help housing land development loans; and
6 \$5,000,000 for section 524 site development loans.

7 For the cost of direct and guaranteed loans, including
8 the cost of modifying loans, as defined in section 502 of
9 the Congressional Budget Act of 1974, as follows: section
10 502 loans, \$34,650,000 shall be for direct loans; section
11 504 housing repair loans, \$2,959,000; section 523 self-
12 help housing land development loans, \$368,000; section
13 524 site development loans, \$58,000; and repair, rehabili-
14 tation, and new construction of section 515 rental housing,
15 \$7,472,000: *Provided*, That to support the loan program
16 level for section 538 guaranteed loans made available
17 under this heading the Secretary may charge or adjust
18 any fees to cover the projected cost of such loan guaran-
19 tees pursuant to the provisions of the Credit Reform Act
20 of 1990 (2 U.S.C. 661 et seq.), and the interest on such
21 loans may not be subsidized: *Provided further*, That appli-
22 cants in communities that have a current rural area waiv-
23 er under section 541 of the Housing Act of 1949 (42
24 U.S.C. 1490q) shall be treated as living in a rural area
25 for purposes of section 502 guaranteed loans provided

1 under this heading: *Provided further*, That of the amounts
2 available under this paragraph for section 502 direct
3 loans, no less than \$5,000,000 shall be available for direct
4 loans for individuals whose homes will be built pursuant
5 to a program funded with a mutual and self-help housing
6 grant authorized by section 523 of the Housing Act of
7 1949 until June 1, 2018: *Provided further*, That the Sec-
8 retary shall implement provisions to provide incentives to
9 nonprofit organizations and public housing authorities to
10 facilitate the acquisition of Rural Housing Service (RHS)
11 multifamily housing properties by such nonprofit organi-
12 zations and public housing authorities that commit to keep
13 such properties in the RHS multifamily housing program
14 for a period of time as determined by the Secretary, with
15 such incentives to include, but not be limited to, the fol-
16 lowing: allow such nonprofit entities and public housing
17 authorities to earn a Return on Investment (ROI) on their
18 own resources to include proceeds from low income hous-
19 ing tax credit syndication, own contributions, grants, and
20 developer loans at favorable rates and terms, invested in
21 a deal; and allow reimbursement of organizational costs
22 associated with owner's oversight of asset referred to as
23 "Asset Management Fee" (AMF) of up to \$7,500 per
24 property.

1 In addition, for the cost of direct loans, grants, and
2 contracts, as authorized by 42 U.S.C. 1484 and 1486,
3 \$10,008,000, to remain available until expended, for direct
4 farm labor housing loans and domestic farm labor housing
5 grants and contracts: *Provided*, That any balances avail-
6 able for the Farm Labor Program Account shall be trans-
7 ferred to and merged with this account.

8 In addition, for administrative expenses necessary to
9 carry out the direct and guaranteed loan programs,
10 \$401,300,000 shall be transferred to and merged with the
11 appropriation for “Rural Development, Salaries and Ex-
12 penses”.

13 RENTAL ASSISTANCE PROGRAM

14 For rental assistance agreements entered into or re-
15 newed pursuant to the authority under section 521(a)(2)
16 or agreements entered into in lieu of debt forgiveness or
17 payments for eligible households as authorized by section
18 502(c)(5)(D) of the Housing Act of 1949,
19 \$1,345,293,000, of which \$40,000,000 shall be available
20 until September 30, 2019; and in addition such sums as
21 may be necessary, as authorized by section 521(c) of the
22 Act, to liquidate debt incurred prior to fiscal year 1992
23 to carry out the rental assistance program under section
24 521(a)(2) of the Act: *Provided*, That rental assistance
25 agreements entered into or renewed during the current fis-

1 cal year shall be funded for a one-year period: *Provided*
2 *further*, That any unexpended balances remaining at the
3 end of such one-year agreements may be transferred and
4 used for purposes of any debt reduction; maintenance, re-
5 pair, or rehabilitation of any existing projects; preserva-
6 tion; and rental assistance activities authorized under title
7 V of the Act: *Provided further*, That rental assistance pro-
8 vided under agreements entered into prior to fiscal year
9 2018 for a farm labor multi-family housing project fi-
10 nanced under section 514 or 516 of the Act may not be
11 recaptured for use in another project until such assistance
12 has remained unused for a period of 12 consecutive
13 months, if such project has a waiting list of tenants seek-
14 ing such assistance or the project has rental assistance
15 eligible tenants who are not receiving such assistance: *Pro-*
16 *vided further*, That such recaptured rental assistance shall,
17 to the extent practicable, be applied to another farm labor
18 multi-family housing project financed under section 514
19 or 516 of the Act: *Provided further*, That except as pro-
20 vided in the third proviso under this heading and notwith-
21 standing any other provision of the Act, the Secretary may
22 recapture rental assistance provided under agreements en-
23 tered into prior to fiscal year 2018 for a project that the
24 Secretary determines no longer needs rental assistance
25 and use such recaptured funds for current needs.

1 MULTI-FAMILY HOUSING REVITALIZATION PROGRAM

2 ACCOUNT

3 For the rural housing voucher program as authorized
4 under section 542 of the Housing Act of 1949, but not-
5 withstanding subsection (b) of such section, and for addi-
6 tional costs to conduct a demonstration program for the
7 preservation and revitalization of multi-family rental hous-
8 ing properties described in this paragraph, \$35,000,000,
9 to remain available until expended: *Provided*, That of the
10 funds made available under this heading, \$20,000,000,
11 shall be available for rural housing vouchers to any low-
12 income household (including those not receiving rental as-
13 sistance) residing in a property financed with a section
14 515 loan which has been prepaid after September 30,
15 2005: *Provided further*, That the amount of such voucher
16 shall be the difference between comparable market rent
17 for the section 515 unit and the tenant paid rent for such
18 unit: *Provided further*, That funds made available for such
19 vouchers shall be subject to the availability of annual ap-
20 propriations: *Provided further*, That the Secretary shall,
21 to the maximum extent practicable, administer such
22 vouchers with current regulations and administrative guid-
23 ance applicable to section 8 housing vouchers administered
24 by the Secretary of the Department of Housing and Urban
25 Development: *Provided further*, That if the Secretary de-

1 terminates that the amount made available for vouchers in
2 this or any other Act is not needed for vouchers, the Sec-
3 retary may use such funds for the demonstration program
4 for the preservation and revitalization of multi-family
5 rental housing properties described in this paragraph: *Pro-*
6 *vided further*, That of the funds made available under this
7 heading, \$15,000,000 shall be available for a demonstra-
8 tion program for the preservation and revitalization of the
9 sections 514, 515, and 516 multi-family rental housing
10 properties to restructure existing USDA multi-family
11 housing loans, as the Secretary deems appropriate, ex-
12 pressly for the purposes of ensuring the project has suffi-
13 cient resources to preserve the project for the purpose of
14 providing safe and affordable housing for low-income resi-
15 dents and farm laborers including reducing or eliminating
16 interest; deferring loan payments, subordinating, reducing
17 or reamortizing loan debt; and other financial assistance
18 including advances, payments and incentives (including
19 the ability of owners to obtain reasonable returns on in-
20 vestment) required by the Secretary: *Provided further*,
21 That the Secretary shall as part of the preservation and
22 revitalization agreement obtain a restrictive use agreement
23 consistent with the terms of the restructuring: *Provided*
24 *further*, That if the Secretary determines that additional
25 funds for vouchers described in this paragraph are needed,

1 funds for the preservation and revitalization demonstra-
2 tion program may be used for such vouchers: *Provided fur-*
3 *ther*, That if Congress enacts legislation to permanently
4 authorize a multi-family rental housing loan restructuring
5 program similar to the demonstration program described
6 herein, the Secretary may use funds made available for
7 the demonstration program under this heading to carry
8 out such legislation with the prior approval of the Commit-
9 tees on Appropriations of both Houses of Congress: *Pro-*
10 *vided further*, That in addition to any other available
11 funds, the Secretary may expend not more than
12 \$1,000,000 total, from the program funds made available
13 under this heading, for administrative expenses for activi-
14 ties funded under this heading.

15 MUTUAL AND SELF-HELP HOUSING GRANTS

16 For grants and contracts pursuant to section
17 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
18 1490c), \$25,000,000, to remain available until expended.

19 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

20 (INCLUDING TRANSFERS OF FUNDS)

21 For gross obligations for the principal amount of di-
22 rect and guaranteed loans as authorized by section 306
23 and described in section 381E(d)(1) of the Consolidated
24 Farm and Rural Development Act, \$2,600,000,000 for di-
25 rect loans and \$148,305,000 for guaranteed loans.

1 For the cost of guaranteed loans, including the cost
2 of modifying loans, as defined in section 502 of the Con-
3 gressional Budget Act of 1974, \$4,849,000, to remain
4 available until expended.

5 RURAL BUSINESS—COOPERATIVE SERVICE

6 RURAL BUSINESS PROGRAM ACCOUNT

7 (INCLUDING TRANSFERS OF FUNDS)

8 For the cost of loan guarantees and grants, for the
9 rural business development programs authorized by sec-
10 tion 310B and described in subsections (a), (c), (f) and
11 (g) of section 310B of the Consolidated Farm and Rural
12 Development Act, \$58,251,000, to remain available until
13 expended: *Provided*, That of the amount appropriated
14 under this heading, not to exceed \$500,000 shall be made
15 available for one grant to a qualified national organization
16 to provide technical assistance for rural transportation in
17 order to promote economic development and \$5,000,000
18 shall be for grants to the Delta Regional Authority (7
19 U.S.C. 2009aa et seq.) and the Appalachian Regional
20 Commission (40 U.S.C. 14101 et seq.) for any Rural Com-
21 munity Advancement Program purpose as described in
22 section 381E(d) of the Consolidated Farm and Rural De-
23 velopment Act, of which not more than 5 percent may be
24 used for administrative expenses: *Provided further*, That
25 \$4,000,000 of the amount appropriated under this head-

1 ing shall be for business grants to benefit Federally Recog-
2 nized Native American Tribes, including \$250,000 for a
3 grant to a qualified national organization to provide tech-
4 nical assistance for rural transportation in order to pro-
5 mote economic development: *Provided further*, That sec-
6 tions 381E–H and 381N of the Consolidated Farm and
7 Rural Development Act are not applicable to funds made
8 available under this heading.

9 INTERMEDIARY RELENDING PROGRAM FUND ACCOUNT

10 (INCLUDING TRANSFER OF FUNDS)

11 For the principal amount of direct loans, as author-
12 ized by the Intermediary Relending Program Fund Ac-
13 count (7 U.S.C. 1936b), \$17,500,000.

14 For the cost of direct loans, \$4,041,000, as author-
15 ized by the Intermediary Relending Program Fund Ac-
16 count (7 U.S.C. 1936b), of which \$404,100 shall be avail-
17 able through June 30, 2018, for Federally Recognized Na-
18 tive American Tribes; and of which \$606,150 shall be
19 available through June 30, 2018, for Mississippi Delta Re-
20 gion counties (as determined in accordance with Public
21 Law 100–460): *Provided*, That such costs, including the
22 cost of modifying such loans, shall be as defined in section
23 502 of the Congressional Budget Act of 1974.

24 In addition, for administrative expenses to carry out
25 the direct loan programs, \$4,230,000 shall be transferred

1 to and merged with the appropriation for “Rural Develop-
2 ment, Salaries and Expenses”.

3 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

4 ACCOUNT

5 (INCLUDING RESCISSION OF FUNDS)

6 For the principal amount of direct loans, as author-
7 ized under section 313 of the Rural Electrification Act,
8 for the purpose of promoting rural economic development
9 and job creation projects, \$33,077,000.

10 Of the funds derived from interest on the cushion of
11 credit payments, as authorized by section 313 of the Rural
12 Electrification Act of 1936, \$196,000,000 shall not be ob-
13 ligated and \$196,000,000 are rescinded.

