

***In the Senate of the United States,***

*July 24, 1996.*

*Resolved,* That the bill from the House of Representatives (H.R. 3603) entitled “An Act making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1997, and for other purposes”, do pass with the following

**AMENDMENTS:**

1 **(1)**Page 2, line 19, strike out all after “Secretary” down  
2 to and including “days” in line 23

3 **(2)**Page 5, line 11, strike out **【\$5,000,000】** and insert:  
4 *\$23,505,400*

5 **(3)**Page 5, line 12, strike out **【\$125,548,000】** and insert:  
6 *\$144,053,400*

7 **(4)**Page 6, line 5, strike out **【\$28,304,000】** and insert:  
8 *\$30,529,000*

1 **(5)**Page 6, line 18, after “551–558” insert: : *Provided*  
2 *further, That of the total amount appropriated, not less*  
3 *than \$11,774,000 shall be made available for civil rights*  
4 *enforcement*

5 **(6)**Page 7, line 1, strike out **【\$3,728,000】** and insert:  
6 *\$3,668,000*

7 **(7)**Page 9, line 14, strike out **【\$54,176,000】** and insert:  
8 *\$53,109,000*

9 **(8)**Page 10, line 1, strike out **【\$100,221,000】** and insert:  
10 *\$98,121,000*

11 **(9)**Page 10, line 17, strike out **【\$702,831,000】** and in-  
12 *sert: \$722,839,600*

13 **(10)**Page 11, line 21, after “law” insert: : *Provided fur-*  
14 *ther, That all rights and title of the United States in the*  
15 *property known as the National Agricultural Water Qual-*  
16 *ity Laboratory of the United States Department of Agri-*  
17 *culture, consisting of approximately 9.161 acres in the city*  
18 *of Durant, Oklahoma, including facilities and fixed equip-*  
19 *ment, shall be conveyed to Southeastern Oklahoma State*  
20 *University*

21 **(11)**Page 12, line 6, strike out **【\$59,600,000】** and insert:  
22 *\$59,200,000*

1 **(12)**Page 12, line 17, strike out **【\$163,671,000】** and in-  
2 sert: *\$168,734,000*

3 **(13)**Page 12, line 19, strike out **【\$19,882,000】** and in-  
4 sert: *\$20,497,000*

5 **(14)**Page 12, line 20, strike out **【\$26,902,000】** and in-  
6 sert: *\$27,735,000*

7 **(15)**Page 12, line 22, strike out **【\$44,235,000】** and in-  
8 sert: *\$47,080,000*

9 **(16)**Page 12, line 25, strike out **【\$96,735,000】** and in-  
10 sert: *\$93,935,000*

11 **(17)**Page 13, line 2, strike out **【\$4,775,000】** and insert:  
12 *\$5,051,000*

13 **(18)**Page 13, line 3, strike out **【\$650,000】** and insert:  
14 *\$500,000*

15 **(19)**Page 13, line 5, strike out **【\$500,000】** and insert:  
16 *\$700,000*

17 **(20)**Page 13, line 16, strike out **【\$2,000,000】** and insert:  
18 *\$1,500,000*

19 **(21)**Page 13, line 19, strike out **【\$8,000,000】** and insert:  
20 *\$8,100,000*

1 **(22)**Page 13, line 21, after “grants” insert: (*7 U.S.C.*  
2 *3152(b)(4)*)

3 **(23)**Page 13, lines 23 and 24, strike out **[7 U.S.C.**  
4 **3152(b)(4)]**

5 **(24)**Page 14, line 2, strike out **[\$9,605,000]** and insert:  
6 *\$10,644,000*

7 **(25)**Page 14, line 5, strike out **[\$411,849,000]** and in-  
8 sert: *\$419,370,000*

9 **(26)**Page 14, line 21, strike out **[\$30,449,000]** and in-  
10 sert: *\$55,668,000 (7 U.S.C. 390 et seq.)*

11 **(27)**Page 15, line 7, strike out **[\$260,438,000]** and in-  
12 sert: *\$268,493,000*

13 **(28)**Page 15, line 7, after “\$260,438,000” insert: ;  
14 *\$2,500,000 for extension work at the 1994 Institutions*  
15 *under the Smith-Lever Act (7 U.S.C. 343(b)(3))*

16 **(29)**Page 15, line 9, strike out **[\$58,695,000]** and insert:  
17 *\$60,510,000*

18 **(30)**Page 15, line 12, strike out **[\$2,855,000]** and insert:  
19 *\$2,943,000*

20 **(31)**Page 15, line 14, strike out **[\$3,214,000]** and insert:  
21 *\$3,313,000*

1 **(32)**Page 15, line 17, strike out **【\$7,549,000】** and insert:

2 *\$7,782,000*

3 **(33)**Page 15, line 18, after “pended;” insert: *\$1,700,000*

4 *for institutional capacity building grants at the 1994 Insti-*

5 *tutions (7 U.S.C. 301 note), to remain available until ex-*

6 *pended (7 U.S.C. 2209b);*

7 **(34)**Page 15, line 19, strike out **【\$908,000】** and insert:

8 *\$936,000*

9 **(35)**Page 15, line 21, strike out **【\$10,733,000】** and in-

10 *sert: \$11,065,000*

11 **(36)**Page 15, line 23, strike out **【\$1,167,000】** and insert:

12 *\$1,203,000*

13 **(37)**Page 15, line 24, strike out **【\$9,554,000】** and insert:

14 *\$9,850,000*

15 **(38)**Page 16, line 1, strike out **【\$2,365,000】** and insert:

16 *\$2,438,000*

17 **(39)**Page 16, line 3, strike out **【\$3,192,000】** and insert:

18 *\$3,291,000*

19 **(40)**Page 16, line 4, strike out **【\$1,672,000】** and insert:

20 *\$1,724,000*

1 **(41)**Page 16, line 6, strike out **【\$3,309,000】** and insert:

2 *\$3,411,000*

3 **(42)**Page 16, line 8, strike out **【\$2,628,000】** and insert:

4 *\$2,709,000*

5 **(43)**Page 16, line 11, strike out **【\$24,337,000】** and in-

6 sert: *\$25,090,000*

7 **(44)**Page 16, line 18, strike out **【\$6,271,000】** and insert:

8 *\$11,381,000*

9 **(45)**Page 16, line 19, strike out **【\$409,670,000】** and in-

10 sert: *\$431,122,000*

11 **(46)**Page 17, line 23, strike out **【\$435,428,000】** and in-

12 sert: *\$432,103,000*

13 **(47)**Page 17, line 23, strike out **【\$4,500,000】** and insert:

14 *\$5,000,000*

15 **(48)**Page 20, line 14, strike out **【\$37,592,000】** and in-

16 sert: *\$46,767,000*

17 **(49)**Page 22, line 15, strike out **【\$22,728,000】** and in-

18 sert: *\$23,928,000*

19 **(50)**Page 23, line 15, strike out **【\$574,000,000】** and in-

20 sert: *\$557,697,000*

1 **(51)**Page 23, line 21, after “1034(d)” insert: : *Provided*  
 2 *further, That not to exceed \$1,500,000 of this appropriation*  
 3 *shall be made available to establish a joint FSIS/APHIS*  
 4 *National Farm Animal Identification Pilot Program for*  
 5 *dairy cows*

6 **(52)**Page 24, line 12, strike out **【Consolidated】**

7 **(53)**Page 24, line 20, strike out **【\$746,440,000】** and in-  
 8 sert: *\$725,000,000*

9 **(54)**Page 25, after line 6 insert:

10 *STATE MEDIATION GRANTS*

11 *For grants pursuant to section 502(b) of the Agricul-*  
 12 *tural Credit Act of 1987, as amended (7 U.S.C. 5101–5106),*  
 13 *\$2,000,000.*

14 **(55)**Page 27, line 4, strike out **【\$25,000,000】** and insert:  
 15 *\$75,000,000*

16 **(56)**Page 27, line 5, after “asters” insert: ; *for boll weevil*  
 17 *eradication program loans as authorized by 7 U.S.C. 1989,*  
 18 *\$15,384,000;*

19 **(57)**Page 27, line 16, strike out **【\$6,365,000】** and insert:  
 20 *\$19,095,000*

1 **(58)**Page 27, line 17, after “asters;” insert: *for boll weevil*  
 2 *eradication program loans as authorized by 7 U.S.C. 1989,*  
 3 *\$2,000,000;*

4 **(59)**Page 28, strike out lines 1 through 7 and insert:

5 *RISK MANAGEMENT*

6 *For administrative and operating expenses, as author-*  
 7 *ized by section 226A of the Department of Agriculture Reor-*  
 8 *ganization Act of 1994 (7 U.S.C. 6933), \$70,000,000, of*  
 9 *which not to exceed \$700 shall be available for official recep-*  
 10 *tion and representation expenses, as authorized by section*  
 11 *506(i) of the Federal Crop Insurance Act (7 U.S.C.*  
 12 *1506(i)): Provided, That this appropriation shall be avail-*  
 13 *able only to the extent that an official budget request for*  
 14 *a specific dollar amount is submitted by the President to*  
 15 *Congress.*

16 **(60)**Page 31, line 3, strike out **[\$619,392,000]** and in-  
 17 sert: *\$638,954,000*

18 **(61)**Page 32, line 6, after “590e-2)” insert: *: Provided*  
 19 *further, That of the total amount appropriated, no more*  
 20 *than \$250,000 may be available for purposes authorized*  
 21 *under sections 351–360 of Public Law 104–127*

22 **(62)**Page 32, line 13, strike out **[\$10,762,000]** and in-  
 23 sert: *\$14,000,000*



1 **(63)**Page 35, line 25, strike out all after “\$28,987,000”  
2 over to and including “1997” in line 2 on page 36

3 **(64)**Page 37, line 18, strike out **[\$73,190,000]** and in-  
4 sert: *\$136,435,000*

5 **(65)**Page 37, line 20, after “program,” insert: *rental as-*  
6 *sistance associated with and direct loans for new construc-*  
7 *tion of section 515 rental housing,*

