

103D CONGRESS  
1ST SESSION

# H. R. 967

To amend the Federal Insecticide, Fungicide, and Rodenticide Act with respect to minor use pesticides.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 18, 1993

Mr. DE LA GARZA (for himself, Mr. ROBERTS, Mr. STENHOLM, Mr. SMITH of Oregon, Mr. THOMAS of California, Mr. ROWLAND, Mr. INSLEE, Mr. KOPETSKI, Mr. LEHMAN, Mr. FAZIO, Mr. DOOLEY, and Mr. CONDIT) introduced the following bill; which was referred to the Committee on Agriculture

JULY 9, 1993

Additional Sponsors: Mr. LAROCO, Mr. HENRY, Mr. RAVENEL, Mr. STUMP, Mr. PAXON, Mr. SWIFT, Mr. BARRETT of Nebraska, Mr. CAMP, Mr. ALLARD, Mr. UPTON, Mr. GEKAS, Mr. MCHUGH, Mr. LEWIS of Florida, Mr. LEWIS of California, Mr. GALLEGLY, Mr. BOEHNER, Mr. EMERSON, Mr. DOOLITTLE, Mr. KINGSTON, Mr. GILLMOR, Mr. KANJORSKI, Mr. MCDADE, Mr. HOLDEN, Mr. QUILLEN, Mr. HUGHES, Mr. KYL, Mr. JOHNSON of South Dakota, Mr. ROTH, Mr. SMITH of Michigan, Mr. ORTON, Mr. PACKARD, Mr. EWING, Mr. PASTOR, Mr. SPRATT, Mr. POMEROY, Mr. BARCIA of Michigan, Ms. SLAUGHTER, Mr. NUSSLE, Mr. BACCUS of Florida, Mr. BONILLA, Mr. HOEKSTRA, Mr. BLILEY, Mr. SHAW, Mr. CRAPO, Mr. KOLBE, Mr. HOUGHTON, Mr. ENGLISH of Oklahoma, Mr. CANADY, Mr. MCCANDLESS, Mr. DORNAN, Mr. BEREUTER, Mr. SARPALIUS, Mr. MOORHEAD, Mr. SISISKY, Mr. POMBO, Mr. WALSH, Mr. DICKEY, Mr. PETERSON of Minnesota, Mr. RIDGE, Mr. HANSEN, Mr. WALKER, Mr. OLVER, Mr. DREIER, Mr. MATSUI, Mr. SANTORUM, Mr. HERGER, Mr. BAKER of Louisiana, Mr. BISHOP, Mr. CLYBURN, Mr. GUNDERSON, Mr. DARDEN, Mrs. THURMAN, Mr. TRAFICANT, Mrs. FOWLER, Mr. BATEMAN, Mr. CALVERT, Mr. GILMAN, Mr. MCCOLLUM, Ms. SNOWE, Mr. BEVILL, Mr. FIELDS of Texas, Mr. ANDREWS of New Jersey, Mr. ZELIFF, Mr. JOHNSTON of Florida, Mr. BAKER of California, Mr. JOHNSON of Georgia, Mr. CASTLE, Mr. GOODLING, and Mr. STEARNS

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# A BILL

To amend the Federal Insecticide, Fungicide, and Rodenticide Act with respect to minor use pesticides.

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

3 **SECTION 1. SHORT TITLE AND REFERENCE.**

4       (A) SHORT TITLE.—This Act may be cited as the  
5 “Minor Crop Pesticides Act of 1993 ”.

6       (b) REFERENCE.—Whenever in this Act an amend-  
7 ment or repeal is expressed in terms of an amendment  
8 to, or repeal of, a section or other provision, the reference  
9 shall be considered to be made to a section or other provi-  
10 sion of the Federal Insecticide, Fungicide, and  
11 Rodenticide Act.

12 **SEC. 2. MINOR USE OF PESTICIDES.**

13       (a) DEFINITION.—Section 2 (7 U.S.C. 136) is  
14 amended by adding at the end the following:

15           “(hh) MINOR USE.—The term ‘minor use’  
16 means the use of a pesticide on an animal, on a  
17 commercial agricultural crop or site, or for the pro-  
18 tection of public health where—

19           “(1) the Administrator, in consultation  
20 with the Secretary of Agriculture, determines  
21 that, based on information provided by an ap-  
22 plicant, the use does not provide sufficient eco-

1            nomic incentive to support the initial registra-  
2            tion or continuing registration of a pesticide for  
3            such use; and

4            “(2) the Administrator has not determined  
5            that, based on existing data, such use presents  
6            a risk of an unreasonable adverse effect on the  
7            environment.”.