14 The cost of grants authorized under section 313 of
15 the Rural Electrification Act, for the purpose of promoting
16 rural economic development and job creation projects shall
17 not exceed \$10,000,000.

18 RURAL COOPERATIVE DEVELOPMENT GRANTS

19 For rural cooperative development grants authorized
20 under section 310B(e) of the Consolidated Farm and
21 Rural Development Act (7 U.S.C. 1932), \$21,000,000, of
22 which \$2,500,000 shall be for cooperative agreements for
23 the appropriate technology transfer for rural areas pro-
24 gram: *Provided*, That not to exceed \$3,000,000 shall be
25 for grants for cooperative development centers, individual

1 cooperatives, or groups of cooperatives that serve socially
2 disadvantaged groups and a majority of the boards of di-
3 rectors or governing boards of which are comprised of in-
4 dividuals who are members of socially disadvantaged
5 groups; and of which \$10,000,000, to remain available
6 until expended, shall be for value-added agricultural prod-
7 uct market development grants, as authorized by section
8 231 of the Agricultural Risk Protection Act of 2000 (7
9 U.S.C. 1632a).

10 RURAL ENERGY FOR AMERICA PROGRAM

11 For the cost of a program of loan guarantees, under
12 the same terms and conditions as authorized by section
13 9007 of the Farm Security and Rural Investment Act of
14 2002 (7 U.S.C. 8107), \$291,000: *Provided*, That the cost
15 of loan guarantees, including the cost of modifying such
16 loans, shall be as defined in section 502 of the Congres-
17 sional Budget Act of 1974.

18 RURAL UTILITIES SERVICE

19 RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT
20 (INCLUDING TRANSFERS OF FUNDS)

21 For the cost of direct loans, loan guarantees, and
22 grants for the rural water, waste water, waste disposal,
23 and solid waste management programs authorized by sec-
24 tions 306, 306A, 306C, 306D, 306E, and 310B and de-
25 scribed in sections 306C(a)(2), 306D, 306E, and

1 381E(d)(2) of the Consolidated Farm and Rural Develop-
2 ment Act, \$472,700,000, to remain available until ex-
3 pended, of which not to exceed \$1,000,000 shall be avail-
4 able for the rural utilities program described in section
5 306(a)(2)(B) of such Act, and of which not to exceed
6 \$993,000 shall be available for the rural utilities program
7 described in section 306E of such Act: *Provided*, That
8 \$45,000,000 of the amount appropriated under this head-
9 ing shall be for loans and grants including water and
10 waste disposal systems grants authorized by section
11 306C(a)(2)(B) and section 306D of the Consolidated
12 Farm and Rural Development Act, and Federally Recog-
13 nized Native American Tribes authorized by 306C(a)(1)
14 of such Act: *Provided further*, That funding provided for
15 section 306D of the Consolidated Farm and Rural Devel-
16 opment Act may be provided to a consortium formed pur-
17 suant to section 325 of Public Law 105–83: *Provided fur-*
18 *ther*, That not more than 2 percent of the funding pro-
19 vided for section 306D of the Consolidated Farm and
20 Rural Development Act may be used by the State of Alas-
21 ka for training and technical assistance programs and not
22 more than 2 percent of the funding provided for section
23 306D of the Consolidated Farm and Rural Development
24 Act may be used by a consortium formed pursuant to sec-
25 tion 325 of Public Law 105–83 for training and technical

1 assistance programs: *Provided further*, That not to exceed
2 \$20,000,000 of the amount appropriated under this head-
3 ing shall be for technical assistance grants for rural water
4 and waste systems pursuant to section 306(a)(14) of such
5 Act, unless the Secretary makes a determination of ex-
6 tremе need, of which \$6,500,000 shall be made available
7 for a grant to a qualified nonprofit multi-State regional
8 technical assistance organization, with experience in work-
9 ing with small communities on water and waste water
10 problems, the principal purpose of such grant shall be to
11 assist rural communities with populations of 3,300 or less,
12 in improving the planning, financing, development, oper-
13 ation, and management of water and waste water systems,
14 and of which not less than \$800,000 shall be for a quali-
15 fied national Native American organization to provide
16 technical assistance for rural water systems for tribal com-
17 munities: *Provided further*, That not to exceed
18 \$16,897,000 of the amount appropriated under this head-
19 ing shall be for contracting with qualified national organi-
20 zations for a circuit rider program to provide technical as-
21 sistance for rural water systems: *Provided further*, That
22 not to exceed \$4,000,000 shall be for solid waste manage-
23 ment grants: *Provided further*, That sections 381E–H and
24 381N of the Consolidated Farm and Rural Development

1 Act are not applicable to the funds made available under
2 this heading.

3 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

4 LOANS PROGRAM ACCOUNT

5 (INCLUDING TRANSFER OF FUNDS)

6 The principal amount of direct and guaranteed loans
7 as authorized by sections 305 and 306 of the Rural Elec-
8 trification Act of 1936 (7 U.S.C. 935 and 936) shall be
9 made as follows: loans made pursuant to section 306 of
10 that Act, rural electric, \$5,500,000,000; guaranteed un-
11 derwriting loans pursuant to section 313A, \$750,000,000;
12 5 percent rural telecommunications loans, cost of money
13 rural telecommunications loans, and for loans made pursu-
14 ant to section 306 of that Act, rural telecommunications
15 loans, \$690,000,000: *Provided*, That up to
16 \$2,000,000,000 shall be used for the construction, acquisi-
17 tion, or improvement of fossil-fueled electric generating
18 plants (whether new or existing) that utilize carbon se-
19 questration systems.

20 For the cost of direct loans as authorized by section
21 305 of the Rural Electrification Act of 1936 (7 U.S.C.
22 935), including the cost of modifying loans, as defined in
23 section 502 of the Congressional Budget Act of 1974, cost
24 of money rural telecommunications loans, \$863,000.

1 In addition, for administrative expenses necessary to
2 carry out the direct and guaranteed loan programs,
3 \$30,750,000, which shall be transferred to and merged
4 with the appropriation for “Rural Development, Salaries
5 and Expenses”.

6 BROADBAND PROGRAM

7 For the principal amount of broadband telecommuni-
8 cation loans, \$26,991,000.

9 For the cost of broadband loans, as authorized by
10 section 601 of the Rural Electrification Act, \$4,521,000,
11 to remain available until expended: *Provided*, That the
12 cost of direct loans shall be as defined in section 502 of
13 the Congressional Budget Act of 1974.

14 RURAL ECONOMIC INFRASTRUCTURE ACCOUNT

15 (INCLUDING TRANSFERS OF FUNDS)

16 For grants for very low-income housing repair and
17 rural housing preservation made by the Rural Housing
18 Service, as authorized by 42 U.S.C. 1474 and 1490m; for
19 rural community facilities, as authorized by section 306
20 and described in section 381E(d)(1) of the Consolidated
21 Farm and Rural Development Act; for grants for telemedi-
22 cine distance learning services in rural areas, as author-
23 ized by 7 U.S.C 950aaa et seq.; and for grants to finance
24 broadband transmission in rural areas eligible for Dis-
25 tance Learning and Telemedicine Program benefits, as au-

1 thorized by 7 U.S.C. 950aaa; \$122,692,000, to remain
2 available until expended:

3 *Provided*, That sections 381E-H and 381N of the
4 Consolidated Farm and Rural Development Act are not
5 applicable to the funds made available under this heading:
6 *Provided further*, That any balances available for the very
7 low-income housing repair and rural housing preservation
8 grants in the “Rural Housing Assistance Grant” account,
9 the rural community facilities grants in the “Rural Com-
10 munity Facilities Program Account”, and the telemedicine
11 and distance learning grants and broadband grants in the
12 “Distance Learning, Telemedicine and Broadband Pro-
13 gram” account shall be transferred to and merged with
14 funds made available under this heading: *Provided further*,
15 That of the amounts provided under this heading, not
16 more than \$60,000,000 shall be made available through
17 June 30, 2018, for jurisdictions in the Appalachian region,
18 as defined by 40 U.S.C. 14102(a)(1): *Provided further*,
19 That eligible activities under each of the Rural Housing
20 Assistance Grants program, Rural Community Facilities
21 program, and Distance Learning, Telemedicine and
22 Broadband program accounts shall receive not less than
23 15 percent of the amounts provided under this heading.

1 TITLE IV
2 DOMESTIC FOOD PROGRAMS
3 OFFICE OF THE UNDER SECRETARY FOR FOOD,
4 NUTRITION, AND CONSUMER SERVICES

5 For necessary expenses of the Office of the Under
6 Secretary for Food, Nutrition, and Consumer Services,
7 \$800,000: *Provided*, That funds made available by this
8 Act to an agency in the Food, Nutrition, and Consumer
9 services mission area for salaries and expenses are avail-
10 able to fund up to one administrative support staff for
11 the Office.

12 FOOD AND NUTRITION SERVICE
13 CHILD NUTRITION PROGRAMS
14 (INCLUDING TRANSFERS OF FUNDS)

15 For necessary expenses to carry out the Richard B.
16 Russell National School Lunch Act (42 U.S.C. 1751 et
17 seq.), except section 21, and the Child Nutrition Act of
18 1966 (42 U.S.C. 1771 et seq.), except sections 17 and
19 21; \$24,280,944,000 to remain available through Sep-
20 tember 30, 2019, of which such sums as are made avail-
21 able under section 14222(b)(1) of the Food, Conservation,
22 and Energy Act of 2008 (Public Law 110–246), as
23 amended by this Act, shall be merged with and available
24 for the same time period and purposes as provided herein:
25 *Provided*, That of the total amount available, \$17,004,000

1 shall be available to carry out section 19 of the Child Nu-
2 trition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided*
3 *further*, That of the total amount available, \$25,000,000
4 shall be available to provide competitive grants to State
5 agencies for subgrants to local educational agencies and
6 schools to purchase the equipment, with a value of greater
7 than \$1,000, needed to serve healthier meals, improve food
8 safety, and to help support the establishment, mainte-
9 nance, or expansion of the school breakfast program: *Pro-*
10 *vided further*, That of the total amount available,
11 \$23,000,000 shall remain available until expended to carry
12 out section 749(g) of the Agriculture Appropriations Act
13 of 2010 (Public Law 111–80): *Provided further*, That sec-
14 tion 26(d) of the Richard B. Russell National School
15 Lunch Act (42 U.S.C. 1769g(d)) is amended in the first
16 sentence by striking “2010 through 2017” and inserting
17 “2010 through 2018”: *Provided further*, That section
18 9(h)(3) of the Richard B. Russell National School Lunch
19 Act (42 U.S.C. 1758(h)(3)) is amended in the first sen-
20 tence by striking “for fiscal year 2017” and inserting “for
21 fiscal year 2018”: *Provided further*, That section 9(h)(4)
22 of the Richard B. Russell National School Lunch Act (42
23 U.S.C. 1758(h)(4)) is amended in the first sentence by
24 striking “for fiscal year 2017” and inserting “for fiscal
25 year 2018”.

1 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
2 WOMEN, INFANTS, AND CHILDREN (WIC)

3 For necessary expenses to carry out the special sup-
4 plemental nutrition program as authorized by section 17
5 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
6 \$6,150,000,000, to remain available through September
7 30, 2019: *Provided*, That notwithstanding section
8 17(h)(10) of the Child Nutrition Act of 1966 (42 U.S.C.
9 1786(h)(10)), not less than \$60,000,000 shall be used for
10 breastfeeding peer counselors and other related activities,
11 and \$13,600,000 shall be used for infrastructure: *Pro-*
12 *vided further*, That none of the funds provided in this ac-
13 count shall be available for the purchase of infant formula
14 except in accordance with the cost containment and com-
15 petitive bidding requirements specified in section 17 of
16 such Act: *Provided further*, That none of the funds pro-
17 vided shall be available for activities that are not fully re-
18 imbursed by other Federal Government departments or
19 agencies unless authorized by section 17 of such Act: *Pro-*
20 *vided further*, That upon termination of a federally man-
21 dated vendor moratorium and subject to terms and condi-
22 tions established by the Secretary, the Secretary may
23 waive the requirement at 7 CFR 246.12(g)(6) at the re-
24 quest of a State agency.

