

104TH CONGRESS
2^D SESSION

H. R. 3603

AN ACT

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1997, and for other purposes.

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Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1997, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for Ag-
3 riculture, Rural Development, Food and Drug Administra-
4 tion, and Related Agencies programs for the fiscal year
5 ending September 30, 1997, and for other purposes,
6 namely:

7 TITLE I

8 AGRICULTURAL PROGRAMS

9 PRODUCTION, PROCESSING, AND MARKETING

10 OFFICE OF THE SECRETARY

11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses of the Office of the Secretary
13 of Agriculture, and not to exceed \$75,000 for employment
14 under 5 U.S.C. 3109, \$2,836,000: *Provided*, That not to
15 exceed \$11,000 of this amount, along with any unobli-
16 gated balances of representation funds in the Foreign Ag-
17 ricultural Service shall be available for official reception
18 and representation expenses, not otherwise provided for,
19 as determined by the Secretary: *Provided further*, That
20 none of the funds appropriated or otherwise made avail-
21 able by this Act may be used to detail an individual from
22 an agency funded in this Act to any Under Secretary office
23 or Assistant Secretary office for more than 30 days: *Pro-*
24 *vided further*, That none of the funds made available by

1 this Act may be used to enforce section 793(d) of Public
2 Law 104–127.

3 EXECUTIVE OPERATIONS

4 CHIEF ECONOMIST

5 For necessary expenses of the Chief Economist, in-
6 cluding economic analysis, risk assessment, cost-benefit
7 analysis, and the functions of the World Agricultural Out-
8 look Board, as authorized by the Agricultural Marketing
9 Act of 1946 (7 U.S.C. 1622g), and including employment
10 pursuant to the second sentence of section 706(a) of the
11 Organic Act of 1944 (7 U.S.C. 2225), of which not to
12 exceed \$5,000 is for employment under 5 U.S.C. 3109,
13 \$4,231,000.

14 NATIONAL APPEALS DIVISION

15 For necessary expenses of the National Appeals Divi-
16 sion, including employment pursuant to the second sen-
17 tence of section 706(a) of the Organic Act of 1944 (7
18 U.S.C. 2225), of which not to exceed \$25,000 is for em-
19 ployment under 5 U.S.C. 3109, \$11,718,000.

20 OFFICE OF BUDGET AND PROGRAM ANALYSIS

21 For necessary expenses of the Office of Budget and
22 Program Analysis, including employment pursuant to the
23 second sentence of section 706(a) of the Organic Act of
24 1944 (7 U.S.C. 2225), of which not to exceed \$5,000 is
25 for employment under 5 U.S.C. 3109, \$5,986,000.

1 CHIEF FINANCIAL OFFICER

2 For necessary expenses of the Office of the Chief Fi-
3 nancial Officer, including employment pursuant to the sec-
4 ond sentence of section 706(a) of the Organic Act of 1944
5 (7 U.S.C. 2225), of which not to exceed \$10,000 is for
6 employment under 5 U.S.C. 3109, \$4,283,000: *Provided*,
7 That the Chief Financial Officer shall actively market
8 cross-servicing activities of the National Finance Center.

9 OFFICE OF THE ASSISTANT SECRETARY FOR
10 ADMINISTRATION

11 For necessary salaries and expenses of the Office of
12 the Assistant Secretary for Administration to carry out
13 the programs funded in this Act, \$613,000.

14 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL
15 PAYMENTS

16 (INCLUDING TRANSFERS OF FUNDS)

17 For payment of space rental and related costs pursu-
18 ant to Public Law 92-313, including authorities pursuant
19 to the 1984 delegation of authority from the Adminis-
20 trator of General Services to the Department of Agri-
21 culture under 40 U.S.C. 486, for programs and activities
22 of the Department which are included in this Act, and for
23 the operation, maintenance, and repair of Agriculture
24 buildings, \$120,548,000: *Provided*, That in the event an
25 agency within the Department should require modification

1 of space needs, the Secretary of Agriculture may transfer
2 a share of that agency's appropriation made available by
3 this Act to this appropriation, or may transfer a share
4 of this appropriation to that agency's appropriation, but
5 such transfers shall not exceed 5 percent of the funds
6 made available for space rental and related costs to or
7 from this account. In addition, for construction, repair,
8 improvement, extension, alteration, and purchase of fixed
9 equipment or facilities as necessary to carry out the pro-
10 grams of the Department, where not otherwise provided,
11 \$5,000,000, to remain available until expended; making
12 a total appropriation of \$125,548,000.

13 HAZARDOUS WASTE MANAGEMENT

14 (INCLUDING TRANSFERS OF FUNDS)

15 For necessary expenses of the Department of Agri-
16 culture, to comply with the requirement of section 107(g)
17 of the Comprehensive Environmental Response, Com-
18 pensation, and Liability Act, as amended, 42 U.S.C.
19 9607(g), and section 6001 of the Resource Conservation
20 and Recovery Act, as amended, 42 U.S.C. 6961,
21 \$15,700,000, to remain available until expended: *Pro-*
22 *vided*, That appropriations and funds available herein to
23 the Department for Hazardous Waste Management may
24 be transferred to any agency of the Department for its

1 use in meeting all requirements pursuant to the above
2 Acts on Federal and non-Federal lands.

3 DEPARTMENTAL ADMINISTRATION

4 (INCLUDING TRANSFERS OF FUNDS)

5 For Departmental Administration, \$28,304,000, to
6 provide for necessary expenses for management support
7 services to offices of the Department and for general ad-
8 ministration and disaster management of the Department,
9 repairs and alterations, and other miscellaneous supplies
10 and expenses not otherwise provided for and necessary for
11 the practical and efficient work of the Department, includ-
12 ing employment pursuant to the second sentence of section
13 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of
14 which not to exceed \$10,000 is for employment under 5
15 U.S.C. 3109: *Provided*, That this appropriation shall be
16 reimbursed from applicable appropriations in this Act for
17 travel expenses incident to the holding of hearings as re-
18 quired by 5 U.S.C. 551–558.

19 OFFICE OF THE ASSISTANT SECRETARY FOR

20 CONGRESSIONAL RELATIONS

21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary salaries and expenses of the Office of
23 the Assistant Secretary for Congressional Relations to
24 carry out the programs funded in this Act, including pro-
25 grams involving intergovernmental affairs and liaison

1 within the executive branch, \$3,728,000: *Provided*, That
2 no other funds appropriated to the Department in this Act
3 shall be available to the Department for support of activi-
4 ties of congressional relations: *Provided further*, That not
5 less than \$2,241,000 shall be transferred to agencies fund-
6 ed in this Act to maintain personnel at the agency level.

7 OFFICE OF COMMUNICATIONS

8 For necessary expenses to carry on services relating
9 to the coordination of programs involving public affairs,
10 for the dissemination of agricultural information, and the
11 coordination of information, work, and programs author-
12 ized by Congress in the Department, \$8,138,000, includ-
13 ing employment pursuant to the second sentence of section
14 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of
15 which not to exceed \$10,000 shall be available for employ-
16 ment under 5 U.S.C. 3109, and not to exceed \$2,000,000
17 may be used for farmers' bulletins.

18 OFFICE OF THE INSPECTOR GENERAL

19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary expenses of the Office of the Inspector
21 General, including employment pursuant to the second
22 sentence of section 706(a) of the Organic Act of 1944 (7
23 U.S.C. 2225), and the Inspector General Act of 1978, as
24 amended, \$63,028,000, including such sums as may be
25 necessary for contracting and other arrangements with

1 public agencies and private persons pursuant to section
2 6(a)(9) of the Inspector General Act of 1978, as amended,
3 including a sum not to exceed \$50,000 for employment
4 under 5 U.S.C. 3109; and including a sum not to exceed
5 \$95,000 for certain confidential operational expenses in-
6 cluding the payment of informants, to be expended under
7 the direction of the Inspector General pursuant to Public
8 Law 95–452 and section 1337 of Public Law 97–98: *Pro-*
9 *vided*, That funds transferred to the Office of the Inspec-
10 tor General through forfeiture proceedings or from the De-
11 partment of Justice Assets Forfeiture Fund or the De-
12 partment of the Treasury Forfeiture Fund, as a partici-
13 pating agency, as an equitable share from the forfeiture
14 of property in investigations in which the Office of the In-
15 spector General participates, or through the granting of
16 a Petition for Remission or Mitigation, shall be deposited
17 to the credit of this account for law enforcement activities
18 authorized under the Inspector General Act of 1978, as
19 amended, to remain available until expended.

20 OFFICE OF THE GENERAL COUNSEL

21 For necessary expenses of the Office of the General
22 Counsel, \$27,749,000.

1 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,
2 EDUCATION AND ECONOMICS

3 For necessary salaries and expenses of the Office of
4 the Under Secretary for Research, Education and Eco-
5 nomics to administer the laws enacted by the Congress
6 for the Economic Research Service, the National Agricul-
7 tural Statistics Service, the Agricultural Research Service,
8 and the Cooperative State Research, Education, and Ex-
9 tension Service, \$540,000.

10 ECONOMIC RESEARCH SERVICE

11 For necessary expenses of the Economic Research
12 Service in conducting economic research and analysis, as
13 authorized by the Agricultural Marketing Act of 1946 (7
14 U.S.C. 1621–1627) and other laws, \$54,176,000: *Pro-*
15 *vided*, That this appropriation shall be available for em-
16 ployment pursuant to the second sentence of section
17 706(a) of the Organic Act of 1944 (7 U.S.C. 2225).

18 NATIONAL AGRICULTURAL STATISTICS SERVICE

19 For necessary expenses of the National Agricultural
20 Statistics Service in conducting statistical reporting and
21 service work, including crop and livestock estimates, sta-
22 tistical coordination and improvements, marketing sur-
23 veys, and the Census of Agriculture notwithstanding 13
24 U.S.C. 142(a–b), as authorized by the Agricultural Mar-
25 keting Act of 1946 (7 U.S.C. 1621–1627) and other laws,

1 \$100,221,000, of which up to \$17,500,000 shall be avail-
2 able until expended for the Census of Agriculture: *Pro-*
3 *vided*, That this appropriation shall be available for em-
4 ployment pursuant to the second sentence of section
5 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and
6 not to exceed \$40,000 shall be available for employment
7 under 5 U.S.C. 3109.