8            (b) EXCLUSIVE DATA USE.—Section 3(c)(1)(F) (7  
9            U.S.C. 136a(c)(1)(F)) is amended by redesignating clause  
10           (iii) as clause (iv) and by inserting after clause (ii) the  
11           following:

12                    “(iii) With respect to data submitted  
13                    after the date of the enactment of this  
14                    clause by an applicant or registrant to sup-  
15                    port an amendment adding a new use to  
16                    an existing registration, to support or  
17                    maintain in effect an existing registration,  
18                    to support a new application for registra-  
19                    tion, or to support a reregistration, if such  
20                    data relates solely to a minor use of a pes-  
21                    ticide, such data shall not, without the  
22                    written permission of the original data  
23                    submitter, be considered by the Adminis-  
24                    trator to support an application for a  
25                    minor use by another person during a pe-

1           riod of 10 years following the date of sub-  
2           mission of such data. If the minor use reg-  
3           istration which is supported by data sub-  
4           mitted pursuant to this subsection is vol-  
5           untarily canceled or if such data are subse-  
6           quently used to support a non-minor use,  
7           the data shall no longer be subject to the  
8           exclusive use provisions of this clause but  
9           shall instead be considered by the Adminis-  
10          trator in accordance with the provisions of  
11          clauses (i) or (ii), as appropriate.”.

12          (c) TIME EXTENSIONS FOR DEVELOPMENT OF  
13          MINOR USE DATA.—

14               (1) DATA CALL-IN.—Subparagraph (B) of sec-  
15          tion 3(c)(2) (7 U.S.C. 136a(c)(2)(B)) is amended by  
16          adding at the end the following:

17                       “(vi) Upon the request of a registrant, the  
18          Administrator shall, in the case of a minor use,  
19          extend the deadline for the production of resi-  
20          due chemistry data under this subsection for  
21          data required solely to support that minor use  
22          until 2 years after the final deadline for submis-  
23          sion of data for the other uses of the pesticide  
24          if—

1           “(I) the data to support other uses of  
2           the pesticide are being provided;

3           “(II) the registrant, in submitting a  
4           request for such an extension, provides a  
5           schedule, including interim dates to meas-  
6           ure progress, to assure that the data pro-  
7           duction will be completed before the expi-  
8           ration of the extension period;

9           “(III) the Administrator has deter-  
10          mined that such extension will not signifi-  
11          cantly delay the Administrator’s schedule  
12          for issuing a reregistration eligibility deter-  
13          mination required under section 4; and

14          “(IV) the Administrator has deter-  
15          mined in writing that based on existing  
16          data, such extension would not signifi-  
17          cantly increase the risk of any unreason-  
18          able adverse effect on the environment.

19          If the Administrator grants an extension under  
20          this clause, the Administrator shall monitor the  
21          development of the data and shall ensure that  
22          the registrant is meeting the schedule for the  
23          production of the data. If the Administrator de-  
24          termines that the registrant is not meeting the  
25          schedule for the production of such data, the

1 Administrator may proceed in accordance with  
2 clause (iv) regarding the continued registration  
3 of the minor use and shall inform the public of  
4 such action. If, during the extension period, the  
5 Administrator is furnished data which are suffi-  
6 cient to determine that an unreasonable adverse  
7 effect exists involving the minor use of the pes-  
8 ticide, the Administrator shall provide, in writ-  
9 ing, to the registrant, a notice revoking the ex-  
10 tension of time for submission of data. Such  
11 data shall instead be due within 30 days of re-  
12 ceipt of such notice by the registrant. Nothing  
13 in this clause shall preclude the Administrator  
14 from proceeding in accordance with the provi-  
15 sion of section 6.”.

