

Union Calendar No. 110

105TH CONGRESS
1ST SESSION

H. R. 2160

[Report No. 105-178]

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.

IN THE HOUSE OF REPRESENTATIVES

JULY 14, 1997

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

A BILL

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

1 tion, and Related Agencies programs for the fiscal year
2 ending September 30, 1998, and for other purposes,
3 namely:

4 TITLE I

5 AGRICULTURAL PROGRAMS

6 PRODUCTION, PROCESSING, AND MARKETING

7 OFFICE OF THE SECRETARY

8 (INCLUDING TRANSFERS OF FUNDS)

9 For necessary expenses of the Office of the Secretary
10 of Agriculture, and not to exceed \$75,000 for employment
11 under 5 U.S.C. 3109, \$2,836,000: *Provided*, That not to
12 exceed \$11,000 of this amount, along with any unobli-
13 gated balances of representation funds in the Foreign Ag-
14 ricultural Service, shall be available for official reception
15 and representation expenses, not otherwise provided for,
16 as determined by the Secretary.

17 EXECUTIVE OPERATIONS

18 CHIEF ECONOMIST

19 For necessary expenses of the Chief Economist, in-
20 cluding economic analysis, risk assessment, cost-benefit
21 analysis, and the functions of the World Agricultural Out-
22 look Board, as authorized by the Agricultural Marketing
23 Act of 1946 (7 U.S.C. 1622g), and including employment
24 pursuant to the second sentence of section 706(a) of the
25 Organic Act of 1944 (7 U.S.C. 2225), of which not to

1 exceed \$5,000 is for employment under 5 U.S.C. 3109,
2 \$4,844,000.

3 NATIONAL APPEALS DIVISION

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

9 OFFICE OF BUDGET AND PROGRAM ANALYSIS

10 For necessary expenses of the Office of Budget and
11 Program Analysis, 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 \$5,000 is
14 for employment under 5 U.S.C. 3109, \$5,986,000.

15 OFFICE OF THE CHIEF INFORMATION OFFICER

16 For necessary expenses of the Office of the Chief In-
17 formation Officer, including employment pursuant to the
18 second sentence of section 706(a) of the Organic Act of
19 1944 (7 U.S.C. 2225), of which not to exceed \$10,000
20 is for employment under 5 U.S.C. 3109, \$4,773,000.

21 OFFICE OF THE CHIEF FINANCIAL OFFICER

22 For necessary expenses of the Office of the Chief Fi-
23 nancial Officer, including employment pursuant to the sec-
24 ond sentence of section 706(a) of the Organic Act of 1944
25 (7 U.S.C. 2225), of which not to exceed \$10,000 is for
26 employment under 5 U.S.C. 3109, \$4,283,000: *Provided,*

1 That the Chief Financial Officer shall actively market
2 cross-servicing activities of the National Finance Center.

3 OFFICE OF THE ASSISTANT SECRETARY FOR
4 ADMINISTRATION

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

8 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL
9 PAYMENTS

10 (INCLUDING TRANSFERS OF FUNDS)

11 For payment of space rental and related costs pursu-
12 ant to Public Law 92-313, including authorities pursuant
13 to the 1984 delegation of authority from the Adminis-
14 trator of General Services to the Department of Agri-
15 culture under 40 U.S.C. 486, for programs and activities
16 of the Department which are included in this Act, and for
17 the operation, maintenance, and repair of Agriculture
18 buildings, \$123,385,000: *Provided*, That in the event an
19 agency within the Department should require modification
20 of space needs, the Secretary of Agriculture may transfer
21 a share of that agency's appropriation made available by
22 this Act to this appropriation, or may transfer a share
23 of this appropriation to that agency's appropriation, but
24 such transfers shall not exceed 5 percent of the funds
25 made available for space rental and related costs to or

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 \$15,000,000, to remain available until expended; and in
6 addition, 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 \$141,085,000.

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 \$20,000,000, 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, \$25,731,000, 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, \$63,128,000, 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 \$95,000 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, \$27,949,000.

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, \$71,604,000: *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 \$118,361,000, of which up to \$36,140,000 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 For necessary expenses to enable the Agricultural Re-
5 search Service to perform agricultural research and dem-
6 onstration relating to production, utilization, marketing,
7 and distribution (not otherwise provided for); home eco-
8 nomics or nutrition and consumer use including the acqui-
9 sition, preservation, and dissemination of agricultural in-
10 formation; and for acquisition of lands by donation, ex-
11 change, or purchase at a nominal cost not to exceed \$100,
12 \$725,059,000: *Provided*, That appropriations hereunder
13 shall be available for temporary employment pursuant to
14 the second sentence of section 706(a) of the Organic Act
15 of 1944 (7 U.S.C. 2225), and not to exceed \$115,000 shall
16 be available for employment under 5 U.S.C. 3109: *Pro-*
17 *vided further*, That appropriations hereunder shall be
18 available for the operation and maintenance of aircraft
19 and the purchase of not to exceed one for replacement
20 only: *Provided further*, That appropriations hereunder
21 shall be available pursuant to 7 U.S.C. 2250 for the con-
22 struction, alteration, and repair of buildings and improve-
23 ments, but unless otherwise provided the cost of construct-
24 ing any one building shall not exceed \$250,000, except for
25 headhouses or greenhouses which shall each be limited to

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

17 None of the funds in the foregoing paragraph shall
18 be available to carry out research related to the produc-
19 tion, processing or marketing of tobacco or tobacco prod-
20 ucts.

21 BUILDINGS AND FACILITIES

22 For acquisition of land, construction, repair, improve-
23 ment, extension, alteration, and purchase of fixed equip-
24 ment or facilities as necessary to carry out the agricultural
25 research programs of the Department of Agriculture,

1 where not otherwise provided, \$59,000,000, to remain
2 available until expended (7 U.S.C. 2209b): *Provided*, That
3 funds may be received from any State, other political sub-
4 division, organization, or individual for the purpose of es-
5 tablishing any research facility of the Agricultural Re-
6 search Service, as authorized by law.