8 **(66)**Page 38, line 4, strike out all after “Secretary” down  
9 to and including “1997” in line 7

10 **(67)**Page 39, line 3, strike out **[\$53,889,000]** and insert:  
11 *\$66,354,000*

12 **(68)**Page 39, line 11, strike out **[\$18,400,000]** and in-  
13 sert: *\$17,270,000*

14 **(69)**Page 39, line 18, strike out **[\$40,000,000]** and in-  
15 sert: *\$37,544,000*

16 **(70)**Page 40, line 19, strike out **[\$6,000,000]** and insert:  
17 *\$10,000,000*

18 **(71)**Page 41, line 1, strike out **[\$51,400,000]** and insert:  
19 *\$53,750,000*

20 **(72)**Page 41, line 17, after “development” insert: *as pro-*  
21 *vided under section 747(e) of Public Law 104–127*

1 **(73)**Page 41, line 17, after “development” insert: : *Pro-*  
2 *vided further, That of the total amount appropriated, not*  
3 *to exceed \$1,300,000 may be available through a cooperative*  
4 *agreement for the appropriate technology transfer for rural*  
5 *areas program: Provided further, That of the total amount*  
6 *appropriated, not less than \$2,000,000 shall be available*  
7 *for grants in accordance with section 310B(f) of the Con-*  
8 *solidated Farm and Rural Development Act (7 U.S.C.*  
9 *1932(f))*

10 **(74)**Page 44, line 22, strike out **[\$7,500,000]** and insert:  
11 *\$10,000,000*

12 **(75)**Page 45, line 8, strike out **[\$496,868,000]** and in-  
13 sert: *\$656,742,000*

14 **(76)**Page 46, line 2, strike out **[\$5,000,000]** and insert:  
15 *\$5,400,000*

16 **(77)**Page 46, line 10, after “1932)” insert: : *Provided*  
17 *further, That of the total amount appropriated, not to ex-*  
18 *ceed \$10,000,000 shall be for water and waste disposal sys-*  
19 *tems pursuant to section 757 of Public Law 104–127*

20 **(78)**Page 46, line 10, after “1932)” insert: : *Provided*  
21 *further, That notwithstanding section 306(a)(7) of the Con-*  
22 *solidated Farm and Rural Development Act (7 U.S.C.*  
23 *1926(a)(7)), the town of Berlin, New Hampshire, shall be*

1 *eligible during fiscal year 1997 for a grant under the rural*  
 2 *utilities assistance program*

3 **(79)**Page 47, line 2, strike out **【\$454,000】** and insert:  
 4 *\$554,000*

5 **(80)**Page 47, line 9, strike out **【\$8,652,597,000】** and in-  
 6 sert: *\$8,654,797,000*

7 **(81)**Page 47, line 10, strike out **【\$3,218,844,000】** and  
 8 insert: *\$3,221,044,000*

9 **(82)**Page 47, line 13, strike out all after “612c)” down  
 10 to and including “evaluations” in line 15 and insert: : *Pro-*  
 11 *vided, That not to exceed \$2,000,000 of the funds made*  
 12 *available under this heading shall be used for studies and*  
 13 *evaluations*

14 **(83)**Page 48, line 3, strike out all after “levels” down  
 15 to and including “Committees” in line 9 and insert: : *Pro-*  
 16 *vided further, That once the amount for fiscal year 1996*  
 17 *carryover funds has been determined by the Secretary, any*  
 18 *funds in excess of \$100,000,000 may be transferred by the*  
 19 *Secretary of Agriculture to any loan program of the Depart-*  
 20 *ment and/or to make available up to \$10,000,000 for the*  
 21 *WIC farmers’ market nutrition program*

22 **(84)**Page 48, line 18, after “1786)” insert: : *Provided*  
 23 *further, That State agencies required to procure infant for-*

1 *mula using a competitive bidding system may use funds*  
2 *appropriated by this Act to purchase infant formula under*  
3 *a cost containment contract entered into after September*  
4 *30, 1996 only if the contract was awarded to the bidder*  
5 *offering the lowest net price, as defined by section 17(b)(20)*  
6 *of the Child Nutrition Act of 1966, unless the State agency*  
7 *demonstrates to the satisfaction of the Secretary that the*  
8 *weighted average retail price for different brands of infant*  
9 *formula in the State does not vary by more than five per-*  
10 *cent*

11 **(85)**Page 48, line 21, strike out **【2011–2029】** and insert:  
12 *2011 et seq.*

13 **(86)**Page 48, line 21, strike out **【\$27,615,029,000】** and  
14 insert: *\$28,521,029,000*

15 **(87)**Page 48, line 24, strike out **【\$100,000,000】** and in-  
16 sert: *\$1,000,000,000*

17 **(88)**Page 49, line 2, strike out all after “operations”  
18 down to and including “evaluations” in line 4 and insert:  
19 *: Provided further, That not to exceed \$6,000,000 of the*  
20 *funds made available under this heading shall be used for*  
21 *studies and evaluations*

22 **(89)**Page 50, line 1, strike out all after “(note),” down  
23 to and including “2013(b),” in line 2

1 **(90)**Page 50, line 4, strike out **【\$205,000,000】** and in-  
2 sert: *\$141,250,000*

3 **(91)**Page 50, line 8, strike out **【\$104,487,000】** and in-  
4 sert: *\$107,769,000*

5 **(92)**Page 51, line 7, strike out **【\$128,005,000】** and in-  
6 sert: *\$138,561,000*

7 **(93)**Page 51, line 8, strike out **【\$2,792,000】** and insert:  
8 *\$3,231,000*

9 **(94)**Page 51, line 9, strike out **【\$1,005,000】** and insert:  
10 *\$1,035,000*

11 **(95)**Page 51, line 18, strike out all after “2392)” down  
12 to and including “expenditure” in line 23

13 **(96)**Page 52, line 11, strike out **【\$216,400,000】** and in-  
14 sert: *\$218,944,000*

15 **(97)**Page 52, line 19, strike out **【\$29,500,000】** and in-  
16 sert: *\$40,000,000*

17 **(98)**Page 53, line 7, strike out **【\$177,000,000】** and in-  
18 sert: *\$179,082,000*

19 **(99)**Page 53, line 11, strike out **【\$1,750,000】** and insert:  
20 *\$1,818,000*

1 **(100)**Page 53, line 17, strike out **【\$3,381,000】** and in-  
 2 sert: \$3,820,000

3 **(101)**Page 53, line 21, strike out **【\$2,792,000】** and in-  
 4 sert: \$3,231,000

5 **(102)**Page 55, line 7, after “9701” insert: : *Provided fur-*  
 6 *ther, That a sufficient amount of these funds shall be used*  
 7 *to ensure compliance with the statutory deadlines set forth*  
 8 *in section 505(j)(4)(A) of the Federal Food, Drug, and Cos-*  
 9 *metic Act (21 U.S.C. 355(j)(4)(A))*

10 **(103)**Page 55, strike out lines 14 through 21

11 **(104)**Page 55, after line 21 insert:

12 *GENERAL PROVISIONS*

13 **(105)**Page 55, after line 21 insert:

14 *SEC. 601. EFFECTIVE MEDICATION GUIDES.—*

15 *(a) IN GENERAL.—Not later than 30 days after*  
 16 *the date of enactment of this Act, the Secretary of the*  
 17 *Department of Health and Human Services shall re-*  
 18 *quest that national organizations representing health*  
 19 *care professionals, consumer organizations, voluntary*  
 20 *health agencies, the pharmaceutical industry, drug*  
 21 *wholesalers, patient drug information database com-*  
 22 *panies, and other relevant parties collaborate to de-*  
 23 *velop a long-range comprehensive action plan to*

1       *achieve goals consistent with the goals of the proposed*  
2       *rule of the Food and Drug Administration on “Pre-*  
3       *scription Drug Product Labeling: Medication Guide*  
4       *Requirements” (60 Fed. Reg. 44182; relating to the*  
5       *provision of oral and written prescription informa-*  
6       *tion to consumers).*

7               **(b) GOALS.**—*Goals consistent with the proposed*  
8       *rule described in subsection (a) are the distribution of*  
9       *useful written information to 75 percent of individ-*  
10       *uals receiving new prescriptions by the year 2000 and*  
11       *to 95 percent by the year 2006.*

12               **(c) PLAN.**—*The plan described in subsection (a)*  
13       *shall—*

14                       **(1)** *identify the plan goals;*

15                       **(2)** *assess the effectiveness of the current pri-*  
16       *vate-sector approaches used to provide oral and*  
17       *written prescription information to consumers;*

18                       **(3)** *develop guidelines for providing effective*  
19       *oral and written prescription information con-*  
20       *sistent with the findings of any such assessment;*

21                       **(4)** *contain elements necessary to ensure the*  
22       *transmittal of useful information to the consum-*  
23       *ing public, including being scientifically accu-*  
24       *rate, non-promotional in tone and content, suffi-*  
25       *ciently specific and comprehensive as to ade-*

1            *quately inform consumers about the use of the*  
2            *product, and in an understandable, legible for-*  
3            *mat that is readily comprehensible and not con-*  
4            *fusing to consumers expected to use the product.*

5            *(5) develop a mechanism to assess periodi-*  
6            *cally the quality of the oral and written pre-*  
7            *scription information and the frequency with*  
8            *which the information is provided to consumers;*  
9            *and*

10           *(6) provide for compliance with relevant*  
11           *State board regulations.*

12           *(d) LIMITATION ON THE AUTHORITY OF THE*  
13           *SECRETARY.—The Secretary of the Department of*  
14           *Health and Human Services shall have no authority*  
15           *to implement the proposed rule described in sub-*  
16           *section (a), or to develop any similar regulation, pol-*  
17           *icy statement, or other guideline specifying a uniform*  
18           *content or format for written information voluntarily*  
19           *provided to consumers about prescription drugs if, (1)*  
20           *not later than 120 days after the date of enactment*  
21           *of this Act, the national organizations described in*  
22           *subsection (a) develop and submit to the Secretary for*  
23           *Health and Human Services a comprehensive, long-*  
24           *range action plan (as described in subsection (a))*  
25           *which shall be acceptable to the Secretary of Health*