1 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

2 For necessary expenses to carry out the Food and
3 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),
4 \$73,609,950,000, of which \$3,000,000,000, to remain
5 available through December 31, 2019, shall be placed in
6 reserve for use only in such amounts and at such times
7 as may become necessary to carry out program operations:
8 *Provided*, That funds provided herein shall be expended
9 in accordance with section 16 of the Food and Nutrition
10 Act of 2008: *Provided further*, That of the funds made
11 available under this heading, \$998,000 may be used to
12 provide nutrition education services to State agencies and
13 Federally Recognized Tribes participating in the Food
14 Distribution Program on Indian Reservations: *Provided*
15 *further*, That this appropriation shall be subject to any
16 work registration or workfare requirements as may be re-
17 quired by law: *Provided further*, That funds made available
18 for Employment and Training under this heading shall re-
19 main available through September 30, 2019: *Provided fur-*
20 *ther*, That funds made available under this heading for
21 section 28(d)(1), section 4(b), and section 27(a) of the
22 Food and Nutrition Act of 2008 shall remain available
23 through September 30, 2019: *Provided further*, That none
24 of the funds made available under this heading may be
25 obligated or expended in contravention of section 213A of

1 the Immigration and Nationality Act (8 U.S.C. 1183A):
2 *Provided further*, That, subject to section 731 of this Act,
3 funds made available under this heading may be used to
4 enter into contracts and employ staff to conduct studies,
5 evaluations, or to conduct activities related to program in-
6 tegrity provided that such activities are authorized by the
7 Food and Nutrition Act of 2008.

8 COMMODITY ASSISTANCE PROGRAM

9 For necessary expenses to carry out disaster assist-
10 ance and the Commodity Supplemental Food Program as
11 authorized by section 4(a) of the Agriculture and Con-
12 sumer Protection Act of 1973 (7 U.S.C. 612e note); the
13 Emergency Food Assistance Act of 1983; special assist-
14 ance for the nuclear affected islands, as authorized by sec-
15 tion 103(f)(2) of the Compact of Free Association Amend-
16 ments Act of 2003 (Public Law 108–188); and the Farm-
17 ers’ Market Nutrition Program, as authorized by section
18 17(m) of the Child Nutrition Act of 1966, \$317,139,000,
19 to remain available through September 30, 2019: *Pro-*
20 *vided*, That none of these funds shall be available to reim-
21 burse the Commodity Credit Corporation for commodities
22 donated to the program: *Provided further*, That notwith-
23 standing any other provision of law, effective with funds
24 made available in fiscal year 2018 to support the Seniors
25 Farmers’ Market Nutrition Program, as authorized by

1 section 4402 of the Farm Security and Rural Investment
2 Act of 2002, such funds shall remain available through
3 September 30, 2019: *Provided further*, That of the funds
4 made available under section 27(a) of the Food and Nutri-
5 tion Act of 2008 (7 U.S.C. 2036(a)), the Secretary may
6 use up to 10 percent for costs associated with the distribu-
7 tion of commodities.

8 NUTRITION PROGRAMS ADMINISTRATION

9 For necessary administrative expenses of the Food
10 and Nutrition Service for carrying out any domestic nutri-
11 tion assistance program, \$148,541,000: *Provided*, That of
12 the funds provided herein, \$2,000,000 shall be used for
13 the purposes of section 4404 of Public Law 107–171, as
14 amended by section 4401 of Public Law 110–246.

15 TITLE V

16 FOREIGN ASSISTANCE AND RELATED
17 PROGRAMS

18 OFFICE OF THE UNDER SECRETARY FOR TRADE AND
19 FOREIGN AGRICULTURAL AFFAIRS

20 For necessary expenses of the Office of the Under
21 Secretary for Trade and Foreign Agricultural Affairs,
22 \$875,000: *Provided*, That funds made available by this
23 Act to an agency in the Trade and Foreign Agricultural
24 Affairs mission area for salaries and expenses are avail-

1 able to fund up to one administrative support staff for
2 the Office.

3 FOREIGN AGRICULTURAL SERVICE

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFERS OF FUNDS)

6 For necessary expenses of the Foreign Agricultural
7 Service, including not to exceed \$250,000 for representa-
8 tion allowances and for expenses pursuant to section 8 of
9 the Act approved August 3, 1956 (7 U.S.C. 1766),
10 \$195,268,000: *Provided*, That the Service may utilize ad-
11 vances of funds, or reimburse this appropriation for ex-
12 penditures made on behalf of Federal agencies, public and
13 private organizations and institutions under agreements
14 executed pursuant to the agricultural food production as-
15 sistance programs (7 U.S.C. 1737) and the foreign assist-
16 ance programs of the United States Agency for Inter-
17 national Development: *Provided further*, That funds made
18 available for middle-income country training programs,
19 funds made available for the Borlaug International Agri-
20 cultural Science and Technology Fellowship program, and
21 up to \$2,000,000 of the Foreign Agricultural Service ap-
22 propriation solely for the purpose of offsetting fluctuations
23 in international currency exchange rates, subject to docu-
24 mentation by the Foreign Agricultural Service, shall re-
25 main available until expended.

1 FOOD FOR PEACE TITLE I DIRECT CREDIT AND FOOD
2 FOR PROGRESS PROGRAM ACCOUNT
3 (INCLUDING TRANSFER OF FUNDS)

4 For administrative expenses to carry out the credit
5 program of title I, Food for Peace Act (Public Law 83–
6 480) and the Food for Progress Act of 1985, \$149,000,
7 shall be transferred to and merged with the appropriation
8 for “Farm Service Agency, Salaries and Expenses”.

9 FOOD FOR PEACE TITLE II GRANTS

10 For expenses during the current fiscal year, not oth-
11 erwise recoverable, and unrecovered prior years’ costs, in-
12 cluding interest thereon, under the Food for Peace Act
13 (Public Law 83–480), for commodities supplied in connec-
14 tion with dispositions abroad under title II of said Act,
15 \$1,400,000,000, to remain available until expended: *Pro-*
16 *vided*, That the Administrator of the United States Agen-
17 cy for International Development shall in each instance
18 notify in writing the Committees on Appropriations of
19 both Houses of Congress, the Committee on Agriculture
20 of the House, and the Committee on Agriculture, Nutri-
21 tion, and Forestry of the Senate and make publicly avail-
22 able online the amount and use of authority in section
23 202(a) of the Food for Peace Act (7 U.S.C. 1722(a)) to
24 notwithstanding the minimum level of nonemergency assist-
25 ance required by section 412(e)(2) of the Food for Peace

1 Act (7 U.S.C. 1736f(e)(2)) not later than 15 days after
2 the date of such action.

3 MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION
4 AND CHILD NUTRITION PROGRAM GRANTS

5 For necessary expenses to carry out the provisions
6 of section 3107 of the Farm Security and Rural Invest-
7 ment Act of 2002 (7 U.S.C. 1736o-1), \$185,126,000, to
8 remain available until expended: *Provided*, That the Com-
9 modity Credit Corporation is authorized to provide the
10 services, facilities, and authorities for the purpose of im-
11 plementing such section, subject to reimbursement from
12 amounts provided herein.

13 COMMODITY CREDIT CORPORATION EXPORT (LOANS)
14 CREDIT GUARANTEE PROGRAM ACCOUNT
15 (INCLUDING TRANSFERS OF FUNDS)

16 For administrative expenses to carry out the Com-
17 modity Credit Corporation's Export Guarantee Program,
18 GSM 102 and GSM 103, \$6,735,000; to cover common
19 overhead expenses as permitted by section 11 of the Com-
20 modity Credit Corporation Charter Act and in conformity
21 with the Federal Credit Reform Act of 1990, of which
22 \$6,382,000 shall be transferred to and merged with the
23 appropriation for "Foreign Agricultural Service, Salaries
24 and Expenses", and of which \$353,000 shall be trans-

1 ferred to and merged with the appropriation for “Farm
2 Service Agency, Salaries and Expenses”.

3
4 TITLE VI
5 RELATED AGENCIES AND FOOD AND DRUG
6 ADMINISTRATION
7 DEPARTMENT OF HEALTH AND HUMAN SERVICES
8 FOOD AND DRUG ADMINISTRATION
9 SALARIES AND EXPENSES

9 For necessary expenses of the Food and Drug Ad-
10 ministration, including hire and purchase of passenger
11 motor vehicles; for payment of space rental and related
12 costs pursuant to Public Law 92–313 for programs and
13 activities of the Food and Drug Administration which are
14 included in this Act; for rental of special purpose space
15 in the District of Columbia or elsewhere; in addition to
16 amounts appropriated to the FDA Innovation Account, for
17 carrying out the activities described in section 1002(b)(4)
18 of the 21st Century Cures Act (Public Law 114-255); for
19 miscellaneous and emergency expenses of enforcement ac-
20 tivities, authorized and approved by the Secretary and to
21 be accounted for solely on the Secretary’s certificate, not
22 to exceed \$25,000; and notwithstanding section 521 of
23 Public Law 107–188; \$5,145,945,000: *Provided*, That of
24 the amount provided under this heading, \$937,434,000
25 shall be derived from prescription drug user fees author-

1 ized by 21 U.S.C. 379h, and shall be credited to this ac-
2 count and remain available until expended; \$193,291,000
3 shall be derived from medical device user fees authorized
4 by 21 U.S.C. 379j, and shall be credited to this account
5 and remain available until expended; \$493,600,000 shall
6 be derived from human generic drug user fees authorized
7 by 21 U.S.C. 379j-42, and shall be credited to this ac-
8 count and remain available until expended; \$54,000,000
9 shall be derived from biosimilar biological product user
10 fees authorized by 21 U.S.C. 379j-52, and shall be cred-
11 ited to this account and remain available until expended;
12 \$24,142,000 shall be derived from animal drug user fees
13 authorized by 21 U.S.C. 379j-12, and shall be credited
14 to this account and remain available until expended;
15 \$12,100,000 shall be derived from animal generic drug
16 user fees authorized by 21 U.S.C. 379j-21, and shall be
17 credited to this account and remain available until ex-
18 pended; \$672,000,000 shall be derived from tobacco prod-
19 uct user fees authorized by 21 U.S.C. 387s, and shall be
20 credited to this account and remain available until ex-
21 pended: *Provided further*, That in addition to and notwith-
22 standing any other provision under this heading, amounts
23 collected for prescription drug user fees, medical device
24 user fees, human generic drug user fees, biosimilar biologi-
25 cal product user fees, animal drug user fees, and animal

1 generic drug user fees that exceed the respective fiscal
2 year 2018 limitations are appropriated and shall be cred-
3 ited to this account and remain available until expended:
4 *Provided further*, That fees derived from prescription drug,
5 medical device, human generic drug, biosimilar biological
6 product, animal drug, and animal generic drug assess-
7 ments for fiscal year 2018, including any such fees col-
8 lected prior to fiscal year 2018 but credited for fiscal year
9 2018, shall be subject to the fiscal year 2018 limitations:
10 *Provided further*, That the Secretary may accept payment
11 during fiscal year 2018 of user fees specified under this
12 heading and authorized for fiscal year 2019, prior to the
13 due date for such fees, and that amounts of such fees as-
14 sessed for fiscal year 2019 for which the Secretary accepts
15 payment in fiscal year 2018 shall not be included in
16 amounts under this heading: *Provided further*, That none
17 of these funds shall be used to develop, establish, or oper-
18 ate any program of user fees authorized by 31 U.S.C.
19 9701: *Provided further*, That of the total amount appro-
20 priated: (1) \$1,026,803,000 shall be for the Center for
21 Food Safety and Applied Nutrition and related field activi-
22 ties in the Office of Regulatory Affairs; (2)
23 \$1,634,578,000 shall be for the Center for Drug Evalua-
24 tion and Research and related field activities in the Office
25 of Regulatory Affairs; (3) \$374,233,000 shall be for the