7 COOPERATIVE STATE RESEARCH, EDUCATION, AND

8 EXTENSION SERVICE

9 RESEARCH AND EDUCATION ACTIVITIES

10 For payments to agricultural experiment stations, for
11 cooperative forestry and other research, for facilities, and
12 for other expenses, including \$168,734,000 to carry into
13 effect the provisions of the Hatch Act (7 U.S.C. 361a–
14 361i); \$20,497,000 for grants for cooperative forestry re-
15 search (16 U.S.C. 582a–582a7); \$27,735,000 for pay-
16 ments to the 1890 land-grant colleges, including Tuskegee
17 University (7 U.S.C. 3222); \$31,654,000 for special
18 grants for agricultural research (7 U.S.C. 450i(c));
19 \$17,327,000 for special grants for agricultural research
20 on improved pest control (7 U.S.C. 450i(c));
21 \$106,744,000 for competitive research grants (7 U.S.C.
22 450i(b)); \$4,500,000 for the support of animal health and
23 disease programs (7 U.S.C. 3195); \$650,000 for supple-
24 mental and alternative crops and products (7 U.S.C.
25 3319d); \$500,000 for grants for research pursuant to the

1 Critical Agricultural Materials Act of 1984 (7 U.S.C. 178)
2 and section 1472 of the Food and Agriculture Act of 1977,
3 as amended (7 U.S.C. 3318), to remain available until ex-
4 pended; \$3,000,000 for higher education graduate fellow-
5 ships grants (7 U.S.C. 3152(b)(6)), to remain available
6 until expended (7 U.S.C. 2209b); \$4,350,000 for higher
7 education challenge grants (7 U.S.C. 3152(b)(1));
8 \$1,000,000 for a higher education minority scholars pro-
9 gram (7 U.S.C. 3152(b)(5)), to remain available until ex-
10 pended (7 U.S.C. 2209b); \$2,500,000 for an education
11 grants program for Hispanic-serving Institutions (7
12 U.S.C. 3241); \$4,000,000 for aquaculture grants (7
13 U.S.C. 3322); \$8,000,000 for sustainable agriculture re-
14 search and education (7 U.S.C. 5811); \$9,200,000 for a
15 program of capacity building grants (7 U.S.C. 3152(b)(4))
16 to colleges eligible to receive funds under the Act of Au-
17 gust 30, 1890 (7 U.S.C. 321–326 and 328), including
18 Tuskegee University, to remain available until expended
19 (7 U.S.C. 2209b); \$1,450,000 for payments to the 1994
20 Institutions pursuant to section 534(a)(1) of Public Law
21 103–382; and \$8,882,000 for necessary expenses of Re-
22 search and Education Activities, of which not to exceed
23 \$100,000 shall be for employment under 5 U.S.C. 3109;
24 in all, \$420,723,000.

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; payments for extension work at the 1994
20 Institutions under the Smith-Lever Act (7 U.S.C.
21 343(b)(3)), \$2,000,000; payments for the nutrition and
22 family education program for low-income areas under sec-
23 tion 3(d) of the Act, \$58,695,000; payments for the pest
24 management program under section 3(d) of the Act,
25 \$10,783,000; payments for the farm safety program under

1 section 3(d) of the Act, \$2,855,000; payments for the pes-
2 ticide impact assessment program under section 3(d) of
3 the Act, \$3,214,000; payments to upgrade 1890 land-
4 grant college research, extension, and teaching facilities
5 as authorized by section 1447 of Public Law 95–113, as
6 amended (7 U.S.C. 3222b), \$7,549,000, to remain avail-
7 able until expended; payments for the rural development
8 centers under section 3(d) of the Act, \$908,000; payments
9 for a groundwater quality program under section 3(d) of
10 the Act, \$9,061,000; payments for youth-at-risk programs
11 under section 3(d) of the Act, \$9,554,000; payments for
12 a food safety program under section 3(d) of the Act,
13 \$2,365,000; payments for carrying out the provisions of
14 the Renewable Resources Extension Act of 1978,
15 \$3,192,000; payments for Indian reservation agents under
16 section 3(d) of the Act, \$1,672,000; payments for sustain-
17 able agriculture programs under section 3(d) of the Act,
18 \$3,309,000; payments for cooperative extension work by
19 the colleges receiving the benefits of the second Morrill
20 Act (7 U.S.C. 321–326, 328) and Tuskegee University,
21 \$25,090,000; and for Federal administration and coordi-
22 nation including administration of the Smith-Lever Act,
23 as amended, and the Act of September 29, 1977 (7 U.S.C.
24 341–349), as amended, and section 1361(c) of the Act of
25 October 3, 1980 (7 U.S.C. 301 note), and to coordinate

1 and provide program leadership for the extension work of
 2 the Department and the several States and insular posses-
 3 sions, \$6,370,000; in all, \$415,110,000: *Provided*, That
 4 funds hereby appropriated pursuant to section 3(c) of the
 5 Act of June 26, 1953, and section 506 of the Act of June
 6 23, 1972, as amended, shall not be paid to any State, the
 7 District of Columbia, Puerto Rico, Guam, or the Virgin
 8 Islands, Micronesia, Northern Marianas, and American
 9 Samoa prior to availability of an equal sum from non-Fed-
 10 eral sources for expenditure during the current fiscal year.

11 OFFICE OF THE ASSISTANT SECRETARY FOR
 12 MARKETING AND REGULATORY PROGRAMS

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

20 ANIMAL AND PLANT HEALTH INSPECTION SERVICE

21 SALARIES AND EXPENSES

22 (INCLUDING TRANSFERS OF FUNDS)

23 For expenses, not otherwise provided for, including
 24 those pursuant to the Act of February 28, 1947, as
 25 amended (21 U.S.C. 114b-c), necessary to prevent, con-

1 trol, and eradicate pests and plant and animal diseases;
2 to carry out inspection, quarantine, and regulatory activi-
3 ties; to discharge the authorities of the Secretary of Agri-
4 culture under the Act of March 2, 1931 (46 Stat. 1468;
5 7 U.S.C. 426–426b); and to protect the environment, as
6 authorized by law, \$424,244,000, of which \$4,443,000
7 shall be available for the control of outbreaks of insects,
8 plant diseases, animal diseases and for control of pest ani-
9 mals and birds to the extent necessary to meet emergency
10 conditions: *Provided*, That no funds shall be used to for-
11 mulate or administer a brucellosis eradication program for
12 the current fiscal year that does not require minimum
13 matching by the States of at least 40 percent: *Provided*
14 *further*, That this appropriation shall be available for field
15 employment pursuant to the second sentence of section
16 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and
17 not to exceed \$40,000 shall be available for employment
18 under 5 U.S.C. 3109: *Provided further*, That this appro-
19 priation shall be available for the operation and mainte-
20 nance of aircraft and the purchase of not to exceed four,
21 of which two shall be for replacement only: *Provided fur-*
22 *ther*, That, in addition, in emergencies which threaten any
23 segment of the agricultural production industry of this
24 country, the Secretary may transfer from other appropria-
25 tions or funds available to the agencies or corporations

1 of the Department such sums as he may deem necessary,
2 to be available only in such emergencies for the arrest and
3 eradication of contagious or infectious disease or pests of
4 animals, poultry, or plants, and for expenses in accordance
5 with the Act of February 28, 1947, as amended, and sec-
6 tion 102 of the Act of September 21, 1944, as amended,
7 and any unexpended balances of funds transferred for
8 such emergency purposes in the next preceding fiscal year
9 shall be merged with such transferred amounts: *Provided*
10 *further*, That appropriations hereunder shall be available
11 pursuant to law (7 U.S.C. 2250) for the repair and alter-
12 ation of leased buildings and improvements, but unless
13 otherwise provided the cost of altering any one building
14 during the fiscal year shall not exceed 10 percent of the
15 current replacement value of the building.