16 (2) REREGISTRATION.—Sections 4(d)(4)(B),  
17 4(e)(2)(B), and 4(f)(2)(B) (7 U.S.C. 136a-  
18 1(d)(4)(B), (e)(2)(B), and (f)(2)(B)) are each  
19 amended by adding at the end the following: “Upon  
20 the request of a registrant, the Administrator shall,  
21 in the case of a minor use, extend the deadline for  
22 the production of residue chemistry data under this  
23 subsection for data required solely to support that  
24 minor use until 2 years after the final deadline for

1 submission of data for the other uses of the pesticide  
2 if—

3 “(i) the data to support other uses of  
4 the pesticide are being provided;

5 “(ii) the registrant, in submitting a  
6 request for such an extension provides a  
7 schedule, including interim dates to meas-  
8 ure progress, to assure that the data pro-  
9 duction will be completed before the expi-  
10 ration of the extension period;

11 “(iii) the Administrator has deter-  
12 mined that such extension will not signifi-  
13 cantly delay the Administrator’s schedule  
14 for issuing a reregistration eligibility deter-  
15 mination required under this section; and

16 “(iv) the Administrator has deter-  
17 mined in writing that based on existing  
18 data, such extension would not signifi-  
19 cantly increase the risk of any unreason-  
20 able adverse effect on the environment.

21 If the Administrator determines that the reg-  
22 istrant is not meeting the schedule for the pro-  
23 duction of such data, the Administrator may  
24 proceed in accordance with section  
25 3(c)(2)(B)(iv) regarding the continued registra-

1           tion of the minor use and shall inform the pub-  
2           lic of such action. If, during the extension pe-  
3           riod, the Administrator is furnished data which  
4           are sufficient to determine that an unreasonable  
5           adverse effect exists involving the minor use of  
6           the pesticide, the Administrator shall provide,  
7           in writing, to the registrant, a notice revoking  
8           the extension of time for submission of data.  
9           Such data shall instead be due within 30 days  
10          of receipt of such notice by the registrant.  
11          Nothing in this subparagraph shall preclude the  
12          Administrator from proceeding in accordance  
13          with the provisions of section 6.”.

14          (d) MINOR USE WAIVER.—Section 3(c)(2) (7 U.S.C.  
15 136a(c)(2)) is amended—

16           (1) by inserting “IN GENERAL” after “(A)”, by  
17           inserting “ADDITIONAL DATA” after “(B)”, and by  
18           inserting “SIMPLIFIED PROCEDURES” after “(C)”,  
19           and

20           (2) by adding at the end the following:

21           “(E) MINOR USE WAIVER.—In handling  
22           the registration of a pesticide for a minor use,  
23           the Administrator may waive otherwise applica-  
24           ble data requirements if the Administrator de-

1           termines that the absence of such data will not  
2           prevent the Administrator from determining—

3                   “(i) the incremental risk presented by  
4                   the minor use of the pesticide, and

5                   “(ii) that such risk, if any, would not  
6                   be an unreasonable adverse effect on the  
7                   environment.”.

8           (e) EXPEDITING MINOR USE REGISTRATIONS.—Sec-  
9           tion 3(c)(3) (7 U.S.C. 136a(c)(3)) is amended—

10           (1) by inserting after “(A)” the following: “IN  
11           GENERAL.—,

12           (2) by inserting after “(B)” the following:  
13           “IDENTICAL OR SUBSTANTIALLY SIMILAR”.—, and

14           (3) by adding at the end the following:

15                   “(C) MINOR USE REGISTRATION.—

16                   “(i) The Administrator shall, as expe-  
17                   ditiously as possible, review and act on any  
18                   application (I) that proposes the initial  
19                   registration of a new pesticide active ingre-  
20                   dient if the active ingredient is proposed to  
21                   be registered solely for minor uses or for  
22                   non-minor uses and significant minor uses,  
23                   or (II) for a registration amendment that  
24                   proposes a new minor use for an existing  
25                   pesticide.

1 “(ii) For the purposes of clause (i)—

2 “(I) the term ‘as expeditiously as  
3 possible’ means that the Adminis-  
4 trator shall complete a review and  
5 evaluation of all data submitted with  
6 the application, to the greatest extent  
7 practicable, no later than 6 months  
8 after the submission of the applica-  
9 tion, and

10 “(II) the term ‘significant minor  
11 uses’ means 3 or more minor uses  
12 proposed for every non-minor use, a  
13 minor use that would, in the judgment  
14 of the Administrator, serve as a re-  
15 placement for any use which has been  
16 canceled in the 5 years preceding the  
17 receipt of the application, or a minor  
18 use that in the opinion of the Admin-  
19 istrator would avoid the reissuance of  
20 an emergency exemption under section  
21 18 for that minor use.

