

Calendar No. 116

105TH CONGRESS
1ST Session

S. 1033

[Report No. 105-51]

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and for other purposes.

JULY 17, 1997

Read twice and placed on the calendar

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1ST SESSION**S. 1033****[Report No. 105-51]**

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IN THE SENATE OF THE UNITED STATES

JULY 17, 1997

Mr. COCHRAN, from the Committee on Appropriations, reported the following bill; which was read twice and placed on the calendar

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for Ag-
5 riculture, Rural Development, Food and Drug Administra-
6 tion, and Related Agencies programs for the fiscal year

1 ending September 30, 1998, and for other purposes;
2 namely:

3 TITLE I

4 AGRICULTURAL PROGRAMS

5 PRODUCTION, PROCESSING, AND MARKETING

6 OFFICE OF THE SECRETARY

7 (INCLUDING TRANSFERS OF FUNDS)

8 For necessary expenses of the Office of the Secretary
9 of Agriculture, and not to exceed \$75,000 for employment
10 under 5 U.S.C. 3109, \$2,836,000: *Provided*, That not to
11 exceed \$11,000 of this amount, along with any unobli-
12 gated balances of representation funds in the Foreign Ag-
13 ricultural Service, shall be available for official reception
14 and representation expenses, not otherwise provided for,
15 as determined by the Secretary: *Provided further*, That
16 none of the funds appropriated or otherwise made avail-
17 able by this Act may be used to pay the salaries and ex-
18 penses of personnel of the Department of Agriculture to
19 carry out section 793(c)(1)(C) of Public Law 104–127:
20 *Provided further*, That none of the funds made available
21 by this Act may be used to enforce section 793(d) of Pub-
22 lic Law 104–127.

1 EXECUTIVE OPERATIONS

2 CHIEF ECONOMIST

3 For necessary expenses of the Chief Economist, in-
4 cluding economic analysis, risk assessment, cost-benefit
5 analysis, and the functions of the World Agricultural Out-
6 look Board, as authorized by the Agricultural Marketing
7 Act of 1946 (7 U.S.C. 1622g), and including employment
8 pursuant to the second sentence of section 706(a) of the
9 Organic Act of 1944 (7 U.S.C. 2225), of which not to
10 exceed \$5,000 is for employment under 5 U.S.C. 3109,
11 \$5,252,000.

12 NATIONAL APPEALS DIVISION

13 For necessary expenses of the National Appeals Divi-
14 sion, including employment pursuant to the second sen-
15 tence of section 706(a) of the Organic Act of 1944 (7
16 U.S.C. 2225), of which not to exceed \$25,000 is for em-
17 ployment under 5 U.S.C. 3109, \$12,360,000.

18 OFFICE OF BUDGET AND PROGRAM ANALYSIS

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

1 OFFICE OF SMALL AND DISADVANTAGED BUSINESS
2 UTILIZATION

3 For necessary expenses of the Office of Small and
4 Disadvantaged Business Utilization, including employ-
5 ment pursuant to the second sentence of section 706(a)
6 of the Organic Act of 1944 (7 U.S.C. 2225), of which not
7 to exceed \$5,000 is for employment under 5 U.S.C. 3109,
8 \$783,000.

9 OFFICE OF THE CHIEF INFORMATION OFFICER

10 For necessary expenses of the Office of the Chief In-
11 formation Officer, including employment pursuant to the
12 second sentence of section 706(a) of the Organic Act of
13 1944 (7 U.S.C. 2225), of which not to exceed \$10,000
14 is for employment under 5 U.S.C. 3109, \$4,773,000.

15 CHIEF FINANCIAL OFFICER

16 For necessary expenses of the Office of the Chief Fi-
17 nancial Officer, including employment pursuant to the sec-
18 ond sentence of section 706(a) of the Organic Act of 1944
19 (7 U.S.C. 2225), of which not to exceed \$10,000 is for
20 employment under 5 U.S.C. 3109, \$4,283,000: *Provided,*
21 That the Chief Financial Officer shall actively market
22 cross-servicing activities of the National Finance Center.

1 from this account. In addition, for construction, repair,
2 improvement, extension, alteration, and purchase of fixed
3 equipment or facilities as necessary to carry out the pro-
4 grams of the Department, where not otherwise provided,
5 \$5,000,000, to remain available until expended; and in ad-
6 dition, for necessary relocation expenses of the Depart-
7 ment's agencies, \$2,700,000, to remain available until ex-
8 pended; making a total appropriation of \$131,085,000.

9 HAZARDOUS WASTE MANAGEMENT

10 (INCLUDING TRANSFERS OF FUNDS)

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

1 DEPARTMENTAL ADMINISTRATION
2 (INCLUDING TRANSFERS OF FUNDS)

3 For Departmental Administration, \$24,948,000, to
4 provide for necessary expenses for management support
5 services to offices of the Department and for general ad-
6 ministration and disaster management of the Department,
7 repairs 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, includ-
10 ing employment pursuant to the second sentence of section
11 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of
12 which not to exceed \$10,000 is for employment under 5
13 U.S.C. 3109: *Provided*, That this appropriation shall be
14 reimbursed from applicable appropriations in this Act for
15 travel expenses incident to the holding of hearings as re-
16 quired by 5 U.S.C. 551–558.

17 OFFICE OF THE ASSISTANT SECRETARY FOR
18 CONGRESSIONAL RELATIONS
19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary salaries and expenses of the Office of
21 the Assistant Secretary for Congressional Relations to
22 carry out the programs funded in this Act, including pro-
23 grams involving intergovernmental affairs and liaison
24 within the executive branch, \$3,668,000: *Provided*, That
25 no other funds appropriated to the Department in this Act

1 shall be available to the Department for support of activi-
2 ties of congressional relations: *Provided further*, That not
3 less than \$2,241,000 shall be transferred to agencies fund-
4 ed in this Act to maintain personnel at the agency level.

5 OFFICE OF COMMUNICATIONS

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

16 OFFICE OF THE INSPECTOR GENERAL
17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses of the Office of the Inspector
19 General, including employment pursuant to the second
20 sentence of section 706(a) of the Organic Act of 1944 (7
21 U.S.C. 2225), and the Inspector General Act of 1978, as
22 amended, \$63,728,000, including such sums as may be
23 necessary for contracting and other arrangements with
24 public agencies and private persons pursuant to section
25 6(a)(9) of the Inspector General Act of 1978, as amended,

1 including a sum not to exceed \$50,000 for employment
2 under 5 U.S.C. 3109; and including a sum not to exceed
3 \$125,000, for certain confidential operational expenses in-
4 cluding the payment of informants, to be expended under
5 the direction of the Inspector General pursuant to Public
6 Law 95-452 and section 1337 of Public Law 97-98: *Pro-*
7 *vided*, That funds transferred to the Office of the Inspec-
8 tor General through forfeiture proceedings or from the De-
9 partment of Justice Assets Forfeiture Fund or the De-
10 partment of the Treasury Forfeiture Fund, as a partici-
11 pating agency, as an equitable share from the forfeiture
12 of property in investigations in which the Office of the In-
13 spector General participates, or through the granting of
14 a Petition for Remission or Mitigation, shall be deposited
15 to the credit of this account for law enforcement activities
16 authorized under the Inspector General Act of 1978, as
17 amended, to remain available until expended.

18 OFFICE OF THE GENERAL COUNSEL

19 For necessary expenses of the Office of the General
20 Counsel, \$29,098,000.

21 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,

22 EDUCATION AND ECONOMICS

23 For necessary salaries and expenses of the Office of
24 the Under Secretary for Research, Education and Eco-
25 nomics to administer the laws enacted by the Congress

1 for the Economic Research Service, the National Agricul-
2 tural Statistics Service, the Agricultural Research Service,
3 and the Cooperative State Research, Education, and Ex-
4 tension Service, \$540,000.

5 ECONOMIC RESEARCH SERVICE

6 For necessary expenses of the Economic Research
7 Service in conducting economic research and analysis, as
8 authorized by the Agricultural Marketing Act of 1946 (7
9 U.S.C. 1621–1627) and other laws, \$53,109,000: *Pro-*
10 *vided*, That this appropriation shall be available for em-
11 ployment pursuant to the second sentence of section
12 706(a) of the Organic Act of 1944 (7 U.S.C. 2225).

13 NATIONAL AGRICULTURAL STATISTICS SERVICE

14 For necessary expenses of the National Agricultural
15 Statistics Service in conducting statistical reporting and
16 service work, including crop and livestock estimates, sta-
17 tistical coordination and improvements, marketing sur-
18 veys, and the Census of Agriculture notwithstanding 13
19 U.S.C. 142(a–b), as authorized by the Agricultural Mar-
20 keting Act of 1946 (7 U.S.C. 1621–1627) and other laws,
21 \$118,048,000, of which up to \$36,327,000 shall be avail-
22 able until expended for the Census of Agriculture: *Pro-*
23 *vided*, That this appropriation shall be available for em-
24 ployment pursuant to the second sentence of section
25 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and

1 not to exceed \$40,000 shall be available for employment
2 under 5 U.S.C. 3109.