16 In fiscal year 1998 the agency is authorized to collect
17 fees to cover the total costs of providing technical assist-
18 ance, goods, or services requested by States, other political
19 subdivisions, domestic and international organizations,
20 foreign governments, or individuals, provided that such
21 fees are structured such that any entity's liability for such
22 fees is reasonably based on the technical assistance, goods,
23 or services provided to the entity by the agency, and such
24 fees shall be credited to this account, to remain available

1 until expended, without further appropriation, for provid-
2 ing such assistance, goods, or services.

3 Of the total amount available under this heading in
4 fiscal year 1998, \$88,000,000 shall be derived from user
5 fees deposited in the Agricultural Quarantine Inspection
6 User Fee Account.

7 BUILDINGS AND FACILITIES

8 For plans, construction, repair, preventive mainte-
9 nance, environmental support, improvement, extension, al-
10 teration, and purchase of fixed equipment or facilities, as
11 authorized by 7 U.S.C. 2250, and acquisition of land as
12 authorized by 7 U.S.C. 428a, \$3,200,000, to remain avail-
13 able until expended.

14 AGRICULTURAL MARKETING SERVICE

15 MARKETING SERVICES

16 For necessary expenses to carry on services related
17 to consumer protection, agricultural marketing and dis-
18 tribution, transportation, and regulatory programs, as au-
19 thorized by law, and for administration and coordination
20 of payments to States; including field employment pursu-
21 ant to section 706(a) of the Organic Act of 1944 (7 U.S.C.
22 2225), and not to exceed \$90,000 for employment under
23 5 U.S.C. 3109, \$45,592,000, including funds for the
24 wholesale market development program for the design and
25 development of wholesale and farmer market facilities for

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

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

10 LIMITATION ON ADMINISTRATIVE EXPENSES

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

17 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

18 SUPPLY (SECTION 32)

19 (INCLUDING TRANSFERS OF FUNDS)

20 Funds available under section 32 of the Act of Au-
21 gust 24, 1935 (7 U.S.C. 612c) shall be used only for com-
22 modity program expenses as authorized therein, and other
23 related operating expenses, except for: (1) transfers to the
24 Department of Commerce as authorized by the Fish and
25 Wildlife Act of August 8, 1956; (2) transfers otherwise
26 provided in this Act; and (3) not more than \$10,690,000

1 for formulation and administration of marketing agree-
2 ments and orders pursuant to the Agricultural Marketing
3 Agreement Act of 1937, as amended, and the Agricultural
4 Act of 1961.

5 PAYMENTS TO STATES AND POSSESSIONS

6 For payments to departments of agriculture, bureaus
7 and departments of markets, and similar agencies for
8 marketing activities under section 204(b) of the Agricul-
9 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
10 \$1,200,000.

11 GRAIN INSPECTION, PACKERS AND STOCKYARDS

12 ADMINISTRATION

13 SALARIES AND EXPENSES

14 For necessary expenses to carry out the provisions
15 of the United States Grain Standards Act, as amended,
16 for the administration of the Packers and Stockyards Act,
17 for certifying procedures used to protect purchasers of
18 farm products, and the standardization activities related
19 to grain under the Agricultural Marketing Act of 1946,
20 as amended, including field employment pursuant to sec-
21 tion 706(a) of the Organic Act of 1944 (7 U.S.C. 2225),
22 and not to exceed \$25,000 for employment under 5 U.S.C.
23 3109, \$23,928,000: *Provided*, That this appropriation
24 shall be available pursuant to law (7 U.S.C. 2250) for the
25 alteration and repair of buildings and improvements, but

1 the cost of altering any one building during the fiscal year
2 shall not exceed 10 percent of the current replacement
3 value of the building.

4 INSPECTION AND WEIGHING SERVICES

5 LIMITATION ON INSPECTION AND WEIGHING SERVICE

6 EXPENSES

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

14 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

15 For necessary salaries and expenses of the Office of
16 the Under Secretary for Food Safety to administer the
17 laws enacted by the Congress for the Food Safety and In-
18 spection Service, \$446,000.

19 FOOD SAFETY AND INSPECTION SERVICE

20 For necessary expenses to carry on services author-
21 ized by the Federal Meat Inspection Act, as amended, the
22 Poultry Products Inspection Act, as amended, and the
23 Egg Products Inspection Act, as amended, \$589,263,000,
24 of which \$5,000,000 shall be available for obligation only
25 after a final rule to implement the provisions of subsection

1 (e) of section 5 of the Egg Products Inspection Act (21
2 U.S.C. 1034(e)), as amended, is implemented, and in ad-
3 dition, \$1,000,000 may be credited to this account from
4 fees collected for the cost of laboratory accreditation as
5 authorized by section 1017 of Public Law 102–237: *Pro-*
6 *vided*, That this appropriation shall not be available for
7 shell egg surveillance under section 5(d) of the Egg Prod-
8 ucts Inspection Act (21 U.S.C. 1034(d)): *Provided further*,
9 That this appropriation shall be available for field employ-
10 ment pursuant to the second sentence of section 706(a)
11 of the Organic Act of 1944 (7 U.S.C. 2225), and not to
12 exceed \$75,000 shall be available for employment under
13 5 U.S.C. 3109: *Provided further*, That this appropriation
14 shall be available pursuant to law (7 U.S.C. 2250) for the
15 alteration and repair of buildings and improvements, but
16 the 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, the Foreign Agricultural Serv-

1 ice, the Risk Management Agency, and the Commodity
2 Credit Corporation, \$572,000.

3 FARM SERVICE AGENCY

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFERS OF FUNDS)

6 For necessary expenses for carrying out the adminis-
7 tration and implementation of programs administered by
8 the Farm Service Agency, \$702,203,000: *Provided*, That
9 the Secretary is authorized to use the services, facilities,
10 and authorities (but not the funds) of the Commodity
11 Credit Corporation to make program payments for all pro-
12 grams administered by the Agency: *Provided further*, That
13 other funds made available to the Agency for authorized
14 activities may be advanced to and merged with this ac-
15 count: *Provided further*, That these funds shall be avail-
16 able for employment pursuant to the second sentence of
17 section 706(a) of the Organic Act of 1944 (7 U.S.C.
18 2225), and not to exceed \$1,000,000 shall be available for
19 employment under 5 U.S.C. 3109.

20 STATE MEDIATION GRANTS

21 For grants pursuant to section 502(b) of the Agricul-
22 tural Credit Act of 1987, as amended (7 U.S.C. 5101–
23 5106), \$2,000,000.