8 AGRICULTURAL RESEARCH SERVICE

9 For necessary expenses to enable the Agricultural Re-
10 search Service to perform agricultural research and dem-
11 onstration relating to production, utilization, marketing,
12 and distribution (not otherwise provided for); home eco-
13 nomics or nutrition and consumer use including the acqui-
14 sition, preservation, and dissemination of agricultural in-
15 formation; and for acquisition of lands by donation, ex-
16 change, or purchase at a nominal cost not to exceed \$100,
17 \$702,831,000: *Provided*, That appropriations hereunder
18 shall be available for temporary employment pursuant to
19 the second sentence of section 706(a) of the Organic Act
20 of 1944 (7 U.S.C. 2225), and not to exceed \$115,000 shall
21 be available for employment under 5 U.S.C. 3109: *Pro-*
22 *vided further*, That appropriations hereunder shall be
23 available for the operation and maintenance of aircraft
24 and the purchase of not to exceed one for replacement
25 only: *Provided further*, That appropriations hereunder

1 shall be available pursuant to 7 U.S.C. 2250 for the con-
2 struction, alteration, and repair of buildings and improve-
3 ments, but unless otherwise provided the cost of construct-
4 ing any one building shall not exceed \$250,000, except for
5 headhouses or greenhouses which shall each be limited to
6 \$1,000,000, and except for ten buildings to be constructed
7 or improved at a cost not to exceed \$500,000 each, and
8 the cost of altering any one building during the fiscal year
9 shall not exceed 10 percent of the current replacement
10 value of the building or \$250,000, whichever is greater:
11 *Provided further*, That the limitations on alterations con-
12 tained in this Act shall not apply to modernization or re-
13 placement of existing facilities at Beltsville, Maryland:
14 *Provided further*, That the foregoing limitations shall not
15 apply to replacement of buildings needed to carry out the
16 Act of April 24, 1948 (21 U.S.C. 113a): *Provided further*,
17 That funds may be received from any State, other political
18 subdivision, organization, or individual for the purpose of
19 establishing or operating any research facility or research
20 project of the Agricultural Research Service, as authorized
21 by law.

22 None of the funds in the foregoing paragraph shall
23 be available to carry out research related to the produc-
24 tion, processing or marketing of tobacco or tobacco prod-
25 ucts.

1 BUILDINGS AND FACILITIES

2 For acquisition of land, construction, repair, improve-
3 ment, extension, alteration, and purchase of fixed equip-
4 ment or facilities as necessary to carry out the agricultural
5 research programs of the Department of Agriculture,
6 where not otherwise provided, \$59,600,000, to remain
7 available until expended (7 U.S.C. 2209b): *Provided*, That
8 funds may be received from any State, other political sub-
9 division, organization, or individual for the purpose of es-
10 tablishing any research facility of the Agricultural Re-
11 search Service, as authorized by law.

12 COOPERATIVE STATE RESEARCH, EDUCATION, AND
13 EXTENSION SERVICE

14 RESEARCH AND EDUCATION ACTIVITIES

15 For payments to agricultural experiment stations, for
16 cooperative forestry and other research, for facilities, and
17 for other expenses, including \$163,671,000 to carry into
18 effect the provisions of the Hatch Act (7 U.S.C. 361a-
19 361i); \$19,882,000 for grants for cooperative forestry re-
20 search (16 U.S.C. 582a-582-a7); \$26,902,000 for pay-
21 ments to the 1890 land-grant colleges, including Tuskegee
22 University (7 U.S.C. 3222); \$44,235,000 for special
23 grants for agricultural research (7 U.S.C. 450i(c));
24 \$11,769,000 for special grants for agricultural research
25 on improved pest control (7 U.S.C. 450i(c)); \$96,735,000

1 for competitive research grants (7 U.S.C. 450i(b));
2 \$4,775,000 for the support of animal health and disease
3 programs (7 U.S.C. 3195); \$650,000 for supplemental
4 and alternative crops and products (7 U.S.C. 3319d);
5 \$500,000 for grants for research pursuant to the Critical
6 Agricultural Materials Act of 1984 (7 U.S.C. 178) and
7 section 1472 of the Food and Agriculture Act of 1977,
8 as amended (7 U.S.C. 3318), to remain available until ex-
9 pended; \$475,000 for rangeland research grants (7 U.S.C.
10 3331–3336); \$3,000,000 for higher education graduate
11 fellowships grants (7 U.S.C. 3152(b)(6)), to remain avail-
12 able until expended (7 U.S.C. 2209b); \$4,000,000 for
13 higher education challenge grants (7 U.S.C. 3152(b)(1));
14 \$1,000,000 for a higher education minority scholars pro-
15 gram (7 U.S.C. 3152(b)(5)), to remain available until ex-
16 pended (7 U.S.C. 2209b); \$2,000,000 for an education
17 grants program for Hispanic-serving Institutions (7
18 U.S.C. 3241); \$4,000,000 for aquaculture grants (7
19 U.S.C. 3322); \$8,000,000 for sustainable agriculture re-
20 search and education (7 U.S.C. 5811); \$9,200,000 for a
21 program of capacity building grants to colleges eligible to
22 receive funds under the Act of August 30, 1890 (7 U.S.C.
23 321–326 and 328), including Tuskegee University 7
24 U.S.C. 3152(b)(4), to remain available until expended (7
25 U.S.C. 2209b); \$1,450,000 for payments to the 1994 In-

1 stitutions pursuant to section 534(a)(1) of Public Law
2 103–382; and \$9,605,000 for necessary expenses of Re-
3 search and Education Activities, of which not to exceed
4 \$100,000 shall be for employment under 5 U.S.C. 3109;
5 in all, \$411,849,000.

6 None of the funds in the foregoing paragraph shall
7 be available to carry out research related to the produc-
8 tion, processing or marketing of tobacco or tobacco prod-
9 ucts.

10 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

11 For establishment of a Native American institutions
12 endowment fund, as authorized by Public Law 130–382
13 (7 U.S.C. 301 note), \$4,600,000.

14 BUILDINGS AND FACILITIES

15 For acquisition of land, construction, repair, improve-
16 ment, extension, alteration, and purchase of fixed equip-
17 ment or facilities and for grants to States and other eligi-
18 ble recipients for such purposes, as necessary to carry out
19 the agricultural research, extension, and teaching pro-
20 grams of the Department of Agriculture, where not other-
21 wise provided, \$30,449,000, to remain available until ex-
22 pended (7 U.S.C. 2209b).

23 EXTENSION ACTIVITIES

24 Payments to States, the District of Columbia, Puerto
25 Rico, Guam, the Virgin Islands, Micronesia, Northern
26 Marianas, and American Samoa: For payments for coop-

1 erative extension work under the Smith-Lever Act, as
2 amended, to be distributed under sections 3(b) and 3(c)
3 of said Act, and under section 208(c) of Public Law 93–
4 471, for retirement and employees’ compensation costs for
5 extension agents and for costs of penalty mail for coopera-
6 tive extension agents and State extension directors,
7 \$260,438,000; payments for the nutrition and family edu-
8 cation program for low-income areas under section 3(d)
9 of the Act, \$58,695,000; payments for the pest manage-
10 ment program under section 3(d) of the Act, \$10,783,000;
11 payments for the farm safety program under section 3(d)
12 of the Act, \$2,855,000; payments for the pesticide impact
13 assessment program under section 3(d) of the Act,
14 \$3,214,000; payments to upgrade 1890 land-grant college
15 research, extension, and teaching facilities as authorized
16 by section 1447 of Public Law 95–113, as amended (7
17 U.S.C. 3222b), \$7,549,000, to remain available until ex-
18 pended; payments for the rural development centers under
19 section 3(d) of the Act, \$908,000; payments for a ground-
20 water quality program under section 3(d) of the Act,
21 \$10,733,000; payments for the agricultural telecommuni-
22 cations program, as authorized by Public Law 101–624
23 (7 U.S.C. 5926), \$1,167,000; payments for youth-at-risk
24 programs under section 3(d) of the Act, \$9,554,000; pay-
25 ments for a food safety program under section 3(d) of the

1 Act, \$2,365,000; payments for carrying out the provisions
2 of the Renewable Resources Extension Act of 1978,
3 \$3,192,000; payments for Indian reservation agents under
4 section 3(d) of the Act, \$1,672,000; payments for sustain-
5 able agriculture programs under section 3(d) of the Act,
6 \$3,309,000; payments for rural health and safety edu-
7 cation as authorized by section 2390 of Public Law 101-
8 624 (7 U.S.C. 2661 note, 2662), \$2,628,000; payments
9 for cooperative extension work by the colleges receiving the
10 benefits of the second Morrill Act (7 U.S.C. 321-326,
11 328) and Tuskegee University, \$24,337,000; and for Fed-
12 eral administration and coordination including administra-
13 tion of the Smith-Lever Act, as amended, and the Act of
14 September 29, 1977 (7 U.S.C. 341-349), as amended,
15 and section 1361(c) of the Act of October 3, 1980 (7
16 U.S.C. 301 note), and to coordinate and provide program
17 leadership for the extension work of the Department and
18 the several States and insular possessions, \$6,271,000; in
19 all, \$409,670,000: *Provided*, That funds hereby appro-
20 priated pursuant to section 3(c) of the Act of June 26,
21 1953, and section 506 of the Act of June 23, 1972, as
22 amended, shall not be paid to any State, the District of
23 Columbia, Puerto Rico, Guam, or the Virgin Islands, Mi-
24 cronesia, Northern Marianas, and American Samoa prior

1 to availability of an equal sum from non-Federal sources
2 for expenditure during the current fiscal year.

3 OFFICE OF THE ASSISTANT SECRETARY FOR
4 MARKETING AND REGULATORY PROGRAMS

5 For necessary salaries and expenses of the Office of
6 the Assistant Secretary for Marketing and Regulatory
7 Programs to administer programs under the laws enacted
8 by the Congress for the Animal and Plant Health Inspec-
9 tion Service, Agricultural Marketing Service, and the
10 Grain Inspection, Packers and Stockyards Administration,
11 \$618,000.