3 AGRICULTURAL RESEARCH SERVICE

4 (INCLUDING TRANSFERS OF FUNDS)

5 For necessary expenses to enable the Agricultural Re-
6 search Service to perform agricultural research and dem-
7 onstration relating to production, utilization, marketing,
8 and distribution (not otherwise provided for); home eco-
9 nomics or nutrition and consumer use including the acqui-
10 sition, preservation, and dissemination of agricultural in-
11 formation; and for acquisition of lands by donation, ex-
12 change, or purchase at a nominal cost not to exceed \$100,
13 \$738,000,000: *Provided*, That appropriations hereunder
14 shall be available for temporary 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 \$115,000 shall
17 be available for employment under 5 U.S.C. 3109: *Pro-*
18 *vided further*, That appropriations hereunder shall be
19 available for the operation and maintenance of aircraft
20 and the purchase of not to exceed one for replacement
21 only: *Provided further*, That appropriations hereunder
22 shall be available pursuant to 7 U.S.C. 2250 for the con-
23 struction, alteration, and repair of buildings and improve-
24 ments, but unless otherwise provided the cost of construct-
25 ing any one building shall not exceed \$250,000, except for

1 research programs of the Department of Agriculture,
2 where not otherwise provided, \$69,100,000, to remain
3 available until expended (7 U.S.C. 2209b): *Provided*, That
4 funds may be received from any State, other political sub-
5 division, organization, or individual for the purpose of es-
6 tablishing any research facility of the Agricultural Re-
7 search Service, as authorized by law.

8 COOPERATIVE STATE RESEARCH, EDUCATION, AND
9 EXTENSION SERVICE

10 RESEARCH AND EDUCATION ACTIVITIES

11 For payments to agricultural experiment stations, for
12 cooperative forestry and other research, for facilities, and
13 for other expenses, including \$168,734,000 to carry into
14 effect the provisions of the Hatch Act (7 U.S.C. 361a-
15 361i); \$20,497,000 for grants for cooperative forestry re-
16 search (16 U.S.C. 582a-582a7); \$27,735,000 for pay-
17 ments to the 1890 land-grant colleges, including Tuskegee
18 University (7 U.S.C. 3222); \$47,525,000 for special
19 grants for agricultural research (7 U.S.C. 450i(c));
20 \$13,619,000 for special grants for agricultural research
21 on improved pest control (7 U.S.C. 450i(c));
22 \$100,000,000 for competitive research grants (7 U.S.C.
23 450i(b)); \$4,775,000 for the support of animal health and
24 disease programs (7 U.S.C. 3195); \$550,000 for supple-
25 mental and alternative crops and products (7 U.S.C.

1 3319d); \$600,000 for grants for research pursuant to the
2 Critical Agricultural Materials Act of 1984 (7 U.S.C. 178)
3 and section 1472 of the Food and Agriculture Act of 1977,
4 as amended (7 U.S.C. 3318), to remain available until ex-
5 pended; \$3,000,000 for higher education graduate fellow-
6 ships grants (7 U.S.C. 3152(b)(6)), to remain available
7 until expended (7 U.S.C. 2209b); \$4,350,000 for higher
8 education challenge grants (7 U.S.C. 3152(b)(1));
9 \$1,000,000 for a higher education minority scholars pro-
10 gram (7 U.S.C. 3152(b)(5)), to remain available until ex-
11 pended (7 U.S.C. 2209b); \$1,500,000 for an education
12 grants program for Hispanic-serving Institutions (7
13 U.S.C. 3241); \$4,000,000 for aquaculture grants (7
14 U.S.C. 3322); \$8,000,000 for sustainable agriculture re-
15 search and education (7 U.S.C. 5811); \$9,200,000 for a
16 program of capacity building grants (7 U.S.C. 3152(b)(4))
17 to colleges eligible to receive funds under the Act of Au-
18 gust 30, 1890 (7 U.S.C. 321–326 and 328), including
19 Tuskegee University, to remain available until expended
20 (7 U.S.C. 2209b); \$1,450,000 for payments to the 1994
21 Institutions pursuant to section 534(a)(1) of Public Law
22 103–382; and \$10,991,000 for necessary expenses of Re-
23 search and Education Activities, of which not to exceed
24 \$100,000 shall be for employment under 5 U.S.C. 3109;
25 in all, \$427,526,000.

1 None of the funds in the foregoing paragraph shall
2 be available to carry out research related to the produc-
3 tion, processing or marketing of tobacco or tobacco prod-
4 ucts.

5 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

6 For establishment of a Native American institutions
7 endowment fund, as authorized by Public Law 103-382
8 (7 U.S.C. 301 note), \$4,600,000.

9 EXTENSION ACTIVITIES

10 Payments to States, the District of Columbia, Puerto
11 Rico, Guam, the Virgin Islands, Micronesia, Northern
12 Marianas, and American Samoa: For payments for coop-
13 erative extension work under the Smith-Lever Act, as
14 amended, to be distributed under sections 3(b) and 3(c)
15 of said Act, and under section 208(c) of Public Law 93-
16 471, for retirement and employees' compensation costs for
17 extension agents and for costs of penalty mail for coopera-
18 tive extension agents and State extension directors,
19 \$268,493,000; \$2,000,000 for extension work at the 1994
20 Institutions under the Smith-Lever Act (7 U.S.C.
21 343(b)(3)); payments for the nutrition and family edu-
22 cation program for low-income areas under section 3(d)
23 of the Act, \$58,695,000; payments for the pest manage-
24 ment program under section 3(d) of the Act, \$10,783,000;
25 payments for the farm safety program under section 3(d)

1 of the Act, \$2,855,000; payments for the pesticide impact
2 assessment program under section 3(d) of the Act,
3 \$3,214,000; payments to upgrade 1890 land-grant college
4 research, extension, and teaching facilities as authorized
5 by section 1447 of Public Law 95–113, as amended (7
6 U.S.C. 3222b), \$7,549,000, to remain available until ex-
7 pended; payments for the rural development centers under
8 section 3(d) of the Act, \$908,000; payments for a ground-
9 water quality program under section 3(d) of the Act,
10 \$9,061,000; payments for the agricultural telecommuni-
11 cations program, as authorized by Public Law 101–624
12 (7 U.S.C. 5926), \$1,167,000; payments for youth-at-risk
13 programs under section 3(d) of the Act, \$9,554,000; pay-
14 ments for a food safety program under section 3(d) of the
15 Act, \$2,365,000; payments for carrying out the provisions
16 of the Renewable Resources Extension Act of 1978,
17 \$3,192,000; payments for Indian reservation agents under
18 section 3(d) of the Act, \$1,672,000; payments for sustain-
19 able agriculture programs under section 3(d) of the Act,
20 \$3,309,000; payments for rural health and safety edu-
21 cation as authorized by section 2390 of Public Law 101–
22 624 (7 U.S.C. 2661 note, 2662), \$2,628,000; payments
23 for cooperative extension work by the colleges receiving the
24 benefits of the second Morrill Act (7 U.S.C. 321–326,
25 328) and Tuskegee University, \$25,090,000; and for Fed-

1 eral administration and coordination including administra-
2 tion of the Smith-Lever Act, as amended, and the Act of
3 September 29, 1977 (7 U.S.C. 341–349), as amended,
4 and section 1361(c) of the Act of October 3, 1980 (7
5 U.S.C. 301 note), and to coordinate and provide program
6 leadership for the extension work of the Department and
7 the several States and insular possessions, \$10,787,000;
8 in all, \$423,322,000: *Provided*, That funds hereby appro-
9 priated pursuant to section 3(c) of the Act of June 26,
10 1953, and section 506 of the Act of June 23, 1972, as
11 amended, shall not be paid to any State, the District of
12 Columbia, Puerto Rico, Guam, or the Virgin Islands, Mi-
13 cronesia, Northern Marianas, and American Samoa prior
14 to availability of an equal sum from non-Federal sources
15 for expenditure during the current fiscal year.

16 OFFICE OF THE ASSISTANT SECRETARY FOR
17 MARKETING AND REGULATORY PROGRAMS

18 For necessary salaries and expenses of the Office of
19 the Assistant Secretary for Marketing and Regulatory
20 Programs to administer programs under the laws enacted
21 by the Congress for the Animal and Plant Health Inspec-
22 tion Service, Agricultural Marketing Service, and the
23 Grain Inspection, Packers and Stockyards Administration,
24 \$618,000.