1 DAIRY INDEMNITY PROGRAM
2 (INCLUDING TRANSFERS OF FUNDS)

3 For necessary expenses involved in making indemnity
4 payments to dairy farmers for milk or cows producing
5 such milk and manufacturers of dairy products who have
6 been directed to remove their milk or dairy products from
7 commercial markets because it contained residues of
8 chemicals registered and approved for use by the Federal
9 Government, and in making indemnity payments for milk,
10 or cows producing such milk, at a fair market value to
11 any dairy farmer who is directed to remove his milk from
12 commercial markets because of (1) the presence of prod-
13 ucts of nuclear radiation or fallout if such contamination
14 is not due to the fault of the farmer, or (2) residues of
15 chemicals or toxic substances not included under the first
16 sentence of the Act of August 13, 1968, as amended (7
17 U.S.C. 450j), if such chemicals or toxic substances were
18 not used in a manner contrary to applicable regulations
19 or labeling instructions provided at the time of use and
20 the contamination is not due to the fault of the farmer,
21 \$350,000, to remain available until expended (7 U.S.C.
22 2209b): *Provided*, That none of the funds contained in this
23 Act shall be used to make indemnity payments to any
24 farmer whose milk was removed from commercial markets
25 as a result of his willful failure to follow procedures pre-
26 scribed by the Federal Government: *Provided further*, That

1 be for guaranteed loans; operating loans, \$67,255,000 of
2 which \$19,210,000 shall be for unsubsidized guaranteed
3 loans and \$18,480,000 shall be for subsidized guaranteed
4 loans; Indian tribe land acquisition loans as authorized by
5 25 U.S.C. 488, \$66,000; for emergency insured loans,
6 \$6,008,000 to meet the needs resulting from natural dis-
7 asters; for boll weevil eradication program loans as author-
8 ized by 7 U.S.C. 1989, \$500,000; and for credit sales of
9 acquired property, \$2,530,000.

10 In addition, for administrative expenses necessary to
11 carry out the direct and guaranteed loan programs,
12 \$218,446,000 of which \$208,446,000 shall be transferred
13 to and merged with the “Farm Service Agency, Salaries
14 and Expenses” account.

15 RISK MANAGEMENT AGENCY

16 For administrative and operating expenses, as au-
17 thorized by the Federal Agriculture Improvement and Re-
18 form Act of 1996 (7 U.S.C. 6933), \$65,000,000: *Provided*,
19 That not to exceed \$700 shall be available for official re-
20 ception and representation expenses, as authorized by 7
21 U.S.C. 1506(i). In addition, for sales commissions of
22 agents, as authorized by section 516 (7 U.S.C. 1516)
23 \$188,571,000.

1 OPERATIONS AND MAINTENANCE FOR HAZARDOUS WASTE
2 MANAGEMENT

3 For fiscal year 1998, the Commodity Credit Corpora-
4 tion shall not expend more than \$5,000,000 for expenses
5 to comply with the requirement of section 107(g) of the
6 Comprehensive Environmental Response, Compensation,
7 and Liability Act, as amended, 42 U.S.C. 9607(g), and
8 section 6001 of the Resource Conservation and Recovery
9 Act, as amended, 42 U.S.C. 6961: *Provided*, That ex-
10 penses shall be for operations and maintenance costs only
11 and that other hazardous waste management costs shall
12 be paid for by the USDA Hazardous Waste Management
13 appropriation in this Act.

14 TITLE II
15 CONSERVATION PROGRAMS
16 OFFICE OF THE UNDER SECRETARY FOR NATURAL
17 RESOURCES AND ENVIRONMENT

18 For necessary salaries and expenses of the Office of
19 the Under Secretary for Natural Resources and Environ-
20 ment to administer the laws enacted by the Congress for
21 the Forest Service and the Natural Resources Conserva-
22 tion Service, \$693,000.

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

1 cated at Bow, Washington to the Skagit Conservation Dis-
2 trict.

3 WATERSHED SURVEYS AND PLANNING

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

15 WATERSHED AND FLOOD PREVENTION OPERATIONS

16 For necessary expenses to carry out preventive meas-
17 ures, including but not limited to research, engineering op-
18 erations, methods of cultivation, the growing of vegetation,
19 rehabilitation of existing works and changes in use of land,
20 in accordance with the Watershed Protection and Flood
21 Prevention Act approved August 4, 1954, as amended (16
22 U.S.C. 1001–1005, 1007–1009), the provisions of the Act
23 of April 27, 1935 (16 U.S.C. 590a–f), and in accordance
24 with the provisions of laws relating to the activities of the
25 Department, \$101,036,000, to remain available until ex-

1 pended (7 U.S.C. 2209b) of which not more than
2 \$50,000,000 shall be available for technical assistance:
3 *Provided*, That this appropriation shall be available for
4 employment pursuant to the second sentence of section
5 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and
6 not to exceed \$200,000 shall be available for employment
7 under 5 U.S.C. 3109: *Provided further*, That not to exceed
8 \$1,000,000 of this appropriation is available to carry out
9 the purposes of the Endangered Species Act of 1973 (Pub-
10 lic Law 93–205), as amended, including cooperative ef-
11 forts as contemplated by that Act to relocate endangered
12 or threatened species to other suitable habitats as may be
13 necessary to expedite project construction.

14 RESOURCE CONSERVATION AND DEVELOPMENT

15 For necessary expenses in planning and carrying out
16 projects for resource conservation and development and
17 for sound land use pursuant to the provisions of section
18 32(e) of title III of the Bankhead-Jones Farm Tenant
19 Act, as amended (7 U.S.C. 1010–1011; 76 Stat. 607), the
20 Act of April 27, 1935 (16 U.S.C. 590a–f), and the Agri-
21 culture and Food Act of 1981 (16 U.S.C. 3451–3461),
22 \$29,377,000, to remain available until expended (7 U.S.C.
23 2209b): *Provided*, That this appropriation shall be avail-
24 able for employment pursuant to the second sentence of
25 section 706(a) of the Organic Act of 1944 (7 U.S.C.

1 2225), and not to exceed \$50,000 shall be available for
2 employment under 5 U.S.C. 3109.

3 FORESTRY INCENTIVES PROGRAM

4 For necessary expenses, not otherwise provided for,
5 to carry out the program of forestry incentives, as author-
6 ized in the Cooperative Forestry Assistance Act of 1978
7 (16 U.S.C. 2101), including technical assistance and relat-
8 ed expenses, \$6,325,000, to remain available until ex-
9 pended, as authorized by that Act.

10 OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS

11 For grants and contracts pursuant to section 2501
12 of the Food, Agriculture, Conservation, and Trade Act of
13 1990 (7 U.S.C. 2279), \$2,000,000, to remain available
14 until expended.

15 TITLE III

16 RURAL ECONOMIC AND COMMUNITY

17 DEVELOPMENT PROGRAMS

18 OFFICE OF THE UNDER SECRETARY FOR RURAL

19 DEVELOPMENT

20 For necessary salaries and expenses of the Office of
21 the Under Secretary for Rural Development to administer
22 programs under the laws enacted by the Congress for the
23 Rural Housing Service, the Rural Business-Cooperative
24 Service, and the Rural Utilities Service of the Department
25 of Agriculture, \$588,000.