22 “(D) ADEQUATE TIME FOR SUBMISSION  
23 OF MINOR USE DATA.—If a registrant makes  
24 a good faith request for a minor use waiver re-  
25 garding data required by the Administrator

1           pursuant to paragraph (2)(B), and if the Ad-  
2           ministrators denies in whole or in part such data  
3           waiver request, the registrant shall have a full  
4           time period for providing such data. Such full  
5           time period extension shall not be available if  
6           the Administrator determines that the data  
7           waiver request was not made in good faith. Any  
8           determination by the Administrator that a data  
9           waiver request was not submitted in good faith  
10          shall be made in writing to the registrant and  
11          shall be subject to judicial review under the pro-  
12          cedures prescribed by section 16(b).”.

13          (f)   CONDITIONAL REGISTRATION FOR MINOR  
14   USES.—Section 3(c)(7) (7 U.S.C. 136a(c)(7)) is amended  
15   by inserting “IN GENERAL” after “(A)”, by inserting  
16   “CONDITIONAL AMENDMENT” after “(B)”, by inserting  
17   “CONDITIONAL REGISTRATION” after “(C)”, and by add-  
18   ing at the end the following:

19                   “(D) ADDITIONAL MINOR USES.—

20                           “(i) The Administrator shall condi-  
21                           tionally amend the registration of a pes-  
22                           ticide to permit additional minor uses of  
23                           such pesticide notwithstanding that data  
24                           concerning the pesticide may be insuffi-  
25                           cient to support an unconditional registra-

1                   tion amendment, if the Administrator de-  
2                   termines that—

3                   “(I) the applicant has submitted  
4                   satisfactory data pertaining to the  
5                   proposed additional minor use, and

6                   “(II) amending the registration  
7                   in the manner proposed by the appli-  
8                   cant would not significantly increase  
9                   the risk of any unreasonable adverse  
10                  effect on the environment.

11                  “(ii) Notwithstanding clause (i), no  
12                  registration of a pesticide may be amended  
13                  to permit an additional minor use of such  
14                  pesticide if the Administrator has issued a  
15                  notice stating that such pesticide, or any  
16                  ingredient thereof, meets or exceeds risk  
17                  criteria associated in whole or in part with  
18                  human dietary exposure enumerated in  
19                  regulations issued under this Act, and dur-  
20                  ing the pendency of any risk-benefit eval-  
21                  uation initiated by such notice, if—

22                  “(I) the additional minor use of  
23                  such pesticide involves a major food or  
24                  feed crop, or

1           “(II) the additional minor use of  
2           such pesticide involves a minor food  
3           or feed crop and the Administrator  
4           determines, with the concurrence of  
5           the Secretary of Agriculture, there is  
6           available an effective alternative pes-  
7           ticide that does not meet or exceed  
8           such risk criteria.

9           “(iii) An applicant seeking amended  
10          registration under this subparagraph shall  
11          submit such data as would be required to  
12          obtain registration of a similar pesticide  
13          under paragraph (5). If the applicant is  
14          unable to submit an item of data (other  
15          than data pertaining to the proposed addi-  
16          tional minor use) because it has not yet  
17          been generated, the Administrator shall  
18          amend the registration under such condi-  
19          tions as will require the submission of such  
20          data not later than the time such data are  
21          required to be submitted with respect to  
22          similar pesticides already registered under  
23          this Act. The determinations required  
24          under this clause shall be made by the Ad-  
25          ministrator in writing to the registrant and

1 shall be subject to judicial review under the  
2 procedures prescribed by section 16(b).”.

3 (g) EXPEDITED CONDITIONAL REGISTRATION TO  
4 REPLACE PREVIOUSLY CANCELED REGISTRATIONS OR  
5 DELETED USES ON A ONE-TIME BASIS.—Section 3(c)(7)  
6 (7 U.S.C. 136a(c)(7)), as amended by subsection (f), is  
7 amended by adding at the end the following:

8 “(E) CONDITIONAL MINOR USE REGISTRA-  
9 TION.—The Administrator may conditionally  
10 register or amend the registration of a pesticide  
11 for a minor use if the registrant establishes  
12 that—

13 “(i) the active ingredient is being sup-  
14 ported for reregistration as required by  
15 section 4 of this Act;

16 “(ii) the minor use proposed for reg-  
17 istration was a registered use of a product  
18 that has been canceled, proposed for can-  
19 cellation, or deleted as a use under section  
20 4 or section 6 of this Act after December  
21 24, 1988; and

22 “(iii) the use directly requires only  
23 residue chemistry data for reregistration.

24 Before granting the conditional registration, the  
25 Administrator must determine that approval of

1 the registration or amendment in the manner  
2 proposed by the applicant would not signifi-  
3 cantly increase the risk of an unreasonable ad-  
4 verse effect on the environment, and that there  
5 is an existing tolerance for the use. The appli-  
6 cant shall either commit to the submission of  
7 data required for reregistration of the pesticide  
8 or use by the final deadline, established as of  
9 the date of the approval of the application, for  
10 the submission of the last data needed to sup-  
11 port registration of the pesticide active ingredi-  
12 ent, or agree to cease distribution and sale of  
13 the pesticide by this date. In cases where the  
14 registrant has committed to the submission of  
15 data, the Administrator may extend the expira-  
16 tion date for the conditional registration to a  
17 date 6 months past the scheduled data submis-  
18 sion date to allow time for Agency review of the  
19 application. Distribution and sale by the reg-  
20 istrant of pesticides registered for the use must  
21 cease on the expiration date. The Administrator  
22 shall provide expedited review of any application  
23 under this section in accordance with the provi-  
24 sions in paragraph (3). The Administrator may  
25 take action at any time prior to the established

1 date to order deletion of uses approved under  
2 this subsection, if no registrant is fulfilling  
3 commitments for other uses, or if the Adminis-  
4 trator becomes aware that the delay may result  
5 in a risk of an unreasonable adverse effect on  
6 the environment. If the registrant does not vol-  
7 untarily comply with the order by requesting  
8 deletion of use, the Administrator may cancel  
9 registrations with the use by order without a  
10 hearing. All applications for such conditional  
11 registration or amendment must be submitted  
12 to the Administrator within 1 year after the  
13 date of enactment of this provision.”.

14 (h) TEMPORARY EXTENSION OF REGISTRATION FOR  
15 UNSUPPORTED MINOR USES.—

16 (1) REREGISTRATION.—

17 (A) Sections 4(d)(6) and 4(f)(3) (7 U.S.C.  
18 136a–1(d)(6) and (f)(3)) are each amended by  
19 adding at the end the following: “If the reg-  
20 istrant is not supporting a specific minor use of  
21 the pesticide, but is supporting and providing  
22 data in a timely fashion to support other food  
23 uses the Administrator, at the written request  
24 of the registrant, shall not take any action pur-  
25 suant to this paragraph in regard to such un-

1 supported minor use until the final deadline for  
2 the submission of data for the supported uses  
3 under this paragraph. Upon receipt of the re-  
4 quest from the registrant, the Administrator  
5 shall publish in the Federal Register a notice of  
6 the receipt of the request and the effective date  
7 upon which the uses not being supported will be  
8 voluntarily deleted from the registration. Not-  
9 withstanding the provisions of this paragraph,  
10 the Administrator may take action to cancel or  
11 suspend such minor use, pursuant to section 6,  
12 if the Administrator determines that the con-  
13 tinuation of the minor use may cause an unrea-  
14 sonable adverse effect on the environment.”.

15 (B) Section 4(e)(3)(A) (7 U.S.C. 136a-  
16 1(e)(3)(A)) is amended by adding at the end  
17 the following: “If the registrant is not support-  
18 ing a specific minor use of the pesticide, but is  
19 supporting and providing data in a timely fash-  
20 ion to support other uses, the Administrator, at  
21 the written request of the registrant, shall not  
22 take any action pursuant to this subparagraph  
23 in regard to such unsupported minor use until  
24 the final deadline for the submission of data for  
25 the supported uses under this subparagraph.

1           Upon receipt of the request from the registrant,  
2           the Administrator shall publish in the Federal  
3           Register a notice of the receipt of the request  
4           and the effective date upon which the uses not  
5           being supported will be voluntarily deleted from  
6           the registration. Notwithstanding the provisions  
7           of this subparagraph, the Administrator may  
8           take action to cancel or suspend such minor  
9           use, pursuant to section 6, if the Administrator  
10          determines that the continuation of the minor  
11          use may cause an unreasonable adverse effect  
12          on the environment .”.

13           (2) DATA.—Section 3(c)(2)(B) (7 U.S.C.  
14          136a(c)(2)(B)), as amended by subsection (c), is  
15          further amended by adding at the end the following:

16                   “(vii) If the registrant is not supporting a  
17                   specific minor use of the pesticide, but is sup-  
18                   porting and providing data in a timely fashion  
19                   to support other uses, the Administrator, at the  
20                   written request of the registrant, shall not take  
21                   any action pursuant to this subparagraph in re-  
22                   gard to such unsupported minor use until the  
23                   final deadline for the submission of data for the  
24                   supported uses under this paragraph. Upon re-  
25                   ceipt of the request from the registrant, the Ad-

1            administrator shall publish in the Federal Reg-  
2            ister a notice of the receipt of the request and  
3            the effective date upon which the uses not being  
4            supported will be voluntarily deleted from the  
5            registration. Notwithstanding the provisions of  
6            this subparagraph, the Administrator may take  
7            action to cancel or suspend such minor use,  
8            pursuant to section 6, if the Administrator de-  
9            termines that the continuation of the minor use  
10          would violate the criteria contained in section  
11          6.”.

12          (i) UTILIZATION OF DATA FOR VOLUNTARILY CAN-  
13          CELED CHEMICALS.—Section 6(f) (7 U.S.C. 136d) is  
14          amended by adding at the end the following:

15                “(4) UTILIZATION OF DATA FOR VOLUNTARILY  
16          CANCELED CHEMICALS.—When an application is  
17          filed with the Administrator for the registration of  
18          a pesticide for a minor use not later than 2 years  
19          after another registrant voluntarily cancels its reg-  
20          istration for an identical or substantially similar pes-  
21          ticide for an identical or substantially similar use,  
22          the Administrator shall process, review, and evaluate  
23          the pending application as if the voluntary cancella-  
24          tion had not yet taken place for purposes of the use  
25          of data from such registration, except that the Ad-



1 **“SEC. 31. DEPARTMENT OF AGRICULTURE MINOR USE PRO-**  
2 **GRAM.**

3 “(a) PROGRAM.—The Department of Agriculture  
4 shall assure coordination through establishment of a  
5 minor use program, of its responsibilities, including ad-  
6 ministering the IR-4 Program and the National Agricul-  
7 tural Pesticide Impact Assessment Program, supporting  
8 IPM research, consulting with growers to develop data for  
9 minor uses, and assisting minor use registrations, toler-  
10 ances, and reregistrations with the Environmental Protec-  
11 tion Agency.

12 “(b) MATCHING FUND PROGRAM.—

13 “(1) ESTABLISHMENT.—The Secretary of Agri-  
14 culture shall establish a minor use matching fund  
15 program. The matching fund program shall be uti-  
16 lized to ensure the continued availability of minor  
17 use crop protection chemicals, including the develop-  
18 ment of data to support minor use pesticide registra-  
19 tions and reregistrations. Access to the matching  
20 fund program shall be available to any entity which  
21 desires to develop data to support minor use reg-  
22 istrations. Priority for access to the fund shall be  
23 given those entities that do not directly receive funds  
24 from the sale of products registered on minor uses.  
25 Any entity that seeks such matching funds shall be  
26 required to match such matching funds with an

1 equal amount of its own funds. Any data developed  
2 through the matching fund program shall be jointly  
3 owned by the Department of Agriculture and by the  
4 entity that receives such funding. Such data may be  
5 utilized by other entities for the purpose of seeking  
6 registrations and tolerances, if such entities receive  
7 written permission from the Department of Agri-  
8 culture and the entity that produced the data. All  
9 fees received by the Department of Agriculture in  
10 return for the use of such data under the matching  
11 fund program shall be returned to a revolving fund  
12 which will support the matching fund program.

13 “(2) AUTHORIZATION.— There is authorized to  
14 be appropriated for the revolving fund for the  
15 matching fund program an annual sum not to ex-  
16 ceed \$10,000,000.”.

○

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