1        *and Human Services; (2) the aforementioned plan is*  
2        *submitted to the Secretary of Health and Human*  
3        *Services for review and acceptance: Provided, That*  
4        *the Secretary shall give due consideration to the sub-*  
5        *mitted plan and that any such acceptance shall not*  
6        *be arbitrarily withheld; and (3) the implementation*  
7        *of (a) a plan accepted by the Secretary commences*  
8        *within 30 days of the Secretary's acceptance of such*  
9        *plan, or (b) the plan submitted to the Secretary com-*  
10       *mences within 60 days of the submission of such plan*  
11       *if the Secretary fails to take any action on the plan*  
12       *within 30 days of the submission of the plan. The*  
13       *Secretary shall accept, reject or suggest modifications*  
14       *to the plan submitted within 30 days of its submis-*  
15       *sion. The Secretary may confer with and assist pri-*  
16       *ivate parties in the development of the plan described*  
17       *in subsections (a) and (b).*

18                *(e) SECRETARY REVIEW.—Not later than Janu-*  
19        *ary 1, 2001, the Secretary of the Department of*  
20        *Health and Human Services shall review the status*  
21        *of private-sector initiatives designed to achieve the*  
22        *goals of the plan described in subsection (a), and if*  
23        *such goals are not achieved, the limitation in sub-*  
24        *section (d) shall not apply, and the Secretary shall*

1       *seek public comment on other initiatives that may be*  
 2       *carried out to meet such goals.*

3   **(106)**Page 55, line 22, before “Section” insert: *SEC. 602.*

4   **(107)**Page 55, line 24, strike out **[2002]** and insert:  
 5   *1998*

6   **(108)**Page 55, after line 24 insert:

7       *SEC. 603. AMENDMENTS TO THE FEDERAL FOOD,*  
 8       *DRUG, AND COSMETIC ACT.—*

9               *(a) IMPORTS FOR EXPORT.—Section 801(d)(3) of*  
 10       *the Federal Food, Drug, and Cosmetic Act is amend-*  
 11       *ed—*

12                       *(1) by striking “accessory of a device which*  
 13                       *is ready” and inserting “accessory of a device, or*  
 14                       *other article of device requiring further process-*  
 15                       *ing, which is ready”;*

16                       *(2) in subparagraph (A), by striking “is in-*  
 17                       *tended to be” and inserting “is intended to be*  
 18                       *further processed by the initial owner or con-*  
 19                       *signee, or”;* and

20                       *(3) in subparagraph (C)—*

21                               *(A) by striking “part,” and inserting*  
 22                               *“part, article,”; and*

23                               *(B) by striking “incorporated” and in-*  
 24                               *serting “incorporated or further processed”.*

1           (b) *LABELING OF EXPORTED DRUGS.*—Section  
 2           801(f) of the Federal Food, Drug, and Cosmetic Act  
 3           is amended—

4                   (1) in paragraph (1), by striking “If a  
 5                   drug” and inserting “If a drug (other than insu-  
 6                   lin, an antibiotic drug, an animal drug, or a  
 7                   drug exported under section 802)”; and

8                   (2) in paragraph (2), by adding at the end  
 9                   the following new sentence: “A drug exported  
 10                   under section 802 is exempt from this section.”.

11           (c) *EXPORT OF CERTAIN UNAPPROVED DRUGS*  
 12           *AND DEVICES.*—Section 802(f)(5) of the Federal Food,  
 13           Drug, and Cosmetic Act is amended by striking “if  
 14           the drug or device is not labeled” and inserting “if  
 15           the labeling of the drug or device is not”.

16   **(109)**Page 55, after line 24 insert:

17           *SEC. 604. Not later than 180 days after enactment of*  
 18           *this Act, the Administrator of the Food and Drug Adminis-*  
 19           *tration, in consultation with the States and other appro-*  
 20           *priate Federal agencies shall report to the Chairman and*  
 21           *Ranking Member of the Committee on Appropriations of*  
 22           *the House and Senate on the feasibility of applying DNA*  
 23           *testing or other testing procedures to determine the adulter-*  
 24           *ation, blending, mixing or substitution of crab meat other*  
 25           *than Callinectes Sapidus offered for sale in the United*

1 *States. The Administrator also shall report on the feasibil-*  
2 *ity of developing a database of imported crab meat ship-*  
3 *ments from port of entry to final wholesaler to be made*  
4 *available to State agencies to aid enforcement and public*  
5 *health protection.*

6 **(110)**Page 57, line 14, strike out **【\$55,101,000】** and in-  
7 sert: *\$56,601,000*

8 **(111)**Page 57, strike out all after line 21 over to and  
9 including line 3 on page 58

10 **(112)**Page 59, line 17, strike out all after “Service;”  
11 down to and including “project;” in line 19

12 **(113)**Page 64, line 18, after “statute” insert: *: Provided,*  
13 *That notwithstanding any other provision of law, none of*  
14 *the funds appropriated or otherwise made available in this*  
15 *Act may be used to transfer to the Treasury or to the Fed-*  
16 *eral Financing Bank any unobligated balance of the Rural*  
17 *Telephone Bank telephone liquidating account which is in*  
18 *excess of current requirements and such balance shall re-*  
19 *ceive interest as set forth for financial accounts in section*  
20 *505(c) of the Federal Credit Reform Act of 1990*

21 **(114)**Page 65, strike out lines 6 through 9 and insert:  
22 *SEC. 721. None of the funds appropriated or otherwise*  
23 *made available by this Act, or made available through the*

1 *commodity Credit Corporation, shall be used to enroll in*  
2 *excess of 130,000 acres in the fiscal year 1997 wetlands re-*  
3 *serve program, as authorized by section 3837 of title 16,*  
4 *United States Code: Provided, That additional acreage may*  
5 *be enrolled in the program to the extent that non-Federal*  
6 *funds available to the Secretary are used to fully com-*  
7 *pensate for the cost of additional enrollments: Provided fur-*  
8 *ther, That the condition on enrollments provided in section*  
9 *1237(b)(2)(B) of the Food Security Act of 1985, as amended*  
10 *(16 U.S.C. 3837(b)(2)(B)) shall be deemed met upon the*  
11 *enrollment of 43,333 acres through the use of temporary*  
12 *easements: Provided further That the Secretary shall not en-*  
13 *roll acres in the wetlands reserve program through the use*  
14 *of new permanent easements in fiscal year 1998 until the*  
15 *Secretary has enrolled at least 31,667 acres in the program*  
16 *through the use of temporary easements.*

17 **(115)**Page 65, line 15, after “makings” insert: *and pan-*  
18 *els used to evaluate competitively awarded grants*

19 **(116)**Page 65, strike out all after line 21 over to and  
20 including line 2 on page 66

21 **(117)**Page 66, strike out lines 3 through 7

22 **(118)**Page 66, strike out lines 8 through 12

1 **(119)**Page 66, strike out all after line 21 over to and  
2 including “disaster” in line 2 on page 67 and insert: *used*  
3 *for an agricultural or related activity, including conserving*  
4 *use, as determined by the Secretary*

5 **(120)**Page 67, strike out lines 7 through 14

6 **(121)**Page 67, strike out all after line 18 over to and  
7 including line 19 on page 68

8 **(122)**Page 68, line 20, strike out **[Funds]** and insert:  
9 *Hereafter, funds*

10 **(123)**Page 69, strike out all after line 2 over to and in-  
11 cluding line 2 on page 70

12 **(124)**Page 70, after line 2 insert:

13 *SEC. 734. Not to exceed 10 percent of the amounts ap-*  
14 *propriated or otherwise made available by this Act for the*  
15 *Rural Housing Assistance Program, the Rural Business-Co-*  
16 *operative Assistance Program, and the Rural Utilities As-*  
17 *sistance Program may be transferred between these pro-*  
18 *grams for authorized purposes.*

19 **(125)**Page 70, after line 2 insert:

20 *SEC. 735. None of the funds appropriated or otherwise*  
21 *made available to the Department of Agriculture by this*  
22 *Act may be used to detail or assign an individual from*  
23 *an agency or office funded in this Act to any other agency*

1 *or office for more than 60 days, unless the Secretary pro-*  
 2 *vides notification to the House and Senate Committees on*  
 3 *Appropriations that an employee detail or assignment in*  
 4 *excess of 60 days is required.*

5 **(126)**Page 70, after line 2 insert:

6 *SEC. 736. Section 747(e) of the Federal Agriculture*  
 7 *Improvement and Reform Act of 1996 is amended by insert-*  
 8 *ing, “effective October 1, 1996” following “The Secretary*  
 9 *shall make grants” in Section 747(e)(2).*

10 **(127)**Page 70, after line 2 insert:

11 *SEC. 737. LABELING OF RAW POULTRY PRODUCTS.—*

12 *(a) IN GENERAL.—Notwithstanding any other*  
 13 *provision of law, none of the funds appropriated or*  
 14 *otherwise made available by this Act may be used to*  
 15 *implement or enforce the final rule related to the la-*  
 16 *beling of raw poultry products promulgated by the*  
 17 *Food Safety and Inspection Service on August 25,*  
 18 *1995 (60 Fed. Reg. 44395), and the final rule shall*  
 19 *not be effective during fiscal year 1997.*

20 *(b) FINAL RULE.—Not later than 90 days after*  
 21 *the date of enactment of this Act, the Secretary of Ag-*  
 22 *riculture shall issue a revised final rule related to the*  
 23 *labeling of raw poultry products that—*

24 *(1) maintains the standard that the term*  
 25 *“fresh” may be used only for raw poultry prod-*

1            *ucts the internal core temperature of which has*  
2            *not fallen below 26° Fahrenheit;*

3            *(2) deletes the requirement that poultry*  
4            *products the internal core temperature of which*  
5            *has ever been less than 26° Fahrenheit, but more*  
6            *than 0° Fahrenheit, be labeled as “hard chilled”*  
7            *or “previously hard chilled”, except that—*