1 RURAL HOUSING SERVICE
2 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT
3 (INCLUDING TRANSFERS OF FUNDS)

4 For gross obligations for the principal amount of di-
5 rect and guaranteed loans as authorized by title V of the
6 Housing Act of 1949, as amended, to be available from
7 funds in the rural housing insurance fund, as follows:
8 \$3,950,000,000 for loans to section 502 borrowers, as de-
9 termined by the Secretary, of which \$3,000,000,000 shall
10 be for unsubsidized guaranteed loans; \$30,000,000 for
11 section 504 housing repair loans; \$15,000,000 for section
12 514 farm labor housing; \$128,640,000 for section 515
13 rental housing; \$600,000 for section 524 site loans;
14 \$25,000,000 for credit sales of acquired property; and
15 \$587,000 for section 523 self-help housing land develop-
16 ment loans.

17 For the cost of direct and guaranteed loans, including
18 the cost of modifying loans, as defined in section 502 of
19 the Congressional Budget Act of 1974, as follows: section
20 502 loans, \$128,500,000, of which \$6,900,000 shall be for
21 unsubsidized guaranteed loans; section 504 housing repair
22 loans, \$10,300,000; section 514 farm labor housing,
23 \$7,388,000; section 515 rental housing, \$68,745,000;
24 credit sales of acquired property, \$3,492,000; and section
25 523 self-help housing land development loans, \$17,000.

1 In addition, for administrative expenses necessary to
2 carry out the direct and guaranteed loan programs,
3 \$354,785,000, which shall be transferred to and merged
4 with the appropriation for “Rural Housing Service, Sala-
5 ries and Expenses.”

6 MULTI-FAMILY HOUSING GUARANTEES

7 For gross obligations for the principal amount of
8 guaranteed loans for the multi-family housing guarantee
9 program as authorized by section 538 of the Housing Act
10 of 1949, as amended, \$19,700,000.

11 For the cost of guaranteed loans for the multi-family
12 housing guarantee program as authorized by section 538
13 of the Housing Act of 1949, as amended, including the
14 cost of modifying loans, as defined in section 502 of the
15 Congressional Budget Act of 1974, \$1,200,000.

16 RENTAL ASSISTANCE PROGRAM

17 For rental assistance agreements entered into or re-
18 newed pursuant to the authority under section 521(a)(2)
19 or agreements entered into in lieu of debt forgiveness or
20 payments for eligible households as authorized by section
21 502(c)(5)(D) of the Housing Act of 1949, as amended,
22 \$493,870,000; and in addition such sums as may be nec-
23 essary, as authorized by section 521(c) of the Act, to liq-
24 uidate debt incurred prior to fiscal year 1992 to carry out
25 the rental assistance program under section 521(a)(2) of
26 the Act: *Provided*, That of this amount not more than

1 \$5,900,000 shall be available for debt forgiveness or pay-
2 ments for eligible households as authorized by section
3 502(c)(5)(D) of the Act, and not to exceed \$10,000 per
4 project for advances to nonprofit organizations or public
5 agencies to cover direct costs (other than purchase price)
6 incurred in purchasing projects pursuant to section
7 502(c)(5)(C) of the Act: *Provided further*, That agree-
8 ments entered into or renewed during fiscal year 1998
9 shall be funded for a five-year period, although the life
10 of any such agreement may be extended to fully utilize
11 amounts obligated.

12 MUTUAL AND SELF-HELP HOUSING GRANTS

13 For grants and contracts pursuant to section
14 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
15 1490c), \$26,000,000, to remain available until expended
16 (7 U.S.C. 2209b).

17 RURAL COMMUNITY FIRE PROTECTION GRANTS

18 For grants pursuant to section 7 of the Cooperative
19 Forestry Assistance Act of 1978 (Public Law 95-313),
20 \$2,000,000 to fund up to 50 percent of the cost of orga-
21 nizing, training, and equipping rural volunteer fire depart-
22 ments.

23 RURAL HOUSING ASSISTANCE PROGRAM

24 (INCLUDING TRANSFERS OF FUNDS)

25 For the cost of direct loans, loan guarantees, agree-
26 ments, and grants, as authorized by 7 U.S.C. 1926, 42

1 U.S.C. 1472, 1474, 1479, 1486, and 1490(a), except for
2 sections 381E, 381H, and 381N of the Consolidated Farm
3 and Rural Development Act, \$86,488,000, to remain
4 available until expended, for direct loans and loan guaran-
5 tees for community facilities, community facilities grant
6 program, rural housing for domestic farm labor grants,
7 very low-income housing repair grants, rural housing pres-
8 ervation grants, and compensation for construction defects
9 of the Rural Housing Service: *Provided*, That the cost of
10 direct loans and loan guarantees shall be as defined in
11 section 502 of the Congressional Budget Act of 1974, as
12 amended: *Provided further*, That the amounts appro-
13 priated shall be transferred to loan program and grant ac-
14 counts as determined by the Secretary: *Provided further*,
15 That of the total amount appropriated, not to exceed
16 \$1,200,000 shall be available for the cost of direct loans,
17 loan guarantees, and grants to be made available for
18 empowerment zones and enterprise communities as au-
19 thorized by Public Law 103-66: *Provided further*, That
20 if such funds are not obligated for empowerment zones
21 and enterprise communities by June 30, 1998, they re-
22 main available for other authorized purposes under this
23 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 section 706(a) of the Or-
9 ganic Act of 1944, and not to exceed \$520,000 may be
10 used for employment 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, \$16,888,000, 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 \$35,000,000: *Provided further*, That through June 30,
22 1998, of the total amount appropriated, \$3,345,000 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, \$7,246,000.

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 “Rural Busi-
6 ness-Cooperative Service, Salaries and 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, \$25,000,000.

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, up to \$5,978,000, to be de-
17 rived by transfer from interest on the cushion of credit
18 payments, as authorized by section 313 of the Rural Elec-
19 trification Act of 1936, as amended, to remain available
20 until expended.

21 RURAL COOPERATIVE DEVELOPMENT GRANTS

22 For rural cooperative development grants authorized
23 under section 310B(e) of the Consolidated Farm and
24 Rural Development Act, as amended (7 U.S.C. 1932),
25 \$3,000,000, of which up to \$1,300,000 may be available

1 for cooperative agreements for appropriate technology
2 transfer for rural areas program.

3 RURAL BUSINESS-COOPERATIVE ASSISTANCE PROGRAM

4 (INCLUDING TRANSFERS OF FUNDS)

5 For the cost of direct loans, loan guarantees, and
6 grants, as authorized by 7 U.S.C. 1926, 1928, and 1932,
7 except for sections 381E, 381H, and 381N of the Consoli-
8 dated Farm and Rural Development Act, \$51,400,000, to
9 remain available until expended, for direct loans and loan
10 guarantees for business and industry assistance and rural
11 business enterprise grants of the Rural Business-Coopera-
12 tive Service: *Provided*, That the cost of direct loans and
13 loan guarantees shall be as defined in section 502 of the
14 Congressional Budget Act of 1974, as amended: *Provided*
15 *further*, That \$500,000 shall be available for grants to
16 qualified nonprofit organizations as authorized under sec-
17 tion 310B(c)(2) of the Consolidated Farm and Rural De-
18 velopment Act (7 U.S.C. 1932): *Provided further*, That the
19 amounts appropriated shall be transferred to loan pro-
20 gram and grant accounts as determined by the Secretary:
21 *Provided further*, That, of the total amount appropriated,
22 not to exceed \$148,000 shall be available for the cost of
23 direct loans, loan guarantees, and grants to be made avail-
24 able for business and industry loans for empowerment
25 zones and enterprise communities as authorized by Public

1 Law 103–66 and rural development loans for
2 empowerment zones and enterprise communities as au-
3 thorized by title XIII of the Omnibus Budget Reconcili-
4 ation Act of 1993: *Provided further*, That if such funds
5 are not obligated for empowerment zones and enterprise
6 communities by June 30, 1998, they remain available for
7 other authorized purposes under this head.

