

AMENDMENTS ADOPTED TO THE  
AGRICULTURE APPROPRIATIONS BILL  
FOR FY 2015

Full Committee Markup  
House Appropriations Committee  
Thursday, May 29, 2014

1

Admitted  
adopted vv

**Managers' Amendment to the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Bill, FY 2015**

In the bill:

Page 36, line 4 – strike “INTERMEDIATE” and insert “INTERMEDIARY”.

Page 36, line 7 – strike “Intermediate” and insert “Intermediary”.

Page 36, line 10 – strike “Intermediate” and insert “Intermediary”.

Page 42, line 6 – strike “\$34,872,000” and insert “\$24,077,000”.

Page 44, beginning line 8 – strike “in rural counties designated in 40 U.S.C. 14102”.

Page 79, line 18 – insert before the Spending Reduction Account the following:

“SEC. \_\_\_\_ . It is the sense of Congress that Congress ---

(1) celebrates May 8, 2014, as the 100<sup>th</sup> anniversary of the enactment of the Smith-Lever Act and recognizes the significance of the establishment of a nationwide Cooperative Extension System;

(2) encourages the people of the United States to observe and celebrate the centennial with a focus on launching an innovative and sustainable future for the Cooperative Extension System;

(3) honors the university faculty and local educators who dedicate careers to providing trusted educational programs to help people, families, youth, businesses, and communities solve problems, develop skills, and build a better future;

(4) thanks the volunteers who provide thousands of hours to promote excellence for 4-H Clubs, the Master Gardeners program, the Family and Consumer Sciences program, and other programs of the Cooperative Extension System in their communities;

(5) encourages continued collaboration and cooperation among Federal, State, and local governments to assure the sustainability of the Cooperative Extension System as the premiere non-formal educational network in the United States; and

(6) celebrates millions of youth, adults, families, farmers, ranchers, community leaders, and others who engage in cooperative extension learning opportunities designed to extend knowledge and change lives.”

In the report:

Page 14 – After the fourth paragraph, insert:

“*Cooperative Agreements.*—The Committee encourages ARS to work with university partners to ensure long-term maintenance and infrastructure needs can be addressed within current permit and lease arrangements.”

Page 19 – In the table, at the line, *Subtotal, Agency Management*, strike “50,235,000” and insert “51,964,000”.

Page 22 – After the third paragraph, insert:

*“Conehead Termite.—*The Committee is concerned about the threat the recently introduced conehead termite poses to agricultural crops, trees and shrubs, wood and paper products, as well as homes and other structures. Fortunately, the geographic scope of this invasive species is still limited. However, without expeditious action the conehead termite will gain a foothold, spread throughout the country, and have a significant economic impact. Therefore, the Committee directs APHIS to make it a priority to provide States that the conehead termite has invaded with the technical assistance needed to develop, implement, and administer an effective eradication program.”

Page 22 – After the above paragraph, insert:

*“Customs and Border Protection and USDA Inspection.—*International trade is a vital part of the Nation’s economy. However, the discrepancy between USDA and Customs and Border Protection (CBP) handling of inbound goods transportation has led to confusion and increased risk for multiple parties. The Committee directs USDA to report to the Appropriations Committees of the House and Senate within 90 days of enactment of this Act on how USDA and CBP processes can be streamlined and how liability standards can be brought in sync for cargo that is released to a warehouse, released to a buyer in the United States, or exported to a foreign country.”

Page 22 – After the above paragraph, insert:

*“Agricultural Quarantine and Inspection (AQI).—*The Committee is aware of the proposed rules regarding adjustment to fees for AQI services and overtime reimbursement rates. The proposed rule related to AQI services includes the increase of some existing fees and the establishment of several new fees that will affect a wide variety of industries, including pest treatment providers, international and domestic shippers, and importers. Many of these services are not currently subject to a fee and strong evidence was not presented in the proposed rule to support the need for these new fees. The agency should exercise due diligence in determining the comprehensive impacts of these new fees on the related industries, especially given the coupling effect of the increased overtime reimbursement rates. The Committee encourages the agency to fully analyze these impacts, including extending the public comment period and consulting with stakeholders to allow ample time for those impacted by the fees to provide input.”

Page 22 – Under Agricultural Marketing Service, Committee Provisions, strike the second sentence in the second paragraph.

Page 39 – Strike “INTERMEDIATE” and insert “INTERMEDIARY”.

Page 39 – Strike “Intermediate” and insert “Intermediary”.

Page 44 – After “Committee Provisions”, strike the first two full paragraphs and insert the following:

“For the Child Nutrition Programs, the Committee provides \$20,523,795,000. Included in this total is \$25,000,000 for school meals equipment grants and \$27,000,000 for summer electronic benefit transfer (EBT) pilot projects. In carrying out summer EBT projects, the Committee encourages FNS to select populations in both rural and urban areas that have not been piloted.”