8                    *(A) the products shall be prohibited*  
9                    *under the rule from being labeled as “fresh”*  
10                   *but shall not be required to bear any spe-*  
11                   *cific alternative labeling; and*

12                   *(B) nothing in this section shall be in-*  
13                   *terpreted as modifying the requirements for*  
14                   *labeling of all poultry products the internal*  
15                   *core temperature of which has ever fallen to*  
16                   *0° Fahrenheit as “frozen”;*

17            *(3) provides for a tolerance from the 26°*  
18            *Fahrenheit standard established by the rule of—*

19                    *(A) 1° Fahrenheit for poultry products*  
20                    *within an official processing establishment;*

21                    *(B) 2° Fahrenheit for poultry products*  
22                    *in commerce;*

23            *(4) exempts from temperature testing wings,*  
24            *tenders, hearts, livers, gizzards, necks, and prod-*



1            *ucts that undergo special processing, such as*  
2            *sliced poultry products; and*

3            *(5) in all other terms and conditions (in-*  
4            *cluding the period of time permitted for imple-*  
5            *mentation) is substantively identical to the rule*  
6            *referred to in subsection (a).*

7            *(c) REVISED LABELING STANDARDS.—Not later*  
8            *than 60 days after the issuance of a revised final rule*  
9            *under subsection (b), the Secretary of Agriculture,*  
10           *acting through the Administrator of the Food Safety*  
11           *and Inspection Service, shall issue a compliance di-*  
12           *rective for the enforcement of the revised labeling*  
13           *standards established by the rule, including standards*  
14           *for—*

15           *(1) temperature testing that are based on*  
16           *measurements at the center of the deepest muscle;*  
17           *and*

18           *(2) sampling methods that ensure that the*  
19           *average of individual temperatures within poul-*  
20           *try product lots of each specific product type*  
21           *(such as whole birds, whole muscle leg products,*  
22           *and whole muscle breast products) meet the*  
23           *standards.*

24           *(d) SEVERABILITY.—If any provision of this sec-*  
25           *tion or the application thereof to any person or cir-*

1 *cumstance is held invalid, the validity of the remain-*  
2 *der of this section and of the application of the provi-*  
3 *sion to any other persons or circumstances shall not*  
4 *be affected.*

5 **(128)**Page 70, after line 2 insert:

6 *SEC. 738. Section 7 of the Food Stamp Act of 1977*  
7 *(7 U.S.C. 2016) is amended by adding at the end the follow-*  
8 *ing:*

9 *“(j) ELECTRONIC BENEFIT TRANSFERS.—*

10 *“(1) DEFINITION OF ELECTRONIC BENEFIT*  
11 *TRANSFER SYSTEM.—In this subsection, the term*  
12 *‘electronic benefit transfer system’ means a system*  
13 *under which a governmental entity distributes bene-*  
14 *fits pursuant to this Act by establishing an account*  
15 *that may be accessed electronically by a recipient of*  
16 *the benefits or payments.*

17 *“(2) APPLICABLE LAW.—Disclosures, protections,*  
18 *responsibilities, and remedies established by the Fed-*  
19 *eral Reserve Board under section 904 of the Elec-*  
20 *tronic Fund Transfer Act (15 U.S.C. 1692b) shall not*  
21 *apply to benefits under this Act delivered through any*  
22 *electronic benefit transfer system.*

23 *“(3) REPLACEMENT OF BENEFITS.—Regulations*  
24 *issued by the Secretary regarding the replacement of*  
25 *benefits and liability for replacement of benefits under*

1        *an electronic benefit transfer system shall be similar*  
 2        *to the regulations in effect for a paper-based food*  
 3        *stamp issuance system.”.*

4        **(129)**Page 70, after line 2 insert:

5        *SEC. 739. (a) ELECTRONIC WAREHOUSE RECEIPTS.—*  
 6        *Section 17(c) of the United States Warehouse Act (7 U.S.C.*  
 7        *259(c)) is amended—*

8                *(1) in paragraph (1)(A), by striking “cotton”*  
 9                *and inserting “any agricultural product”;*

10                *(2) by striking “the cotton” each place it appears*  
 11                *and inserting “the agricultural product”; and*

12                *(3) in paragraph (2)—*

13                        *(A) in subparagraph (A), by striking “in*  
 14                        *cotton” and inserting “in the agricultural prod-*  
 15                        *uct”; and*

16                        *(B) in the last sentence of subparagraph*  
 17                        *(B)—*

18                                *(i) by striking “electronic cotton” and*  
 19                                *inserting “electronic”; and*

20                                *(ii) by striking “cotton stored in a cot-*  
 21                                *ton warehouse” and inserting “any agricul-*  
 22                                *tural product stored in a warehouse”.*

23        *(b) WRITTEN RECEIPTS.—Section 18(c) of the United*  
 24        *States Warehouse Act (7 U.S.C. 260(c)) is amended by*  
 25        *striking “consecutive”.*

1 **(130)**Page 70, after line 2 insert:

2       *SEC. 740. Hereafter, notwithstanding any other provi-*  
3 *sion of law, any domestic fish or fish product produced in*  
4 *compliance with food safety standards or procedures accept-*  
5 *ed by the Food and Drug Administration as satisfying the*  
6 *requirements of the “Procedures for the Safe and Sanitary*  
7 *Processing and Importing of Fish and Fish Products” (pub-*  
8 *lished by the Food and Drug Administration as a final reg-*  
9 *ulation in the Federal Register of December 18, 1995), shall*  
10 *be deemed to have met any inspection requirements of the*  
11 *Department of Agriculture or other Federal agency for any*  
12 *Federal commodity purchase program, including the pro-*  
13 *gram authorized under section 32 of the Act of August 24,*  
14 *1935 (7 U.S.C. 612c) except that the Department of Agri-*  
15 *culture or other Federal agency may utilize lot inspection*  
16 *to establish a reasonable degree of certainty that fish or fish*  
17 *products purchased under a Federal commodity purchase*  
18 *program, including the program authorized under section*  
19 *32 of the Act of August 24, 1935 (7 U.S.C. 612c), meet Fed-*  
20 *eral product specifications.*

21 **(131)**Page 70, after line 2 insert:

22       *SEC. 741. (a) EXTENSION OF MULTIFAMILY RURAL*  
23 *HOUSING LOAN PROGRAM.—*

24               *(1) AUTHORITY TO MAKE LOANS.—Section*  
25       *515(b)(4) of the Housing Act of 1949 (42 U.S.C.*

1       1485(b)(4)) is amended by striking “September 30,  
2       1996” and inserting “September 30, 1997”.

3               (2) *SET-ASIDE FOR NONPROFIT ENTITIES.*—The  
4       first sentence of section 515(w)(1) of the Housing Act  
5       of 1949 (42 U.S.C. 1485(w)(1)) is amended by strik-  
6       ing “fiscal year 1996” and inserting “fiscal year  
7       1997”.

8               (b) *EXTENSION OF HOUSING IN UNDERSERVED AREAS*  
9       *PROGRAM.*—The first sentence of section 509(f)(4)(A) of the  
10       Housing Act of 1949 (42 U.S.C. 1479(f)(4)(A)) is amended  
11       by striking “fiscal year 1996” and inserting “fiscal year  
12       1997”.

13              (c) *REFORMS FOR MULTIFAMILY RURAL HOUSING*  
14       *LOAN PROGRAM.*—

15                      (1) *LIMITATION ON PROJECT TRANSFERS.*—Sec-  
16       tion 515 of the Housing Act of 1949 (42 U.S.C. 1485)  
17       is amended by inserting after subsection (g) the fol-  
18       lowing new subsection:

19       “(h) *PROJECT TRANSFERS.*—After the date of the en-  
20       actment of the Act entitled ‘An Act making appropriations  
21       for Agriculture, Rural Development, Food and Drug Ad-  
22       ministration, and Related Agencies programs for the fiscal  
23       year ending September 30, 1997, and for other purposes’,  
24       the ownership or control of a project for which a loan is  
25       made or insured under this section may be transferred only

1 *if the Secretary determines that such transfer would further*  
2 *the provision of housing and related facilities for low-in-*  
3 *come families or persons and would be in the best interests*  
4 *of residents and the Federal Government.”.*

5 (2) *EQUITY LOANS.*—*Section 515(t) of the Hous-*  
6 *ing Act of 1949 (42 U.S.C. 1485(t)) is amended—*

7 (A) *by striking paragraphs (4) and (5); and*

8 (B) *by redesignating paragraphs (6)*  
9 *through (8) as paragraphs (4) through (6), re-*  
10 *spectively.*

11 (3) *EQUITY TAKEOUT LOANS TO EXTEND LOW-IN-*  
12 *COME USE.—*

13 (A) *AUTHORITY AND LIMITATION.*—*Section*  
14 *502(c)(4)(B)(iv) of the Housing Act of 1949 (42*  
15 *U.S.C. 1472(c)(4)(B)(iv)) is amended by insert-*  
16 *ing before the period at the end the following: “or*  
17 *under paragraphs (1) and (2) of section 514(j),*  
18 *except that an equity loan referred to in this*  
19 *clause may not be made available after the date*  
20 *of the enactment of the Act entitled ‘An Act mak-*  
21 *ing appropriations for Agriculture, Rural Devel-*  
22 *opment, Food and Drug Administration, and*  
23 *Related Agencies programs for the fiscal year*  
24 *ending September 30, 1997, and for other pur-*  
25 *poses’, unless the Secretary determines that the*

1           *other incentives available under this subpara-*  
2           *graph are not adequate to provide a fair return*  
3           *on the investment of the borrower, to prevent*  
4           *prepayment of the loan insured under section*  
5           *514 or 515, or to prevent the displacement of*  
6           *tenants of the housing for which the loan was*  
7           *made”.*

8                   *(B) APPROVAL OF ASSISTANCE.—Section*  
9                   *502(c)(4)(C) of the Housing Act of 1949 (42*  
10                   *U.S.C. 1472(c)(4)(C)) is amended by striking*  
11                   *“(C)” and all that follows through “provided—*  
12                   *” and inserting the following:*