1 ANIMAL AND PLANT HEALTH INSPECTION SERVICE
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFERS OF FUNDS)

4 For expenses, not otherwise provided for, including
5 those pursuant to the Act of February 28, 1947, as
6 amended (21 U.S.C. 114b–c), necessary to prevent, con-
7 trol, and eradicate pests and plant and animal diseases;
8 to carry out inspection, quarantine, and regulatory activi-
9 ties; to discharge the authorities of the Secretary of Agri-
10 culture under the Act of March 2, 1931 (46 Stat. 1468;
11 7 U.S.C. 426–426b); and to protect the environment, as
12 authorized by law, \$437,183,000, of which \$4,500,000
13 shall be available for the control of outbreaks of insects,
14 plant diseases, animal diseases and for control of pest ani-
15 mals and birds to the extent necessary to meet emergency
16 conditions: *Provided*, That no funds shall be used to for-
17 mulate or administer a brucellosis eradication program for
18 the current fiscal year that does not require minimum
19 matching by the States of at least 40 percent: *Provided*
20 *further*, That this appropriation shall be available for field
21 employment pursuant to the second sentence of section
22 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and
23 not to exceed \$40,000 shall be available for employment
24 under 5 U.S.C. 3109: *Provided further*, That this appro-
25 priation shall be available for the operation and mainte-

1 nance of aircraft and the purchase of not to exceed four,
2 of which two shall be for replacement only: *Provided fur-*
3 *ther*, That, in addition, in emergencies which threaten any
4 segment of the agricultural production industry of this
5 country, the Secretary may transfer from other appropria-
6 tions or funds available to the agencies or corporations
7 of the Department such sums as he may deem necessary,
8 to be available only in such emergencies for the arrest and
9 eradication of contagious or infectious disease or pests of
10 animals, poultry, or plants, and for expenses in accordance
11 with the Act of February 28, 1947, as amended, and sec-
12 tion 102 of the Act of September 21, 1944, as amended,
13 and any unexpended balances of funds transferred for
14 such emergency purposes in the next preceding fiscal year
15 shall be merged with such transferred amounts: *Provided*
16 *further*, That appropriations hereunder shall be available
17 pursuant to law (7 U.S.C. 2250) for the repair and alter-
18 ation of leased buildings and improvements, but unless
19 otherwise provided the cost of altering any one building
20 during the fiscal year shall not exceed 10 percent of the
21 current replacement value of the building.

22 In fiscal year 1998 the agency is authorized to collect
23 fees to cover the total costs of providing technical assist-
24 ance, goods, or services requested by States, other political
25 subdivisions, domestic and international organizations,

1 foreign governments, or individuals, provided that such
2 fees are structured such that any entity's liability for such
3 fees is reasonably based on the technical assistance, goods,
4 or services provided to the entity by the agency, and such
5 fees shall be credited to this account, to remain available
6 until expended, without further appropriation, for provid-
7 ing such assistance, goods, or services.

8 Of the total amount available under this heading in
9 fiscal year 1998, \$100,000,000 shall be derived from user
10 fees deposited in the Agricultural Quarantine Inspection
11 User Fee Account.

12 BUILDINGS AND FACILITIES

13 For plans, construction, repair, preventive mainte-
14 nance, environmental support, improvement, extension, al-
15 teration, and purchase of fixed equipment or facilities, as
16 authorized by 7 U.S.C. 2250, and acquisition of land as
17 authorized by 7 U.S.C. 428a, \$4,200,000, to remain avail-
18 able until expended.

19 AGRICULTURAL MARKETING SERVICE

20 MARKETING SERVICES

21 For necessary expenses to carry on services related
22 to consumer protection, agricultural marketing and dis-
23 tribution, transportation, and regulatory programs, as au-
24 thorized by law, and for administration and coordination
25 of payments to States; including field employment pursu-

1 ant to section 706(a) of the Organic Act of 1944 (7 U.S.C.
 2 2225), and not to exceed \$90,000 for employment under
 3 5 U.S.C. 3109, \$49,627,000, including funds for the
 4 wholesale market development program for the design and
 5 development of wholesale and farmer market facilities for
 6 the major metropolitan areas of the country: *Provided*,
 7 That this appropriation shall be available pursuant to law
 8 (7 U.S.C. 2250) for the alteration and repair of buildings
 9 and improvements, but the cost of altering any one build-
 10 ing during the fiscal year shall not exceed 10 percent of
 11 the current replacement value of the building.

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

15 LIMITATION ON ADMINISTRATIVE EXPENSES

16 Not to exceed \$59,521,000 (from fees collected) shall
 17 be obligated during the current fiscal year for administra-
 18 tive expenses: *Provided*, That if crop size is understated
 19 and/or other uncontrollable events occur, the agency may
 20 exceed this limitation by up to 10 percent with notification
 21 to the Appropriations Committees.

22 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

23 SUPPLY (SECTION 32)

24 (INCLUDING TRANSFERS OF FUNDS)

25 Funds available under section 32 of the Act of Au-
 26 gust 24, 1935 (7 U.S.C. 612c) shall be used only for com-

1 modify program expenses as authorized therein, and other
2 related operating expenses, except for: (1) transfers to the
3 Department of Commerce as authorized by the Fish and
4 Wildlife Act of August 8, 1956; (2) transfers otherwise
5 provided in this Act; and (3) not more than \$10,690,000
6 for formulation and administration of marketing agree-
7 ments and orders pursuant to the Agricultural Marketing
8 Agreement Act of 1937, as amended, and the Agricultural
9 Act of 1961.

10 PAYMENTS TO STATES AND POSSESSIONS

11 For payments to departments of agriculture, bureaus
12 and departments of markets, and similar agencies for
13 marketing activities under section 204(b) of the Agricul-
14 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
15 \$1,200,000.

16 GRAIN INSPECTION, PACKERS AND STOCKYARDS

17 ADMINISTRATION

18 SALARIES AND EXPENSES

19 For necessary expenses to carry out the provisions
20 of the United States Grain Standards Act, as amended,
21 for the administration of the Packers and Stockyards Act,
22 for certifying procedures used to protect purchasers of
23 farm products, and the standardization activities related
24 to grain under the Agricultural Marketing Act of 1946,
25 as amended, including field employment pursuant to sec-

1 tion 706(a) of the Organic Act of 1944 (7 U.S.C. 2225),
 2 and not to exceed \$25,000 for employment under 5 U.S.C.
 3 3109, \$23,583,000: *Provided*, That this appropriation
 4 shall be available pursuant to law (7 U.S.C. 2250) for the
 5 alteration and repair of buildings and improvements, but
 6 the cost of altering any one building during the fiscal year
 7 shall not exceed 10 percent of the current replacement
 8 value of the building.

9 INSPECTION AND WEIGHING SERVICES

10 LIMITATION ON INSPECTION AND WEIGHING SERVICE

11 EXPENSES

12 Not to exceed \$43,092,000 (from fees collected) shall
 13 be obligated during the current fiscal year for inspection
 14 and weighing services: *Provided*, That if grain export ac-
 15 tivities require additional supervision and oversight, or
 16 other uncontrollable factors occur, this limitation may be
 17 exceeded by up to 10 percent with notification to the Ap-
 18 propriations Committees.

19 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

20 For necessary salaries and expenses of the Office of
 21 the Under Secretary for Food Safety to administer the
 22 laws enacted by the Congress for the Food Safety and In-
 23 spection Service, \$446,000.

24 FOOD SAFETY AND INSPECTION SERVICE

25 For necessary expenses to carry on services author-
 26 ized by the Federal Meat Inspection Act, as amended, the

1 Poultry Products Inspection Act, as amended, and the
2 Egg Products Inspection Act, as amended, \$590,614,000,
3 and in addition, \$1,000,000 may be credited to this ac-
4 count from fees collected for the cost of laboratory accredi-
5 tation as authorized by section 1017 of Public Law 102-
6 237: *Provided*, That this appropriation shall not be avail-
7 able for shell egg surveillance under section 5(d) of the
8 Egg Products Inspection Act (21 U.S.C. 1034(d)): *Pro-*
9 *vided further*, That this appropriation shall be available
10 for field employment pursuant to section 706(a) of the Or-
11 ganic Act of 1944 (7 U.S.C. 2225), and not to exceed
12 \$75,000 shall be available for employment under 5 U.S.C.
13 3109: *Provided further*, That this appropriation shall be
14 available pursuant to law (7 U.S.C. 2250) for the alter-
15 ation and repair of buildings and improvements, but the
16 cost of altering any one building during the fiscal year
17 shall not exceed 10 percent of the current replacement
18 value of the building.

19 OFFICE OF THE UNDER SECRETARY FOR FARM AND
20 FOREIGN AGRICULTURAL SERVICES

21 For necessary salaries and expenses of the Office of
22 the Under Secretary for Farm and Foreign Agricultural
23 Services to administer the laws enacted by Congress for
24 the Farm Service Agency, Foreign Agricultural Service,

1 the Office of Risk Management, and the Commodity Cred-
 2 it Corporation, \$572,000.

3 FARM SERVICE AGENCY

4 SALARIES AND EXPENSES

5 For necessary expenses for carrying out the adminis-
 6 tration and implementation of programs administered by
 7 the Farm Service Agency, \$700,659,000: *Provided*, That
 8 the Secretary is authorized to use the services, facilities,
 9 and authorities (but not the funds) of the Commodity
 10 Credit Corporation to make program payments for all pro-
 11 grams administered by the Agency: *Provided further*, That
 12 other funds made available to the Agency for authorized
 13 activities may be advanced to and merged with this ac-
 14 count: *Provided further*, That these funds shall be avail-
 15 able for employment pursuant to the second sentence of
 16 section 706(a) of the Organic Act of 1944 (7 U.S.C.
 17 2225), and not to exceed \$1,000,000 shall be available for
 18 employment under 5 U.S.C. 3109.

19 STATE MEDIATION GRANTS

20 For grants pursuant to section 502(b) of the Agricul-
 21 tural Credit Act of 1987, as amended (7 U.S.C. 5101–
 22 5106), \$2,000,000.