Page 63 – Before “Buildings and Facilities”, insert:

“*Compassionate Use.*—The Committee is concerned with a lack of useful data regarding the number of Expanded Access (sometimes called compassionate use) requests made on behalf of patients that are denied by sponsors of investigational products. In order to obtain an accurate understanding of the scope of this problem, the Committee requests that GAO conduct a review of how FDA is working with all stakeholders to accelerate the approval of innovative, safe, and effective medicines and how FDA takes into account safety and efficacy data from Expanded Access programs.”

Page 63 – After the above paragraph, insert:

“*Sunscreen Labeling Regulations.*—The Committee is pleased that FDA finalized regulations establishing significant new labeling and testing requirements for products marketed under FDA's monograph for over-the-counter sunscreen drug products. The Committee directs the FDA to finalize its proposed rule limiting the maximum Sun Protection Factor to '50' or '50+' and issue a proposed rule to establish testing and labeling standards for sunscreen sprays.”

Page 63 – Under the “Commodity Futures Trading Commission”, “Committee Provisions”, strike “\$2,574,000” and insert “\$1,885,000”.

Page 85 – Strike “Intermediate” and insert “Intermediary”.

4

## Kingston Amendment

Kingston  
Adopted  
VV

In the bill,  
After the item relating to "Agricultural Research Service—Salaries and Expenses" insert the following:

### BUILDINGS AND FACILITIES

For the acquisition of land, construction, repair, improvement, extension, alteration, and purchase of fixed equipment or facilities as necessary to carry out the agricultural research programs of the Department of Agriculture, where not otherwise provided, \$155,000,000 to remain available until expended.

In the item related to "Office of the Secretary" reduce the aggregate dollar amount by \$5,000,000; reduce the amount available for Departmental Administration by \$2,500,000; and reduce the amount available for the Office of Communications by \$2,500,000.

In the item related to "Agriculture Buildings and Facilities" reduce the aggregate dollar amount by \$10,000,000.

In the item related to "Rural Utilities Service—Rural Water and Waste Disposal Program Account" reduce the aggregate dollar amount by \$140,000,000.

In the Committee Report, after the item relating to "Agricultural Research Service - Salaries and Expenses" insert the following:

BUILDINGS AND FACILITIES

2014 appropriation .....	\$ ---
2015 budget estimate .....	155,000,000
Provided in the bill: .....	155,000,000
Comparison:	
2014 appropriation .....	+155,000,000
2015 estimate .....	---

COMMITTEE PROVISIONS

For ARS Buildings and Facilities, the Committee provides an appropriation of \$155,000,000 for priorities identified in the USDA Agricultural Research Service Capital Investment Strategy, April 2012.

Moran

Adopted  
28-22

6

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. MORAN OF VIRGINIA**

At the end of the bill (before the spending reduction account), insert the following new section:

1       SEC. \_\_\_\_\_. None of the funds made available in this  
2 Act may be used to pay the salaries or expenses of per-  
3 sonnel to—

4           (1) inspect horses under section 3 of the Fed-  
5 eral Meat Inspection Act (21 U.S.C. 603);

6           (2) inspect horses under section 903 of the  
7 Federal Agriculture Improvement and Reform Act of  
8 1996 (7 U.S.C. 1901 note; Public Law 104-127); or

9           (3) implement or enforce section 352.19 of title  
10 9, Code of Federal Regulations.



7

Cole Amendment

In the Committee report,  
On Page 63 – After the first paragraph, insert:

Cole  
Adopted  
VV

*“Scientific Integrity.*—Pursuant to the President’s 2009 memorandum and as directed by the Office of Science and Technology Policy, FDA adopted a scientific integrity policy in 2012. It appears to conform to the President’s directive by maintaining a firm commitment to science-based, data-driven decision making, facilitating the free flow of scientific and technical information, and requiring a fair and transparent approach to resolving scientific disputes. The Committee directs the Commissioner to ensure all FDA centers agencies are complying with the policy and using it to guide their policy and regulatory decisions.”



DeLauro 1

- Pingree

Approved  
VV

8

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MS. DELAURO OF CONNECTICUT**

At the end of the bill (before the short title), insert  
the following:

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

☒

11

**AMENDMENT TO AGRICULTURE AND RURAL  
DEVELOPMENT APPROPRIATIONS BILL  
OFFERED BY MR. NUNNELEE OF MISSISSIPPI**

Nunnelee  
Adopted  
VV

In the Committee report, before "Buildings and Facilities" on page 63, insert the following:

"Calorie Display in Vending Machines.-The Committee is also concerned with FDA's proposed rule to regulate Food Labeling and Calorie Labeling of Articles of Food in Vending Machines. To meet the requirements of the law, FDA should accept a clear, visible display of calories on the front of the package of articles of food sold from a vending machine or on the front of the vending machine as meeting such requirements."