1 Center for Biologics Evaluation and Research and for re-
2 lated field activities in the Office of Regulatory Affairs;
3 (4) \$195,349,000 shall be for the Center for Veterinary
4 Medicine and for related field activities in the Office of
5 Regulatory Affairs; (5) \$487,836,000 shall be for the Cen-
6 ter for Devices and Radiological Health and for related
7 field activities in the Office of Regulatory Affairs; (6)
8 \$63,331,000 shall be for the National Center for Toxi-
9 cological Research; (7) \$625,646,000 shall be for the Cen-
10 ter for Tobacco Products and for related field activities
11 in the Office of Regulatory Affairs; (8) not to exceed
12 \$178,785,000 shall be for Rent and Related activities, of
13 which \$51,973,000 is for White Oak Consolidation, other
14 than the amounts paid to the General Services Adminis-
15 tration for rent; (9) not to exceed \$237,871,000 shall be
16 for payments to the General Services Administration for
17 rent; and (10) \$321,513,000 shall be for other activities,
18 including the Office of the Commissioner of Food and
19 Drugs, the Office of Foods and Veterinary Medicine, the
20 Office of Medical and Tobacco Products, the Office of
21 Global and Regulatory Policy, the Office of Operations,
22 the Office of the Chief Scientist, and central services for
23 these offices: *Provided further*, That not to exceed \$25,000
24 of this amount shall be for official reception and represen-
25 tation expenses, not otherwise provided for, as determined

1 by the Commissioner of Food and Drugs: *Provided further,*
2 That any transfer of funds pursuant to section 770(n) of
3 the Federal Food, Drug, and Cosmetic Act (21 U.S.C.
4 379dd(n)) shall only be from amounts made available
5 under this heading for other activities: *Provided further,*
6 That of the amounts that are made available under this
7 heading for “other activities”, and that are not derived
8 from user fees, \$1,500,000 shall be transferred to and
9 merged with the appropriation for “Department of Health
10 and Human Services—Office of Inspector General” for
11 oversight of the programs and operations of the Food and
12 Drug Administration and shall be in addition to funds oth-
13 erwise made available for oversight of the Food and Drug
14 Administration: *Provided further,* That of the total amount
15 made available under this heading, \$1,500,000 shall be
16 used by the Commissioner of Food and Drugs, in coordi-
17 nation with the Secretary of Agriculture, for consumer
18 outreach and education regarding agricultural bio-
19 technology and biotechnology-derived food products and
20 animal feed, including through publication and distribu-
21 tion of science-based educational information on the envi-
22 ronmental, nutritional, food safety, economic, and humani-
23 tarian impacts of such biotechnology, food products, and
24 feed: *Provided further,* That funds may be transferred
25 from one specified activity to another with the prior ap-

1 proval of the Committees on Appropriations of both
2 Houses of Congress.

3 In addition, mammography user fees authorized by
4 42 U.S.C. 263b, export certification user fees authorized
5 by 21 U.S.C. 381, priority review user fees authorized by
6 21 U.S.C. 360n and 360ff, food and feed recall fees, food
7 reinspection fees, and voluntary qualified importer pro-
8 gram fees authorized by 21 U.S.C. 379j–31, outsourcing
9 facility fees authorized by 21 U.S.C. 379j–62, prescription
10 drug wholesale distributor licensing and inspection fees
11 authorized by 21 U.S.C. 353(e)(3), third-party logistics
12 provider licensing and inspection fees authorized by 21
13 U.S.C. 360eee–3(c)(1), third-party auditor fees authorized
14 by 21 U.S.C. 384d(c)(8), and medical countermeasure pri-
15 ority review voucher user fees authorized by 21 U.S.C.
16 360bbb–4a, shall be credited to this account, to remain
17 available until expended.

18 BUILDINGS AND FACILITIES

19 For plans, construction, repair, improvement, exten-
20 sion, alteration, demolition, and purchase of fixed equip-
21 ment or facilities of or used by the Food and Drug Admin-
22 istration, where not otherwise provided, \$8,771,000, to re-
23 main available until expended.

1 INDEPENDENT AGENCIES

2 COMMODITY FUTURES TRADING COMMISSION

3 For necessary expenses to carry out the provisions
4 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-
5 cluding the purchase and hire of passenger motor vehicles,
6 and the rental of space (to include multiple year leases),
7 in the District of Columbia and elsewhere, \$248,000,000,
8 including not to exceed \$3,000 for official reception and
9 representation expenses, and not to exceed \$25,000 for the
10 expenses for consultations and meetings hosted by the
11 Commission with foreign governmental and other regu-
12 latory officials, of which not less than \$49,000,000, to re-
13 main available until September 30, 2019, shall be for the
14 purchase of information technology and of which not less
15 than \$2,700,000 shall be for expenses of the Office of the
16 Inspector General: *Provided*, That notwithstanding the
17 limitations in 31 U.S.C. 1553, amounts provided under
18 this heading are available for the liquidation of obligations
19 equal to current year payments on leases entered into
20 prior to the date of enactment of this Act: *Provided fur-*
21 *ther*, That for the purpose of recording and liquidating any
22 lease obligations that should have been recorded and liq-
23 uidated against accounts closed pursuant to 31 U.S.C.
24 1552, and consistent with the preceding proviso, such
25 amounts shall be transferred to and recorded in a new

1 no-year account in the Treasury, which may be established
2 for the sole purpose of recording adjustments for and liq-
3 uidating such unpaid obligations: *Provided further*, That
4 notwithstanding any other provision of law, the Chairman
5 of the Commodity Futures Trading Commission may ad-
6 just the schedule of compensation and benefits for employ-
7 ees if the Chairman determines that furloughs or reduc-
8 tions-in-force may result from a collective bargaining
9 agreement.

10 FARM CREDIT ADMINISTRATION

11 LIMITATION ON ADMINISTRATIVE EXPENSES

12 Not to exceed \$68,600,000 (from assessments col-
13 lected from farm credit institutions, including the Federal
14 Agricultural Mortgage Corporation) shall be obligated
15 during the current fiscal year for administrative expenses
16 as authorized under 12 U.S.C. 2249: *Provided*, That this
17 limitation shall not apply to expenses associated with re-
18 ceiverships: *Provided further*, That the agency may exceed
19 this limitation by up to 10 percent with notification to the
20 Committees on Appropriations of both Houses of Con-
21 gress.

1

TITLE VII

2

GENERAL PROVISIONS

3

(INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)

4

SEC. 701. Within the unit limit of cost fixed by law,

5

appropriations and authorizations made for the Depart-

6

ment of Agriculture for the current fiscal year under this

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Act shall be available for the purchase, in addition to those

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specifically provided for, of not to exceed 71 passenger

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motor vehicles of which 68 shall be for replacement only,

10

and for the hire of such vehicles: *Provided*, That notwith-

11

standing this section, the only purchase of new passenger

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vehicles shall be for those determined by the Secretary to

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be necessary for transportation safety, to reduce oper-

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ational costs, and for the protection of life, property, and

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public safety.

16

SEC. 702. Notwithstanding any other provision of

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this Act, the Secretary of Agriculture may transfer unobli-

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gated balances of discretionary funds appropriated by this

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Act or any other available unobligated discretionary bal-

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ances that are remaining available of the Department of

21

Agriculture to the Working Capital Fund for the acquisi-

22

tion of plant and capital equipment necessary for the deliv-

23

ery of financial, administrative, and information tech-

24

nology services of primary benefit to the agencies of the

25

Department of Agriculture, such transferred funds to re-

1 main available until expended: *Provided*, That none of the
2 funds made available by this Act or any other Act shall
3 be transferred to the Working Capital Fund without the
4 prior approval of the agency administrator: *Provided fur-*
5 *ther*, That none of the funds transferred to the Working
6 Capital Fund pursuant to this section shall be available
7 for obligation without written notification to and the prior
8 approval of the Committees on Appropriations of both
9 Houses of Congress: *Provided further*, That none of the
10 funds appropriated by this Act or made available to the
11 Department's Working Capital Fund shall be available for
12 obligation or expenditure to make any changes to the De-
13 partment's National Finance Center without written noti-
14 fication to and prior approval of the Committees on Ap-
15 propriations of both Houses of Congress as required by
16 section 717 of this Act: *Provided further*, That none of
17 the funds appropriated by this Act or made available to
18 the Department's Working Capital Fund shall be available
19 for obligation or expenditure to initiate, plan, develop, im-
20 plement, or make any changes to remove or relocate any
21 systems, missions, or offices of the Chief Financial Officer
22 or any personnel from the National Finance Center prior
23 to written notification to and prior approval of the Com-
24 mittee on Appropriations of both Houses of Congress and
25 in accordance with the requirements of section 717 of this

1 Act: *Provided further*, That of annual income amounts in
2 the Working Capital Fund of the Department of Agri-
3 culture allocated for the National Finance Center, the Sec-
4 retary may reserve not more than 4 percent for the re-
5 placement or acquisition of capital equipment, including
6 equipment for the improvement and implementation of a
7 financial management plan, information technology, and
8 other systems of the National Finance Center or to pay
9 any unforeseen, extraordinary cost of the National Fi-
10 nance Center: *Provided further*, That none of the amounts
11 reserved shall be available for obligation unless the Sec-
12 retary submits written notification of the obligation to the
13 Committees on Appropriations of both Houses of Con-
14 gress: *Provided further*, That the limitations on the obliga-
15 tion of funds pending notification to Congressional Com-
16 mittees shall not apply to any obligation that, as deter-
17 mined by the Secretary, is necessary to respond to a de-
18 clared state of emergency that significantly impacts the
19 operations of the National Finance Center; or to evacuate
20 employees of the National Finance Center to a safe haven
21 to continue operations of the National Finance Center.

22 SEC. 703. No part of any appropriation contained in
23 this Act shall remain available for obligation beyond the
24 current fiscal year unless expressly so provided herein.

1 SEC. 704. No funds appropriated by this Act may be
2 used to pay negotiated indirect cost rates on cooperative
3 agreements or similar arrangements between the United
4 States Department of Agriculture and nonprofit institu-
5 tions in excess of 10 percent of the total direct cost of
6 the agreement when the purpose of such cooperative ar-
7 rangements is to carry out programs of mutual interest
8 between the two parties. This does not preclude appro-
9 priate payment of indirect costs on grants and contracts
10 with such institutions when such indirect costs are com-
11 puted on a similar basis for all agencies for which appro-
12 priations are provided in this Act.

13 SEC. 705. Appropriations to the Department of Agri-
14 culture for the cost of direct and guaranteed loans made
15 available in the current fiscal year shall remain available
16 until expended to disburse obligations made in the current
17 fiscal year for the following accounts: the Rural Develop-
18 ment Loan Fund program account, the Rural Electrifica-
19 tion and Telecommunication Loans program account, and
20 the Rural Housing Insurance Fund program account.