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 for cooperative agreements;
19 \$25,680,000: *Provided*, That this appropriation shall be
20 available for employment pursuant to the second sentence
21 of section 706(a) of the Organic Act of 1944, and not to
22 exceed \$260,000 may be used for employment under 5
23 U.S.C. 3109.

1 RURAL UTILITIES SERVICE
2 RURAL ELECTRIFICATION AND TELECOMMUNICATION
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, \$75,000,000; cost of money rural
10 telecommunications loans, \$300,000,000; municipal rate
11 rural electric loans, \$400,000,000; 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 \$12,461,000; cost of municipal rate loans, \$16,880,000;
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 \$34,398,000, which shall be transferred to and merged
4 with the appropriation for “Rural Utilities Service, Sala-
5 ries and Expenses.”

6 RURAL TELEPHONE BANK PROGRAM ACCOUNT

7 The Rural Telephone Bank is hereby authorized to
8 make such expenditures, within the limits of funds avail-
9 able to such corporation in accord with law, and to make
10 such contracts and commitments without regard to fiscal
11 year limitations as provided by section 104 of the Govern-
12 ment Corporation Control Act, as amended, as may be
13 necessary in carrying out its authorized programs for the
14 current fiscal year. During fiscal year 1998 and within
15 the resources and authority available, gross obligations for
16 the principal amount of direct loans shall be
17 \$175,000,000.

18 For the cost, as defined in section 502 of the Con-
19 gressional Budget Act of 1974, including the cost of modi-
20 fying loans, of direct loans authorized by the Rural Elec-
21 trification Act of 1936, as amended (7 U.S.C. 935),
22 \$3,710,000.

23 In addition, for administrative expenses necessary to
24 carry out the loan programs, \$3,000,000, which shall be

1 transferred to and merged with the appropriation for
2 “Rural Utilities Service, Salaries and Expenses.”

3 DISTANCE LEARNING AND MEDICAL LINK PROGRAM

4 For the cost of direct loans and grants, as authorized
5 by 7 U.S.C. 950aaa et seq., as amended, \$15,030,000, to
6 remain available until expended, to be available for loans
7 and grants for telemedicine and distance learning services
8 in rural areas: *Provided*, That the costs of direct loans
9 shall be as defined in section 502 of the Congressional
10 Budget Act of 1974.

11 RURAL UTILITIES ASSISTANCE PROGRAM

12 (INCLUDING TRANSFERS OF FUNDS)

13 For the cost of direct loans, loan guarantees, and
14 grants, as authorized by 7 U.S.C. 1926, 1928, and 1932,
15 except for sections 381E, 381H, and 381N of the Consoli-
16 dated Farm and Rural Development Act, \$577,242,000,
17 to remain available until expended, for direct loans, loan
18 guarantees, and grants for rural water and waste disposal,
19 and solid waste management grants of the Rural Utilities
20 Service: *Provided*, That the cost of direct loans and loan
21 guarantees shall be as defined in section 502 of the Con-
22 gressional Budget Act of 1974, as amended: *Provided fur-*
23 *ther*, That the amounts appropriated shall be transferred
24 to loan program and grant accounts as determined by the
25 Secretary: *Provided further*, That through June 30, 1998,

1 of the total amount appropriated, \$18,700,000 shall be
2 available for the costs of direct loans, loan guarantees, and
3 grants to be made available for empowerment zones and
4 enterprise communities, as authorized by Public Law 103–
5 66: *Provided further*, That of the total amount appro-
6 priated, not to exceed \$18,700,000 shall be for water and
7 waste disposal systems to benefit the Colonias along the
8 United States/Mexico border, including grants pursuant to
9 section 306C of the Consolidated Farm and Rural Devel-
10 opment Act, as amended: *Provided further*, That of the
11 total amount appropriated, not to exceed \$5,200,000 shall
12 be available for contracting with qualified national organi-
13 zations for a circuit rider program to provide technical as-
14 sistance for rural water systems: *Provided further*, That
15 an amount not less than that available in fiscal year 1997
16 be set aside and made available for ongoing technical as-
17 sistance under sections 306(a)(14) (7 U.S.C. 1926) and
18 310(B)(b) of the Consolidated Farm and Rural Develop-
19 ment Act (7 U.S.C. 1932): *Provided further*, That of the
20 total amount appropriated, not to exceed \$8,750,000 shall
21 be for water and waste disposal systems pursuant to sec-
22 tion 757 of Public Law 104–127.

23 SALARIES AND EXPENSES

24 For necessary expenses of the Rural Utilities Service,
25 including administering the programs authorized by the
26 Rural Electrification Act of 1936, as amended, and the

1 Consolidated Farm and Rural Development Act, as
2 amended, and for cooperative agreements, \$33,000,000:
3 *Provided*, That this appropriation shall be available for
4 employment pursuant to the second sentence of section
5 706(a) of the Organic Act of 1944, and not to exceed
6 \$105,000 may be used for employment under 5 U.S.C.
7 3109.

8 TITLE IV

9 DOMESTIC FOOD PROGRAMS

10 OFFICE OF THE UNDER SECRETARY FOR FOOD,

11 NUTRITION AND CONSUMER SERVICES

12 For necessary salaries and expenses of the Office of
13 the Under Secretary for Food, Nutrition and Consumer
14 Services to administer the laws enacted by the Congress
15 for the Food and Consumer Service, \$454,000.

16 CHILD NUTRITION PROGRAMS

17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses to carry out the National
19 School Lunch Act (42 U.S.C. 1751 et seq.), except section
20 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771
21 et seq.), except sections 17 and 21; \$7,766,966,000, to
22 remain available through September 30, 1999 of which
23 \$2,548,555,000 is hereby appropriated and
24 \$5,218,411,000 shall be derived by transfer from funds
25 available under section 32 of the Act of August 24, 1935

1 (7 U.S.C. 612c): *Provided*, That none of the funds made
2 available under this heading shall be used for studies and
3 evaluations: *Provided further*, That up to \$4,124,000 shall
4 be available for independent verification of school food
5 service claims.