23 DAIRY INDEMNITY PROGRAM

24 (INCLUDING TRANSFERS OF FUNDS)

25 For necessary expenses involved in making indemnity
 26 payments to dairy farmers for milk or cows producing

1 such milk and manufacturers of dairy products who have
2 been directed to remove their milk or dairy products from
3 commercial markets because it contained residues of
4 chemicals registered and approved for use by the Federal
5 Government, and in making indemnity payments for milk,
6 or cows producing such milk, at a fair market value to
7 any dairy farmer who is directed to remove his milk from
8 commercial markets because of (1) the presence of prod-
9 ucts of nuclear radiation or fallout if such contamination
10 is not due to the fault of the farmer, or (2) residues of
11 chemicals or toxic substances not included under the first
12 sentence of the Act of August 13, 1968, as amended (7
13 U.S.C. 450j), if such chemicals or toxic substances were
14 not used in a manner contrary to applicable regulations
15 or labeling instructions provided at the time of use and
16 the contamination is not due to the fault of the farmer,
17 \$550,000, to remain available until expended (7 U.S.C.
18 2209b): *Provided*, That none of the funds contained in this
19 Act shall be used to make indemnity payments to any
20 farmer whose milk was removed from commercial markets
21 as a result of his willful failure to follow procedures pre-
22 scribed by the Federal Government: *Provided further*, That
23 this amount shall be transferred to the Commodity Credit
24 Corporation: *Provided further*, That the Secretary is au-
25 thorized to utilize the services, facilities, and authorities

1 loans; Indian tribe land acquisition loans as authorized by
 2 25 U.S.C. 488, \$132,000; for emergency insured loans,
 3 \$6,008,000 to meet the needs resulting from natural dis-
 4 asters; for boll weevil eradication program loans as author-
 5 ized by 7 U.S.C. 1989, \$249,500; and for credit sales of
 6 acquired property, \$3,255,000.

7 In addition, for administrative expenses necessary to
 8 carry out the direct and guaranteed loan programs,
 9 \$219,861,000, of which \$209,861,000 shall be transferred
 10 to and merged with the “Farm Service Agency, Salaries
 11 and Expenses” account.

12 RISK MANAGEMENT AGENCY

13 ADMINISTRATIVE AND OPERATING EXPENSES

14 For administrative and operating expenses, as au-
 15 thorized by the Federal Agriculture Improvement and Re-
 16 form Act of 1996 (7 U.S.C. 6933), \$64,000,000: *Provided,*
 17 That not to exceed \$700 shall be available for official re-
 18 ception and representation expenses, as authorized by 7
 19 U.S.C. 1506(i). In addition, for sales commissions of
 20 agents, as authorized by section 516 (7 U.S.C. 1516),
 21 \$202,571,000.

22 CORPORATIONS

23 The following corporations and agencies are hereby
 24 authorized to make expenditures, within the limits of
 25 funds and borrowing authority available to each such cor-

1 poration or agency and in accord with law, and to make
 2 contracts and commitments without regard to fiscal year
 3 limitations as provided by section 104 of the Government
 4 Corporation Control Act, as amended, as may be necessary
 5 in carrying out the programs set forth in the budget for
 6 the current fiscal year for such corporation or agency, ex-
 7 cept as hereinafter provided.

8 FEDERAL CROP INSURANCE CORPORATION FUND

9 For payments, as authorized subsections (a)(2),
 10 (b)(2), and (c) of section 516 of the Federal Crop Insur-
 11 ance Act, as amended, such sums as may be necessary
 12 to remain available until expended (7 U.S.C. 2209b).

13 COMMODITY CREDIT CORPORATION FUND

14 REIMBURSEMENT FOR NET REALIZED LOSSES

15 For fiscal year 1998, such sums as may be necessary
 16 to reimburse the Commodity Credit Corporation for net
 17 realized losses sustained, but not previously reimbursed
 18 (estimated to be \$783,507,000 in the President's fiscal
 19 year 1998 Budget Request (H. Doc. 105-3)), but not to
 20 exceed \$783,507,000, pursuant to section 2 of the Act of
 21 August 17, 1961, as amended (15 U.S.C. 713a-11).

22 OPERATIONS AND MAINTENANCE FOR HAZARDOUS WASTE

23 MANAGEMENT

24 For fiscal year 1998, the Commodity Credit Corpora-
 25 tion shall not expend more than \$5,000,000 for expenses
 26 to comply with the requirement of section 107(g) of the

1 Comprehensive Environmental Response, Compensation,
2 and Liability Act, as amended, 42 U.S.C. 9607(g), and
3 section 6001 of the Resource Conservation and Recovery
4 Act, as amended, 42 U.S.C. 6961: *Provided*, That ex-
5 penses shall be for operations and maintenance costs only
6 and that other hazardous waste management costs shall
7 be paid for by the USDA Hazardous Waste Management
8 appropriation in this Act.

9 TITLE II

10 CONSERVATION PROGRAMS

11 OFFICE OF THE UNDER SECRETARY FOR NATURAL

12 RESOURCES AND ENVIRONMENT

13 For necessary salaries and expenses of the Office of
14 the Under Secretary for Natural Resources and Environ-
15 ment to administer the laws enacted by the Congress for
16 the Forest Service and the Natural Resources Conserva-
17 tion Service, \$693,000.

18 NATURAL RESOURCES CONSERVATION SERVICE

19 CONSERVATION OPERATIONS

20 For necessary expenses for carrying out the provi-
21 sions of the Act of April 27, 1935 (16 U.S.C. 590a–590f)
22 including preparation of conservation plans and establish-
23 ment of measures to conserve soil and water (including
24 farm irrigation and land drainage and such special meas-
25 ures for soil and water management as may be necessary

1 to prevent floods and the siltation of reservoirs and to con-
2 trol agricultural related pollutants); administration of re-
3 search, investigation, and surveys of watersheds of rivers
4 and other waterways, for small watershed investigations
5 and planning, and for technical assistance to carry out
6 preventive measures, in accordance with the Watershed
7 Protection and Flood Prevention Act (16 U.S.C.1001–
8 1009), and the Flood Control Act (33 U.S.C. 701); oper-
9 ation of conservation plant materials centers; classification
10 and mapping of soil; dissemination of information; acquisi-
11 tion of lands, water, and interests therein, for use in the
12 plant materials program by donation, exchange, or pur-
13 chase at a nominal cost not to exceed \$100 pursuant to
14 the Act of August 3, 1956 (7 U.S.C. 428a); purchase and
15 erection or alteration or improvement of permanent and
16 temporary buildings; and operation and maintenance of
17 aircraft, \$729,880,000, to remain available until expended
18 (7 U.S.C. 2209b), of which not less than \$5,835,000 is
19 for snow survey and water forecasting and not less than
20 \$8,825,000 is for operation and establishment of the plant
21 materials centers: *Provided*, That appropriations here-
22 under shall be available pursuant to 7 U.S.C. 2250 for
23 construction and improvement of buildings and public im-
24 provements at plant materials centers, except that the cost
25 of alterations and improvements to other buildings and

1 other public improvements shall not exceed \$250,000: *Pro-*
2 *vided further*, That when buildings or other structures are
3 erected on non-Federal land, that the right to use such
4 land is obtained as provided in 7 U.S.C. 2250a: *Provided*
5 *further*, That this appropriation shall be available for tech-
6 nical assistance and related expenses to carry out pro-
7 grams authorized by section 202(e) of title II of the Colo-
8 rado River Basin Salinity Control Act of 1974, as amend-
9 ed (43 U.S.C. 1592(c)): *Provided further*, That no part
10 of this appropriation may be expended for soil and water
11 conservation operations under the Act of April 27, 1935
12 (16 U.S.C. 590a–590f) in demonstration projects: *Pro-*
13 *vided further*, That this appropriation shall be available
14 for employment pursuant to the second sentence of section
15 706(a) of the Organic Act of 1944 (7 U.S.C. 2225) and
16 not to exceed \$25,000 shall be available for employment
17 under 5 U.S.C. 3109: *Provided further*, That qualified
18 local engineers may be temporarily employed at per diem
19 rates to perform the technical planning work of the Service
20 (16 U.S.C. 590e–2): *Provided further*, That not less than
21 \$80,138,000 shall be available to provide technical assist-
22 ance for water resources assistance (Public Law–534 and
23 Public Law–566).

1 WATERSHED AND FLOOD PREVENTION OPERATIONS

2 For necessary expenses to carry out preventive meas-
3 ures, including but not limited to research, engineering op-
4 erations, methods of cultivation, the growing of vegetation,
5 rehabilitation of existing works and changes in use of land,
6 in accordance with the Watershed Protection and Flood
7 Prevention Act approved August 4, 1954, as amended (16
8 U.S.C. 1001–1005, 1007–1009), the provisions of the Act
9 of April 27, 1935 (16 U.S.C. 590a–f), and in accordance
10 with the provisions of laws relating to the activities of the
11 Department, \$40,000,000, to remain available until ex-
12 pended (7 U.S.C. 2209b) (of which up to \$15,000,000
13 may be available for the watersheds authorized under the
14 Flood Control Act approved June 22, 1936 (33 U.S.C.
15 701, 16 U.S.C. 1006a), as amended and supplemented:
16 *Provided*, That not to exceed \$1,000,000 of this appro-
17 priation is available to carry out the purposes of the En-
18 dangered Species Act of 1973 (Public Law 93–205), as
19 amended, including cooperative efforts as contemplated by
20 that Act to relocate endangered or threatened species to
21 other suitable habitats as may be necessary to expedite
22 project construction.