21 SEC. 706. None of the funds made available to the
22 Department of Agriculture by this Act may be used to ac-
23 quire new information technology systems or significant
24 upgrades, as determined by the Office of the Chief Infor-
25 mation Officer, without the approval of the Chief Informa-

1 tion Officer and the concurrence of the Executive Informa-
2 tion Technology Investment Review Board: *Provided*, That
3 notwithstanding any other provision of law, none of the
4 funds appropriated or otherwise made available by this
5 Act may be transferred to the Office of the Chief Informa-
6 tion Officer without written notification to and the prior
7 approval of the Committees on Appropriations of both
8 Houses of Congress: *Provided further*, That, notwith-
9 standing section 11319 of title 40, United States Code,
10 none of the funds available to the Department of Agri-
11 culture for information technology shall be obligated for
12 projects, contracts, or other agreements over \$25,000
13 prior to receipt of written approval by the Chief Informa-
14 tion Officer: *Provided further*, That the Chief Information
15 Officer may authorize an agency to obligate funds without
16 written approval from the Chief Information Officer for
17 projects, contracts, or other agreements up to \$250,000
18 based upon the performance of an agency measured
19 against the performance plan requirements described in
20 the explanatory statement accompanying Public Law 113-
21 235.

22 SEC. 707. Funds made available under section 524(b)
23 of the Federal Crop Insurance Act (7 U.S.C. 1524(b)) in
24 the current fiscal year shall remain available until ex-

1 pended to disburse obligations made in the current fiscal
2 year.

3 SEC. 708. Notwithstanding any other provision of
4 law, any former RUS borrower that has repaid or prepaid
5 an insured, direct or guaranteed loan under the Rural
6 Electrification Act of 1936, or any not-for-profit utility
7 that is eligible to receive an insured or direct loan under
8 such Act, shall be eligible for assistance under section
9 313(b)(2)(B) of such Act in the same manner as a bor-
10 rower under such Act.

11 SEC. 709. Except as otherwise specifically provided
12 by law, not more than \$20,000,000 in unobligated bal-
13 ances from appropriations made available for salaries and
14 expenses in this Act for the Farm Service Agency shall
15 remain available through September 30, 2019, for infor-
16 mation technology expenses: *Provided*, That except as oth-
17 erwise specifically provided by law, unobligated balances
18 from appropriations made available for salaries and ex-
19 penses in this Act for the Rural Development mission area
20 shall remain available through September 30, 2019, for
21 information technology expenses.

22 SEC. 710. None of the funds appropriated or other-
23 wise made available by this Act may be used for first-class
24 travel by the employees of agencies funded by this Act in

1 contravention of sections 301–10.122 through 301–10.124
2 of title 41, Code of Federal Regulations.

3 SEC. 711. In the case of each program established
4 or amended by the Agricultural Act of 2014 (Public Law
5 113–79), other than by title I or subtitle A of title III
6 of such Act, or programs for which indefinite amounts
7 were provided in that Act, that is authorized or required
8 to be carried out using funds of the Commodity Credit
9 Corporation—

10 (1) such funds shall be available for salaries
11 and related administrative expenses, including tech-
12 nical assistance, associated with the implementation
13 of the program, without regard to the limitation on
14 the total amount of allotments and fund transfers
15 contained in section 11 of the Commodity Credit
16 Corporation Charter Act (15 U.S.C. 714i); and

17 (2) the use of such funds for such purpose shall
18 not be considered to be a fund transfer or allotment
19 for purposes of applying the limitation on the total
20 amount of allotments and fund transfers contained
21 in such section.

22 SEC. 712. Of the funds made available by this Act,
23 not more than \$2,900,000 shall be used to cover necessary
24 expenses of activities related to all advisory committees,
25 panels, commissions, and task forces of the Department

1 of Agriculture, except for panels used to comply with nego-
2 tiated rule makings and panels used to evaluate competi-
3 tively awarded grants.

4 SEC. 713. None of the funds in this Act shall be avail-
5 able to pay indirect costs charged against any agricultural
6 research, education, or extension grant awards issued by
7 the National Institute of Food and Agriculture that exceed
8 30 percent of total Federal funds provided under each
9 award: *Provided*, That notwithstanding section 1462 of
10 the National Agricultural Research, Extension, and
11 Teaching Policy Act of 1977 (7 U.S.C. 3310), funds pro-
12 vided by this Act for grants awarded competitively by the
13 National Institute of Food and Agriculture shall be avail-
14 able to pay full allowable indirect costs for each grant
15 awarded under section 9 of the Small Business Act (15
16 U.S.C. 638).

17 SEC. 714. None of the funds appropriated or other-
18 wise made available by this or any other Act shall be used
19 to pay the salaries and expenses of personnel to carry out
20 the following:

21 (1) The program authorized by section 14(h)(1)
22 of the Watershed Protection and Flood Prevention
23 Act (16 U.S.C. 1012(h)(1)): *Provided*, That the
24 funds appropriated by section 14(h)(1) of such Act
25 are hereby permanently cancelled;

1 (2) The program authorized by section 9007 of
2 the Farm Security and Rural Investment Act of
3 2002 (7 U.S.C. 8107) in excess of \$9,000,000;

4 (3) The program authorized by section 9011 of
5 the Farm Security and Rural Investment Act of
6 2002 (7 U.S.C. 8111);

7 (4) The program authorized by section 9003 of
8 the Farm Security and Rural Investment Act of
9 2002 (7 U.S.C. 8103) in excess of \$31,000,000 of
10 the funding made available by subsection (g)(1)(A)
11 of that section for all fiscal years; *Provided*, That of
12 the funds made available in excess of \$31,000,000
13 by section 9003 of such Act, \$65,000,000 are per-
14 manently cancelled; and

15 (5) The program authorized by section 524(b)
16 of the Federal Crop Insurance Act, as amended (7
17 U.S.C. 1524(b)): *Provided*, That the funds made
18 available by section 524(b) of such Act for fiscal
19 year 2018 are hereby permanently cancelled.

20 SEC. 715. Notwithstanding subsection (b) of section
21 14222 of Public Law 110–246 (7 U.S.C. 612c–6; in this
22 section referred to as “section 14222”), none of the funds
23 appropriated or otherwise made available by this or any
24 other Act shall be used to pay the salaries and expenses
25 of personnel to carry out a program under section 32 of

1 the Act of August 24, 1935 (7 U.S.C. 612c; in this section
2 referred to as “section 32”) in excess of \$878,255,000 (ex-
3 clusive of carryover appropriations from prior fiscal
4 years), as follows: Child Nutrition Programs Entitlement
5 Commodities—\$465,000,000; State Option Contracts—
6 \$5,000,000; Removal of Defective Commodities—
7 \$2,500,000; Administration of Section 32 Commodity
8 Purchases—\$35,853,000: *Provided*, That of the total
9 funds made available in the matter preceding this proviso
10 that remain unobligated on October 1, 2018, such unobli-
11 gated balances shall carryover into the next fiscal year and
12 shall remain available until expended for any of the three
13 stated purposes of section 32, except that any such carry-
14 over funds used in accordance with clause (3) of section
15 32 may not exceed \$75,000,000 and may not be obligated
16 until the Secretary of Agriculture provides written notifi-
17 cation of the expenditures to the Committees on Appro-
18 priations of both Houses of Congress at least two weeks
19 in advance: *Provided further*, That none of the funds made
20 available in this Act or any other Act shall be used for
21 salaries and expenses to carry out in this fiscal year sub-
22 section (i)(1)(E) of section 19 of the Richard B. Russell
23 National School Lunch Act (42 U.S.C. 1769a), except in
24 an amount that excludes the transfer of \$125,000,000 of
25 the funds to be transferred under subsection (c) of section

1 14222, until October 1, 2018: *Provided further*, That
2 \$125,000,000 made available on October 1, 2018, to carry
3 out such section 19 shall be excluded from the limitation
4 described in subsection (b)(2)(A)(x) of section 14222: *Pro-*
5 *vided further*, That, with the exception of any available
6 carryover funds authorized in the first proviso of this sec-
7 tion to be used for the purposes of clause (3) of section
8 32, none of the funds appropriated or otherwise made
9 available by this or any other Act shall be used to pay
10 the salaries or expenses of any employee of the Depart-
11 ment of Agriculture or officer of the Commodity Credit
12 Corporation to carry out clause (3) of section 32, or for
13 any surplus removal activities or price support activities
14 under section 5 of the Commodity Credit Corporation
15 Charter Act (15 U.S.C. 714c): *Provided further*, That the
16 available unobligated balances under (b)(2)(A)(x) of sec-
17 tion 14222 in excess of the limitation set forth in this sec-
18 tion, excluding the carryover amounts authorized in the
19 first proviso of this section for section 32 and the amounts
20 to be transferred pursuant to the second proviso of this
21 section, are hereby permanently rescinded.

22 SEC. 716. None of the funds appropriated by this or
23 any other Act shall be used to pay the salaries and ex-
24 penses of personnel who prepare or submit appropriations
25 language as part of the President's budget submission to

1 the Congress for programs under the jurisdiction of the
2 Appropriations Subcommittees on Agriculture, Rural De-
3 velopment, Food and Drug Administration, and Related
4 Agencies that assumes revenues or reflects a reduction
5 from the previous year due to user fees proposals that
6 have not been enacted into law prior to the submission
7 of the budget unless such budget submission identifies
8 which additional spending reductions should occur in the
9 event the user fees proposals are not enacted prior to the
10 date of the convening of a committee of conference for
11 the fiscal year 2018 appropriations Act.

12 SEC. 717. (a) None of the funds provided by this Act,
13 or provided by previous appropriations Acts to the agen-
14 cies funded by this Act that remain available for obligation
15 or expenditure in the current fiscal year, or provided from
16 any accounts in the Treasury derived by the collection of
17 fees available to the agencies funded by this Act, shall be
18 available for obligation or expenditure through a re-
19 programming, transfer of funds, or reimbursements as au-
20 thorized by the Economy Act, or in the case of the Depart-
21 ment of Agriculture, through use of the authority provided
22 by section 702(b) of the Department of Agriculture Or-
23 ganic Act of 1944 (7 U.S.C. 2257) or section 8 of Public
24 Law 89–106 (7 U.S.C. 2263), that—

25 (1) creates new programs;

1 (2) eliminates a program, project, or activity;

2 (3) increases funds or personnel by any means
3 for any project or activity for which funds have been
4 denied or restricted;

5 (4) relocates an office or employees;

6 (5) reorganizes offices, programs, or activities;

7 or

8 (6) contracts out or privatizes any functions or
9 activities presently performed by Federal employees;

10 unless the Secretary of Agriculture, the Chairman of the
11 Commodity Futures Trading Commission, or the Sec-
12 retary of Health and Human Services (as the case may
13 be) notifies in writing and receives approval from the Com-
14 mittees on Appropriations of both Houses of Congress at
15 least 30 days in advance of the reprogramming of such
16 funds or the use of such authority.

17 (b) None of the funds provided by this Act, or pro-
18 vided by previous Appropriations Acts to the agencies
19 funded by this Act that remain available for obligation or
20 expenditure in the current fiscal year, or provided from
21 any accounts in the Treasury derived by the collection of
22 fees available to the agencies funded by this Act, shall be
23 available for obligation or expenditure for activities, pro-
24 grams, or projects through a reprogramming or use of the
25 authorities referred to in subsection (a) involving funds

1 in excess of \$500,000 or 10 percent, whichever is less,
2 that—

3 (1) augments existing programs, projects, or ac-
4 tivities;

5 (2) reduces by 10 percent funding for any exist-
6 ing program, project, or activity, or numbers of per-
7 sonnel by 10 percent as approved by Congress; or

8 (3) results from any general savings from a re-
9 duction in personnel which would result in a change
10 in existing programs, activities, or projects as ap-
11 proved by Congress; unless the Secretary of Agri-
12 culture, the Chairman of the Commodity Futures
13 Trading Commission, or the Secretary of Health and
14 Human Services (as the case may be) notifies in
15 writing and receives approval from the Committees
16 on Appropriations of both Houses of Congress at
17 least 30 days in advance of the reprogramming or
18 transfer of such funds or the use of such authority.