12 ANIMAL AND PLANT HEALTH INSPECTION SERVICE
13 SALARIES AND EXPENSES
14 (INCLUDING TRANSFERS OF FUNDS)

15 For expenses, not otherwise provided for, including
16 those pursuant to the Act of February 28, 1947, as
17 amended (21 U.S.C. 114b–c), necessary to prevent, con-
18 trol, and eradicate pests and plant and animal diseases;
19 to carry out inspection, quarantine, and regulatory activi-
20 ties; to discharge the authorities of the Secretary of Agri-
21 culture under the Act of March 2, 1931 (46 Stat. 1468;
22 7 U.S.C. 426–426b); and to protect the environment, as
23 authorized by law, \$435,428,000, of which \$4,500,000
24 shall be available for the control of outbreaks of insects,
25 plant diseases, animal diseases and for control of pest ani-

1 mals and birds to the extent necessary to meet emergency
2 conditions: *Provided*, That no funds shall be used to for-
3 mulate or administer a brucellosis eradication program for
4 the current fiscal year that does not require minimum
5 matching by the States of at least 40 percent: *Provided*
6 *further*, That this appropriation shall be available for field
7 employment pursuant to the second sentence of section
8 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and
9 not to exceed \$40,000 shall be available for employment
10 under 5 U.S.C. 3109: *Provided further*, That this appro-
11 priation shall be available for the operation and mainte-
12 nance of aircraft and the purchase of not to exceed four,
13 of which two shall be for replacement only: *Provided fur-*
14 *ther*, That, in addition, in emergencies which threaten any
15 segment of the agricultural production industry of this
16 country, the Secretary may transfer from other appropria-
17 tions or funds available to the agencies or corporations
18 of the Department such sums as he may deem necessary,
19 to be available only in such emergencies for the arrest and
20 eradication of contagious or infectious disease or pests of
21 animals, poultry, or plants, and for expenses in accordance
22 with the Act of February 28, 1947, as amended, and sec-
23 tion 102 of the Act of September 21, 1944, as amended,
24 and any unexpended balances of funds transferred for
25 such emergency purposes in the next preceding fiscal year

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

8 In fiscal year 1997 the agency is authorized to collect
9 fees to cover the total costs of providing technical assist-
10 ance, goods, or services requested by States, other political
11 subdivisions, domestic and international organizations,
12 foreign governments, or individuals, provided that such
13 fees are structured such that any entity's liability for such
14 fees is reasonably based on the technical assistance, goods,
15 or services provided to the entity by the agency, and such
16 fees shall be credited to this account, to remain available
17 until expended, without further appropriation, for provid-
18 ing such assistance, goods, or services.

19 Of the total amount available under this heading in
20 fiscal year 1997, \$98,000,000 shall be derived from user
21 fees deposited in the Agricultural Quarantine Inspection
22 User Fee Account.

23 BUILDINGS AND FACILITIES

24 For plans, construction, repair, preventive mainte-
25 nance, environmental support, improvement, extension, al-

1 teration, and purchase of fixed equipment or facilities, as
2 authorized by 7 U.S.C. 2250, and acquisition of land as
3 authorized by 7 U.S.C. 428a, \$3,200,000, to remain avail-
4 able until expended.

5 AGRICULTURAL MARKETING SERVICE

6 MARKETING SERVICES

7 For necessary expenses to carry on services related
8 to consumer protection, agricultural marketing and dis-
9 tribution, transportation, and regulatory programs, as au-
10 thorized by law, and for administration and coordination
11 of payments to States; including field employment pursu-
12 ant to section 706(a) of the Organic Act of 1944 (7 U.S.C.
13 2225), and not to exceed \$90,000 for employment under
14 5 U.S.C. 3109, \$37,592,000, including funds for the
15 wholesale market development program for the design and
16 development of wholesale and farmer market facilities for
17 the major metropolitan areas of the country: *Provided,*
18 That this appropriation shall be available pursuant to law
19 (7 U.S.C. 2250) for the alteration and repair of buildings
20 and improvements, but the cost of altering any one build-
21 ing during the fiscal year shall not exceed 10 percent of
22 the current replacement value of the building.

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

1 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
2 \$1,200,000.

3 GRAIN INSPECTION, PACKERS AND STOCKYARDS

4 ADMINISTRATION

5 SALARIES AND EXPENSES

6 For necessary expenses to carry out the provisions
7 of the United States Grain Standards Act, as amended,
8 for the administration of the Packers and Stockyards Act,
9 for certifying procedures used to protect purchasers of
10 farm products, and the standardization activities related
11 to grain under the Agricultural Marketing Act of 1946,
12 as amended, including field employment pursuant to sec-
13 tion 706(a) of the Organic Act of 1944 (7 U.S.C. 2225),
14 and not to exceed \$25,000 for employment under 5 U.S.C.
15 3109, \$22,728,000: *Provided*, That this appropriation
16 shall be available pursuant to law (7 U.S.C. 2250) for the
17 alteration and repair of buildings and improvements, but
18 the cost of altering any one building during the fiscal year
19 shall not exceed 10 percent of the current replacement
20 value of the building.

21 INSPECTION AND WEIGHING SERVICES

22 LIMITATION ON INSPECTION AND WEIGHING SERVICE

23 EXPENSES

24 Not to exceed \$43,207,000 (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 Ap-
5 propriations Committees.

6 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

7 For necessary salaries and expenses of the Office of
8 the Under Secretary for Food Safety to administer the
9 laws enacted by the Congress for the Food Safety and In-
10 spection Service, \$446,000.

11 FOOD SAFETY AND INSPECTION SERVICE

12 For necessary expenses to carry on services author-
13 ized by the Federal Meat Inspection Act, as amended, the
14 Poultry Products Inspection Act, as amended, and the
15 Egg Products Inspection Act, as amended, \$574,000,000,
16 and in addition, \$1,000,000 may be credited to this ac-
17 count from fees collected for the cost of laboratory accredi-
18 tation as authorized by section 1017 of Public Law 102-
19 237: *Provided*, That this appropriation shall not be avail-
20 able for shell egg surveillance under section 5(d) of the
21 Egg Products Inspection Act (21 U.S.C. 1034(d)): *Pro-*
22 *vided further*, That this appropriation shall be available
23 for field employment pursuant to section 706(a) of the Or-
24 ganic Act of 1944 (7 U.S.C. 2225), and not to exceed
25 \$75,000 shall be available for employment under 5 U.S.C.

1 3109: *Provided further*, That this appropriation shall be
2 available pursuant to law (7 U.S.C. 2250) for the alter-
3 ation and repair of buildings and improvements, but the
4 cost of altering any one building during the fiscal year
5 shall not exceed 10 percent of the current replacement
6 value of the building.

7 OFFICE OF THE UNDER SECRETARY FOR FARM AND
8 FOREIGN AGRICULTURAL SERVICES

9 For necessary salaries and expenses of the Office of
10 the Under Secretary for Farm and Foreign Agricultural
11 Services to administer the laws enacted by Congress for
12 the Consolidated Farm Service Agency, Foreign Agricul-
13 tural Service, and the Commodity Credit Corporation,
14 \$572,000.

15 FARM SERVICE AGENCY

16 SALARIES AND EXPENSES

17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses for carrying out the adminis-
19 tration and implementation of programs administered by
20 the Farm Service Agency, \$746,440,000: *Provided*, That
21 the Secretary is authorized to use the services, facilities,
22 and authorities (but not the funds) of the Commodity
23 Credit Corporation to make program payments for all pro-
24 grams administered by the Agency: *Provided further*, That
25 other funds made available to the Agency for authorized

1 activities may be advanced to and merged with this ac-
2 count: *Provided further*, That these funds shall be avail-
3 able for employment pursuant to the second sentence of
4 section 706(a) of the Organic Act of 1944 (7 U.S.C.
5 2225), and not to exceed \$1,000,000 shall be available for
6 employment under 5 U.S.C. 3109.

7 DAIRY INDEMNITY PROGRAM

8 (INCLUDING TRANSFERS OF FUNDS)

9 For necessary expenses involved in making indemnity
10 payments to dairy farmers for milk or cows producing
11 such milk and manufacturers of dairy products who have
12 been directed to remove their milk or dairy products from
13 commercial markets because it contained residues of
14 chemicals registered and approved for use by the Federal
15 Government, and in making indemnity payments for milk,
16 or cows producing such milk, at a fair market value to
17 any dairy farmer who is directed to remove his milk from
18 commercial markets because of (1) the presence of prod-
19 ucts of nuclear radiation or fallout if such contamination
20 is not due to the fault of the farmer, or (2) residues of
21 chemicals or toxic substances not included under the first
22 sentence of the Act of August 13, 1968, as amended (7
23 U.S.C. 450j), if such chemicals or toxic substances were
24 not used in a manner contrary to applicable regulations
25 or labeling instructions provided at the time of use and
26 the contamination is not due to the fault of the farmer,

1 loans and \$200,000,000 shall be for subsidized guaranteed
2 loans; Indian tribe land acquisition loans as authorized by
3 25 U.S.C. 488, \$1,000,000; for emergency insured loans,
4 \$25,000,000 to meet the needs resulting from natural dis-
5 asters and for credit sales of acquired property,
6 \$25,000,000.

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: farm
10 ownership loans, \$27,975,000, of which \$22,055,000 shall
11 be for guaranteed loans; operating loans, \$96,840,000, of
12 which \$19,210,000 shall be for unsubsidized guaranteed
13 loans and \$18,480,000 shall be for subsidized guaranteed
14 loans; Indian tribe land acquisition loans as authorized by
15 25 U.S.C. 488, \$54,000; for emergency insured loans,
16 \$6,365,000 to meet the needs resulting from natural dis-
17 asters; and for credit sales of acquired property,
18 \$2,530,000.

19 In addition, for administrative expenses necessary to
20 carry out the direct and guaranteed loan programs,
21 \$221,046,000, of which \$208,446,000 shall be transferred
22 to and merged with the “Farm Service Agency, Salaries
23 and Expenses” account.

1 OFFICE OF RISK MANAGEMENT

2 For administrative and operating expenses, as au-
3 thORIZED by the Federal Agriculture Improvement and Re-
4 form Act of 1996 (7 U.S.C. 6933), \$62,198,000: *Provided*,
5 That not to exceed \$700 shall be available for official re-
6 ception and representation expenses, as authorized by 7
7 U.S.C. 1506(i).

8 CORPORATIONS

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

19 FEDERAL CROP INSURANCE CORPORATION FUND

20 For payments as authorized by section 516 of the
21 Federal Crop Insurance Act, as amended, such sums as
22 may be necessary, to remain available until expended (7
23 U.S.C. 2209b).

1 COMMODITY CREDIT CORPORATION FUND

2 REIMBURSEMENT FOR NET REALIZED LOSSES

3 For fiscal year 1997, such sums as may be necessary
4 to reimburse the Commodity Credit Corporation for net
5 realized losses sustained, but not previously reimbursed
6 (estimated to be \$1,500,000,000 in the President's fiscal
7 year 1997 Budget Request (H. Doc. 104-162)), but not
8 to exceed \$1,500,000,000, pursuant to section 2 of the
9 Act of August 17, 1961, as amended (15 U.S.C. 713a-
10 11).