6 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
7 WOMEN, INFANTS, AND CHILDREN (WIC)

8 For necessary expenses to carry out the special sup-
9 plemental nutrition program as authorized by section 17
10 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
11 \$3,924,000,000, to remain available through September
12 30, 1999: *Provided*, That none of the funds made available
13 under this heading shall be used for studies and evalua-
14 tions: *Provided further*, That up to \$12,000,000 may be
15 used to carry out the farmers' market nutrition program
16 from any funds not needed to maintain current caseload
17 levels: *Provided further*, That notwithstanding sections 17
18 (g), (h) and (i) of such Act, the Secretary shall adjust
19 fiscal year 1998 State allocations to reflect food funds
20 available to the State from fiscal year 1997 under section
21 17(i)(3)(A)(ii) and 17(i)(3)(D): *Provided further*, That the
22 Secretary shall allocate funds recovered from fiscal year
23 1997 first to States to maintain stability funding levels,
24 as defined by regulations promulgated under section
25 17(g), and then to give first priority for the allocation of

1 any remaining funds to States whose funding is less than
2 their fair share of funds, as defined by regulations promul-
3 gated under section 17(g): *Provided further*, That none of
4 the funds provided in this account shall be available for
5 the purchase of infant formula except in accordance with
6 the cost containment and competitive bidding require-
7 ments specified in section 17 of the Child Nutrition Act
8 of 1966: *Provided further*, That State agencies required
9 to procure infant formula using a competitive bidding sys-
10 tem may use funds appropriated by this Act to purchase
11 infant formula under a cost containment contract entered
12 into after September 30, 1996 only if the contract was
13 awarded to the bidder offering the lowest net price, as de-
14 fined by section 17(b)(20) of the Child Nutrition Act of
15 1966, unless the State agency demonstrates to the satis-
16 faction of the Secretary that the weighted average retail
17 price for different brands of infant formula in the State
18 does not vary by more than five percent.

19 FOOD STAMP PROGRAM

20 For necessary expenses to carry out the Food Stamp
21 Act (7 U.S.C. 2011 et seq.), \$25,140,479,000, to remain
22 available through September 30, 1998, in accordance with
23 section 18(a) of the Food Stamp Act: *Provided*, That
24 \$100,000,000 of the foregoing amount shall be placed in
25 reserve for use only in such amounts and at such times

1 as may become necessary to carry out program operations:
2 *Provided further*, That none of the funds made available
3 under this heading shall be used for studies and evalua-
4 tions: *Provided further*, That funds provided herein shall
5 be expended in accordance with section 16 of the Food
6 Stamp Act: *Provided further*, That this appropriation shall
7 be subject to any work registration or workfare require-
8 ments as may be required by law: *Provided further*, That
9 \$1,204,000,000 of the foregoing amount shall be available
10 for nutrition assistance for Puerto Rico as authorized by
11 7 U.S.C. 2028: *Provided further*, That \$100,000,000 of
12 the foregoing amount shall be available to carry out the
13 Emergency Food Assistance Program as authorized by
14 section 27 of the Food Stamp Act.

15 COMMODITY ASSISTANCE PROGRAM

16 For necessary expenses to carry out the commodity
17 supplemental food program as authorized by section 4(a)
18 of the Agriculture and Consumer Protection Act of 1973
19 (7 U.S.C. 612c (note)) and provide administrative ex-
20 penses pursuant to section 204 of the Emergency Food
21 Assistance Act of 1983, \$141,000,000, to remain available
22 through September 30, 1999: *Provided*, That none of
23 these funds shall be available to reimburse the Commodity
24 Credit Corporation for commodities donated to the pro-
25 gram.

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, \$104,128,000,
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), \$135,561,000, of which
16 \$3,231,000 may be transferred from the Export Loan
17 Program account in this Act, and \$1,035,000 may be
18 transferred from the Public Law 480 program account in
19 this Act: *Provided*, That the Service may utilize advances
20 of funds, or reimburse this appropriation for expenditures
21 made on behalf of Federal agencies, public and private or-
22 ganizations and institutions under agreements executed
23 pursuant to the agricultural food production assistance
24 programs (7 U.S.C. 1736) and the foreign assistance pro-

1 grams of the International Development Cooperation Ad-
2 ministration (22 U.S.C. 2392).

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

6 PUBLIC LAW 480 PROGRAM AND GRANT ACCOUNTS

7 (INCLUDING TRANSFERS OF FUNDS)

8 For expenses during the current fiscal year, not oth-
9 erwise recoverable, and unrecovered prior years' costs, in-
10 cluding interest thereon, under the Agricultural Trade De-
11 velopment and Assistance Act of 1954, as amended (7
12 U.S.C. 1691, 1701–1715, 1721–1726, 1727–1727f,
13 1731–1736g), as follows: (1) \$225,798,000 for Public
14 Law 480 title I credit, including Food for Progress pro-
15 grams; (2) \$12,250,000 is hereby appropriated for ocean
16 freight differential costs for the shipment of agricultural
17 commodities pursuant to title I of said Act and the Food
18 for Progress Act of 1985, as amended; (3) \$837,000,000
19 is hereby appropriated for commodities supplied in connec-
20 tion with dispositions abroad pursuant to title II of said
21 Act; and (4) \$30,000,000 is hereby appropriated for com-
22 modities supplied in connection with dispositions abroad
23 pursuant to title III of said Act: *Provided*, That not to
24 exceed 15 percent of the funds made available to carry
25 out any title of said Act may be used to carry out any

1 other title of said Act: *Provided further*, That such sums
2 shall remain available until expended (7 U.S.C. 2209b).

3 For the cost, as defined in section 502 of the Con-
4 gressional Budget Act of 1974, of direct credit agreements
5 as authorized by the Agricultural Trade Development and
6 Assistance Act of 1954, as amended, and the Food for
7 Progress Act of 1985, as amended, including the cost of
8 modifying credit agreements under said Act,
9 \$175,738,000.

10 In addition, for administrative expenses to carry out
11 the Public Law 480 title I credit program, and the Food
12 for Progress Act of 1985, as amended, to the extent funds
13 appropriated for Public Law 480 are utilized, \$1,780,000.

14 COMMODITY CREDIT CORPORATION EXPORT LOANS

15 PROGRAM ACCOUNT

16 (INCLUDING TRANSFERS OF FUNDS)

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

1 \$589,000 may be transferred to and merged with the ap-
2 propriation for the salaries and expenses of the Farm
3 Service Agency.

4 EXPORT CREDIT

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

12 EMERGING-MARKETS EXPORT CREDIT

13 The Commodity Credit Corporation shall make avail-
14 able not less than \$200,000,000 in credit guarantees
15 under its export guarantee program for credit expended
16 to finance the export sales of United States agricultural
17 commodities and the products thereof to emerging mar-
18 kets, as authorized by section 1542 of Public Law 101-
19 624 (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; \$857,971,000: *Provided*, That none of these
16 funds shall be used to develop, establish, or operate any
17 program of user fees authorized by 31 U.S.C. 9701.

18 In addition to the foregoing amount, not to exceed
19 \$91,204,000 in fees pursuant to section 736 of the Fed-
20 eral Food, Drug, and Cosmetic Act may be collected and
21 credited to this appropriation and shall remain available
22 until expended: *Provided further*, That fees derived from
23 applications received during fiscal year 1998 shall be sub-
24 ject to the fiscal year 1998 limitation.