19 (c) The Secretary of Agriculture, the Chairman of the
20 Commodity Futures Trading Commission, or the Sec-
21 retary of Health and Human Services shall notify in writ-
22 ing and receive approval from the Committees on Appro-
23 priations of both Houses of Congress before implementing
24 any program or activity not carried out during the pre-

1 vious fiscal year unless the program or activity is funded
2 by this Act or specifically funded by any other Act.

3 (d) None of the funds provided by this Act, or pro-
4 vided by previous Appropriations Acts to the agencies
5 funded by this Act that remain available for obligation or
6 expenditure in the current fiscal year, or provided from
7 any accounts in the Treasury derived by the collection of
8 fees available to the agencies funded by this Act, shall be
9 available for—

10 (1) modifying major capital investments fund-
11 ing levels, including information technology systems,
12 that involves increasing or decreasing funds in the
13 current fiscal year for the individual investment in
14 excess of \$500,000 or 10 percent of the total cost,
15 whichever is less;

16 (2) realigning or reorganizing new, current, or
17 vacant positions or agency activities or functions to
18 establish a center, office, branch, or similar entity
19 with five or more personnel; or

20 (3) carrying out activities or functions that
21 were not described in the budget request; unless the
22 agencies funded by this Act notify, in writing, the
23 Committees on Appropriations of both Houses of
24 Congress at least 30 days in advance of using the
25 funds for these purposes.

1 (e) As described in this section, no funds may be used
2 for any activities unless the Secretary of Agriculture, the
3 Chairman of the Commodity Futures Trading Commis-
4 sion, or the Secretary of Health and Human Services re-
5 ceives from the Committee on Appropriations of both
6 Houses of Congress written or electronic mail confirma-
7 tion of receipt of the notification as required in this sec-
8 tion.

9 SEC. 718. Notwithstanding section 310B(g)(5) of the
10 Consolidated Farm and Rural Development Act (7 U.S.C.
11 1932(g)(5)), the Secretary may assess a one-time fee for
12 any guaranteed business and industry loan in an amount
13 that does not exceed 3 percent of the guaranteed principal
14 portion of the loan.

15 SEC. 719. None of the funds appropriated or other-
16 wise made available to the Department of Agriculture, the
17 Food and Drug Administration, the Commodity Futures
18 Trading Commission, or the Farm Credit Administration
19 shall be used to transmit or otherwise make available re-
20 ports, questions, or responses to questions that are a re-
21 sult of information requested for the appropriations hear-
22 ing process to any non-Department of Agriculture, non-
23 Department of Health and Human Services, non-Com-
24 modity Futures Trading Commission, or non-Farm Credit
25 Administration employee.

1 SEC. 720. Unless otherwise authorized by existing
2 law, none of the funds provided in this Act, may be used
3 by an executive branch agency to produce any pre-
4 packaged news story intended for broadcast or distribution
5 in the United States unless the story includes a clear noti-
6 fication within the text or audio of the prepackaged news
7 story that the prepackaged news story was prepared or
8 funded by that executive branch agency.

9 SEC. 721. No employee of the Department of Agri-
10 culture may be detailed or assigned from an agency or
11 office funded by this Act or any other Act to any other
12 agency or office of the Department for more than 60 days
13 in a fiscal year unless the individual's employing agency
14 or office is fully reimbursed by the receiving agency or
15 office for the salary and expenses of the employee for the
16 period of assignment.

17 SEC. 722. (a) Unless the Secretary of Agriculture no-
18 tifies the Committees on Appropriations of both Houses
19 of Congress at least 3 full business days in advance, none
20 of the funds made available in this Act may be used to—

21 (1) make a grant allocation of discretionary
22 grant award totaling \$1,000,000 or more;

23 (2) make a discretionary contract award total-
24 ing \$1,000,000 or more;

1 (3) issue a letter of intent to make an allocation
2 or award in excess of the limits in subparagraph (1)
3 or (2); or

4 (4) announce publicly the intention to make an
5 allocation or award in excess of the limits in sub-
6 paragraph (1) or (2).

7 (b) The Secretary of Agriculture shall submit to the
8 Committees on Appropriations of both Houses of Congress
9 within 15 days of the conclusion of each quarter a report
10 detailing each grant allocation or discretionary grant
11 award totaling less than \$1,000,000 provided during the
12 previous quarter.

13 (c) The notification required by paragraph (a) and
14 the report required by paragraph (b) shall include the re-
15 cipient of the award, the amount of the award, the fiscal
16 year for which the funds for the award were appropriated,
17 the account and program, project, or activity from which
18 the funds are being drawn, the title of the award, and
19 a brief description of the activity for which the award is
20 made.

21 SEC. 723. Not later than 30 days after the date of
22 enactment of this Act, the Secretary of Agriculture, the
23 Commissioner of the Food and Drug Administration, the
24 Chairman of the Commodity Futures Trading Commis-
25 sion, and the Chairman of the Farm Credit Administra-

1 tion shall submit to the Committees on Appropriations of
2 both Houses of Congress a detailed spending plan by pro-
3 gram, project, and activity for all the funds made available
4 under this Act including appropriated user fees, as defined
5 in the report accompanying this Act.

6 SEC. 724. Funds made available under title II of the
7 Food for Peace Act (7 U.S.C. 1721 et seq.) may only be
8 used to provide assistance to recipient nations if adequate
9 monitoring and controls, as determined by the Adminis-
10 trator, are in place to ensure that emergency food aid is
11 received by the intended beneficiaries in areas affected by
12 food shortages and not diverted for unauthorized or inap-
13 propriate purposes.

14 SEC. 725. The Secretary shall establish an inter-
15 mediary loan packaging program based on the pilot pro-
16 gram in effect for fiscal year 2013 for packaging and re-
17 viewing section 502 single family direct loans. The Sec-
18 retary shall enter into agreements with current inter-
19 mediary organizations and with additional qualified inter-
20 mediary organizations. The Secretary shall work with
21 these organizations to increase effectiveness of the section
22 502 single family direct loan program in rural commu-
23 nities and shall set aside and make available from the na-
24 tional reserve section 502 loans an amount necessary to

1 support the work of such intermediaries and provide a pri-
2 ority for review of such loans.

3 SEC. 726. For loans and loan guarantees that do not
4 require budget authority and the program level has been
5 established in this Act, the Secretary of Agriculture may
6 increase the program level for such loans and loan guaran-
7 tees by not more than 25 percent: *Provided*, That prior
8 to the Secretary implementing such an increase, the Sec-
9 retary notifies, in writing, the Committees on Appropria-
10 tions of both Houses of Congress at least 15 days in ad-
11 vance.

12 SEC. 727. None of the credit card refunds or rebates
13 transferred to the Working Capital Fund pursuant to sec-
14 tion 729 of the Agriculture, Rural Development, Food and
15 Drug Administration, and Related Agencies Appropria-
16 tions Act, 2002 (7 U.S.C. 2235a; Public Law 107-76)
17 shall be available for obligation without written notifica-
18 tion to, and the prior approval of, the Committees on Ap-
19 propriations of both Houses of Congress: *Provided*, That
20 the refunds or rebates so transferred shall be available for
21 obligation only for the acquisition of plant and capital
22 equipment necessary for the delivery of financial, adminis-
23 trative, and information technology services of primary
24 benefit to the agencies of the Department of Agriculture.

1 SEC. 728. None of the funds made available by this
2 Act may be used to procure processed poultry products
3 imported into the United States from the People's Repub-
4 lic of China for use in the school lunch program under
5 the Richard B. Russell National School Lunch Act (42
6 U.S.C. 1751 et seq.), the Child and Adult Care Food Pro-
7 gram under section 17 of such Act (42 U.S.C. 1766), the
8 Summer Food Service Program for Children under section
9 13 of such Act (42 U.S.C. 1761), or the school breakfast
10 program under the Child Nutrition Act of 1966 (42
11 U.S.C. 1771 et seq.).

12 SEC. 729. In response to an eligible community where
13 the drinking water supplies are inadequate due to a nat-
14 ural disaster, as determined by the Secretary, including
15 drought or severe weather, the Secretary may provide po-
16 table water through the Emergency Community Water As-
17 sistance Grant Program for an additional period of time
18 not to exceed 120 days beyond the established period pro-
19 vided under the Program in order to protect public health.

20 SEC. 730. Funds provided by this or any prior Appro-
21 priations Act for the Agriculture and Food Research Ini-
22 tiative under 7 U.S.C. 450i(b) shall be made available
23 without regard to section 7128 of the Agricultural Act of
24 2014 (7 U.S.C. 3371 note), under the matching require-
25 ments in laws in effect on the date before the date of en-

1 actment of such section: *Provided*, That the requirements
2 of 7 U.S.C. 450i(b)(9) shall continue to apply.

3 SEC. 731. None of the funds made available by this
4 Act may be used by the Secretary of Agriculture, acting
5 through the Food and Nutrition Service, to commence any
6 new research and evaluation projects until the Secretary
7 submits to the Committees on Appropriations of both
8 Houses of Congress a research and evaluation plan for fis-
9 cal year 2018, prepared in coordination with the Research,
10 Education, and Economics mission area of the Depart-
11 ment of Agriculture, and a period of 30 days beginning
12 on the date of the submission of the plan expires to permit
13 Congressional review of the plan.

14 SEC. 732. In carrying out subsection (h) of section
15 502 of the Housing Act of 1949 (42 U.S.C. 1472), the
16 Secretary of Agriculture shall have the same authority
17 with respect to loans guaranteed under such section and
18 eligible lenders for such loans as the Secretary has under
19 subsections (h) and (j) of section 538 of such Act (42
20 U.S.C. 1490p-2) with respect to loans guaranteed under
21 such section 538 and eligible lenders for such loans.

22 SEC. 733. None of the funds made available by this
23 Act may be used to propose, promulgate, or implement
24 any rule, or take any other action with respect to, allowing
25 or requiring information intended for a prescribing health

1 care professional, in the case of a drug or biological prod-
2 uct subject to section 503(b)(1) of the Federal Food,
3 Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be dis-
4 tributed to such professional electronically (in lieu of in
5 paper form) unless and until a Federal law is enacted to
6 allow or require such distribution.

7 SEC. 734. None of the funds made available by this
8 Act may be used to notify a sponsor or otherwise acknowl-
9 edge receipt of a submission for an exemption for inves-
10 tigational use of a drug or biological product under section
11 505(i) of the Federal Food, Drug, and Cosmetic Act (21
12 U.S.C. 355(i)) or section 351(a)(3) of the Public Health
13 Service Act (42 U.S.C. 262(a)(3)) in research in which
14 a human embryo is intentionally created or modified to
15 include a heritable genetic modification. Any such submis-
16 sion shall be deemed to have not been received by the Sec-
17 retary, and the exemption may not go into effect.

18 SEC. 735. None of the funds made available by this
19 or any other Act may be used to carry out the final rule
20 promulgated by the Food and Drug Administration and
21 put into effect November 16, 2015, in regards to the haz-
22 ard analysis and risk-based preventive control require-
23 ments of the current good manufacturing practice, hazard
24 analysis, and risk-based preventive controls for food for
25 animals rule with respect to the regulation of the produc-

1 tion, distribution, sale, or receipt of dried spent grain by-
2 products of the alcoholic beverage production process.

3 SEC. 736. (a) The Secretary of Agriculture shall—

4 (1) conduct audits in a manner that evaluates
5 the following factors in the country or region being
6 audited, as applicable—

7 (A) veterinary control and oversight;

8 (B) disease history and vaccination prac-
9 tices;

10 (C) livestock demographics and
11 traceability;

12 (D) epidemiological separation from poten-
13 tial sources of infection;

14 (E) surveillance practices;

15 (F) diagnostic laboratory capabilities; and

16 (G) emergency preparedness and response;

17 and

18 (2) promptly make publicly available the final
19 reports of any audits or reviews conducted pursuant
20 to subsection (1).

21 (b) This section shall be applied in a manner con-
22 sistent with United States obligations under its inter-
23 national trade agreements.