11 OPERATIONS AND MAINTENANCE FOR HAZARDOUS WASTE

12 MANAGEMENT

13 For fiscal year 1997, the Commodity Credit Corpora-
14 tion shall not expend more than \$5,000,000 for expenses
15 to comply with the requirement of section 107(g) of the
16 Comprehensive Environmental Response, Compensation,
17 and Liability Act, as amended, 42 U.S.C. 9607(g), and
18 section 6001 of the Resource Conservation and Recovery
19 Act, as amended, 42 U.S.C. 6961: *Provided*, That ex-
20 penses shall be for operations and maintenance costs only
21 and that other hazardous waste management costs shall
22 be paid for by the USDA Hazardous Waste Management
23 appropriation in this Act.

1 TITLE II
2 CONSERVATION PROGRAMS
3 OFFICE OF THE UNDER SECRETARY FOR NATURAL
4 RESOURCES AND ENVIRONMENT

5 For necessary salaries and expenses of the Office of
6 the Under Secretary for Natural Resources and Environ-
7 ment to administer the laws enacted by the Congress for
8 the Forest Service and the Natural Resources Conserva-
9 tion Service, \$693,000.

10 NATURAL RESOURCES CONSERVATION SERVICE
11 CONSERVATION OPERATIONS

12 For necessary expenses for carrying out the provi-
13 sions of the Act of April 27, 1935 (16 U.S.C. 590a–590f)
14 including preparation of conservation plans and establish-
15 ment of measures to conserve soil and water (including
16 farm irrigation and land drainage and such special meas-
17 ures for soil and water management as may be necessary
18 to prevent floods and the siltation of reservoirs and to con-
19 trol agricultural related pollutants); operation of conserva-
20 tion plant materials centers; classification and mapping of
21 soil; dissemination of information; acquisition of lands,
22 water, and interests therein for use in the plant materials
23 program by donation, exchange, or purchase at a nominal
24 cost not to exceed \$100 pursuant to the Act of August
25 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-

1 ation or improvement of permanent and temporary build-
2 ings; and operation and maintenance of aircraft,
3 \$619,392,000, to remain available until expended (7
4 U.S.C. 2209b), of which not less than \$5,835,000 is for
5 snow survey and water forecasting and not less than
6 \$8,825,000 is for operation and establishment of the plant
7 materials centers: *Provided*, That appropriations here-
8 under shall be available pursuant to 7 U.S.C. 2250 for
9 construction and improvement of buildings and public im-
10 provements at plant materials centers, except that the cost
11 of alterations and improvements to other buildings and
12 other public improvements shall not exceed \$250,000: *Pro-*
13 *vided further*, That when buildings or other structures are
14 erected on non-Federal land, that the right to use such
15 land is obtained as provided in 7 U.S.C. 2250a: *Provided*
16 *further*, That this appropriation shall be available for tech-
17 nical assistance and related expenses to carry out pro-
18 grams authorized by section 202(c) of title II of the Colo-
19 rado River Basin Salinity Control Act of 1974, as amend-
20 ed (43 U.S.C. 1592(c)): *Provided further*, That no part
21 of this appropriation may be expended for soil and water
22 conservation operations under the Act of April 27, 1935
23 (16 U.S.C. 590a–590f) in demonstration projects: *Pro-*
24 *vided further*, That this appropriation shall be available
25 for employment pursuant to the second sentence of section

1 706(a) of the Organic Act of 1944 (7 U.S.C. 2225) and
2 not to exceed \$25,000 shall be available for employment
3 under 5 U.S.C. 3109: *Provided further*, That qualified
4 local engineers may be temporarily employed at per diem
5 rates to perform the technical planning work of the Service
6 (16 U.S.C. 590e-2).

7 WATERSHED SURVEYS AND PLANNING

8 For necessary expenses to conduct research, inves-
9 tigation, and surveys of watersheds of rivers and other wa-
10 terways, and for small watershed investigations and plan-
11 ning, in accordance with the Watershed Protection and
12 Flood Prevention Act approved August 4, 1954, as
13 amended (16 U.S.C. 1001-1009), \$10,762,000: *Provided*,
14 That this appropriation shall be available for employment
15 pursuant to the second sentence of section 706(a) of the
16 Organic Act of 1944 (7 U.S.C. 2225), and not to exceed
17 \$110,000 shall be available for employment under 5
18 U.S.C. 3109.

19 WATERSHED AND FLOOD PREVENTION OPERATIONS

20 For necessary expenses to carry out preventive meas-
21 ures, including but not limited to research, engineering op-
22 erations, methods of cultivation, the growing of vegetation,
23 rehabilitation of existing works and changes in use of land,
24 in accordance with the Watershed Protection and Flood
25 Prevention Act approved August 4, 1954, as amended (16

1 U.S.C. 1001–1005, 1007–1009), the provisions of the Act
2 of April 27, 1935 (16 U.S.C. 590a–f), and in accordance
3 with the provisions of laws relating to the activities of the
4 Department, \$101,036,000, to remain available until ex-
5 pended (7 U.S.C. 2209b) (of which up to \$15,000,000
6 may be available for the watersheds authorized under the
7 Flood Control Act approved June 22, 1936 (33 U.S.C.
8 701, 16 U.S.C. 1006a), as amended and supplemented:
9 *Provided*, That this appropriation shall be available for
10 employment pursuant to the second sentence of section
11 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and
12 not to exceed \$200,000 shall be available for employment
13 under 5 U.S.C. 3109: *Provided further*, That not to exceed
14 \$1,000,000 of this appropriation is available to carry out
15 the purposes of the Endangered Species Act of 1973 (Pub-
16 lic Law 93–205), as amended, including cooperative ef-
17 forts as contemplated by that Act to relocate endangered
18 or threatened species to other suitable habitats as may be
19 necessary to expedite project construction.

20 RESOURCE CONSERVATION AND DEVELOPMENT

21 For necessary expenses in planning and carrying out
22 projects for resource conservation and development and
23 for sound land use pursuant to the provisions of section
24 32(e) of title III of the Bankhead-Jones Farm Tenant
25 Act, as amended (7 U.S.C. 1010–1011; 76 Stat. 607), the

1 Act of April 27, 1935 (16 U.S.C. 590a–f), and the Agri-
2 culture and Food Act of 1981 (16 U.S.C. 3451–3461),
3 \$29,377,000, to remain available until expended (7 U.S.C.
4 2209b): *Provided*, That this appropriation shall be avail-
5 able for employment pursuant to the second sentence of
6 section 706(a) of the Organic Act of 1944 (7 U.S.C.
7 2225), and not to exceed \$50,000 shall be available for
8 employment under 5 U.S.C. 3109.

9 FORESTRY INCENTIVES PROGRAM

10 For necessary expenses, not otherwise provided for,
11 to carry out the program of forestry incentives, as author-
12 ized in the Cooperative Forestry Assistance Act of 1978
13 (16 U.S.C. 2101), including technical assistance and relat-
14 ed expenses, \$6,325,000, to remain available until ex-
15 pended, as authorized by that Act.

16 TITLE III

17 RURAL ECONOMIC AND COMMUNITY

18 DEVELOPMENT PROGRAMS

19 OFFICE OF THE UNDER SECRETARY FOR RURAL

20 DEVELOPMENT

21 For necessary salaries and expenses of the Office of
22 the Under Secretary for Rural Development to administer
23 programs under the laws enacted by the Congress for the
24 Rural Housing Service, Rural Business-Cooperative Serv-

1 ice, and the Rural Utilities Service of the Department of
2 Agriculture, \$588,000.

3 RURAL HOUSING SERVICE

4 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

5 (INCLUDING TRANSFERS OF FUNDS)

6 For gross obligations for the principal amount of di-
7 rect and guaranteed loans as authorized by title V of the
8 Housing Act of 1949, as amended, to be available from
9 funds in the rural housing insurance fund, as follows:
10 \$3,300,000,000 for loans to section 502 borrowers, as de-
11 termined by the Secretary, of which \$2,300,000,000 shall
12 be for unsubsidized guaranteed loans; \$35,000,000 for
13 section 504 housing repair loans; \$15,000,000 for section
14 514 farm labor housing; \$58,654,000 for section 515 rent-
15 al housing; \$600,000 for section 524 site loans;
16 \$50,000,000 for credit sales of acquired property; and
17 \$600,000 for section 523 self-help housing land develop-
18 ment loans.

19 For the cost of direct and guaranteed loans, including
20 the cost of modifying loans, as defined in section 502 of
21 the Congressional Budget Act of 1974, as follows: section
22 502 loans, \$89,210,000, of which \$6,210,000 shall be for
23 unsubsidized guaranteed loans; section 504 housing repair
24 loans, \$11,081,000; section 514 farm labor housing,
25 \$6,885,000; section 515 rental housing, \$28,987,000: *Pro-*

1 *vided*, That no funds for new construction for section 515
2 rental housing may be available for fiscal year 1997; credit
3 sales of acquired property, \$4,050,000; and section 523
4 self-help housing land development loans, \$17,000.

5 In addition, for administrative expenses necessary to
6 carry out the direct and guaranteed loan programs,
7 \$366,205,000, which shall be transferred to and merged
8 with the appropriation for “Rural Housing Service, Sala-
9 ries and Expenses”.

10 RENTAL ASSISTANCE PROGRAM

11 For rental assistance agreements entered into or re-
12 newed pursuant to the authority under section 521(a)(2)
13 or agreements entered into in lieu of debt forgiveness or
14 payments for eligible households as authorized by section
15 502(c)(5)(D) of the Housing Act of 1949, as amended,
16 \$493,870,000; and in addition such sums as may be nec-
17 essary, as authorized by section 521(c) of the Act, to liq-
18 uidate debt incurred prior to fiscal year 1992 to carry out
19 the rental assistance program under section 521(a)(2) of
20 the Act: *Provided*, That of this amount not more than
21 \$5,900,000 shall be available for debt forgiveness or pay-
22 ments for eligible households as authorized by section
23 502(c)(5)(D) of the Act, and not to exceed \$10,000 per
24 project for advances to nonprofit organizations or public
25 agencies to cover direct costs (other than purchase price)

1 incurred in purchasing projects pursuant to section
2 502(c)(5)(C) of the Act: *Provided further*, That agree-
3 ments entered into or renewed during fiscal year 1997
4 shall be funded for a five-year period, although the life
5 of any such agreement may be extended to fully utilize
6 amounts obligated.

7 MUTUAL AND SELF-HELP HOUSING GRANTS

8 For grants and contracts pursuant to section
9 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
10 1490c), \$26,000,000, to remain available until expended
11 (7 U.S.C. 2209b).

12 RURAL HOUSING ASSISTANCE PROGRAM

13 (INCLUDING TRANSFERS OF FUNDS)

14 For the cost of direct loans, loan guarantees, agree-
15 ments, and grants, as authorized by 7 U.S.C. 1926, 42
16 U.S.C. 1472, 1474, 1479, 1486, and 1490(a), except for
17 sections 381E, 381H, 381N of the Consolidated Farm and
18 Rural Development Act, \$73,190,000, to remain available
19 until expended, for direct loans and loan guarantees for
20 community facilities, community facilities grant program,
21 rural housing for domestic farm labor grants, supervisory
22 and technical assistance grants, very low-income housing
23 repair grants, rural community fire protection grants,
24 rural housing preservation grants, and compensation for
25 construction defects of the Rural Housing Service: *Pro-*
26 *vided*, That the cost of direct loans and loan guarantees

1 shall be as defined in section 502 of the Congressional
2 Budget Act of 1974, as amended: *Provided further*, That
3 the amounts appropriated shall be transferred to loan pro-
4 gram and grant accounts as determined by the Secretary:
5 *Provided further*, That no funds for new construction re-
6 lating to 515 rental housing may be available for fiscal
7 year 1997: *Provided further*, That of the funds made avail-
8 able in this paragraph not more than \$1,200,000 shall be
9 available for the multi-family rural housing loan guarantee
10 program as authorized by section 5 of Public Law 104-
11 120: *Provided further*, That if such funds are not obligated
12 for multi-family rural housing loan guarantees by June
13 30, 1997, they remain available for other authorized pur-
14 poses under this head: *Provided further*, That of the total
15 amount appropriated, not to exceed \$1,200,000 shall be
16 available for the cost of direct loans, loan guarantees, and
17 grants to be made available for empowerment zones and
18 enterprise communities as authorized by Public Law 103-
19 66: *Provided further*, That if such funds are not obligated
20 for empowerment zones and enterprise communities by
21 June 30, 1997, they remain available for other authorized
22 purposes under this head.

23 SALARIES AND EXPENSES

24 For necessary expenses of the Rural Housing Service,
25 including administering the programs authorized by the

1 Consolidated Farm and Rural Development Act, as
2 amended, title V of the Housing Act of 1949, as amended,
3 and cooperative agreements, \$53,889,000: *Provided*, That
4 this appropriation shall be available for employment pur-
5 suant to the second sentence of 706(a) of the Organic Act
6 of 1944, and not to exceed \$520,000 may be used for em-
7 ployment under 5 U.S.C. 3109.

8 RURAL BUSINESS-COOPERATIVE SERVICE

9 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

10 (INCLUDING TRANSFERS OF FUNDS)

11 For the cost of direct loans, \$18,400,000, as author-
12 ized by the Rural Development Loan Fund (42 U.S.C.
13 9812(a)): *Provided*, That such costs, including the cost of
14 modifying such loans, shall be as defined in section 502
15 of the Congressional Budget Act of 1974: *Provided fur-*
16 *ther*, That these funds are available to subsidize gross obli-
17 gations for the principal amount of direct loans of
18 \$40,000,000: *Provided further*, That through June 30,
19 1997, of the total amount appropriated \$3,345,000 shall
20 be available for the cost of direct loans, for empowerment
21 zones and enterprise communities, as authorized by title
22 XIII of the Omnibus Budget Reconciliation Act of 1993,
23 to subsidize gross obligations for the principal amount of
24 direct loans, \$7,246,000.

1 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM
2 ACCOUNT
3 (INCLUDING TRANSFERS OF FUNDS)

4 For the principal amount of direct loans, as author-
5 ized under section 313 of the Rural Electrification Act,
6 for the purpose of promoting rural economic development
7 and job creation projects, \$12,865,000.

8 For the cost of direct loans, including the cost of
9 modifying loans as defined in section 502 of the Congres-
10 sional Budget Act of 1974, \$2,830,000. In addition, for
11 administrative expenses necessary to carry out the direct
12 loan program, \$654,000, which shall be transferred to and
13 merged with the appropriation for “Salaries and Ex-
14 penses.”

15 ALTERNATIVE AGRICULTURAL RESEARCH AND
16 COMMERCIALIZATION REVOLVING FUND

17 For necessary expenses to carry out the Alternative
18 Agricultural Research and Commercialization Act of 1990
19 (7 U.S.C. 5901–5908), \$6,000,000 is appropriated to the
20 alternative agricultural research and commercialization re-
21 volving fund.

22 RURAL BUSINESS—COOPERATIVE ASSISTANCE PROGRAM
23 (INCLUDING TRANSFERS OF FUNDS)

24 For the cost of direct loans, loan guarantees, and
25 grants, as authorized by 7 U.S.C. 1926, 1928, and 1932,
26 except for 381E, 381H, 381N of the Consolidated Farm

1 and Rural Development Act, \$51,400,000, to remain
2 available until expended, for direct loans and loan guaran-
3 tees for business and industry assistance, rural business
4 grants, rural cooperative development grants, and rural
5 business opportunity grants of the Rural Business—Coop-
6 erative Service: *Provided*, That the cost of direct loans and
7 loan guarantees shall be as defined in section 502 of the
8 Congressional Budget Act of 1974, as amended: *Provided*
9 *further*, That \$500,000 shall be available for grants to
10 qualified nonprofit organizations as authorized under sec-
11 tion 310B(c)(2) of the Consolidated Farm and Rural De-
12 velopment Act (7 U.S.C. 1932): *Provided further*, That the
13 amounts appropriated shall be transferred to loan pro-
14 gram and grant accounts as determined by the Secretary:
15 *Provided further*, That, of the total amount appropriated,
16 not to exceed \$3,000,000 shall be available for cooperative
17 development: *Provided further*, That, of the total amount
18 appropriated, not to exceed \$148,000 shall be available for
19 the cost of direct loans, loan guarantees, and grants to
20 be made available for business and industry loans for
21 empowerment zones and enterprise communities as au-
22 thorized by Public Law 103–66 and rural development
23 loans for empowerment zones and enterprise communities
24 as authorized by title XIII of the Omnibus Budget Rec-
25 onciliation Act of 1993: *Provided further*, That if such

1 funds are not obligated for empowerment zones and enter-
 2 prise communities by June 30, 1997, they remain avail-
 3 able for other authorized purposes under this head.

4 SALARIES AND EXPENSES

5 For necessary expenses of the Rural Business-Coop-
 6 erative Service, including administering the programs au-
 7 thorized by the Consolidated Farm and Rural Develop-
 8 ment Act, as amended; section 1323 of the Food Security
 9 Act of 1985; the Cooperative Marketing Act of 1926; for
 10 activities relating to the marketing aspects of cooperatives,
 11 including economic research findings, as authorized by the
 12 Agricultural Marketing Act of 1946; for activities with in-
 13 stitutions concerning the development and operation of ag-
 14 ricultural cooperatives; and cooperative agreements;
 15 \$25,680,000: *Provided*, That this appropriation shall be
 16 available for employment pursuant to the second sentence
 17 of 706(a) of the Organic Act of 1944, and not to exceed
 18 \$260,000 may be used for employment under 5 U.S.C.
 19 3109.

20 RURAL UTILITIES SERVICE

21 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

22 LOANS PROGRAM ACCOUNT

23 (INCLUDING TRANSFERS OF FUNDS)

24 Insured loans pursuant to the authority of section
 25 305 of the Rural Electrification Act of 1936, as amended

1 (7 U.S.C. 935), shall be made as follows: 5 percent rural
2 electrification loans, \$125,000,000, 5 percent rural tele-
3 communications loans, \$75,000,000; cost of money rural
4 telecommunications loans, \$300,000,000; municipal rate
5 rural electric loans, \$525,000,000; and loans made pursu-
6 ant to section 306 of that Act, rural electric,
7 \$300,000,000, and rural telecommunications,
8 \$120,000,000, to remain available until expended.

9 For the cost, as defined in section 502 of the Con-
10 gressional Budget Act of 1974, including the cost of modi-
11 fying loans, of direct and guaranteed loans authorized by
12 the Rural Electrification Act of 1936, as amended (7
13 U.S.C. 935), as follows: cost of direct loans, \$4,818,000;
14 cost of municipal rate loans, \$28,245,000; cost of money
15 rural telecommunications loans, \$60,000; cost of loans
16 guaranteed pursuant to section 306, \$2,790,000: *Pro-*
17 *vided*, That notwithstanding section 305(d)(2) of the
18 Rural Electrification Act of 1936, borrower interest rates
19 may exceed 7 percent per year.

20 In addition, for administrative expenses necessary to
21 carry out the direct and guaranteed loan programs,
22 \$29,982,000, which shall be transferred to and merged
23 with the appropriation for “Salaries and Expenses.”

1 RURAL TELEPHONE BANK PROGRAM ACCOUNT

2 The Rural Telephone Bank is hereby authorized to
3 make such expenditures, within the limits of funds avail-
4 able to such corporation in accord with law, and to make
5 such contracts and commitments without regard to fiscal
6 year limitations as provided by section 104 of the Govern-
7 ment Corporation Control Act, as amended, as may be
8 necessary in carrying out its authorized programs for the
9 current fiscal year. During fiscal year 1997 and within
10 the resources and authority available, gross obligations for
11 the principal amount of direct loans shall be
12 \$175,000,000.

13 For the cost, as defined in section 502 of the Con-
14 gressional Budget Act of 1974, including the cost of modi-
15 fying loans, of direct loans authorized by the Rural Elec-
16 trification Act of 1936, as amended (7 U.S.C. 935),
17 \$2,328,000.

18 In addition, for administrative expenses necessary to
19 carry out the loan programs, \$3,500,000.

20 DISTANCE LEARNING AND MEDICAL LINK PROGRAM

21 For the cost of direct loans and grants, as authorized
22 by 7 U.S.C. 950aaa et seq., as amended, \$7,500,000, to
23 remain available until expended, to be available for loans
24 and grants for telemedicine and distance learning services
25 in rural areas: *Provided*, That the costs of direct loans

1 shall be as defined in section 502 of the Congressional
2 Budget Act of 1974.

3 RURAL UTILITIES ASSISTANCE PROGRAM

4 (INCLUDING TRANSFERS OF FUNDS)

5 For the cost of direct loans, loan guarantees, and
6 grants, as authorized by 7 U.S.C. 1926, 1928, and 1932,
7 except for 381E, 381H, 381N of the Consolidated Farm
8 and Rural Development Act, \$496,868,000, to remain
9 available until expended, for direct loans and loan guaran-
10 tees and grants for rural water and waste disposal, and
11 solid waste management grants of the Rural Utilities
12 Service: *Provided*, That the cost of direct loans and loan
13 guarantees shall be as defined in section 502 of the Con-
14 gressional Budget Act of 1974, as amended: *Provided fur-*
15 *ther*, That the amounts appropriated shall be transferred
16 to loan program and grant accounts as determined by the
17 Secretary: *Provided further*, That, through June 30, 1997,
18 of the total amount appropriated, \$18,700,000 shall be
19 available for the costs of direct loans, loan guarantees, and
20 grants to be made available for empowerment zones and
21 enterprise communities, as authorized by Public Law 103-
22 66: *Provided further*, That, of the total amount appro-
23 priated, not to exceed \$18,700,000 shall be for water and
24 waste disposal systems to benefit the Colonias along the
25 United States/Mexico border, including grants pursuant to
26 section 306C of the Consolidated Farm and Rural Devel-

1 opment Act, as amended: *Provided further*, That, of the
2 total amount appropriated, not to exceed \$5,000,000 shall
3 be available for contracting with qualified national organi-
4 zations for a circuit rider program to provide technical as-
5 sistance for rural water systems: *Provided further*, That
6 an amount not less than that available in fiscal year 1996
7 be set aside and made available for ongoing technical as-
8 sistance under sections 306(a)(14) (7 U.S.C. 1926) and
9 310(B)(b) of the Consolidated Farm and Rural Develop-
10 ment Act (7 U.S.C. 1932).

11 SALARIES AND EXPENSES

12 For necessary expenses of the Rural Utilities Service,
13 including administering the programs authorized by the
14 Rural Electrification Act of 1936, as amended, and the
15 Consolidated Farm and Rural Development Act, as
16 amended, and cooperative agreements, \$33,195,000: *Pro-*
17 *vided*, That this appropriation shall be available for em-
18 ployment pursuant to the second sentence of 706(a) of the
19 Organic Act of 1944, and not to exceed \$105,000 may
20 be used for employment under 5 U.S.C. 3109.

21 TITLE IV

22 DOMESTIC FOOD PROGRAMS

23 OFFICE OF THE UNDER SECRETARY FOR FOOD,
24 NUTRITION AND CONSUMER SERVICES

25 For necessary salaries and expenses of the Office of
26 the Under Secretary for Food, Nutrition and Consumer

1 Services to administer the laws enacted by the Congress
2 for the Food and Consumer Service, \$454,000.

3 CHILD NUTRITION PROGRAMS

4 (INCLUDING TRANSFERS OF FUNDS)

5 For necessary expenses to carry out the National
6 School Lunch Act (42 U.S.C. 1751–1769b), except section
7 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1772–
8 1785, and 1789); except sections 17 and 19;
9 \$8,652,597,000, to remain available through September
10 30, 1998, of which \$3,218,844,000 is hereby appropriated
11 and \$5,433,753,000 shall be derived by transfer from
12 funds available under section 32 of the Act of August 24,
13 1935 (7 U.S.C. 612c): *Provided*, That none of the funds
14 made available under this heading shall be used for new
15 studies and evaluations: *Provided further*, That up to
16 \$4,031,000 shall be available for independent verification
17 of school food service claims.

18 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR

19 WOMEN, INFANTS, AND CHILDREN (WIC)

20 For necessary expenses to carry out the special sup-
21 plemental nutrition program as authorized by section 17
22 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
23 \$3,729,807,000, to remain available through September
24 30, 1998: *Provided*, That none of the funds made available
25 under this heading may be used to begin more than two
26 studies and evaluations: *Provided further*, That up to

1 \$6,750,000 may be used to carry out the farmers' market
2 nutrition program from any funds not needed to maintain
3 current caseload levels: *Provided further*, That, of the total
4 amount of fiscal year 1996 carryover funds that cannot
5 be spent in fiscal year 1997, any funds in excess of
6 \$100,000,000 may be transferred by the Secretary to
7 other programs in the Department of Agriculture, exclud-
8 ing the Forest Service, with prior notification to the House
9 and Senate Appropriations Committees: *Provided further*,
10 That none of the funds in this Act shall be available to
11 pay administrative expenses of WIC clinics except those
12 that have an announced policy of prohibiting smoking
13 within the space used to carry out the program: *Provided*
14 *further*, That none of the funds provided in this account
15 shall be available for the purchase of infant formula except
16 in accordance with the cost containment and competitive
17 bidding requirements specified in section 17 of the Child
18 Nutrition Act of 1966 (42 U.S.C. 1786).

19 FOOD STAMP PROGRAM

20 For necessary expenses to carry out the Food Stamp
21 Act (7 U.S.C. 2011–2029), \$27,615,029,000: *Provided*,
22 That funds provided herein shall remain available through
23 September 30, 1997, in accordance with section 18(a) of
24 the Food Stamp Act: *Provided further*, That \$100,000,000
25 of the foregoing amount shall be placed in reserve for use

1 only in such amounts and at such times as may become
2 necessary to carry out program operations: *Provided fur-*
3 *ther*, That none of the funds made available under this
4 heading shall be used for new studies and evaluations:
5 *Provided further*, That funds provided herein shall be ex-
6 pended in accordance with section 16 of the Food Stamp
7 Act: *Provided further*, That this appropriation shall be
8 subject to any work registration or workfare requirements
9 as may be required by law: *Provided further*, That
10 \$1,174,000,000 of the foregoing amount shall be available
11 for nutrition assistance for Puerto Rico as authorized by
12 7 U.S.C. 2028.

13 COMMODITY ASSISTANCE PROGRAM

14 For necessary expenses to carry out the commodity
15 supplemental food program as authorized by section 4(a)
16 of the Agriculture and Consumer Protection Act of 1973
17 (7 U.S.C. 612c (note)), the Emergency Food Assistance
18 Act of 1983, as amended, and section 110 of the Hunger
19 Prevention Act of 1988, \$166,000,000, to remain avail-
20 able through September 30, 1998: *Provided*, That none
21 of these funds shall be available to reimburse the Com-
22 modity Credit Corporation for commodities donated to the
23 program.

24 FOOD DONATIONS PROGRAMS FOR SELECTED GROUPS

25 For necessary expenses to carry out section 4(a) of
26 the Agriculture and Consumer Protection Act of 1973 (7

1 U.S.C. 612c (note)), section 4(b) of the Food Stamp Act
2 (7 U.S.C. 2013(b)), and section 311 of the Older Ameri-
3 cans Act of 1965, as amended (42 U.S.C. 3030a),
4 \$205,000,000, to remain available through September 30,
5 1998.

6 FOOD PROGRAM ADMINISTRATION

7 For necessary administrative expenses of the domes-
8 tic food programs funded under this Act, \$104,487,000,
9 of which \$5,000,000 shall be available only for simplifying
10 procedures, reducing overhead costs, tightening regula-
11 tions, improving food stamp coupon handling, and assist-
12 ance in the prevention, identification, and prosecution of
13 fraud and other violations of law: *Provided*, That this ap-
14 propriation shall be available for employment pursuant to
15 the second sentence of section 706(a) of the Organic Act
16 of 1944 (7 U.S.C. 2225), and not to exceed \$150,000 shall
17 be available for employment under 5 U.S.C. 3109.

18 TITLE V

19 FOREIGN ASSISTANCE AND RELATED
20 PROGRAMS

21 FOREIGN AGRICULTURAL SERVICE AND GENERAL SALES

22 MANAGER

23 (INCLUDING TRANSFERS OF FUNDS)

24 For necessary expenses of the Foreign Agricultural
25 Service, including carrying out title VI of the Agricultural

1 Act of 1954, as amended (7 U.S.C. 1761–1768), market
2 development activities abroad, and for enabling the Sec-
3 retary to coordinate and integrate activities of the Depart-
4 ment in connection with foreign agricultural work, includ-
5 ing not to exceed \$128,000 for representation allowances
6 and for expenses pursuant to section 8 of the Act approved
7 August 3, 1956 (7 U.S.C. 1766), \$128,005,000, of which
8 \$2,792,000 may be transferred from the Export Loan
9 Program account in this Act, and \$1,005,000 may be
10 transferred from the Public Law 480 program account in
11 this Act: *Provided*, That the Service may utilize advances
12 of funds, or reimburse this appropriation for expenditures
13 made on behalf of Federal agencies, public and private or-
14 ganizations and institutions under agreements executed
15 pursuant to the agricultural food production assistance
16 programs (7 U.S.C. 1736) and the foreign assistance pro-
17 grams of the International Development Cooperation Ad-
18 ministration (22 U.S.C. 2392): *Provided further*, That
19 funds provided for foreign market development to trade
20 associations, cooperatives and small businesses shall be al-
21 located only after a competitive bidding process to target
22 funds to those entities most likely to generate additional
23 U.S. exports as a result of the expenditure.

1 None of the funds in the foregoing paragraph shall
2 be available to promote the sale or export of tobacco or
3 tobacco products.

4 PUBLIC LAW 480 PROGRAM AND GRANT ACCOUNTS
5 (INCLUDING TRANSFERS OF FUNDS)

6 For expenses during the current fiscal year, not oth-
7 erwise recoverable, and unrecovered prior years' costs, in-
8 cluding interest thereon, under the Agricultural Trade De-
9 velopment and Assistance Act of 1954, as amended (7
10 U.S.C. 1691, 1701–1715, 1721–1726, 1727–1727f,
11 1731–1736g), as follows: (1) \$216,400,000 for Public
12 Law 480 title I credit, including Food for Progress pro-
13 grams; (2) \$13,905,000 is hereby appropriated for ocean
14 freight differential costs for the shipment of agricultural
15 commodities pursuant to title I of said Act and the Food
16 for Progress Act of 1985, as amended; (3) \$837,000,000
17 is hereby appropriated for commodities supplied in connec-
18 tion with dispositions abroad pursuant to title II of said
19 Act; and (4) \$29,500,000 is hereby appropriated for com-
20 modities supplied in connection with dispositions abroad
21 pursuant to title III of said Act: *Provided*, That not to
22 exceed 15 percent of the funds made available to carry
23 out any title of said Act may be used to carry out any
24 other title of said Act: *Provided further*, That such sums
25 shall remain available until expended (7 U.S.C. 2209b).

1 For the cost, as defined in section 502 of the Con-
2 gressional Budget Act of 1974, of direct credit agreements
3 as authorized by the Agricultural Trade Development and
4 Assistance Act of 1954, as amended, and the Food for
5 Progress Act of 1985, as amended, including the cost of
6 modifying credit agreements under said Act,
7 \$177,000,000.

8 In addition, for administrative expenses to carry out
9 the Public Law 480 title I credit program, and the Food
10 for Progress Act of 1985, as amended, to the extent funds
11 appropriated for Public Law 480 are utilized, \$1,750,000.

12 COMMODITY CREDIT CORPORATION EXPORT LOANS

13 PROGRAM ACCOUNT

14 (INCLUDING TRANSFERS OF FUNDS)

15 For administrative expenses to carry out the Com-
16 modity Credit Corporation's export guarantee program,
17 GSM 102 and GSM 103, \$3,381,000; to cover common
18 overhead expenses as permitted by section 11 of the Com-
19 modity Credit Corporation Charter Act and in conformity
20 with the Federal Credit Reform Act of 1990, of which not
21 to exceed \$2,792,000 may be transferred to and merged
22 with the appropriation for the salaries and expenses of the
23 Foreign Agricultural Service, and of which not to exceed
24 \$589,000 may be transferred to and merged with the ap-

1 appropriation for the salaries and expenses of the Farm
2 Service Agency.

3 EXPORT CREDIT

4 The Commodity Credit Corporation shall make avail-
5 able not less than \$5,500,000,000 in credit guarantees
6 under its export credit guarantee program extended to fi-
7 nance the export sales of United States agricultural com-
8 modities and the products thereof, as authorized by sec-
9 tion 202 (a) and (b) of the Agricultural Trade Act of 1978
10 (7 U.S.C. 5641).

11 TITLE VI

12 RELATED AGENCIES AND FOOD AND DRUG

13 ADMINISTRATION

14 DEPARTMENT OF HEALTH AND HUMAN

15 SERVICES

16 FOOD AND DRUG ADMINISTRATION

17 SALARIES AND EXPENSES

18 For necessary expenses of the Food and Drug Ad-
19 ministration, including hire and purchase of passenger
20 motor vehicles; for rental of special purpose space in the
21 District of Columbia or elsewhere; and for miscellaneous
22 and emergency expenses of enforcement activities, author-
23 ized and approved by the Secretary and to be accounted
24 for solely on the Secretary's certificate, not to exceed
25 \$25,000; \$907,499,000, of which not to exceed
26 \$87,528,000 in fees pursuant to section 736 of the Fed-

1 eral Food, Drug, and Cosmetic Act may be credited to
2 this appropriation and remain available until expended:
3 *Provided*, That fees derived from applications received
4 during fiscal year 1997 shall be subject to the fiscal year
5 1997 limitation: *Provided further*, That none of these
6 funds shall be used to develop, establish, or operate any
7 program of user fees authorized by 31 U.S.C. 9701.

8 In addition, fees pursuant to section 354 of the Pub-
9 lic Health Service Act may be credited to this account,
10 to remain available until expended.

11 In addition, fees pursuant to section 801 of the Fed-
12 eral Food, Drug, and Cosmetic Act may be credited to
13 this account, to remain available until expended.

14 None of the funds appropriated or made available to
15 the Federal Food and Drug Administration shall be used
16 to implement any rule finalizing the August 25, 1995 pro-
17 posed rule entitled “The Prescription Drug Product La-
18 beling; Medication Guide Requirements,” except as to any
19 specific drug or biological product where the FDA deter-
20 mines that without approved patient information there
21 would be a serious and significant public health risk.

22 Section 3 of the Saccharin Study and Labeling Act
23 (21 U.S.C 348 nt.) is amended by striking out “May 1,
24 1997” and inserting in lieu thereof “May 1, 2002”.

1 BUILDINGS AND FACILITIES

2 For plans, construction, repair, improvement, exten-
3 sion, alteration, and purchase of fixed equipment or facili-
4 ties of or used by the Food and Drug Administration,
5 where not otherwise provided, \$21,350,000, to remain
6 available until expended (7 U.S.C. 2209b).

7 RENTAL PAYMENTS (FDA)

8 (INCLUDING TRANSFERS OF FUNDS)

9 For payment of space rental and related costs pursu-
10 ant to Public Law 92–313 for programs and activities of
11 the Food and Drug Administration which are included in
12 this Act, \$46,294,000: *Provided*, That in the event the
13 Food and Drug Administration should require modifica-
14 tion of space needs, a share of the salaries and expenses
15 appropriation may be transferred to this appropriation, or
16 a share of this appropriation may be transferred to the
17 salaries and expenses appropriation, but such transfers
18 shall not exceed 5 percent of the funds made available for
19 rental payments (FDA) to or from this account.

20 DEPARTMENT OF THE TREASURY

21 FINANCIAL MANAGEMENT SERVICE

22 PAYMENTS TO THE FARM CREDIT SYSTEM FINANCIAL

23 ASSISTANCE CORPORATION

24 For necessary payments to the Farm Credit System
25 Financial Assistance Corporation by the Secretary of the

1 Treasury, as authorized by section 6.28(c) of the Farm
2 Credit Act of 1971, as amended, for reimbursement of in-
3 terest expenses incurred by the Financial Assistance Cor-
4 poration on obligations issued through 1994, as author-
5 ized \$10,290,000.

6 INDEPENDENT AGENCIES

7 COMMODITY FUTURES TRADING COMMISSION

8 For necessary expenses to carry out the provisions
9 of the Commodity Exchange Act, as amended (7 U.S.C.
10 1 et seq.), including the purchase and hire of passenger
11 motor vehicles; the rental of space (to include multiple
12 year leases) in the District of Columbia and elsewhere; and
13 not to exceed \$25,000 for employment under 5 U.S.C.
14 3109; \$55,101,000, including not to exceed \$1,000 for of-
15 ficial reception and representation expenses: *Provided,*
16 That the Commission is authorized to charge reasonable
17 fees to attendees of Commission sponsored educational
18 events and symposia to cover the Commission's costs of
19 providing those events and symposia, and notwithstanding
20 31 U.S.C. 3302, said fees shall be credited to this account,
21 to be available without further appropriation.

22 FARM CREDIT ADMINISTRATION

23 LIMITATION ON ADMINISTRATIVE EXPENSES

24 Not to exceed \$37,478,000 (from assessments col-
25 lected from farm credit institutions and from the Federal

1 Agricultural Mortgage Corporation) shall be obligated
2 during the current fiscal year for administrative expenses
3 as authorized under 12 U.S.C. 2249.

4 TITLE VII—GENERAL PROVISIONS

5 SEC. 701. Within the unit limit of cost fixed by law,
6 appropriations and authorizations made for the Depart-
7 ment of Agriculture for the fiscal year 1997 under this
8 Act shall be available for the purchase, in addition to those
9 specifically provided for, of not to exceed 667 passenger
10 motor vehicles, of which 643 shall be for replacement only,
11 and for the hire of such vehicles.

12 SEC. 702. Funds in this Act available to the Depart-
13 ment of Agriculture shall be available for uniforms or al-
14 lowances therefor as authorized by law (5 U.S.C. 5901–
15 5902).

16 SEC. 703. Not less than \$1,500,000 of the appropria-
17 tions of the Department of Agriculture in this Act for re-
18 search and service work authorized by the Acts of August
19 14, 1946, and July 28, 1954 (7 U.S.C. 427, 1621–1629),
20 and by chapter 63 of title 31, United States Code, shall
21 be available for contracting in accordance with said Acts
22 and chapter.

23 SEC. 704. The cumulative total of transfers to the
24 Working Capital Fund for the purpose of accumulating
25 growth capital for data services and National Finance

1 Center operations shall not exceed \$2,000,000: *Provided,*
2 That no funds in this Act appropriated to an agency of
3 the Department shall be transferred to the Working Cap-
4 ital Fund without the approval of the agency adminis-
5 trator.

6 SEC. 705. New obligational authority provided for the
7 following appropriation items in this Act shall remain
8 available until expended (7 U.S.C. 2209b): Animal and
9 Plant Health Inspection Service, the contingency fund to
10 meet emergency conditions, fruit fly program, and inte-
11 grated systems acquisition project; Farm Service Agency,
12 salaries and expenses funds made available to county com-
13 mittees; and Foreign Agricultural Service, middle-income
14 country training program.

15 New obligational authority for the boll weevil pro-
16 gram; up to 10 percent of the screwworm program of the
17 Animal and Plant Health Inspection Service; Food Safety
18 and Inspection Service, field automation and information
19 management project; funds appropriated for rental pay-
20 ments; funds for the Native American institutions endow-
21 ment fund in the Cooperative State Research, Education,
22 and Extension Service, and funds for the competitive re-
23 search grants (7 U.S.C. 450i(b)), shall remain available
24 until expended.

1 SEC. 706. No part of any appropriation contained in
2 this Act shall remain available for obligation beyond the
3 current fiscal year unless expressly so provided herein.

4 SEC. 707. Not to exceed \$50,000 of the appropria-
5 tions available to the Department of Agriculture in this
6 Act shall be available to provide appropriate orientation
7 and language training pursuant to Public Law 94-449.

8 SEC. 708. No funds appropriated by this Act may be
9 used to pay negotiated indirect cost rates on cooperative
10 agreements or similar arrangements between the United
11 States Department of Agriculture and nonprofit institu-
12 tions in excess of 10 percent of the total direct cost of
13 the agreement when the purpose of such cooperative ar-
14 rangements is to carry out programs of mutual interest
15 between the two parties. This does not preclude appro-
16 priate payment of indirect costs on grants and contracts
17 with such institutions when such indirect costs are com-
18 puted on a similar basis for all agencies for which appro-
19 priations are provided in this Act.

20 SEC. 709. Notwithstanding any other provision of
21 this Act, commodities acquired by the Department in con-
22 nection with Commodity Credit Corporation and section
23 32 price support operations may be used, as authorized
24 by law (15 U.S.C. 714c and 7 U.S.C. 612c), to provide

1 commodities to individuals in cases of hardship as deter-
2 mined by the Secretary of Agriculture.

3 SEC. 710. None of the funds in this Act shall be avail-
4 able to reimburse the General Services Administration for
5 payment of space rental and related costs in excess of the
6 amounts specified in this Act; nor shall this or any other
7 provision of law require a reduction in the level of rental
8 space or services below that of fiscal year 1996 or prohibit
9 an expansion of rental space or services with the use of
10 funds otherwise appropriated in this Act. Further, no
11 agency of the Department of Agriculture, from funds oth-
12 erwise available, shall reimburse the General Services Ad-
13 ministration for payment of space rental and related costs
14 provided to such agency at a percentage rate which is
15 greater than is available in the case of funds appropriated
16 in this Act.

17 SEC. 711. None of the funds in this Act shall be avail-
18 able to restrict the authority of the Commodity Credit
19 Corporation to lease space for its own use or to lease space
20 on behalf of other agencies of the Department of Agri-
21 culture when such space will be jointly occupied.

22 SEC. 712. With the exception of grants awarded
23 under the Small Business Innovation Development Act of
24 1982, Public Law 97-219, as amended (15 U.S.C. 638),
25 none of the funds in this Act shall be available to pay

1 indirect costs on research grants awarded competitively by
2 the Cooperative State Research, Education, and Extension
3 Service that exceed 14 percent of total Federal funds pro-
4 vided under each award.

5 SEC. 713. Notwithstanding any other provisions of
6 this Act, all loan levels provided in this Act shall be consid-
7 ered estimates, not limitations.

8 SEC. 714. Appropriations to the Department of Agri-
9 culture for the cost of direct and guaranteed loans made
10 available in fiscal year 1997 shall remain available until
11 expended to cover obligations made in fiscal year 1997 for
12 the following accounts: the rural development loan fund
13 program account; the Rural Telephone Bank program ac-
14 count; the rural electrification and telecommunications
15 loans program account; and the rural economic develop-
16 ment loans program account.

17 SEC. 715. Such sums as may be necessary for fiscal
18 year 1997 pay raises for programs funded by this Act shall
19 be absorbed within the levels appropriated in this Act.

20 SEC. 716. (a) COMPLIANCE WITH BUY AMERICAN
21 ACT.—None of the funds made available in this Act may
22 be expended by an entity unless the entity agrees that in
23 expending the funds the entity will comply with sections
24 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a–
25 10c; popularly known as the “Buy American Act”).

1 (b) SENSE OF CONGRESS; REQUIREMENT REGARD-
2 ING NOTICE.—

3 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
4 AND PRODUCTS.—In the case of any equipment or
5 product that may be authorized to be purchased
6 with financial assistance provided using funds made
7 available in this Act, it is the sense of the Congress
8 that entities receiving the assistance should, in ex-
9 pending the assistance, purchase only American-
10 made equipment and products.

11 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
12 In providing financial assistance using funds made
13 available in this Act, the head of each Federal agen-
14 cy shall provide to each recipient of the assistance
15 a notice describing the statement made in paragraph
16 (1) by the Congress.

17 (c) PROHIBITION OF CONTRACTS WITH PERSONS
18 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
19 If it has been finally determined by a court or Federal
20 agency that any person intentionally affixed a label bear-
21 ing a “Made in America” inscription, or any inscription
22 with the same meaning, to any product sold in or shipped
23 to the United States that is not made in the United
24 States, the person shall be ineligible to receive any con-
25 tract or subcontract made with funds made available in

1 this Act, pursuant to the debarment, suspension, and ineli-
2 gibility procedures described in sections 9.400 through
3 9.409 of title 48, Code of Federal Regulations.

4 SEC. 717. Notwithstanding the Federal Grant and
5 Cooperative Agreement Act, marketing services of the Ag-
6 ricultural Marketing Service and the Animal and Plant
7 Health Inspection Service may use cooperative agreements
8 to reflect a relationship between Agricultural Marketing
9 Service or the Animal and Plant Health Inspection Service
10 and a State or Cooperator to carry out agricultural mar-
11 keting programs or to carry out programs to protect the
12 Nation's animal and plant resources.

13 SEC. 718. None of the funds in this Act may be used
14 to retire more than 5% of the Class A stock of the Rural
15 Telephone Bank or to maintain any account or subaccount
16 within the accounting records of the Rural Telephone
17 Bank the creation of which has not specifically been au-
18 thorized by statute.

19 SEC. 719. None of the funds appropriated or other-
20 wise made available by this Act may be used to provide
21 food stamp benefits to households whose benefits are cal-
22 culated using a standard deduction greater than the
23 standard deduction in effect for fiscal year 1995.

24 SEC. 720. None of the funds made available in this
25 Act may be used to provide assistance to, or to pay the

1 salaries of personnel who carry out a market promotion/
2 market access program pursuant to section 203 of the Ag-
3 ricultural Trade Act of 1978 (7 U.S.C. 5623) that pro-
4 vides assistance to the U.S. Mink Export Development
5 Council or any mink industry trade association.

6 SEC. 721. None of the funds appropriated or other-
7 wise made available by this Act shall be used to enroll
8 in excess of 130,000 acres in the fiscal year 1997 wetlands
9 reserve program, as authorized by 16 U.S.C. 3837.

10 SEC. 722. Of the funds made available by this Act,
11 not more than \$1,000,000 shall be used to cover necessary
12 expenses of activities related to all advisory committees,
13 panels, commissions, and task forces of the Department
14 of Agriculture except for panels used to comply with nego-
15 tiated rule makings.

16 SEC. 723. None of the funds appropriated or other-
17 wise made available by this Act shall be used to pay the
18 salaries and expenses of personnel who carry out an export
19 enhancement program if the aggregate amount of funds
20 and/or commodities under such program exceeds
21 \$100,000,000.

22 SEC. 724. None of the funds appropriated or other-
23 wise made available by this Act shall be used to pay the
24 salaries and expenses of personnel who carry out a farm-

1 land protection program in excess of \$2,000,000 author-
2 ized by section 388 of Public Law 104–127.

3 SEC. 725. None of the funds appropriated or other-
4 wise made available by this Act shall be used to pay the
5 salaries and expenses of personnel who carry out a wildlife
6 habitat incentives program authorized by section 387 of
7 Public Law 104–127.

8 SEC. 726. None of the funds appropriated or other-
9 wise made available by this Act shall be used to pay the
10 salaries and expenses of personnel who carry out a con-
11 servation farm option program in excess of \$2,000,000 au-
12 thorized by section 335 of Public Law 104–127.

13 SEC. 727. None of the funds made available in this
14 Act may be used to pay the salaries of employees of the
15 Department of Agriculture who make payments pursuant
16 to a production flexibility contract entered into under sec-
17 tion 111 of the Federal Agriculture Improvement and Re-
18 form Act of 1996 (Public Law 104–127; 7 U.S.C. 7211)
19 when it is made known to the Federal official having au-
20 thority to obligate or expend such funds that the land cov-
21 ered by that production flexibility contract is not being
22 used for the production of an agricultural commodity or
23 is not devoted to a conserving use, unless it is also made
24 known to that Federal official that the lack of agricultural

1 production or the lack of a conserving use is a consequence
2 of drought, flood, or other natural disaster.

3 SEC. 728. None of the funds appropriated or other-
4 wise made available by this Act shall be used to extend
5 any existing or expiring contract in the Conservation Re-
6 serve Program authorized by 16 U.S.C. 3831–3845.

7 SEC. 729. None of the funds made available in this
8 Act may be used to maintain the price of raw cane sugar
9 (as reported for an appropriate preceding month for appli-
10 cable sugar futures contracts of the Coffee, Sugar, and
11 Cocoa Exchange, New York) at more than 117½ percent
12 of the statutory loan rate under section 158 of the Federal
13 Agriculture Improvement and Reform Act (title 1 of Pub-
14 lic Law 104–127).

15 SEC. 730. None of the funds appropriated in this Act
16 may be used to carry out the provisions of section 918
17 of Public Law 104–127, the Federal Agriculture Improve-
18 ment and Reform Act.

19 SEC. 731. (a) IN GENERAL.—Any owner on the date
20 of enactment of this Act of the right to market a non-
21 steroidal anti-inflammatory drug that—

22 (1) contains a patented active agent;

23 (2) has been reviewed by the Federal Food and
24 Drug Administration for a period of more than 96
25 months as a new drug application; and

1 (3) was approved as safe and effective by the
2 Federal Food and Drug Administration on January
3 31, 1991, shall be entitled, for the 2-year period be-
4 ginning on February 28, 1997, to exclude others
5 from making, using, offering for sale, selling, or im-
6 porting into the United States such active agent, in
7 accordance with section 154(a)(1) of title 35, United
8 States Code.

9 (b) INFRINGEMENT.—Section 271 of title 35, United
10 States Code shall apply to the infringement of the entitle-
11 ment provide under subsection (a).

12 (c) NOTIFICATION.—Not later than 30 days after the
13 date of the enactment of this section, any owner granted
14 an entitlement under subsection (a) shall notify the Com-
15 missioner of Patents and Trademarks and the Secretary
16 for Health and Human Services of such entitlement. Not
17 later than 7 days after the receipt of such notice, the Com-
18 mission and the Secretary shall publish an appropriate no-
19 tice of the receipt of such notice.

20 SEC. 732. Funds appropriated to the Department of
21 Agriculture may be used for incidental expenses such as
22 transportation, uniforms, lodging, and subsistence for vol-
23 unteers serving under the authority of 7 U.S.C. 2272,
24 when such volunteers are engaged in the work of the U.S.
25 Department of Agriculture; and for promotional items of

1 nominal value relating to the U.S. Department of Agri-
2 culture Volunteer Programs.

3 SEC. 733. It is the sense of Congress that, not later
4 than the date of the enactment of this Act, the Secretary
5 of Agriculture should—

6 (1) release a detailed plan for compensating
7 wheat farmers and handlers adversely affected by
8 the karnal bunt quarantine in Riverside and Impe-
9 rial Counties of California, which should include—

10 (A) an explanation of the factors to be
11 used to determine the compensation amount for
12 wheat farmers and handlers, including how con-
13 tract and spot market prices will be handled;
14 and

15 (B) compensation for farmers who have
16 crops positive for karnal bunt and compensation
17 for farmers who have crops which are negative
18 for karnal bunt, but which cannot go to market
19 due to the lack of Department action on match-
20 ing restrictions on the negative wheat with the
21 latest risk assessments; and

22 (2) review the risk assessments developed by
23 the University of California at Riverside and submit
24 a report to Congress describing how these risk as-
25 sessments will impact the Department of Agriculture

1 policy on the quarantine area for the 1997 wheat
2 crop.

Passed the House of Representatives June 12, 1996.

Attest:

Clerk.