13           *“(C) APPROVAL OF ASSISTANCE.—The Secretary may*  
14           *approve assistance under subparagraph (B) for assisted*  
15           *housing only if the restrictive period has expired for any*  
16           *loan for the housing made or insured under section 514 or*  
17           *515 pursuant to a contract entered into after December 21,*  
18           *1979, but before the date of the enactment of the Department*  
19           *of Housing and Urban Development Reform Act of 1989,*  
20           *and the Secretary determines that the combination of assist-*  
21           *ance provided—”.*

22                   *(C) TECHNICAL CORRECTION.—Section*  
23                   *515(c)(1) of the Housing Act of 1949 (42 U.S.C.*  
24                   *1485(c)(1)) is amended by striking “December*  
25                   *21, 1979” and inserting “December 15, 1989”.*

1           (d) *EQUITY SKIMMING PENALTIES.*—

2           (1) *INSURANCE OF LOANS FOR THE PROVISION OF*  
 3 *HOUSING AND RELATED FACILITIES FOR DOMESTIC FARM*  
 4 *LABOR.*—Section 514 of the Housing Act of 1949 (42 U.S.C.  
 5 1484) is amended by adding at the end the following new  
 6 subsection:

7           “(j) *EQUITY SKIMMING PENALTY.*—Whoever, as an  
 8 owner, agent, or manager, or who is otherwise in custody,  
 9 control, or possession of property that is security for a loan  
 10 made or insured under this section willfully uses, or author-  
 11 izes the use, of any part of the rents, assets, proceeds, in-  
 12 come, or other funds derived from such property, for any  
 13 purpose other than to meet actual or necessary expenses of  
 14 the property, or for any other purpose not authorized by  
 15 this title or the regulations adopted pursuant to this title,  
 16 shall be fined not more than \$250,000 or imprisoned not  
 17 more than 5 years, or both.”.

18           (2) *DIRECT AND INSURED LOANS TO PROVIDE*  
 19 *HOUSING AND RELATED FACILITIES FOR ELDERLY*  
 20 *PERSONS AND FAMILIES IN RURAL AREAS.*—Section  
 21 515 of the Housing Act of 1949 (42 U.S.C. 1485) is  
 22 amended by adding at the end the following new sub-  
 23 section:

24           “(aa) *EQUITY SKIMMING PENALTY.*—Whoever, as an  
 25 owner, agent, or manager, or who is otherwise in custody,



1 *control, or possession of property that is security for a loan*  
 2 *made or insured under this section willfully uses, or author-*  
 3 *izes the use, of any part of the rents, assets, proceeds, in-*  
 4 *come, or other funds derived from such property, for any*  
 5 *purpose other than to meet actual or necessary expenses of*  
 6 *the property, or for any other purpose not authorized by*  
 7 *this title or the regulations adopted pursuant to this title,*  
 8 *shall be fined not more than \$250,000 or imprisoned not*  
 9 *more than 5 years, or both.”.*

10 **(132)**Page 70, after line 2 insert:

11 *SEC. 742. REAUTHORIZATION OF NATIONAL AQUA-*  
 12 *CULTURE ACT OF 1980.—Section 10 of the National Aqua-*  
 13 *culture Act of 1980 (16 U.S.C. 2809) is amended by striking*  
 14 *“1991, 1992, and 1993” each place it appears and inserting*  
 15 *“1991 through 1997”.*

16 **(133)**Page 70, after line 2 insert:

17 *SEC. 743. DEPARTMENT OF AGRICULTURE VOLUNTARY*  
 18 *SEPARATION INCENTIVE PAYMENTS.—*

19 *(a) DEFINITIONS.—For the purposes of this sec-*  
 20 *tion—*

21 *(1) the term “agency” means the Depart-*  
 22 *ment of Agriculture;*

23 *(2) the term “employee” means an employee*  
 24 *(as defined by section 2105 of title 5, United*  
 25 *States Code) who is employed by the agency (or*

1           *an individual employed by a county committee*  
2           *established under section 8(b)(5) of the Soil Con-*  
3           *servation and Domestic Allotment Act (16 U.S.C.*  
4           *590h(b)(5))), is serving under an appointment*  
5           *without time limitation, and has been currently*  
6           *employed for a continuous period of at least 3*  
7           *years, but does not include—*

8                     *(A) a reemployed annuitant under sub-*  
9                     *chapter III of chapter 83 or chapter 84 of*  
10                    *title 5, United States Code, or another re-*  
11                    *irement system for employees of the agency;*

12                    *(B) an employee having a disability on*  
13                    *the basis of which such employee is or*  
14                    *would be eligible for disability retirement*  
15                    *under the applicable retirement system re-*  
16                    *ferred to in subparagraph (A);*

17                    *(C) an employee who is in receipt of a*  
18                    *specific notice of involuntary separation for*  
19                    *misconduct or unacceptable performance;*

20                    *(D) an employee who, upon completing*  
21                    *an additional period of service as referred*  
22                    *to in section 3(b)(2)(B)(ii) of the Federal*  
23                    *Workforce Restructuring Act of 1994 (5*  
24                    *U.S.C. 5597 note), would qualify for a vol-*

1            *untary separation incentive payment under*  
2            *section 3 of such Act;*

3            *(E) an employee who has previously*  
4            *received any voluntary separation incentive*  
5            *payment by the Federal Government under*  
6            *this section or any other authority and has*  
7            *not repaid such payment;*

8            *(F) an employee covered by statutory*  
9            *reemployment rights who is on transfer to*  
10           *another organization; or*

11           *(G) any employee who, during the*  
12           *twenty four month period preceding the*  
13           *date of separation, has received a recruit-*  
14           *ment or relocation bonus under section 5753*  
15           *of title 5, United States Code, or who, with-*  
16           *in the twelve month period preceding the*  
17           *date of separation, received a retention al-*  
18           *lowance under section 5754 of title 5, Unit-*  
19           *ed States Code.*

20           *(b) AGENCY STRATEGIC PLAN.—*

21           *(1) IN GENERAL.—The head of the agency,*  
22           *prior to obligating any resources for voluntary*  
23           *separation incentive payments, shall submit to*  
24           *the House and Senate Committees on Appropria-*  
25           *tions and the Committee on Governmental Af-*

1       *fairs of the Senate and the Committee on Gov-*  
2       *ernment Reform and Oversight of the House of*  
3       *Representatives a strategic plan outlining the in-*  
4       *tended use of such incentive payments and a*  
5       *proposed organizational chart for the agency*  
6       *once such incentive payments have been com-*  
7       *pleted.*

8               (2) *CONTENTS.—The agency’s plan shall in-*  
9       *clude—*

10               (A) *the positions and functions to be*  
11       *reduced or eliminated, identified by organi-*  
12       *zational unit, geographic location, occupa-*  
13       *tional category and grade level;*

14               (B) *the number and amounts of vol-*  
15       *untary separation incentive payments to be*  
16       *offered; and*

17               (C) *a description of how the agency*  
18       *will operate without the eliminated posi-*  
19       *tions and functions.*

20               (c) *AUTHORITY TO PROVIDE VOLUNTARY SEPARA-*  
21       *TION INCENTIVE PAYMENTS.—*

22               (1) *IN GENERAL.—A voluntary separation*  
23       *incentive payment under this section may be*  
24       *paid by an agency to any employee only to the*

1           *extent necessary to eliminate the positions and*  
2           *functions identified by the strategic plan.*

3           (2) *AMOUNT AND TREATMENT OF PAY-*  
4           *MENTS.—A voluntary separation incentive pay-*  
5           *ment—*

6                     *(A) shall be paid in a lump sum after*  
7                     *the employee's separation;*

8                     *(B) shall be paid from appropriations*  
9                     *or funds available for the payment of the*  
10                    *basic pay of the employees;*

11                    *(C) shall be equal to the lesser of—*

12                             *(i) an amount equal to the*  
13                             *amount the employee would be entitled*  
14                             *to receive under section 5595(c) of title*  
15                             *5, United States Code; or*

16                             *(ii) an amount determined by the*  
17                             *agency head not to exceed \$25,000 in*  
18                             *fiscal year 1997, \$20,000 in fiscal year*  
19                             *1998, \$15,000 in fiscal year 1999, or*  
20                             *\$10,000 in fiscal year 2000;*

21                    *(D) shall not be a basis for payment,*  
22                    *and shall not be included in the computa-*  
23                    *tion, of any other type of Government bene-*  
24                    *fit; and*

1           (E) shall not be taken into account in  
2           determining the amount of any severance  
3           pay to which the employee may be entitled  
4           under section 5595 of title 5, United States  
5           Code, based on any other separation.

6           (3) *LIMITATION.*—No amount shall be pay-  
7           able under this section based on any separation  
8           occurring before the date of the enactment of this  
9           Act, or after September 30, 2000.

10          (d) *ADDITIONAL AGENCY CONTRIBUTIONS TO THE*  
11          *RETIREMENT FUND.*—

12           (1) *IN GENERAL.*—In addition to any other  
13           payments which it is required to make under  
14           subchapter III of chapter 83 of title 5, United  
15           States Code, the agency shall remit to the Office  
16           of Personnel Management for deposit in the  
17           Treasury of the United States to the credit of the  
18           Civil Service Retirement and Disability Fund  
19           an amount equal to 15 percent of the final basic  
20           pay of each employee of the agency who is cov-  
21           ered under subchapter III of chapter 83 or chap-  
22           ter 84 of title 5, United States Code, to whom a  
23           voluntary separation incentive has been paid  
24           under this section.

1           (2) *DEFINITION.*—*For the purpose of para-*  
2           *graph (1), the term “final basic pay”, with re-*  
3           *spect to an employee, means the total amount of*  
4           *basic pay which would be payable for a year of*  
5           *service by such employee, computed using the*  
6           *employee’s final rate of basic pay, and, if last*  
7           *servicing on other than a full-time basis, with ap-*  
8           *propriate adjustment therefor.*

9           (e) *EFFECT OF SUBSEQUENT EMPLOYMENT WITH*  
10          *THE GOVERNMENT.*—*An individual who has received*  
11          *a voluntary separation incentive payment under this*  
12          *section and accepts any employment for compensation*  
13          *with the Government of the United States, or who*  
14          *works for any agency of the United States Govern-*  
15          *ment through a personal services contract, within 5*  
16          *years after the date of the separation on which the*  
17          *payment is based shall be required to pay, prior to*  
18          *the individual’s first day of employment, the entire*  
19          *amount of the incentive payment to the agency that*  
20          *paid the incentive payment.*

21          (f) *REDUCTION OF AGENCY EMPLOYMENT LEV-*  
22          *ELS.*—

23                 (1) *IN GENERAL.*—*The total number of*  
24                 *funded employee positions in the agency shall be*  
25                 *reduced by one position for each vacancy created*

1           *by the separation of any employee who has re-*  
 2           *ceived, or is due to receive, a voluntary separa-*  
 3           *tion incentive payment under this section. For*  
 4           *the purposes of this subsection, positions shall be*  
 5           *counted on a full-time-equivalent basis.*

6                   (2) *ENFORCEMENT.*—*The President, through*  
 7           *the Office of Management and Budget, shall*  
 8           *monitor the agency and take any action nec-*  
 9           *essary to ensure that the requirements of this*  
 10           *subsection are met.*

11                   (g) *EFFECTIVE DATE.*—*This section shall take ef-*  
 12           *fect October 1, 1996.*

13 **(134)**Page 70, after line 2 insert:

14           *SEC. 744. Section 101(b) of the Agriculture and Food*  
 15           *Act of 1981 (Public Law 97–98; 7 U.S.C. 608c note) is*  
 16           *amended by striking “1996” and inserting “2002”.*

17 **(135)**Page 70, after line 2 insert:

18           *SEC. 745. REVIEW AND REPORT ON H–2A NON-*  
 19           *IMMIGRANT WORKERS PROGRAM.—*

20                   (a) *SENSE OF THE CONGRESS.*—*It is the sense*  
 21           *of the Congress that the enactment of this Act may*  
 22           *impact the future availability of an adequate work*  
 23           *force for the producers of our Nation’s labor intensive*  
 24           *agricultural commodities and livestock.*



1           (b) *REVIEW.*—*The Comptroller General shall re-*  
2 *view the effectiveness of the H–2A nonimmigrant*  
3 *worker program to ensure that the program provides*  
4 *a workable safety valve in the event of future short-*  
5 *ages of domestic workers after the enactment of this*  
6 *Act. Among other things, the Comptroller General*  
7 *shall review the program to determine—*

8           (1) *that the program ensures that an ade-*  
9 *quate supply of qualified United States workers*  
10 *is available at the time and place needed for em-*  
11 *ployers seeking such workers after the date of en-*  
12 *actment of this Act;*

13           (2) *that the program ensures that there is*  
14 *timely approval of applications for temporary*  
15 *foreign workers under the H–2A nonimmigrant*  
16 *worker program in the event of shortages of*  
17 *United States workers after the date of enact-*  
18 *ment of this Act;*

19           (3) *that the program ensures that imple-*  
20 *mentation of the H–2A nonimmigrant worker*  
21 *program is not displacing United States agricul-*  
22 *tural workers or diminishing the terms and con-*  
23 *ditions of employment of United States agricul-*  
24 *tural workers; and*

1           (4) *if and to what extent the H-2A non-*  
 2           *immigrant worker program is contributing to*  
 3           *the problem of illegal immigration.*

4           (c) *REPORT.*—*Not later than December 31, 1996,*  
 5           *or three months after the date of enactment of this*  
 6           *Act, whichever is sooner, the Comptroller General*  
 7           *shall submit a report to Congress setting forth the*  
 8           *findings of the review conducted under subsection (b).*

9           (d) *DEFINITIONS.*—*As used in this section—*

10           (1) *the term “Comptroller General” means*  
 11           *the Comptroller General of the United States;*  
 12           *and*

13           (2) *the term “H-2A nonimmigrant worker*  
 14           *program” means the program for the admission*  
 15           *of nonimmigrant aliens described in section*  
 16           *101(a)(15)(H)(ii)(A) of the Immigration and*  
 17           *Nationality Act.*

18 **(136)**Page 70, after line 2 insert:

19           *SEC. 746. NORTHERN FOREST STEWARDSHIP.—*

20           (a) *FINDINGS.*—*With respect to the Northern*  
 21           *Forest in the States of Maine, New Hampshire, New*  
 22           *York, and Vermont, Congress finds that—*

23           (1) *the current land ownership and man-*  
 24           *agement patterns have served the people and for-*  
 25           *ests of the region well; public policies relating to*

1           *the Northern Forest should seek to reinforce rath-*  
2           *er than replace the patterns of ownership and*  
3           *use that have characterized lands in the Northern*  
4           *Forest for decades;*

5           (2) *people have a right to participate in de-*  
6           *isions that affect them;*

7           (3) *the rights of private property owners*  
8           *must be respected;*

9           (4) *natural systems must be sustained over*  
10          *the long term, including air, soil, water, and the*  
11          *diversity of plant and animal species;*

12          (5) *the history and culture of the Northern*  
13          *Forest and the connections between people and*  
14          *the land must be respected;*

15          (6) *States should work in partnership with*  
16          *local governments and the Federal Government;*

17          (7) *differences among the 4 Northern Forest*  
18          *States must be recognized;*

19          (8) *people must appreciate that the North-*  
20          *ern Forest has values that are important beyond*  
21          *the boundaries of the Northern Forest;*

22          (9) *because public funds are scarce, the*  
23          *greatest public benefit must be secured for any*  
24          *additional investment;*

1           (10) proposals must be judged by their long-  
2           term benefits, looking at least 50 years into the  
3           future;

4           (11) programs and regulations in existence  
5           on the date of enactment of this Act should be  
6           continually evaluated, built upon, and improved  
7           before new ones are created;

8           (12) the actions described in this section are  
9           most appropriately directed by the States, with  
10          assistance from the Federal Government, as re-  
11          quested by the States;

12          (13) certain Federal tax policies work  
13          against the long-term ownership, management,  
14          and conservation of forest land in the Northern  
15          Forest region, and Congress and the President  
16          should enact additional legislation to address  
17          those tax policies as soon as possible; and

18          (14) this section effectuates certain rec-  
19          ommendations of the Northern Forest Lands  
20          Council that were developed with broad public  
21          input and the involvement of Federal, State, and  
22          local governments.

23          (b) *PRINCIPLES OF SUSTAINABILITY.*—

24                  (1) *IN GENERAL.*—The Secretary of Agri-  
25                  culture, acting through the Chief of the Forest

1           *Service, is authorized, at the request of the State*  
2           *of Maine, New Hampshire, New York, or Ver-*  
3           *mont, to provide technical assistance for a State-*  
4           *based initiative directed by the State, to define*  
5           *the appropriate benchmarks of sustainable forest*  
6           *management that address the principles of sus-*  
7           *tainability, as recommended by the Northern*  
8           *Forest Lands Council.*

9                   (2) *PRINCIPLES OF SUSTAINABILITY.—It is*  
10           *the sense of Congress that for the purposes of*  
11           *paragraph (1), principles of sustainability*  
12           *should include—*

13                           (A) *maintenance of soil productivity;*

14                           (B) *conservation of water quality, wet-*  
15           *lands, and riparian zones;*

16                           (C) *maintenance or creation of a*  
17           *healthy balance of forest age classes;*

18                           (D) *continuous flow of timber, pulp-*  
19           *wood, and other forest products;*

20                           (E) *improvement of the overall quality*  
21           *of the timber resource as a foundation for*  
22           *more value-added opportunities;*

23                           (F) *addressing scenic quality by limit-*  
24           *ing adverse aesthetic impacts of forest har-*

1                    *vesting, particularly in high-elevation areas*  
2                    *and vistas;*

3                    *(G) conservation and enhancement of*  
4                    *habitats that support a full range of native*  
5                    *flora and fauna;*

6                    *(H) protection of unique or fragile nat-*  
7                    *ural areas; and*

8                    *(I) continuation of opportunities for*  
9                    *traditional recreation.*

10                  *(c) NORTHERN FOREST RESEARCH COOPERA-*  
11                  *TIVE.—The Secretary of Agriculture, acting through*  
12                  *the Northeastern Forest Experiment Station and the*  
13                  *Chief of the Forest Service, is authorized, at the re-*  
14                  *quest of the State of Maine, New Hampshire, New*  
15                  *York, or Vermont, to cooperate with the State, the*  
16                  *land grant universities of the State, natural resource*  
17                  *and forestry schools, other Federal agencies, and other*  
18                  *interested parties in coordinating ecological and eco-*  
19                  *nomie research, including—*

20                    *(1) research at those universities on eco-*  
21                    *system health, forest management, product devel-*  
22                    *opment, economics, and related fields;*

23                    *(2) development of specific forest manage-*  
24                    *ment guidelines to achieve principles of sustain-*  
25                    *ability described in subsection (b) as rec-*

1           *ommended by the Northern Forest Lands Coun-*  
2           *cil;*

3                     (3) *technology transfer to the wood products*  
4           *industry on efficient processing, pollution pre-*  
5           *vention, and energy conservation;*

6                     (4) *dissemination of existing and new infor-*  
7           *mation to landowners, public and private re-*  
8           *source managers, State forest citizen advisory*  
9           *committees, and the general public through pro-*  
10          *fessional associations, publications, and other in-*  
11          *formation clearinghouse activities; and*

12                    (5) *analysis of strategies for the protection*  
13          *of areas of outstanding ecological significance,*  
14          *high biodiversity, and the provision of important*  
15          *recreational opportunities, including strategies*  
16          *for areas identified through State land acquisi-*  
17          *tion planning processes.*

18                    (d) *INTERSTATE COORDINATION STRATEGY.—At*  
19          *the request of the States of Maine, New Hampshire,*  
20          *New York, and Vermont, the Chief of the Forest Serv-*  
21          *ice is authorized to make a representative of the State*  
22          *and Private Forest Program available to meet with*  
23          *representatives of the States to coordinate the imple-*  
24          *mentation of Federal and State policy recommenda-*

1        *tions issued by the Northern Forest Lands Council*  
2        *and other policies agreed to by the States.*

3            (e) *LAND CONSERVATION.—*

4            (1) *FEDERAL ASSISTANCE.—The Secretary*  
5        *of Agriculture (acting through the Chief of the*  
6        *Forest Service) and the Secretary of the Interior*  
7        *(acting through the Director of the National*  
8        *Park Service and Director of the United States*  
9        *Fish and Wildlife Service) at the request of the*  
10       *State of Maine, New Hampshire, Vermont, or*  
11       *New York, is authorized to provide technical and*  
12       *financial assistance for a State-managed public*  
13       *land acquisition planning process and land ac-*  
14       *quisition initiatives directed by the State.*

15           (2) *PROGRAM DEVELOPMENT.—A goal-ori-*  
16       *ented planning process for a State described in*  
17       *paragraph (1) to establish a land conservation*  
18       *program shall include—*

19           (A) *identification of, and setting of*  
20       *priorities for the acquisition of, fee or less-*  
21       *than-fee interests in exceptional and impor-*  
22       *tant lands, in accordance with criteria that*  
23       *include—*

24           (i) *places offering outstanding rec-*  
25       *reational opportunities, including loca-*



- 1                    *tions for hunting, fishing, trapping,*  
2                    *hiking, camping, and other forms of*  
3                    *back-country recreation;*
- 4                    *(ii) recreational access to river*  
5                    *and lake shorelines;*
- 6                    *(iii) land supporting vital ecologi-*  
7                    *cal functions and values;*
- 8                    *(iv) habitats for rare, threatened,*  
9                    *or endangered natural communities,*  
10                   *plants, and wildlife;*
- 11                   *(v) areas of outstanding scenic*  
12                   *value and significant geological fea-*  
13                   *tures; and*
- 14                   *(vi) working private forest lands*  
15                   *that are of such significance or so*  
16                   *threatened by conversion that conserva-*  
17                   *tion easements should be purchased;*
- 18                   *(B) acquisition of land and interests*  
19                   *in land only from willing sellers;*
- 20                   *(C) involvement of local governments*  
21                   *and landowners in the planning process in*  
22                   *a meaningful way that acknowledges their*  
23                   *concerns about public land acquisition;*

1           (D) recognition that zoning, while an  
2           important land use mechanism, is not an  
3           appropriate substitution for acquisition;

4           (E) assurances that unilateral eminent  
5           domain will only be used with the consent  
6           of the landowner to clear title and establish  
7           purchase prices;

8           (F) efficient use of public funds by  
9           purchasing only the rights necessary to best  
10          identify and protect exceptional values;

11          (G) consideration of the potential im-  
12          pacts and benefits of land and easement ac-  
13          quisition on local and regional economies;

14          (H) consideration of the necessity of  
15          including costs of future public land man-  
16          agement in the assessment of overall costs of  
17          acquisition;

18          (I) minimization of adverse tax con-  
19          sequences to municipalities by making  
20          funds available to continue to pay property  
21          taxes based at least on current use valu-  
22          ation of parcels acquired, payments in lieu  
23          of taxes, user fee revenues, or other benefits,  
24          where appropriate;

1           *(J) identification of the potential for*  
2           *exchanging public land for privately held*  
3           *land of greater public value; and*

4           *(K) assurances that any land or inter-*  
5           *ests inland that are acquired are used and*  
6           *managed for their intended purposes.*

7           *(3) WILLING SELLER.—No Federal funds*  
8           *made available to carry out this section may be*  
9           *expended for acquisition of private or public*  
10           *property unless the owner of the property will-*  
11           *ingly offers the property for sale.*

12           *(4) LAND ACQUISITION.—*

13           *(A) FUNDING.—After completion of the*  
14           *planning process under paragraph (2), a*  
15           *Federal and State cooperative land acquisi-*  
16           *tion project under this section may be car-*  
17           *ried out with funding provided exclusively*  
18           *by the Federal Government or with funding*  
19           *provided by both the Federal Government*  
20           *and a State government.*

21           *(B) OBJECTIVES.—A cooperative land*  
22           *acquisition project funded under this section*  
23           *shall promote State land conservation objec-*  
24           *tives that correspond with Federal goals*

1                   *and the recommendations of the Northern*  
2                   *Forest Lands Council.*

3                   (5) *COMPLEMENTARY PROGRAM.—The Sec-*  
4                   *retary of the Interior shall conduct activities*  
5                   *under this subsection—*

6                   (A) *as a complement to the State Com-*  
7                   *prehensive Outdoor Recreation Plan for*  
8                   *each Northern Forest State in existence on*  
9                   *the date of enactment of this section; and*

10                   (B) *with a landscape perspective.*

11                   (6) *AUTHORIZATION OF APPROPRIATIONS.—*

12                   (A) *IN GENERAL.—There are author-*  
13                   *ized to be appropriated, out of any funds*  
14                   *made available for State purposes under*  
15                   *section 6 of the Land and Water Conserva-*  
16                   *tion Fund Act of 1965 (16 U.S.C. 460l–8),*  
17                   *such sums as are necessary to carry out this*  
18                   *subsection.*

19                   (B) *EFFECT ON APPORTIONMENT.—Ap-*  
20                   *portionment among the States under section*  
21                   *6(b) of the Act (16 U.S.C. 460l–8(b)) shall*  
22                   *be from funds not appropriated under sub-*  
23                   *paragraph (A).*

24                   (f) *LANDOWNER LIABILITY EXEMPTION.—*

25                   (1) *FINDINGS.—Congress finds that—*

1           (A) many landowners keep their land  
2           open and available for responsible recre-  
3           ation; and

4           (B) private lands help provide impor-  
5           tant forest-based recreation opportunities  
6           for the public in the Northern Forest region.

7           (2) *SENSE OF CONGRESS.*—It is the sense of  
8           Congress that States and other interested persons  
9           should pursue initiatives that—

10           (A) strengthen relief-from-liability laws  
11           to protect landowners that allow responsible  
12           public recreational use of their lands;

13           (B) update relief-from-liability laws to  
14           establish hold-harmless mechanisms for  
15           landowners that open their land to public  
16           use, including provision for payment by the  
17           State of the costs of a landowner’s defense  
18           against personal injury suits and of the  
19           costs of repairing property damage and re-  
20           moving litter;

21           (C) private additional reductions in  
22           property taxes for landowners that allow re-  
23           sponsible public recreational use of their  
24           lands;

1           (D) provide for purchases by the State  
2 of land in fee and of temporary and perma-  
3 nent recreation easements and leases, in-  
4 cluding rights of access;

5           (E) foster State and private coopera-  
6 tive recreation agreements;

7           (F) create recreation coordinator and  
8 landowner liaison and remote ranger posi-  
9 tions in State government to assist in the  
10 management of public use of private lands  
11 and provide recreation opportunities and  
12 other similar services;

13           (G) strengthen enforcement of trespass,  
14 antilittering, and antidumping laws;

15           (H) improve recreation user education  
16 programs; and

17           (I) improve capacity in State park  
18 and recreation agencies to measure rec-  
19 reational use (including types, amounts, lo-  
20 cations, and concentrations of use) and  
21 identify and address trends in use before the  
22 trends create problems.

23           (g) *NONGAME CONSERVATION.*—

24           (1) *FINDINGS.*—Congress finds that—

1                   (A) *private landowners often manage*  
2                   *their lands in ways that produce a variety*  
3                   *of public benefits, including wildlife habitat;*  
4                   *and*

5                   (B) *there should be more incentives for*  
6                   *private landowners to exceed current forest*  
7                   *management standards and responsibilities*  
8                   *under Federal laws.*

9                   (2) *SENSE OF CONGRESS.—It is the sense of*  
10                  *Congress that Congress should make it a priority*  
11                  *to consider legislation that creates a funding*  
12                  *mechanism to support the conservation of*  
13                  *nongame fish and wildlife and associated recre-*  
14                  *ation activities on public and private lands and*  
15                  *does not replace, substitute, or duplicate existing*  
16                  *laws that support game fish and wildlife.*

17                  (h) *WATER QUALITY.—The Administrator of the*  
18                  *Environmental Protection Agency, in cooperation*  
19                  *with the Secretary of Agriculture and the Secretary*  
20                  *of the Interior, is authorized, at the request of the*  
21                  *State of Maine, New Hampshire, New York, or Ver-*  
22                  *mont, to provide technical and financial assistance to*  
23                  *assess water quality trends within the Northern For-*  
24                  *est region.*

25                  (i) *RURAL COMMUNITY ASSISTANCE.—*

1           (1) *IN GENERAL.*—*The Secretary of Agri-*  
2 *culture is authorized, at the request of the State*  
3 *of Maine, New Hampshire, New York, or Ver-*  
4 *mont, to provide technical and financial assist-*  
5 *ance to the State, working in partnership with*  
6 *the forest products industry, local communities,*  
7 *and other interests to develop technical and mar-*  
8 *keting capacity within rural communities for re-*  
9 *realizing value-added opportunities in the forest*  
10 *products sector.*

11           (2) *RURAL COMMUNITY ASSISTANCE PRO-*  
12 *GRAM.*—*Sufficient funds from the rural commu-*  
13 *nity assistance program under paragraph (1)*  
14 *shall be directed to support State-based public*  
15 *and private initiatives to—*

16                   (A) *strengthen partnerships between*  
17 *the public and private sectors and enhance*  
18 *the viability of rural communities;*

19                   (B) *develop technical capacity in the*  
20 *utilization and marketing of value-added*  
21 *forest products; and*

22                   (C) *develop extension capacity in de-*  
23 *livering utilization and marketing informa-*  
24 *tion to forest-based businesses.*



1           (j) *AUTHORIZATION OF APPROPRIATIONS.*—  
 2           *There are authorized to be appropriated such sums as*  
 3           *are necessary to carry out subsections (b), (c), (d), (e),*  
 4           *(h), and (i) of this section and section 2371 of the*  
 5           *Rural Economic Development Act of 1990 (7 U.S.C.*  
 6           *6601) in the States of Maine, New Hampshire, New*  
 7           *York, and Vermont.*

8           (k) *APPLICABILITY.*—*This section shall be in ef-*  
 9           *fect during fiscal year 1997 and each fiscal year*  
 10           *thereafter.*

11 **(137)**Page 70, after line 2 insert:

12           *SEC. 747. BARLEY PAYMENTS.*—*Section 113 of Public*  
 13           *Law 104–127 is amended by inserting a new subsection (g)*  
 14           *that reads:*

15           “(g) *ADJUSTMENT IN BARLEY ALLOCATION.*—*In addi-*  
 16           *tion to the adjustments required under subsection (c), the*  
 17           *amount allocated under subsection (b) for barley contract*  
 18           *payments shall be increased by \$20,000,000 in fiscal year*  
 19           *1998, and shall be reduced by \$5,000,000 in each of fiscal*  
 20           *years 1999–2002.”.*

21 **(138)**Page 70, after line 2 insert:

22           *SEC. 748. INTERIM MORATORIUM ON BYPASS*  
 23           *FLOWS.*—

1           (a) *MORATORIUM.*—Section 389(a) of Public  
2 *Law 104–127 is amended by striking “an 18-month”*  
3 *after the word “be” and inserting “a 20-month”.*

4           (b) *REPORT.*—Section 389(d)(4) of Public Law  
5 *104–127 is amended by striking “1 year” after the*  
6 *word “than” and inserting “14 months”.*

7           (c) *EXTENSION FOR DELAY.*—Section 389 of  
8 *public law 104–127 is amended by adding at the end*  
9 *the following new subsection—*

10           “(e) *EXTENSION FOR DELAY.*—There shall be a  
11 *day-for-day extension to the 20-month moratorium re-*  
12 *quired by subsection (a) and a day-for-day extension*  
13 *to the report required by subsection (d)(4)—*

14                   “(1) *for every day of delay in implementing*  
15 *or establishing the Water Rights Task Force*  
16 *caused by a failure to nominate Task Force*  
17 *members by the Administration or by the Con-*  
18 *gress; or*

19                   “(2) *for every day of delay caused by a fail-*  
20 *ure by the Secretary of Agriculture to identify*  
21 *adequate resources as determined by the Sec-*  
22 *retary of Agriculture to carry out the purposes*  
23 *of the task force.”.*

24 **(139)**Page 70, after line 2 insert:

1           *SEC. 749. EASEMENTS ON INVENTORIED PROPERTY.—*  
 2 *None of the funds appropriated or otherwise made available*  
 3 *by this Act may be used by the Secretary of Agriculture*  
 4 *to establish a wetland conservation easement under section*  
 5 *335(g) of the Consolidated Farm and Rural Development*  
 6 *Act (7 U.S.C. 1985(g)) on an inventoried property that was*  
 7 *used for farming (including haying and grazing) at any*  
 8 *time during the period beginning on the date 5 years before*  
 9 *the property entered the inventory of the Secretary and end-*  
 10 *ing on the date the property entered the inventory of the*  
 11 *Secretary, to the extent that land would otherwise be eligible*  
 12 *for an easement haying and grazing must be done, accord-*  
 13 *ing to a plan approved by the Natural Resources Conserva-*  
 14 *tion Service.*

15 **(140)**Page 70, after line 2 insert:

16           *SEC. 750. GRANTS FOR PRECISION AGRICULTURAL*  
 17 *TECHNOLOGIES.—Section 793(c)(2)(A) of the Federal Agri-*  
 18 *culture Improvement and Reform Act of 1996 (7 U.S.C.*  
 19 *2204f(c)(2)(A)) is amended—*

20                   (1) *in clause (vii), by striking “and” at the end;*

21                   (2) *in clause (viii), by striking the period at the*  
 22 *end and inserting “; and”; and*

23                   (3) *by adding at the end the following:*

24                                   *“(ix) develop and apply precision agri-*  
 25 *cultural technologies.”.*

1 **(141)**Page 70, after line 2 insert:

2       *SEC. 751. SENSE OF SENATE ON CANADIAN WHEAT*  
3 *AND BARLEY EXPORTS.—IT IS THE SENSE OF THE SENATE*  
4 *THAT—*

5           (1) *the United States Trade Representative*  
6 *should continue to carefully monitor the export of*  
7 *wheat and barley from western Canada to the United*  
8 *States;*

9           (2) *the bilateral Memorandum of Understanding*  
10 *with Canada clearly states that the United States—*

11               (A) *will not accept market disruptions from*  
12 *imports of Canadian grains; and*

13               (B) *will use its trade laws if it appears*  
14 *likely that market disruptions will occur;*

15           (3) *the United States Trade Representative*  
16 *should monitor any policy changes by the Canadian*  
17 *Government, acting through the Canadian Wheat*  
18 *Board, that have the potential for increasing the ex-*  
19 *ports of Canadian grains to the United States;*

20           (4) *family farmers of the United States should*  
21 *not be subjected to increases in the 1-way channel of*  
22 *Canadian grain exports to the United States that un-*  
23 *fairly disrupt the grain transportation systems and*  
24 *depress the prices received by farmers; and*

1           (5) *the United States Trade Representative*  
2           *should be prepared to support the use of antidumping*  
3           *laws, countervailing duty laws, section 301 of the*  
4           *Trade Act of 1974 (19 U.S.C. 2411), and other Unit-*  
5           *ed States laws consistent with the international obli-*  
6           *gations of the United States, if—*

7                   (A) *the Canadian Government implements*  
8                   *the changes described in paragraph (3) without*  
9                   *a resolution of the underlying cross-border grain*  
10                  *trading issues between the United States and*  
11                  *Canada; and*

12                   (B) *the changes lead to unfair and injuri-*  
13                  *ous exports of Canadian grain to the United*  
14                  *States.*

15 **(142)**Page 70, after line 2 insert:

16           *SEC. 752. No funds appropriated or otherwise made*  
17           *available to the Secretary of Agriculture may be used to*  
18           *administer section 118(b)(2)(A) of the Agricultural Market-*  
19           *ing Transition Act unless the planting of a fruit or vegeta-*  
20           *ble on contract acreage, if planted subsequent to the failure*  
21           *of a contract commodity on the same acreage within the*  
22           *same crop year is permitted on contract acreage: Provided,*  
23           *That this provision shall take effect upon the date of enact-*  
24           *ment of this Act into law.*

25 **(143)**Page 70, after line 2 insert:

1        *SEC. 753. PLANTING OF WILD RICE ON CONTRACT*  
 2 *ACREAGE.*—*None of the funds appropriated in this Act may*  
 3 *be used to administer the provision of contract payments*  
 4 *to a producer under the Agricultural Market Transition Act*  
 5 *(7 U.S.C. 7201 et seq.) for contract acreage on which wild*  
 6 *rice is planted unless the contract payment is reduced by*  
 7 *an acre for each contract acre planted to wild rice.*

8 **(144)**Page 70, after line 2 insert:

9 *TITLE VIII—SUPPLEMENTAL APPROPRIATIONS*  
 10 *AND RESCISSION FOR THE FISCAL YEAR*  
 11 *ENDING SEPTEMBER 30, 1996*

12 **(145)**Page 70, after line 2 insert:

13                    *DEPARTMENT OF AGRICULTURE*  
 14                    *FARM SERVICE AGENCY*  
 15                    *AGRICULTURAL CREDIT INSURANCE FUND PROGRAM*  
 16                    *ACCOUNT*

17        *For an additional amount for the Agricultural Credit*  
 18 *Insurance Fund Program Account for the additional cost*  
 19 *of emergency insured loans authorized by 7 U.S.C. 1928–*  
 20 *1929, including the cost of modifying such loans as defined*  
 21 *in section 502 of the Congressional Budget Act of 1974, re-*  
 22 *sulting from droughts in the Western United States, Hurri-*  
 23 *cane Bertha, and other natural disasters, to remain avail-*  
 24 *able until expended, \$25,000,000: Provided, That these*  
 25 *funds are available to subsidize additional gross obligations*

1 *for the principal amount of direct loans of \$85,208,000:*  
 2 *Provided further, That the entire amount is designated by*  
 3 *Congress as an emergency requirement pursuant to section*  
 4 *251(b)(2)(D)(i) of the Balanced Budget and Emergency*  
 5 *Deficit Control Act of 1985, as amended: Provided further,*  
 6 *That the amount shall be available to the extent that the*  
 7 *President notifies Congress of his designation of any or all*  
 8 *of these amounts as an emergency requirement under sec-*  
 9 *tion 251(b)(2)(D)(i) of the Balanced Budget and Emer-*  
 10 *gency Deficit Control Act of 1985.*

11 **(146)**Page 70, after line 2 insert:

12                   *DEPARTMENT OF THE TREASURY*  
 13                   *BUREAU OF ALCOHOL, TOBACCO, AND FIREARMS*  
 14                   *SALARIES AND EXPENSES*  
 15           *For an additional amount for “Salaries and Ex-*  
 16 *penses”, to be used in connection with investigations of*  
 17 *arson or violence against religious institutions,*  
 18 *\$12,011,000, to remain available until expended.*

19                   *INTERNAL REVENUE SERVICE*  
 20                   *INFORMATION SYSTEMS*  
 21                   *(RESCISSION)*  
 22           *Of the funds made available under this heading in*  
 23 *Public Law 104–52, \$16,500,000 are rescinded.*

24 **(147)**Page 70, after line 2 insert:

1        *This Act may be cited as the “Agriculture, Rural De-*  
2 *velopment, Food and Drug Administration, and Related*  
3 *Agencies Appropriations Act, 1997”.*

Attest:

*Secretary.*



104<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 3603**

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**AMENDMENTS**

HR 3603 EAS	2
HR 3603 EAS	3
HR 3603 EAS	4
HR 3603 EAS	5
HR 3603 EAS	6
HR 3603 EAS	7
HR 3603 EAS	8
HR 3603 EAS	9
HR 3603 EAS	10