24 SEC. 737. None of the funds made available by this
25 Act may be used to carry out any activities or incur any

1 expense related to the issuance of licenses under section
2 3 of the Animal Welfare Act (7 U.S.C. 2133), or the re-
3 newal of such licenses, to class B dealers who sell dogs
4 and cats for use in research, experiments, teaching, or
5 testing.

6 SEC. 738. No partially hydrogenated oils as defined
7 in the order published by the Food and Drug Administra-
8 tion in the Federal Register on June 17, 2015 (80 Fed.
9 Reg. 34650 et seq.) shall be deemed unsafe within the
10 meaning of section 409(a) of the Federal Food, Drug, and
11 Cosmetic Act (21 U.S.C. 348(a)) and no food that is intro-
12 duced or delivered for introduction into interstate com-
13 merce that bears or contains a partially hydrogenated oil
14 shall be deemed adulterated under sections 402(a)(1) or
15 402(a)(2)(C)(i) of this Act by virtue of bearing or con-
16 taining a partially hydrogenated oil until the compliance
17 date as specified in such order (June 18, 2018).

18 SEC. 739. The Secretary may charge a fee for lenders
19 to access Department loan guarantee systems in connec-
20 tion with such lenders' participation in loan guarantee
21 programs of the Rural Housing Service: *Provided*, That
22 the funds collected from such fees shall be made available
23 to the Secretary without further appropriation and such
24 funds shall be deposited into the Rural Development Sala-
25 ries and Expense Account and shall remain available until

1 expended for obligation and expenditure by the Secretary
2 for administrative expenses of the Rural Housing Service
3 Loan Guarantee Program in addition to other available
4 funds: *Provided further*, That such fees collected shall not
5 exceed \$50 per loan.

6 SEC. 740. (a) None of the funds made available in
7 this Act may be used to maintain or establish a computer
8 network unless such network blocks the viewing,
9 downloading, and exchanging of pornography.

10 (b) Nothing in subsection (a) shall limit the use of
11 funds necessary for any Federal, State, tribal, or local law
12 enforcement agency or any other entity carrying out crimi-
13 nal investigations, prosecution, or adjudication activities.

14 SEC. 741. Of the unobligated balances from amounts
15 made available for the special supplemental nutrition pro-
16 gram as authorized by section 17 of the Child Nutrition
17 Act of 1966 (42 U.S.C. 1786), \$600,000,000 are re-
18 scinded.

19 SEC. 742. (a)(1) No Federal funds made available for
20 this fiscal year for the rural water, waste water, waste dis-
21 posal, and solid waste management programs authorized
22 by sections 306, 306A, 306C, 306D, 306E, and 310B of
23 the Consolidated Farm and Rural Development Act (7
24 U.S.C. 1926 et seq.) shall be used for a project for the
25 construction, alteration, maintenance, or repair of a public

1 water or wastewater system unless all of the iron and steel
2 products used in the project are produced in the United
3 States.

4 (2) In this section, the term “iron and steel products”
5 means the following products made primarily of iron or
6 steel: lined or unlined pipes and fittings, manhole covers
7 and other municipal castings, hydrants, tanks, flanges,
8 pipe clamps and restraints, valves, structural steel, rein-
9 forced precast concrete, and construction materials.

10 (b) Subsection (a) shall not apply in any case or cat-
11 egory of cases in which the Secretary of Agriculture (in
12 this section referred to as the “Secretary”) or the designee
13 of the Secretary finds that—

14 (1) applying subsection (a) would be incon-
15 sistent with the public interest;

16 (2) iron and steel products are not produced in
17 the United States in sufficient and reasonably avail-
18 able quantities or of a satisfactory quality; or

19 (3) inclusion of iron and steel products pro-
20 duced in the United States will increase the cost of
21 the overall project by more than 25 percent.

22 (c) If the Secretary or the designee receives a request
23 for a waiver under this section, the Secretary or the des-
24 ignee shall make available to the public on an informal
25 basis a copy of the request and information available to

1 the Secretary or the designee concerning the request, and
2 shall allow for informal public input on the request for
3 at least 15 days prior to making a finding based on the
4 request. The Secretary or the designee shall make the re-
5 quest and accompanying information available by elec-
6 tronic means, including on the official public Internet Web
7 site of the Department.

8 (d) This section shall be applied in a manner con-
9 sistent with United States obligations under international
10 agreements.

11 (e) The Secretary may retain up to 0.25 percent of
12 the funds appropriated in this Act for “Rural Utilities
13 Service—Rural Water and Waste Disposal Program Ac-
14 count” for carrying out the provisions described in sub-
15 section (a)(1) for management and oversight of the re-
16 quirements of this section.

17 (f) Subsection (a) shall not apply with respect to a
18 project for which the engineering plans and specifications
19 include use of iron and steel products otherwise prohibited
20 by such subsection if the plans and specifications have re-
21 ceived required approvals from State agencies prior to the
22 date of enactment of this Act.

23 (g) For purposes of this section, the terms “United
24 States” and “State” shall include each of the several

1 States, the District of Columbia, and each federally recog-
2 nized Indian tribe.

3 SEC. 743. (a) For the period beginning on the date
4 of enactment of this Act through school year 2018–2019,
5 with respect to the school lunch program established under
6 the Richard B. Russell National School Lunch Act (42
7 U.S.C. 1751 et seq.) or the school breakfast program es-
8 tablished under the Child Nutrition Act of 1966 (42
9 U.S.C. 1771 et seq.) and final regulations published by
10 the Department of Agriculture in the Federal Register on
11 January 26, 2012 (77 Fed. Reg. 4088 et seq.), the Sec-
12 retary of Agriculture shall allow States to grant an exemp-
13 tion from the whole grain requirements that took effect
14 on or after July 1, 2014, and the States shall establish
15 a process for evaluating and responding, in a reasonable
16 amount of time, to requests for an exemption: *Provided*,
17 That school food authorities demonstrate hardship, includ-
18 ing financial hardship, in procuring specific whole grain
19 products which are acceptable to the students and compli-
20 ant with the whole grain-rich requirements: *Provided fur-*
21 *ther*, That school food authorities shall comply with the
22 applicable grain component or standard with respect to
23 the school lunch or school breakfast program that was in
24 effect prior to July 1, 2014.

1 (b) For the period beginning on the date of enact-
2 ment of this Act through school year 2018–2019, none
3 of the funds appropriated or otherwise made available by
4 this or any other Act shall be used to pay the salaries
5 and expenses of personnel to implement any regulations
6 under the Richard B. Russell National School Lunch Act
7 (42 U.S.C. 1751 et seq.), the Child Nutrition Act of 1966
8 (42 U.S.C. 1771 et seq.), the Healthy, Hunger-Free Kids
9 Act of 2010 (Public Law 111–296), or any other law that
10 would require a reduction in the quantity of sodium con-
11 tained in federally reimbursed meals, foods, and snacks
12 sold in schools below Target 1 (as described in section
13 220.8(f)(3) of title 7, Code of Federal Regulations (or suc-
14 cessor regulations)).

15 (c) For the period beginning on the date of enactment
16 of this Act through school year 2018–2019, notwith-
17 standing any other provision of law, the Secretary shall
18 allow States to grant special exemptions for the service
19 of flavored, low-fat fluid milk in the school lunch program
20 established under the Richard B. Russell National School
21 Lunch Act (42 U.S.C. 1751 et seq.) and the school break-
22 fast program established under the Child Nutrition Act
23 of 1966 (42 U.S.C. 1771 et seq.), and as a competitive
24 food available on campus during the school day, to schools

1 which demonstrate a reduction in student milk consump-
2 tion or an increase in school milk waste.

3 SEC. 744. Of the total amounts made available by
4 this Act for direct loans and grants in the following head-
5 ings: “Rural Housing Service—Rural Housing Insurance
6 Fund Program Account”; “Rural Housing Service—Mu-
7 tual and Self-Help Housing Grants”; “Rural Economic
8 Infrastructure Grants”; “Rural Housing Service—Rural
9 Community Facilities Program Account”; “Rural Busi-
10 ness-Cooperative Service—Rural Business Program Ac-
11 count”; “Rural Business-Cooperative Service—Rural Eco-
12 nomic Development Loans Program Account”; “Rural
13 Business-Cooperative Service—Rural Cooperative Devel-
14 opment Grants”; “Rural Utilities Service—Rural Water
15 and Waste Disposal Program Account”; and “Rural Utili-
16 ties Service—Rural Electrification and Telecommuni-
17 cations Loans Program Account”, at least 10 percent of
18 the funds shall be allocated for assistance in persistent
19 poverty counties under this section, including, notwith-
20 standing any other provision to the contrary regarding
21 population limits, any county seat of such a persistent pov-
22 erty county that has a population that does not exceed
23 the authorized population limit by more than 10 percent:
24 *Provided*, That for purposes of this section, the term “per-
25 sistent poverty counties” means any county that has had

1 20 percent or more of its population living in poverty over
2 the past 30 years, as measured by the 1980, 1990, and
3 2000 decennial censuses, and 2007–2011 American Com-
4 munity Survey 5-year average: *Provided further*, That with
5 respect to specific activities for which program levels have
6 been made available by this Act that are not supported
7 by budget authority, the requirements of this section shall
8 be applied to such program level.

9 SEC. 745. For the purposes of determining eligibility
10 or level of program assistance for Rural Development pro-
11 grams the Secretary shall not include incarcerated prison
12 populations.

13 SEC. 746. None of the funds appropriated by this Act
14 may be used in any way, directly or indirectly, to influence
15 congressional action on any legislation or appropriation
16 matters pending before Congress, other than to commu-
17 nicate to Members of Congress as described in 18 U.S.C.
18 1913.

19 SEC. 747. None of the funds made available by this
20 Act may be used to implement, administer, or enforce the
21 “variety” requirements of the final rule entitled “Enhanc-
22 ing Retailer Standards in the Supplemental Nutrition As-
23 sistance Program (SNAP)” published by the Department
24 of Agriculture in the Federal Register on December 15,
25 2016 (81 Fed. Reg. 90675) until the Secretary of Agri-

1 culture amends the definition of the term “variety” as de-
2 fined in section 278.1(b)(1)(ii)(C) of title 7, Code of Fed-
3 eral Regulations, and “variety” as applied in the definition
4 of the term “staple food” as defined in section 271.2 of
5 title 7, Code of Federal Regulations, to increase the num-
6 ber of items that qualify as acceptable varieties in each
7 staple food category so that the total number of such items
8 in each staple food category exceeds the number of such
9 items in each staple food category included in the final
10 rule as published on December 15, 2016: *Provided*, That
11 until the Secretary promulgates such regulatory amend-
12 ments, the Secretary shall apply the requirements regard-
13 ing acceptable varieties and breadth of stock to Supple-
14 mental Nutrition Assistance Program retailers that were
15 in effect on the day before the date of the enactment of
16 the Agricultural Act of 2014 (Public Law 113–79).

17 SEC. 748. None of the funds made available by this
18 Act may be used by the Food and Drug Administration
19 to develop, issue, promote, or advance any regulations ap-
20 plicable to food manufacturers for population-wide sodium
21 reduction actions or to develop, issue, promote or advance
22 final guidance applicable to food manufacturers for long
23 term population-wide sodium reduction actions until the
24 date on which a dietary reference intake report with re-
25 spect to sodium is completed.

1 SEC. 749. The Secretary of Agriculture and the Sec-
2 retary's designees are hereby granted the same access to
3 information and subject to the same requirements applica-
4 ble to the Secretary of Housing and Urban Development
5 as provided in section 453(j) of the Social Security Act
6 (42 U.S.C. 653(j)) and section 6103(1)(7)(D)(ix) of the
7 Internal Revenue Code of 1986 (26 U.S.C.
8 1603(1)(7)(D)(ix)) to verify the income for individuals
9 participating in sections 502, 504, 521, and 524 of the
10 Housing Act of 1949 (42 U.S.C. 1472, 1474, 1490a, and
11 1490r).