23 RESOURCE CONSERVATION AND DEVELOPMENT

24 For necessary expenses in planning and carrying out
25 projects for resource conservation and development and

1 for sound land use pursuant to the provisions of section
2 32(e) of title III of the Bankhead-Jones Farm Tenant
3 Act, as amended (7 U.S.C. 1010–1011; 76 Stat. 607) and,
4 the provisions of the Act of April 27, 1935 (16 U.S.C.
5 590a–f), and the provisions of the Agriculture and Food
6 Act of 1981 (16 U.S.C. 3451–3461), \$47,700,000, to re-
7 main available until expended (7 U.S.C. 2209): *Provided*,
8 That this appropriation shall be available for employment
9 pursuant to the second sentence of section 706(a) of the
10 Organic Act of 1944 (7 U.S.C. 2225), and not to exceed
11 \$50,000 shall be available for employment under 5 U.S.C.
12 3109.

13 FORESTRY INCENTIVES PROGRAM

14 For necessary expenses, not otherwise provided for,
15 to carry out the program of forestry incentives, as author-
16 ized in the Cooperative Assistance Act of 1978 (16 U.S.C.
17 2101), as amended by the Federal Agriculture Improve-
18 ment and Reform Act of 1996 (Public Law 104–127), in-
19 cluding technical assistance and related expenses,
20 \$6,325,000, to remain available until expended, as author-
21 ized by the Act.

22 OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS

23 For grants and contracts pursuant to section 2501
24 of the Food, Agriculture, Conservation, and Trade Act of

1 1990 (7 U.S.C. 2279), \$3,000,000, to remain available
 2 until expended.

3 TITLE III

4 RURAL ECONOMIC AND COMMUNITY

5 DEVELOPMENT PROGRAMS

6 OFFICE OF THE UNDER SECRETARY FOR RURAL

7 DEVELOPMENT

8 For necessary salaries and expenses of the Office of
 9 the Under Secretary for Rural Development to administer
 10 programs under the laws enacted by the Congress for the
 11 Rural Housing Service, Rural Business-Cooperative Serv-
 12 ice, and the Rural Utilities Service of the Department of
 13 Agriculture, \$588,000.

14 RURAL COMMUNITY ADVANCEMENT PROGRAM

15 (INCLUDING TRANSFERS OF FUNDS)

16 For the cost of direct loans, loan guarantees, and
 17 grants, as authorized by 7 U.S.C. 1926, 1926a, 1926c,
 18 and 1932, except for section 381G of the Consolidated
 19 Farm and Rural Development Act, as amended (7 U.S.C.
 20 2009f), \$644,259,000, to remain available until expended,
 21 of which \$27,562,000 shall be for rural community pro-
 22 grams described in section 381E(d)(1) of the Consolidated
 23 Farm and Rural Development Act, as amended; of which
 24 \$568,304,000 shall be for the rural utilities programs de-
 25 scribed in section 381E(d)(2) of such Act; and of which
 26 \$48,393,000 shall be for the rural business and coopera-

1 tive development programs described in section
2 381E(d)(3) of such Act: *Provided*, That section
3 381E(d)(3)(B) of such Act is amended by inserting after
4 the phrase, “business and industry”, the words, “direct
5 and”: *Provided further*, That of the amount appropriated
6 for rural utilities programs, not to exceed \$24,500,000
7 shall be for water and waste disposal systems to benefit
8 the Colonias along the United States/Mexico border, in-
9 cluding grants pursuant to section 306C of such Act; not
10 to exceed \$15,000,000 shall be for water systems for rural
11 and native villages in Alaska pursuant to section 306D
12 of such Act; not to exceed \$15,000,000 shall be for tech-
13 nical assistance grants for rural waste systems pursuant
14 to section 306(a)(14) of such Act; and not to exceed
15 \$5,650,000 shall be for contracting with qualified national
16 organizations for a circuit rider program to provide tech-
17 nical assistance for rural water systems: *Provided further*,
18 That of the total amounts appropriated, not to exceed
19 \$32,163,600 shall be available through June 30, 1998, for
20 empowerment zones and enterprise communities, as au-
21 thorized by Public Law 103–66, of which \$1,614,600 shall
22 be for rural community programs described in section
23 381E(d)(1) of such Act; of which \$21,952,000 shall be
24 for the rural utilities programs described in section
25 381E(d)(2) of such Act; of which \$8,597,000 shall be for

1 the rural business and cooperative development programs
 2 described in section 381E(d)(3) of such Act: *Provided fur-*
 3 *ther*, That any obligated and unobligated balances avail-
 4 able for prior years for the “Rural Water and Waste Dis-
 5 posal Grants,” “Rural Water and Waste Disposal Loans
 6 Program Account,” “Emergency Community Water As-
 7 sistance Grants,” “Solid Waste Management Grants,” the
 8 community facility grant program in the “Rural Housing
 9 Assistance Program” Account, “Community Facility
 10 Loans Program Account,” “Rural Business Enterprise
 11 Grants,” “Rural Business and Industry Loans Program
 12 Account,” and “Local Technical Assistance and Planning
 13 Grants” shall be transferred to and merged with this ac-
 14 count.

15 RURAL HOUSING SERVICE

16 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

17 (INCLUDING TRANSFERS OF FUNDS)

18 For gross obligations for the principal amount of di-
 19 rect and guaranteed loans as authorized by title V of the
 20 Housing Act of 1949, as amended, to be available from
 21 funds in the rural housing insurance fund, as follows:
 22 \$3,300,000,000 for loans to section 502 borrowers, as de-
 23 termined by the Secretary, of which \$2,300,000,000 shall
 24 be for unsubsidized guaranteed loans; \$30,000,000 for
 25 section 504 housing repair loans; \$19,700,000 for section
 26 538 guaranteed multi-family housing loans; \$15,001,000

1 for section 514 farm labor housing; \$128,640,000 for sec-
2 tion 515 rental housing; \$600,000 for section 524 site
3 loans; \$25,004,000 for credit sales of acquired property;
4 and \$587,000 for section 523 self-help housing land devel-
5 opment loans.

6 For the cost of direct and guaranteed loans, including
7 the cost of modifying loans, as defined in section 502 of
8 the Congressional Budget Act of 1974, as follows: section
9 502 loans, \$133,390,000, of which \$5,290,000 shall be for
10 unsubsidized guaranteed loans; section 504 housing repair
11 loans, \$10,308,000; section 538 multi-family housing
12 guaranteed loans, \$1,200,000; section 514 farm labor
13 housing, \$7,388,000; section 515 rental housing,
14 \$68,745,000; credit sales of acquired property,
15 \$3,493,000; and section 523 self-help housing land devel-
16 opment loans, \$20,000.

17 In addition, for administrative expenses necessary to
18 carry out the direct and guaranteed loan programs,
19 \$354,785,000, which shall be transferred to and merged
20 with the appropriation for “Rural Housing Service, Sala-
21 ries and Expenses”.

22 RENTAL ASSISTANCE PROGRAM

23 For rental assistance agreements entered into or re-
24 newed pursuant to the authority under section 521(a)(2)
25 or agreements entered into in lieu of debt forgiveness or

1 payments for eligible households as authorized by section
2 502(c)(5)(D) of the Housing Act of 1949, as amended,
3 \$541,397,000; and in addition such sums as may be nec-
4 essary, as authorized by section 521 of the Act, to liq-
5 uidate debt incurred prior to fiscal year 1992 to carry out
6 the rental assistance program under section 521(a)(2) of
7 the Act: *Provided*, That of this amount not more than
8 \$5,900,000 shall be available for debt forgiveness or pay-
9 ments for eligible households as authorized by section
10 502(c)(5)(D) of the Act, and not to exceed \$10,000 per
11 project for advances to nonprofit organizations or public
12 agencies to cover direct costs (other than purchase price)
13 incurred in purchasing projects pursuant to section
14 502(c)(5)(C) of the Act: *Provided further*, That agree-
15 ments entered into or renewed during fiscal year 1998
16 shall be funded for a five-year period, although the life
17 of any such agreement may be extended to fully utilize
18 amounts obligated.

19 MUTUAL AND SELF-HELP HOUSING GRANTS

20 For grants and contracts pursuant to section
21 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
22 1490c), \$26,000,000, to remain available until expended
23 (7 U.S.C. 2209b).

24 RURAL COMMUNITY FIRE PROTECTION GRANTS

25 For grants pursuant to section 7 of the Cooperative
26 Forestry Assistance Act of 1978 (Public Law 95-313),

1 \$1,285,000 to fund up to 50 percent of the cost of orga-
2 nizing, training, and equipping rural volunteer fire depart-
3 ments.

4 RURAL HOUSING ASSISTANCE GRANTS

5 (INCLUDING TRANSFER OF FUNDS)

6 For grants and contracts for housing for domestic
7 farm labor, very low-income housing repair, supervisory
8 and technical assistance, compensation for construction
9 defects, and rural housing preservation made by the Rural
10 Housing Service as authorized by 42 U.S.C. 1474,
11 1479(c), 1486, 1490e, 1490e, and 1490m, \$45,720,000,
12 to remain available until expended: *Provided*, That any ob-
13 ligated and unobligated balances available from prior
14 years in “Rural Housing for Domestic Farm Labor,” “Su-
15 pervisory and Technical Assistance Grants,” “Very Low-
16 Income Housing Repair Grants,” “Compensation for Con-
17 struction Defects,” and “Rural Housing Preservation
18 Grants” shall be transferred to and merged with this ac-
19 count: *Provided further*, That of the total amount appro-
20 priated, \$1,200,000 shall be for empowerment zones and
21 enterprise communities, as authorized by Public Law 103-
22 66: *Provided further*, That if such funds are not obligated
23 for empowerment zones and enterprise communities by
24 June 30, 1998, they shall remain available for other au-
25 thorized purposes under this head.

1 SALARIES AND EXPENSES

2 For necessary expenses of the Rural Housing Service,
3 including administering the programs authorized by the
4 Consolidated Farm and Rural Development Act, as
5 amended, title V of the Housing Act of 1949, as amended,
6 and cooperative agreements, \$58,804,000: *Provided*, That
7 this appropriation shall be available for employment pur-
8 suant to the second sentence of 706(a) of the Organic Act
9 of 1944, and not to exceed \$520,000 may be used for em-
10 ployment under 5 U.S.C. 3109.

11 RURAL BUSINESS-COOPERATIVE SERVICE

12 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

13 (INCLUDING TRANSFERS OF FUNDS)

14 For the cost of direct loans, \$19,200,000, as author-
15 ized by the Rural Development Loan Fund (42 U.S.C.
16 9812(a)): *Provided*, That such costs, including the cost of
17 modifying such loans, shall be as defined in section 502
18 of the Congressional Budget Act of 1974: *Provided fur-*
19 *ther*, That these funds are available to subsidize gross obli-
20 gations for the principal amount of direct loans of
21 \$40,000,000: *Provided further*, That through June 30,
22 1998, of the total amount appropriated \$3,618,750 shall
23 be available for the cost of direct loans, for empowerment
24 zones and enterprise communities, as authorized by title
25 XIII of the Omnibus Budget Reconciliation Act of 1993,

1 to subsidize gross obligations for the principal amount of
2 direct loans, \$7,500,000.

3 In addition, for administrative expenses to carry out
4 the direct loan programs, \$3,482,000 shall be transferred
5 to and merged with the appropriation for “Salaries and
6 Expenses”.

7 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

8 ACCOUNT

9 (INCLUDING TRANSFERS OF FUNDS)

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

14 For the cost of direct loans, including the cost of
15 modifying loans as defined in section 502 of the Congres-
16 sional Budget Act of 1974, \$3,076,000.

17 ALTERNATIVE AGRICULTURAL RESEARCH AND

18 COMMERCIALIZATION REVOLVING FUND

19 For necessary expenses to carry out the Alternative
20 Agricultural Research and Commercialization Act of 1990
21 (7 U.S.C. 5901–5908), \$10,000,000 is appropriated to the
22 alternative agricultural research and commercialization
23 corporation revolving fund.

1 RURAL COOPERATIVE DEVELOPMENT GRANTS

2 For rural cooperative development grants authorized
3 under section 310B(e) of the Consolidated Farm and
4 Rural Development Act, as amended (7 U.S.C. 1932),
5 \$3,000,000, of which up to \$1,500,000 may be available
6 for cooperative agreements for appropriate technology
7 transfer for rural areas program.

8 SALARIES AND EXPENSES

9 For necessary expenses of the Rural Business-Coop-
10 erative Service, including administering the programs au-
11 thorized by the Consolidated Farm and Rural Develop-
12 ment Act, as amended; section 1323 of the Food Security
13 Act of 1985; the Cooperative Marketing Act of 1926; for
14 activities relating to the marketing aspects of cooperatives,
15 including economic research findings, as authorized by the
16 Agricultural Marketing Act of 1946; for activities with in-
17 stitutions concerning the development and operation of ag-
18 ricultural cooperatives; and cooperative agreements;
19 \$25,680,000: *Provided*, That this appropriation shall be
20 available for employment pursuant to the second sentence
21 of 706(a) of the Organic Act of 1944, and not to exceed
22 \$260,000 may be used for employment under 5 U.S.C.
23 3109.

1 RURAL UTILITIES SERVICE
2 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS
3 LOANS PROGRAM ACCOUNT
4 (INCLUDING TRANSFERS OF FUNDS)

5 Insured loans pursuant to the authority of section
6 305 of the Rural Electrification Act of 1936, as amended
7 (7 U.S.C. 935), shall be made as follows: 5 percent rural
8 electrification loans, \$125,000,000; 5 percent rural tele-
9 communications loans, \$52,756,000; cost of money rural
10 telecommunications loans, \$300,000,000; municipal rate
11 rural electric loans, \$500,000,000; and loans made pursu-
12 ant to section 306 of that Act, rural electric,
13 \$300,000,000, and rural telecommunications,
14 \$120,000,000, to remain available until expended.

15 For the cost, as defined in section 502 of the Con-
16 gressional Budget Act of 1974, including the cost of modi-
17 fying loans, of direct and guaranteed loans authorized by
18 the Rural Electrification Act of 1936, as amended (7
19 U.S.C. 935 and 936), as follows: cost of direct loans,
20 \$11,393,000; cost of municipal rate loans, \$21,100,000;
21 cost of money rural telecommunications loans, \$60,000;
22 cost of loans guaranteed pursuant to section 306,
23 \$2,760,000: *Provided*, That notwithstanding section
24 305(d)(2) of the Rural Electrification Act of 1936, bor-
25 rower interest rates may exceed 7 percent per year.

1 In addition, for administrative expenses necessary to
2 carry out the direct and guaranteed loan programs,
3 \$29,982,000, which shall be transferred to and merged
4 with the appropriation for “Salaries and Expenses.”.

5 RURAL TELEPHONE BANK PROGRAM ACCOUNT

6 The Rural Telephone Bank is hereby authorized to
7 make such expenditures, within the limits of funds avail-
8 able to such corporation in accord with law, and to make
9 such contracts and commitments without regard to fiscal
10 year limitations as provided by section 104 of the Govern-
11 ment Corporation Control Act, as amended, as may be
12 necessary in carrying out its authorized programs for the
13 current fiscal year. During fiscal year 1998 and within
14 the resources and authority available, gross obligations for
15 the principal amount of direct loans shall be
16 \$175,000,000.

17 For the cost, as defined in section 502 of the Con-
18 gressional Budget Act of 1974, including the cost of modi-
19 fying loans, of direct loans authorized by the Rural Elec-
20 trification Act of 1936, as amended (7 U.S.C. 935),
21 \$3,710,000.

22 In addition, for administrative expenses necessary to
23 carry out the loan programs, \$3,000,000.

1 DISTANCE LEARNING AND MEDICAL LINK PROGRAM

2 For the cost of direct loans and grants, as authorized
3 by 7 U.S.C. 950aaa et seq., as amended, \$12,030,000, to
4 remain available until expended, to be available for loans
5 and grants for telemedicine and distance learning services
6 in rural areas: *Provided*, That the costs of direct loans
7 shall be as defined in section 502 of the Congressional
8 Budget Act of 1974.

9 SALARIES AND EXPENSES

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

19 TITLE IV

20 DOMESTIC FOOD PROGRAMS

21 OFFICE OF THE UNDER SECRETARY FOR FOOD,

22 NUTRITION AND CONSUMER SERVICES

23 For necessary salaries and expenses of the Office of
24 the Under Secretary for Food, Nutrition and Consumer
25 Services to administer the laws enacted by the Congress
26 for the Food and Consumer Service, \$454,000.

1 CHILD NUTRITION PROGRAMS
2 (INCLUDING TRANSFERS OF FUNDS)

3 For necessary expenses to carry out the National
4 School Lunch Act (42 U.S.C. 1751 et seq.), except section
5 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1772
6 et seq.), except sections 17 and 21; \$7,769,066,000, to
7 remain available through September 30, 1999, of which
8 \$2,617,675,000 is hereby appropriated and
9 \$5,151,391,000 shall be derived by transfer from funds
10 available under section 32 of the Act of August 24, 1935
11 (7 U.S.C. 612c): *Provided*, That \$4,124,000 shall be avail-
12 able for independent verification of school food service
13 claims.

14 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
15 WOMEN, INFANTS, AND CHILDREN (WIC)

16 For necessary expenses to carry out the special sup-
17 plemental nutrition program as authorized by section 17
18 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
19 \$3,927,600,000, to remain available through September
20 30, 1999, of which up to \$12,000,000 may be used to
21 carry out the farmers' market nutrition program from any
22 funds not needed to maintain current caseload levels: *Pro-*
23 *vided*, That notwithstanding sections 17 (g), (h), and (i)
24 of such Act, the Secretary shall adjust fiscal year 1998
25 State allocations to reflect food funds available to the

1 State from fiscal year 1997 under section 17(i)(3)(A)(ii)
2 and 17(i)(3)(D): *Provided further*, That the Secretary
3 shall allocate funds recovered from fiscal year 1997 first
4 to States to maintain stability funding levels, as defined
5 by regulations promulgated under section 17(g), and then
6 to give first priority for the allocation of any remaining
7 funds to States whose funding is less than their fair share
8 of funds, as defined by regulations promulgated under sec-
9 tion 17(g): *Provided further*, That none of the funds in
10 this Act shall be available to pay administrative expenses
11 of WIC clinics except those that have an announced policy
12 of prohibiting smoking within the space used to carry out
13 the program: *Provided further*, That none of the funds pro-
14 vided in this account shall be available for the purchase
15 of infant formula except in accordance with the cost con-
16 tainment and competitive bidding requirements specified
17 in section 17 of the Child Nutrition Act of 1966: *Provided*
18 *further*, That State agencies required to procure infant
19 formula using a competitive bidding system may use funds
20 appropriated by this Act to purchase infant formula under
21 a cost containment contract entered into after September
22 30, 1996 only if the contract was awarded to the bidder
23 offering the lowest net price, as defined by section
24 17(b)(20) of the Child Nutrition Act of 1966, unless the
25 State agency demonstrates to the satisfaction of the Sec-

1 FOOD DONATIONS PROGRAMS FOR SELECTED GROUPS

2 For necessary expenses to carry out section 4(a) of
3 the Agriculture and Consumer Protection Act of 1973 (7
4 U.S.C. 612c (note)), and section 311 of the Older Ameri-
5 cans Act of 1965, as amended (42 U.S.C. 3030a),
6 \$141,165,000, to remain available through September 30,
7 1999.

8 FOOD PROGRAM ADMINISTRATION

9 For necessary administrative expenses of the domes-
10 tic food programs funded under this Act, \$107,719,000,
11 of which \$5,000,000 shall be available only for simplifying
12 procedures, reducing overhead costs, tightening regula-
13 tions, improving food stamp coupon handling, and assist-
14 ance in the prevention, identification, and prosecution of
15 fraud and other violations of law: *Provided*, That this ap-
16 propriation shall be available for employment pursuant to
17 the second sentence of section 706(a) of the Organic Act
18 of 1944 (7 U.S.C. 2225), and not to exceed \$150,000 shall
19 be available for employment under 5 U.S.C. 3109.

1 TITLE V
2 FOREIGN ASSISTANCE AND RELATED
3 PROGRAMS
4 FOREIGN AGRICULTURAL SERVICE AND GENERAL SALES
5 MANAGER
6 (INCLUDING TRANSFERS OF FUNDS)

7 For necessary expenses of the Foreign Agricultural
8 Service, including carrying out title VI of the Agricultural
9 Act of 1954, as amended (7 U.S.C. 1761–1768), market
10 development activities abroad, and for enabling the Sec-
11 retary to coordinate and integrate activities of the Depart-
12 ment in connection with foreign agricultural work, includ-
13 ing not to exceed \$128,000 for representation allowances
14 and for expenses pursuant to section 8 of the Act approved
15 August 3, 1956 (7 U.S.C. 1766), \$136,664,000, of which
16 \$3,231,000 may be transferred from the Export Loan
17 Program account in this Act, and \$1,066,000 may be
18 transferred from the Public Law 480 program account in
19 this Act: *Provided*, That up to \$3,000,000 shall be avail-
20 able in fiscal year 1999 for overseas inflation, subject to
21 documentation by USDA of actual overseas inflation and
22 deflation: *Provided further*, That the Service may utilize
23 advances of funds, or reimburse this appropriation for ex-
24 penditures made on behalf of Federal agencies, public and
25 private organizations and institutions under agreements

1 executed pursuant to the agricultural food production as-
2 sistance programs (7 U.S.C. 1736) and the foreign assist-
3 ance programs of the International Development Coopera-
4 tion Administration (22 U.S.C. 2392).

5 None of the funds in the foregoing paragraph shall
6 be available to promote the sale or export of tobacco or
7 tobacco products.

8 PUBLIC LAW 480 PROGRAM AND GRANT ACCOUNTS
9 (INCLUDING TRANSFERS OF FUNDS)

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 Agricultural Trade De-
13 velopment and Assistance Act of 1954, as amended (7
14 U.S.C. 1691, 1701–1715, 1721–1726, 1727–1727f,
15 1731–1736g), as follows: (1) \$226,900,000 for Public
16 Law 480 title I credit, including Food for Progress pro-
17 grams; (2) \$20,630,000 is hereby appropriated for ocean
18 freight differential costs for the shipment of agricultural
19 commodities pursuant to title I of said Act and the Food
20 for Progress Act of 1985, as amended; (3) \$837,000,000
21 is hereby appropriated for commodities supplied in connec-
22 tion with dispositions abroad pursuant to title II of said
23 Act; and (4) \$30,000,000 is hereby appropriated for com-
24 modities supplied in connection with dispositions abroad
25 pursuant to title III of said Act: *Provided*, That not to
26 exceed 15 percent of the funds made available to carry

1 out any title of said Act may be used to carry out any
 2 other title of said Act: *Provided further*, That such sums
 3 shall remain available until expended (7 U.S.C. 2209b).

4 For the cost, as defined in section 502 of the Con-
 5 gressional Budget Act of 1974, of direct credit agreements
 6 as authorized by the Agricultural Trade Development and
 7 Assistance Act of 1954, as amended, and the Food for
 8 Progress Act of 1985, as amended, including the cost of
 9 modifying credit agreements under said Act,
 10 \$176,596,000.

11 In addition, for administrative expenses to carry out
 12 the Public Law 480 title I credit program, and the Food
 13 for Progress Act of 1985, as amended, to the extent funds
 14 appropriated for Public Law 480 are utilized, \$1,881,000.

15 COMMODITY CREDIT CORPORATION EXPORT LOANS

16 PROGRAM ACCOUNT

17 (INCLUDING TRANSFERS OF FUNDS)

18 For administrative expenses to carry out the Com-
 19 modity Credit Corporation's export guarantee program,
 20 GSM 102 and GSM 103, \$3,820,000; to cover common
 21 overhead expenses as permitted by section 11 of the Com-
 22 modity Credit Corporation Charter Act and in conformity
 23 with the Federal Credit Reform Act of 1990, of which not
 24 to exceed \$3,231,000 may be transferred to and merged
 25 with the appropriation for the salaries and expenses of the

1 Foreign Agricultural Service, and of which not to exceed
2 \$589,000 may be transferred to and merged with the ap-
3 propriation for the salaries and expenses of the Farm
4 Service Agency.

5 EXPORT CREDIT

6 The Commodity Credit Corporation shall make avail-
7 able not less than \$5,500,000,000 in credit guarantees
8 under its export credit guarantee program extended to fi-
9 nance the export sales of United States agricultural com-
10 modities and the products thereof, as authorized by sec-
11 tion 202 (a) and (b) of the Agricultural Trade Act of 1978
12 (7 U.S.C. 5641).

13 EMERGING MARKETS EXPORT CREDIT

14 The Commodity Credit Corporation shall make avail-
15 able not less than \$200,000,000 in credit guarantees
16 under its export guarantee program for credit expended
17 to finance the export sales of United States agricultural
18 commodities and the products thereof to emerging mar-
19 kets, as authorized by section 1542 of Public Law 101-
20 624 (7 U.S.C. 5622 note).

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

8 For necessary expenses of the Food and Drug Ad-
9 ministration, including hire and purchase of passenger
10 motor vehicles; for rental of special purpose space in the
11 District of Columbia or elsewhere; and for miscellaneous
12 and emergency expenses of enforcement activities, author-
13 ized and approved by the Secretary and to be accounted
14 for solely on the Secretary's certificate, not to exceed
15 \$25,000; \$935,175,000, of which not to exceed
16 \$91,204,000 in fees pursuant to section 736 of the Fed-
17 eral Food, Drug, and Cosmetic Act may be credited to
18 this appropriation and remain available until expended:
19 *Provided*, That fees derived from applications received
20 during fiscal year 1997 shall be subject to the fiscal year
21 1997 limitation: *Provided further*, That none of these
22 funds shall be used to develop, establish, or operate any
23 program of user fees authorized by 31 U.S.C. 9701.

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

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

7 BUILDINGS AND FACILITIES

8 For plans, construction, repair, improvement, exten-
9 sion, alteration, and purchase of fixed equipment or facili-
10 ties of or used by the Food and Drug Administration,
11 where not otherwise provided, \$22,900,000, to remain
12 available until expended (7 U.S.C. 2209b).

13 RENTAL PAYMENTS (FDA)

14 (INCLUDING TRANSFERS OF FUNDS)

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

1 DEPARTMENT OF THE TREASURY
2 FINANCIAL MANAGEMENT SERVICE
3 PAYMENTS TO THE FARM CREDIT SYSTEM FINANCIAL
4 ASSISTANCE CORPORATION

5 For necessary payments to the Farm Credit System
6 Financial Assistance Corporation by the Secretary of the
7 Treasury, as authorized by section 6.28(c) of the Farm
8 Credit Act of 1971, as amended, for reimbursement of in-
9 terest expenses incurred by the Financial Assistance Cor-
10 poration on obligations issued through 1994, as author-
11 ized, \$7,728,000.

12 INDEPENDENT AGENCIES
13 COMMODITY FUTURES TRADING COMMISSION

14 For necessary expenses to carry out the provisions
15 of the Commodity Exchange Act, as amended (7 U.S.C.
16 1 et seq.), including the purchase and hire of passenger
17 motor vehicles; the rental of space (to include multiple
18 year leases) in the District of Columbia and elsewhere; and
19 not to exceed \$25,000 for employment under 5 U.S.C.
20 3109; \$60,101,000 including not to exceed \$1,000 for offi-
21 cial reception and representation expenses: *Provided*, That
22 the Commission is authorized to charge reasonable fees
23 to attendees of Commission sponsored educational events
24 and symposia to cover the Commission's costs of providing
25 those events and symposia, and notwithstanding 31 U.S.C.

1 3302, said fees shall be credited to this account, to be
2 available without further appropriation.

3 FARM CREDIT ADMINISTRATION

4 LIMITATION ON ADMINISTRATIVE EXPENSES

5 Not to exceed \$34,423,000 (from assessments col-
6 lected from farm credit institutions and from the Federal
7 Agricultural Mortgage Corporation) shall be obligated
8 during the current fiscal year for administrative expenses
9 as authorized under 12 U.S.C. 2249: *Provided*, That this
10 limitation shall not apply to expenses associated with re-
11 ceiverships.

12 TITLE VII—GENERAL PROVISIONS

13 SEC. 701. Within the unit limit of cost fixed by law,
14 appropriations and authorizations made for the Depart-
15 ment of Agriculture for the fiscal year 1998 under this
16 Act shall be available for the purchase, in addition to those
17 specifically provided for, of not to exceed 394 passenger
18 motor vehicles, of which 391 shall be for replacement only,
19 and for the hire of such vehicles.

20 SEC. 702. Funds in this Act available to the Depart-
21 ment of Agriculture shall be available for uniforms or al-
22 lowances therefor as authorized by law (5 U.S.C. 5901–
23 5902).

24 SEC. 703. Not less than \$1,500,000 of the appropria-
25 tions of the Department of Agriculture in this Act for re-

1 search and service work authorized by the Acts of August
2 14, 1946, and July 28, 1954 (7 U.S.C. 427, 1621–1629),
3 and by chapter 63 of title 31, United States Code, shall
4 be available for contracting in accordance with said Acts
5 and chapter.

6 SEC. 704. The cumulative total of transfers to the
7 Working Capital Fund for the purpose of accumulating
8 growth capital for data services and National Finance
9 Center operations shall not exceed \$2,000,000: *Provided*,
10 That no funds in this Act appropriated to an agency of
11 the Department shall be transferred to the Working Cap-
12 ital Fund without the approval of the agency adminis-
13 trator.

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

23 New obligational authority for the boll weevil pro-
24 gram; up to 10 percent of the screwworm program of the
25 Animal and Plant Health Inspection Service; funds appro-

1 priated for rental payments; funds for the Native Amer-
2 ican institutions endowment fund in the Cooperative State
3 Research, Education, and Extension Service, and funds
4 for the competitive research grants (7 U.S.C. 450i(b)),
5 shall remain available until expended.

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

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

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

1 SEC. 709. Notwithstanding any other provision of
2 this Act, commodities acquired by the Department in con-
3 nection with Commodity Credit Corporation and section
4 32 price support operations may be used, as authorized
5 by law (15 U.S.C. 714c and 7 U.S.C. 612c), to provide
6 commodities to individuals in cases of hardship as deter-
7 mined by the Secretary of Agriculture.

8 SEC. 710. None of the funds in this Act shall be avail-
9 able to reimburse the General Services Administration for
10 payment of space rental and related costs in excess of the
11 amounts specified in this Act; nor shall this or any other
12 provision of law require a reduction in the level of rental
13 space or services below that of fiscal year 1997 or prohibit
14 an expansion of rental space or services with the use of
15 funds otherwise appropriated in this Act. Further, no
16 agency of the Department of Agriculture, from funds oth-
17 erwise available, shall reimburse the General Services Ad-
18 ministration for payment of space rental and related costs
19 provided to such agency at a percentage rate which is
20 greater than is available in the case of funds appropriated
21 in this Act.

22 SEC. 711. None of the funds in this Act shall be avail-
23 able to restrict the authority of the Commodity Credit
24 Corporation to lease space for its own use or to lease space

1 on behalf of other agencies of the Department of Agri-
2 culture when such space will be jointly occupied.

3 SEC. 712. With the exception of grants awarded
4 under the Small Business Innovation Development Act of
5 1982, Public Law 97–219, as amended (15 U.S.C. 638),
6 none of the funds in this Act shall be available to pay
7 indirect costs on research grants awarded competitively by
8 the Cooperative State Research, Education, and Extension
9 Service that exceed 14 percent of total Federal funds pro-
10 vided under each award.

11 SEC. 713. Notwithstanding any other provisions of
12 this Act, all loan levels provided of this Act shall be consid-
13 ered estimates, not limitations.

14 SEC. 714. Appropriations to the Department of Agri-
15 culture for the cost of direct and guaranteed loans made
16 available in fiscal year 1998 shall remain available until
17 expended to cover obligations made in fiscal year 1998 for
18 the following accounts: the rural development loan fund
19 program account; the Rural Telephone Bank program ac-
20 count; the rural electrification and telecommunications
21 loans program account; and the rural economic develop-
22 ment loans program account.

23 SEC. 715. Such sums as may be necessary for fiscal
24 year 1998 pay raises for programs funded by this Act shall
25 be absorbed within the levels appropriated in this Act.

1 SEC. 716. Notwithstanding the Federal Grant and
2 Cooperative Agreement Act, marketing services of the Ag-
3 ricultural Marketing Service and the Animal and Plant
4 Health Inspection Service may use cooperative agreements
5 to reflect a relationship between Agricultural Marketing
6 Service or the Animal and Plant Health Inspection Service
7 and a State or Cooperator to carry out agricultural mar-
8 keting programs or to carry out programs to protect the
9 Nation's animal and plant resources.

10 SEC. 717. None of the funds in this Act may be used
11 to retire more than 5 per centum of the Class A stock
12 of the Rural Telephone Bank or to maintain any account
13 or subaccount within the accounting records of the Rural
14 Telephone Bank the creation of which has not specifically
15 been authorized by statute: *Provided*, That notwithstand-
16 ing any other provision of law, none of the funds appro-
17 priated or otherwise made available in this Act may be
18 used to transfer to the Treasury or to the Federal Financ-
19 ing Bank any unobligated balance of the Rural Telephone
20 Bank telephone liquidating account which is in excess of
21 current requirements and such balance shall receive inter-
22 est as set forth for financial accounts in section 505(c)
23 of the Federal Credit Reform Act of 1990.

24 SEC. 718. 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 United States Mink Export Devel-
5 opment Council or any mink industry trade association.

6 SEC. 719. Of the funds made available by this Act,
7 not more than \$1,000,000 shall be used to cover necessary
8 expenses of activities related to all advisory committees,
9 panels, commissions, and task forces of the Department
10 of Agriculture, except for panels used to comply with nego-
11 tiated rule makings and panels used to evaluate competi-
12 tively awarded grants.

13 SEC. 720. None of the funds appropriated in this Act
14 may be used to carry out the provisions of section 918
15 of Public Law 104–127, the Federal Agriculture Improve-
16 ment and Reform Act.

17 SEC. 721. No employee of the Department of Agri-
18 culture may be detailed or assigned from an agency or
19 office funded by this Act to any other agency or office
20 of the Department for more than 30 days unless the indi-
21 vidual’s employing agency or office is fully reimbursed by
22 the receiving agency or office for the salary and expenses
23 of the employee for the period of assignment.

24 SEC. 722. None of the funds appropriated or other-
25 wise made available by this Act shall be used to pay the

1 salaries and expenses of personnel who carry out an export
2 enhancement program if the aggregate amount of funds
3 and/or commodities under such program exceeds
4 \$150,000,000.

5 SEC. 723. None of the funds made available to the
6 Department of Agriculture by this Act may be used to ac-
7 quire new information technology systems or significant
8 upgrades, as determined by the Office of the Chief Infor-
9 mation Officer, without the approval of the Chief Informa-
10 tion Officer and the concurrence of the Executive Informa-
11 tion Technology Investment Review Board.

12 SEC. 724. Section 3(c) of the Federal Noxious Weed
13 Act of 1974 (7 U.S.C. 2802 (c)) is amended by inserting
14 before the period at the end the following: “, and includes
15 kudzu (*Pueraria lobata* De)”.

16 SEC. 725. Notwithstanding section 520 of the Hous-
17 ing Act of 1949, (42 U.S.C. 1490) the Martin Luther
18 King area of Pawley’s Island, South Carolina, located in
19 Georgetown County, shall be eligible for loans and grants
20 under section 504 of the Housing Act of 1949, as amend-
21 ed.

22 SEC. 726. None of the funds made available to the
23 Food and Drug Administration by this Act shall be used
24 to close or relocate the Food and Drug Administration Di-
25 vision of Drug Analysis in St. Louis, Missouri, or to pro-

1 ceed with a plan to close or consolidate the Food and Drug
2 Administration's Baltimore, Maryland, laboratory.

3 SEC. 727. The Secretary of Agriculture, before mak-
4 ing any reduction in the employee level required to carry
5 out a program or activity under the jurisdiction of the
6 Under Secretary for Rural Development, shall submit to
7 the Committee on Appropriations of the House of Rep-
8 resentatives and the Committee on Appropriations of the
9 Senate a plan (including the justification and cost savings)
10 for reducing the employee level below the level described
11 in the budget submitted by the President for fiscal year
12 1998.

13 This Act may be cited as the "Agriculture, Rural De-
14 velopment, Food and Drug Administration, and Related
15 Agencies Appropriations Act, 1998".

Calendar No. 116

105TH CONGRESS
1ST Session

S. 1033

[Report No. 105-51]

A BILL

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and for other purposes.

JULY 17, 1997

Read twice and placed on the calendar