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, \$21,350,000, 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; \$57,101,000, including not to exceed \$1,000 for of-
21 ficial reception and representation expenses: *Provided,*
22 That the Commission is authorized to charge reasonable
23 fees to attendees of Commission sponsored educational
24 events and symposia to cover the Commission's costs of
25 providing those events and symposia, and notwithstanding

1 31 U.S.C. 3302, said fees shall be credited to this account,
2 to be 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; Food Safety

1 and Inspection Service, field automation and information
2 management project; funds appropriated for rental pay-
3 ments; funds for the Native American Institutions Endow-
4 ment Fund in the Cooperative State Research, Education,
5 and Extension Service; and funds for the competitive re-
6 search grants (7 U.S.C. 450i(b)), shall remain available
7 until expended.

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

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

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

1 puted on a similar basis for all agencies for which appro-
2 priations are provided in this Act.

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

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

24 SEC. 711. None of the funds in this Act shall be avail-
25 able to restrict the authority of the Commodity Credit

1 Corporation to lease space for its own use or to lease space
2 on behalf of other agencies of the Department of Agri-
3 culture when such space will be jointly occupied.

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

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

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

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

4 SEC. 716. (a) COMPLIANCE WITH BUY AMERICAN
5 ACT.—None of the funds made available in this Act may
6 be expended by an entity unless the entity agrees that in
7 expending the funds the entity will comply with sections
8 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a–
9 10c; popularly known as the “Buy American Act”).

10 (b) SENSE OF CONGRESS; REQUIREMENT REGARD-
11 ING NOTICE.—

12 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
13 AND PRODUCTS.—In the case of any equipment or
14 product that may be authorized to be purchased
15 with financial assistance provided using funds made
16 available in this Act, it is the sense of the Congress
17 that entities receiving the assistance should, in ex-
18 pending the assistance, purchase only American-
19 made equipment and products.

20 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
21 In providing financial assistance using funds made
22 available in this Act, the head of each Federal agen-
23 cy shall provide to each recipient of the assistance
24 a notice describing the statement made in paragraph
25 (1) by the Congress.

1 (c) PROHIBITION OF CONTRACTS WITH PERSONS
2 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
3 If it has been finally determined by a court or Federal
4 agency that any person intentionally affixed a label bear-
5 ing a “Made in America” inscription, or any inscription
6 with the same meaning, to any product sold in or shipped
7 to the United States that is not made in the United
8 States, the person shall be ineligible to receive any con-
9 tract or subcontract made with funds made available in
10 this Act, pursuant to the debarment, suspension, and ineli-
11 gibility procedures described in sections 9.400 through
12 9.409 of title 48, Code of Federal Regulations.

13 SEC. 717. Notwithstanding the Federal Grant and
14 Cooperative Agreement Act, marketing services of the Ag-
15 ricultural Marketing Service and the Animal and Plant
16 Health Inspection Service may use cooperative agreements
17 to reflect a relationship between the Agricultural Market-
18 ing Service or the Animal and Plant Health Inspection
19 Service and a State or Cooperator to carry out agricultural
20 marketing programs or to carry out programs to protect
21 the Nation’s animal and plant resources.

22 SEC. 718. None of the funds in this Act may be used
23 to retire more than 5 percent of the Class A stock of the
24 Rural Telephone Bank or to maintain any account or sub-
25 account within the accounting records of the Rural Tele-

1 phone Bank the creation of which has not specifically been
2 authorized by statute: *Provided*, That notwithstanding any
3 other provision of law, none of the funds appropriated or
4 otherwise made available in this Act may be used to trans-
5 fer to the Treasury or to the Federal Financing Bank any
6 unobligated balance of the Rural Telephone Bank tele-
7 phone liquidating account which is in excess of current
8 requirements and such balance shall receive interest as set
9 forth for financial accounts in section 505(c) of the Fed-
10 eral Credit Reform Act of 1990.

11 SEC. 719. None of the funds made available in this
12 Act may be used to provide assistance to, or to pay the
13 salaries of personnel who carry out a market promotion/
14 market access program pursuant to section 203 of the Ag-
15 ricultural Trade Act of 1978 (7 U.S.C. 5623) that pro-
16 vides assistance to the United States Mink Export Devel-
17 opment Council or any mink industry trade association.

18 SEC. 720. Of the funds made available by this Act,
19 not more than \$1,000,000 shall be used to cover necessary
20 expenses of activities related to all advisory committees,
21 panels, commissions, and task forces of the Department
22 of Agriculture except for panels used to comply with nego-
23 tiated rule makings and panels used to evaluate competi-
24 tively awarded grants.

1 SEC. 721. None of the funds appropriated or other-
2 wise made available by this Act shall be used to pay the
3 salaries and expenses of personnel who carry out an export
4 enhancement program if the aggregate amount of funds
5 and/or commodities under such program exceeds
6 \$205,000,000.

7 SEC. 722. No employee of the Department of Agri-
8 culture may be detailed or assigned from an agency or
9 office funded by this Act to any other agency or office
10 of the Department for more than 30 days unless the indi-
11 vidual's employing agency or office is fully reimbursed by
12 the receiving agency or office for the salary and expenses
13 of the employee for the period of assignment.

14 SEC. 723. None of the funds appropriated or other-
15 wise made available to the Department of Agriculture
16 shall be used to transmit or otherwise make available to
17 any non-Department of Agriculture employee questions or
18 responses to questions that are a result of information re-
19 quested for the appropriations hearing process.

20 SEC. 724. None of the funds appropriated or other-
21 wise made available in this Act may be expended or obli-
22 gated to fund the activities of the Western Director and
23 Special Assistant to the Secretary within the Office of the
24 Secretary of Agriculture or any similar position.

1 SEC. 725. None of the funds made available to the
2 Department of Agriculture by this Act may be used to ac-
3 quire new information technology systems or significant
4 upgrades, as determined by the Office of the Chief Infor-
5 mation Officer, without the approval of the Chief Informa-
6 tion Officer and the concurrence of the Executive Informa-
7 tion Technology Investment Review Board.

8 SEC. 726. None of the funds in this Act shall be used
9 to fund the immediate office of the Deputy and Assistant
10 Deputy Administrator for Farm Programs within the
11 Farm Service Agency.

12 SEC. 727. NONRURAL AREA.—The last sentence of
13 section 520 of the Housing Act of 1949 (42 U.S.C. 1490)
14 is amended by inserting before the period at the end the
15 following: “, and the City of Galt, California, shall not be
16 considered rural or a rural area for purposes of this title”.

17 This Act may be cited as the “Agriculture, Rural De-
18 velopment, Food and Drug Administration, and Related
19 Agencies Appropriations Act, 1998”.

Union Calendar No. 110

105TH CONGRESS
1ST Session

H. R. 2160

[Report No. 105-178]

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.

JUNE 14, 1997

Reported from Committee on Appropriations; committed to the Committee of the Whole House on the State of the Union and ordered to be printed