12 SEC. 750. Of the unobligated balances from amounts
13 made available to carry out section 6407 of the Farm Se-
14 curity and Rural Investment Act of 2002 (7 U.S.C.
15 8107a), \$8,000,000 are rescinded.

16 SEC. 751. None of the funds made available to the
17 Commodity Futures Trading Commission by this Act or
18 any other Act in the current fiscal year or any other fiscal
19 year may be used to pay the salaries and expenses of per-
20 sonnel to lower the de minimis quantity of swap dealing
21 established under section 1a(49)(D) of the Commodity Ex-
22 change Act (7 U.S.C. 1a(49)(D)) to less than
23 \$8,000,000,000.

24 SEC. 752. None of the funds made available by this
25 Act or any other Act in the current fiscal year or any other

1 fiscal year may be used to implement, administer, or en-
2 force the final rule with the regulation identifier number
3 0910-AG38 published by the Food and Drug Administra-
4 tion in the Federal Register on May 10, 2016 (80 Fed.
5 Reg. 28974) with respect to traditional large and premium
6 cigars. For the purposes of this section, the term “tradi-
7 tional large and premium cigar” means—

8 (1) any roll of tobacco that is wrapped in 100
9 percent leaf tobacco, bunched with 100 percent to-
10 bacco filler, contains no filter, tip or non-tobacco
11 mouthpiece, weighs at least 6 pounds per 1,000
12 count, and—

13 (A) has a 100 percent leaf tobacco binder
14 and is hand rolled;

15 (B) has a 100 percent leaf tobacco binder
16 and is made using human hands to lay the leaf
17 tobacco wrapper or binder onto only one ma-
18 chine that bunches, wraps, and caps each indi-
19 vidual cigar; or

20 (C) has a homogenized tobacco leaf binder
21 and is made in the United States using human
22 hands to lay the 100 percent leaf tobacco wrap-
23 per onto only one machine that bunches, wraps,
24 and caps each individual cigar; and

1 (2) is not a cigarette or a little cigar (as such
2 terms are defined in paragraphs (3) and (11), re-
3 spectively, of section 900 of the Federal Food, Drug,
4 and Cosmetic Act).

5 SEC. 753. (a) None of the funds appropriated or oth-
6 erwise made available by this Act or any other Act with
7 respect to any fiscal year may, for each tobacco product
8 which the Secretary of Health and Human Services by
9 regulation under section 901(b) of the Federal Food,
10 Drug, and Cosmetic Act (21 U.S.C. 387a(b)) deems to
11 be subject to chapter IX of such Act, be used to treat—

12 (1) any reference in sections 905(j) or 910(a) of such
13 Act (21 U.S.C. 387e(j), 387j(a)) to February 15, 2007,
14 as other than a reference to the effective date of the regu-
15 lation under which the tobacco product is deemed to be
16 subject to the requirements of such chapter pursuant to
17 section 901(b) of such Act (21 U.S.C. 387a(b)); and

18 (2) any reference in such sections to 21 months after
19 the date of enactment of the Family Smoking Prevention
20 and Tobacco Control Act as other than a reference to 21
21 months after the effective date of such deeming regulation.

22 (b)(1) Notwithstanding any other provision of law,
23 not later than 21 months after the date of enactment of
24 this Act, the Secretary of Health and Human Services
25 shall issue a notice of proposed rulemaking to establish

1 a product standard for vapor products pursuant to section
2 907 of the Federal Food, Drug, and Cosmetic Act (21
3 U.S.C. 387g) to include but not limited to—

4 (A) characterizing flavors; and

5 (B) batteries.

6 (2) Notwithstanding any other provision of law, not
7 later than 36 months after the effective date of this Act,
8 the Secretary shall promulgate a final rule pursuant to
9 such notice.

10 (c) A vapor product shall be deemed to be misbranded
11 under section 903(a) of the Federal Food, Drug, and Cos-
12 metic Act (21 U.S.C. 387c(a)) if the advertising with re-
13 spect to the vapor product is disseminated by a manufac-
14 turer, distributor, or retailer of the product in a news-
15 paper, magazine, periodical, or other publication (includ-
16 ing any publication of periodic or limited distribution)
17 other than adult publication.

18 (d)(1) A retailer may only sell any vapor product in
19 a direct face-to-face exchange without the assistance of
20 any electronic or mechanical device (such as a vending ma-
21 chine).

22 (2) This subsection shall not apply with respect to
23 sales of vapor products conducted through—

24 (A) mail-order; or

1 (B) a vending machine or self-service display if, with
2 respect to the facility in which such vending machine or
3 display is located, the retailer of such products ensures
4 that no person under 18 years of age would be present
5 or be permitted to enter.

6 (3) A violation of this section is deemed to constitute
7 a violation of the Federal Food, Drug, and Cosmetic Act
8 relating to a tobacco product for purposes of section
9 303(f)(9) of such Act (21 U.S.C. 333(f)(9)).

10 (e)(1) Not later than 12 months after the date of en-
11 actment of this Act, the Secretary of Health and Human
12 Services shall promulgate final regulations to require that
13 the labeling of vapor products contain—

14 (A) the phrase “Keep Out of Reach of Chil-
15 dren”;

16 (B) the phrase “Underage Sale Prohibited”;
17 and

18 (C) an accurate statement of the nicotine con-
19 tent of the vapor product.

20 (2) A vapor product whose label is in violation of the
21 regulations required by paragraph (1) is deemed to be mis-
22 branded under section 903 of the Federal Food, Drug,
23 and Cosmetic Act (21 U.S.C. 387c).

24 (f)(1) Every person who owns or operates an estab-
25 lishment in any State engaged in the retail sale of a vapor

1 product shall register that establishment with the Sec-
2 retary of Health and Human Services within the later of
3 60 days after the date of enactment of this Act, or 30
4 days after first engaging of such retail sale.

5 (2) The requirements of this subsection do not apply
6 with respect to any establishment subject to an active reg-
7 istration under—

8 (A) any State law relating to tobacco products; or

9 (B) section 905 of the Federal Food, Drug, and Cos-
10 metic Act (21 U.S.C. 387e).

11 (3) The Secretary shall make available for inspection,
12 to any person so requesting, any registration filed under
13 this section.

14 (g) In this section:

15 (1) The term “adult publication” means any news-
16 paper, magazine, periodical, or other publication—

17 (A) whose readers younger than 18 years of age
18 constitute 15 percent or less of the total readership
19 as measured by competent and reliable survey evi-
20 dence; and

21 (B) that is read by fewer than 2 million persons
22 younger than 18 years of age as measured by com-
23 petent and reliable survey evidence.

1 (2) The terms “label” and “labeling” have the mean-
2 ings given to such terms in section 201 of the Federal
3 Food, Drug, and Cosmetic Act (21 U.S.C. 321).

4 (3) The term “tobacco product” has the meaning
5 given to such term in section 201 of the Federal Food,
6 Drug, and Cosmetic Act (21 U.S.C. 321).

7 (4) The term “vapor product”—

8 (A) means any non-combustible product that
9 employs a heating element, power source, electronic
10 circuit, or other electronic, chemical, or mechanical
11 means, regardless of shape or size, to produce vapor
12 from nicotine in a solution or other form;

13 (B) includes any electronic cigarette, electronic
14 cigar, electronic cigarillo, electronic pipe, or similar
15 product or device, and any vapor cartridge or other
16 container of nicotine in a solution or other form; and

17 (C) does not include any product regulated as
18 a drug or device by the Food and Drug Administra-
19 tion under chapter V of the Federal Food, Drug,
20 and Cosmetic Act (21 U.S.C. 351 et. seq.).

21 SEC. 754. (a) In finalizing the proposed rule entitled
22 “Eligibility of the People’s Republic of China (PRC) to
23 Export to the United States Poultry Products from Birds
24 Slaughtered in the PRC” published in the Federal Reg-
25 ister by the Department of Agriculture on June 16, 2017

1 (82 Fed. Reg. 27625), the Secretary of Agriculture
2 shall—

3 (1) ensure that poultry plants in the PRC from
4 which poultry products will be exported to the
5 United States maintain a level of public health pro-
6 tection that is equivalent to the level of such protec-
7 tion to which United States poultry plants adhere;

8 (2) ensure that, before any poultry products
9 can enter the United States from any such poultry
10 plant, such poultry products comply with all other
11 applicable requirements for poultry products in
12 interstate commerce in the United States;

13 (3) conduct periodic verification reviews and au-
14 dits of any such plants in the PRC intending to ex-
15 port into the United States processed poultry prod-
16 ucts;

17 (4) conduct re-inspection of such poultry prod-
18 ucts at United States ports-of-entry to check the
19 general condition of such products, for the proper
20 certification and labeling of such products, and for
21 any damage to such products that may have oc-
22 curred during transportation; and

23 (5) ensure that shipments of any such poultry
24 products selected to enter the United States are sub-
25 ject to additional re-inspection procedures at appro-

1 appropriate levels to verify that the products comply with
2 relevant Federal regulations or standards, including
3 examinations for product defects and laboratory
4 analyses to detect harmful chemical residues or
5 pathogen testing appropriate for the products in-
6 volved.

7 (b) This section shall be applied in a manner con-
8 sistent with obligations of the United States under any
9 trade agreement to which the United States is a party.

10 SEC. 755. None of the funds made available by this
11 Act or funds from the Commodity Credit Corporation may
12 be used by the Secretary of Agriculture or provided to the
13 Department of Defense to purchase, produce, or defray
14 the costs of purchase or production of, or develop, facili-
15 tate, expedite, or expand production of, an alternative fuel
16 (under the meaning given such term by subparagraph (I)
17 of section 32901(a)(1) of title 49, United States Code)
18 for the Department of Defense.

19 SEC. 756. None of the funds made available by this
20 Act may be used to further implementation of the coastal
21 and marine spatial planning and ecosystem-based manage-
22 ment components of the National Ocean Policy developed
23 under Executive Order 13547.

24 SEC. 757. For necessary expenses to carry out the
25 activities described in section 1002(b)(4) of the 21st Cen-

1 tury Cures Act (Public Law 114-255), in addition to
2 amounts available for such activities under the heading
3 “Salaries and Expenses”, \$60,000,000, to remain avail-
4 able until expended: *Provided*, That amounts appropriated
5 by this section are appropriated pursuant to section
6 1002(b)(3) of such Act, are to be derived from amounts
7 transferred under section 1002(b)(2)(A) of such Act, and
8 may be transferred by the Secretary of Health and Human
9 Services to other accounts of the Department of Health
10 and Human Services solely for the activities described in
11 section 1002(b)(4) such Act: *Provided further*, That such
12 transfer authority is in addition to any other transfer au-
13 thority provided by law.

14 SEC. 758. For an additional amount for “Animal and
15 Plant Health Inspection Service—Salaries and Expenses”,
16 \$5,500,000, to remain available until September 30, 2019,
17 for one-time control and management and associate activi-
18 ties directly related to the multiple-agency response to cit-
19 rus greening.

20 SPENDING REDUCTION ACCOUNT

21 SEC. 759. The amount by which the applicable alloca-
22 tion of new budget authority made by the Committee on
23 Appropriations of the House of Representatives under sec-
24 tion 302(b) of the Congressional Budget Act of 1974 ex-
25 ceeds the amount of proposed new budget authority is \$0.

1 This Act may be cited as the “Agriculture, Rural De-
2 velopment, Food and Drug Administration, and Related
3 Agencies Appropriations Act, 2018”.

[FULL COMMITTEE PRINT]

Union Calendar No. _____

115TH CONGRESS
1ST Session

H. R. _____

[Report No. 115-_____] _____

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2018, and for other purposes.

, 2017

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed